

# The Lawbook Exchange, Ltd.

## 30 Justice of the Peace Manuals

Primary Source for Many Subsequent Manuals

### 1. Blackerby, Samuel [fl. 1720-1738].

**Blackerby, Nathaniel.**

*The First Part of the Justice of Peace His Companion; Or, A Summary of All the Acts of Parliament, Whereby One, Two, Or More Justices of the Peace, Are Authorized to Act, Not Only In, But Out of the Sessions of Peace. Begun by Samuel Blackerby, Alphabetically Digested, And Continued to the End of the Last Session of Parliament, 1734. With an Exact Table, By Nathaniel Blackerby, Esq.* [London]: Printed by E. and R. Nutt, 1734. [xxiv], 540 pp. 12mo. (5" x 3").

Contemporary calf, blind rules to boards, raised bands and lettering piece to spine. Some rubbing to extremities, corners bumped, boards beginning to separate but still quite secure. Early annotation to front pastedown, struck-through signature to front free endpaper. Offsetting to margins of endleaves, rest of interior notably fresh. \$400.

\* Fifth edition. With a digested index. The first edition of Blackerby's *Justice of the Peace, His Companion* appeared in 1711. A companion volume, *Cases in Law*, which carries the subtitle "The Second Part of the Justice of Peace's Companion," followed in 1717. Both were held in high esteem, went through several editions and served as primary sources for many subsequent manuals. *Justice of the Peace* is arranged alphabetically by topic. Such entries as Apprentices, Bastardy, Gaming Houses, Overseers of the Poor, Papists and Popish Recusants and Witchcraft offer a unique perspective on rural English society during the early 1700s. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:225 (11).

### The First Irish Legal Treatise

### 2. Bolton, Sir Richard [c.1570-1648].

**Travers, Michael.**

*A Justice of Peace for Ireland: Consisting of Two Books; The First, Declaring the Exercise of That Office by One or More Justices of Peace Out of Sessions; The Second, Setting Forth the Form of Proceeding in Sessions, And the Matter to be Enquired of and Handled Therein. To Which are Now Added, In an Alphabetical Order, All the Statutes Now in Force in England and Ireland, (Since Sir Richard Bolton Published His Said Treatise) Which Concern the Office of a Justice of Peace for Ireland, Both in and Out of Sessions. Here are Likewise Added, Three Tables: The First Shews the Several Titles in Sir Richard Bolton's Treatise to Which Additions Have Been Made. The Second Shews the Several New Titles Added; And the Third is Designed for the More Easy Finding Several Particular Matters Contained Under the General Titles. With a Compleat Index to the Whole. Also, Some Precedents of Committals, Convictions, Summonses and Warrants, Are Added, As a Help to Justices of the Peace in the Execution of Their Office. With a Table of the Precedents.* Dublin: Printed for J. Leathley, And T. Moore, 1750. xiv, 586, 292 pp. Two parts, each with title page and individual pagination. Quarto (10" x 8").

Contemporary calf, raised bands and recent period-style lettering piece to spine. Light rubbing to extremities, a few minor scuffs and stains to boards, minor worming to lower edges of pastedowns and some adjacent leaves. Light toning, a bit darker in places, faint dampstaining to portions of text, internally clean. A nice copy. \$750.

\* Third and final edition. First published in 1638, this was the first Irish legal treatise. Considerably enlarged by Travers, the third is the preferred edition of this work. Bolton was chief baron of the Irish Court of Exchequer. OCLC locates 9 copies of this edition in North American law libraries. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 4:8-9.

### An Important and Unusually Comprehensive Scottish Treatise on Justices of the Peace

### 3. Boyd, Robert.

*The Office, Powers, And Jurisdiction, Of His Majesty's Justices of the Peace, And Commissioners of Supply. In Four Books.* Edinburgh: Printed for the Author, 1787. Four books in two volumes. Quarto (10-1/2" x 8-1/2").

Contemporary calf, raised bands, lettering pieces and blind tooling to spines. Some rubbing to extremities with wear to spine ends, corners bumped, joints just starting at ends, hinges weak. Early armorial bookplate of George Baillie to front pastedown of each volume, his signature to heads of title pages. Offsetting to margins of endleaves, negligible light foxing in a few places, interiors otherwise fresh. A handsome set. \$350.

\* First edition. With a list of subscribers. Holdsworth considers this an important book due to its topical arrangement and unusually comprehensive nature. It is organized systematically and deals with Scotch and English law. A second edition entitled, *The Office, Powers, and Jurisdiction, Of His Majesty's Justices of the Peace, And Commissioners of Supply, For Scotland*, was published in 1797. Baillie was one of the Lords (Commissioners) of the Treasury from 1717 to 1724. Holdsworth, *A History of English Law* XII:335. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:225.

### **The Only American Abridgment Published Before the Revolution**

#### **4. Burn, Richard [1709-1785]. Greenleaf, Joseph [1720-1810], Editor.**

*An Abridgment of Burn's Justice of the Peace and Parish Officer. To Which is Added, An Appendix, Containing Some General Rules and Directions Necessary to be Known and Observed by All Justices of the Peace.* Boston: Printed For, And Sold By, Joseph Greenleaf, 1773. [viii], 386, [2] pp. Includes two-page publisher advertisement. Quarto (8-1/2" x 7").

Contemporary sheep, rebacked retaining original spine with raised bands and lettering piece, hinges mended, spine ends restored. Moderate rubbing and minor scuffing to boards, some offsetting to margins of endleaves, very light browning to text. Early owner signature (J. Rowe/ Sept 16. 1776) to title page, interior otherwise clean. A handsome copy. \$2,400.

\* Only American edition and the only abridgement of a legal treatise printed in America before the Revolution. Richard Burn was an attorney and antiquarian who edited the ninth, tenth, and eleventh editions of Blackstone's *Commentaries*. His *Justice of the Peace, and Parish Officer* (1755) was perhaps his most important work. Holdsworth considered it to be one of the best treatments of the subject, an opinion shared by Burn's contemporaries, both in England and in the colonies. The "best proof that his book...was accepted as the leading text-book on that topic is the number of editions through which it passed.... It deserved its success. Burn carefully abridged the statutes, and stated the manner in which their clauses had been interpreted by the courts. His treatment of the criminal law was based upon a thorough study of the works of Coke, Hale, and Hawkins." Greenleaf explains the nature of his abridgement in the preface: "The London edition takes in the whole practice of England and Scotland, this renders it both bulky and dear. The circle of a justices business in those places is vastly extensive, and is founded chiefly on acts of the British parliament, which can never have any relation to this colony" [i]. Greenleaf also added an appendix of forms and general rules and directions for American courts. Holdsworth, *A History of English Law* XII:332-333. Cohen, *Bibliography of Early American Law* 8325.

### **A Landmark Treatise on Justices of the Peace From the Library of a Notable Nineteenth-Century New York Lawyer**

#### **5. Dalton, Michael.**

*The Countrey Justice, Containing the Practice of the Justices of the Peace Out of their Sessions: Gathered for the Better Helpe of Such Justices of Peace as Have Not Been Much Conversant in the Studie of the Lawes of This Realme: Now the Sixth Time Published, in Many Things Corrected, And Much Enlarged.* London: Printed for the Company of Stationers, 1635. [xi], 136, 133-280, 277-410, [10] pp. Folio (11" x 7").

Contemporary calf, blind rules to boards, recently rebacked in period style retaining somewhat later lettering piece, endpapers renewed. Some rubbing and staining to boards, corners bumped, armorial bookplate of William Curtin Noyes and residue from later library bookplate to front pastedown. Title within attractive woodcut architectural border, woodcut head-pieces, tail-pieces and decorated initials. Light toning to text, faint dampstaining and inkstains to margins in a few places, small chip to fore-edge of title page, which is lightly soiled, internally clean. A nice copy. \$600.

\* Sixth edition. This venerable justice of the peace manual went through some twenty editions between 1618 and 1746. This work is also significant because it firmly established the alphabetical topical structure adopted in later texts. Rooted in Crompton, Fitzherbert and Lambard, *The Countrey Justice* offers advice on such matters as buggery, customs, highways, prisons, riots, soldiers, murder, felonies, rogues and vagabonds, wool, and high treason. Though "not a judicial authority" says Marvin, "it is of considerable weight." Noyes [1805-1864] was a leading New York lawyer and a member of the commission formed to codify the state's laws, which resulted in the Field Codes. A man of extensive learning, he owned one of the finest law libraries in the United States. Marvin, *Legal Bibliography* 251. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:227 (24).

### **The First Treatise on Virginia Criminal Law**

#### **6. Davis, J.A.G. [1801-1840].**

*A Treatise on Criminal Law, With an Exposition of the Office and Authority of Justices of the Peace in Virginia; Including Forms of Practice.* Philadelphia: C. Sherman & Co. Printers, 1838. viii, 660, [1] pp. Octavo (9" x 5-1/2").

Recent period-style quarter calf over cloth, blind fillets and lettering piece to spine, endpapers renewed. Toning and occasional light foxing to text, internally clean. A handsome copy of a scarce title. \$750.

\* Only edition. Written by a lawyer who was a professor of law at the University of Virginia, this is the first treatise devoted solely to Virginia criminal law. As fate would have it, Davis died from a gunshot wound delivered by a UVA student he was trying to arrest (under his authority as a university officer). Cohen, *Bibliography of Early American Law* 3771.

### First Work of Its Kind for Vermont

#### 7. Fessenden, Thomas G[reen] [1771-1837].

*The American Clerk's Companion, and Attorney's Prompter: A Collection of the Most Useful and Approved Forms of Legal Instruments, Precedents in Pleading, &c. With Observations Relative to the Varieties of Practice, Introduced or Sanctioned by the Statutes and Courts of Different States.* Brattleboro: John Holbrook, 1815. [iv], [13]-377 pp. Octavo (6-1/2" x 4").

Contemporary sheep, blind fillets to boards, blind fillets and lettering piece to spine. Some rubbing to extremities, hinges partially cracked, front free endpaper partially detached, rear endleaves lacking, light toning to text. Early owner signature and stamps (of Daniel Parish) to front endleaves, interior otherwise clean. \$125.

\* First edition. A true "Renaissance man," Fessenden was a lawyer, poet, journalist, inventor and venture capitalist who promoted various inventions. He was the holder of two patents for heating devices. He promoted "scientific" techniques in *The New England Farmer*, a journal he founded. Also a prominent satirist, he wrote numerous pieces under the pseudonym Christopher Caustic for one of his other journals, *The Terrible Tractoration*. Marvin, *Legal Bibliography* 307. Cohen, *Bibliography of Early American Law* 8010.

### 1554 Edition of Fitzherbert's Important JP Manual

#### 8. Fitzherbert, Sir Anthony [1470-1538].

*The Nene Boke of Iustices of Peace Made by Anthonie Fitzherbard Iudge, Lately Translated Out of Fre[n]ch into Englishe and Newlye Corrected. The Yere of Our Lorde 1554.* [London: Imprinted at London in Fletestrete Within Temple Barre...By Richarde Tottyll, 1560]. 173, [3] ff. Octavo (5-1/4" x 3-1/2").

Attractive twentieth-century paneled calf, lettering piece and raised bands to spine, blind inside dentelles. Light rubbing to extremities, crack to text block between final text leaf and following endleaf, chip to fore-edges of fol. 19 with no loss to text. Light toning, occasional light foxing, browning to a few leaves. Early owner signature (of Edmund Novellus) to title page in miniscule chancery hand, occasional brief annotations in same hand to text. An attractive copy. \$3,500.

\* Later edition. First printed in 1538, Fitzherbert's manual was issued eight more times; its final edition was printed in 1617. Editions beginning in 1583 were edited by Richard Crompton. Despite his efforts, this work was eventually superseded by William Lambard's *Eirenarcha* (1581). *English Short-Title Catalogue* S4295. Beale, *A Bibliography of Early English Law Books* T342.

### First Edition of an Important Massachusetts JP Manual

#### 9. Freeman, Samuel [1743-1831].

*The Massachusetts Justice: Being a Collection of the Laws of the Commonwealth of Massachusetts, Relative to the Power and Duty of Justices of the Peace. Alphabetically Arranged, In Two Parts. Part I.-The Power and Duty of the Justices of the Court of General Sessions of the Peace. Part II.-The Power and Duty of Justices of the Peace, In Their Separate Capacity. To Which are Added, Under the Proper Heads, a Variety of Forms, Grounded on Said Laws. The Whole Intended for the Use of Those Who Practice in the Office of a Justice, To Assist Them in the Various Duties Thereto Belonging. With an Appendix, Containing Short and Concise Rules for Changing Pounds, Shillings, Pence and Farthings, Into Dollars, Cents and Milles, Which a Late Law has Introduced as Money of Account. Also, Rules for Computing Interest in Such Money, And Sundry Useful Tables Respecting the Same.* Boston: Isaiah Thomas and Ebenezer T. Andrews, 1795. iv, 296 pp. Octavo (8" x 5-1/4").

Contemporary sheep, lettering piece. Worn, covers detached, chipping to spine ends. Dampstaining to title page and following two leaves, light foxing throughout. Early signature to head of title page, annotations to rear free endpaper. A good candidate for rebinding. \$75.

\* First edition. With index. Freeman was a lawyer and judge in Portland, Maine who served in the Provincial Congress (1775) and the Massachusetts House of Representatives (1776, 1778). This handbook, which outlines all state laws, was the standard work for justices in Massachusetts. Sabin, *A Bibliography of Books Relating to America* 45869. Evans, *American Bibliography* 28909. Cohen, *Bibliography of Early American Law* 8381.

## 1793 Hartford Justice of the Peace Manual

### 10. Goodrich, John [1753-1800].

*The Civil and Executive Officer's Assistant: Containing the Forms of Bonds, Bills, Deeds, Letters of Attorney, Policies of Insurance, Releases, Wills, Writs, Pleas, Officers Returns and Justices Records of Court. With the Power and Duty of Justices of the Peace as contained in the laws of the State of Connecticut, And Exhibiting the Duty and Province of Select-Mfn [sic], Constables, Grand-Jurors, &c: With an Appendix: Containing a Concise Mode of Casting Interest, Keeping Town Accompts, And Transacting Public Business with Facility and Accuracy.* [New Haven]: Printed and Sold by Abel Morse, 1793. xii, 9-305 (i.e.309) pp. Octavo (7-1/2" x 4-1/2").

Contemporary sheep, lettering piece and gilt fillets to spine. Moderate rubbing to extremities with wear to corners and head of spine, some gatering to spine, boards rubbed and slightly bowed, front hinge cracked, front free endpaper lacking, a few partial cracks to text block. Light browning and foxing to text, internally clean. \$350.

\* First edition. First published in 1793 by the author. Educated at Dartmouth and Yale, "[h]e had several different occupations, in 1784 he became a member of the County Medical Society; in 1786 and for a few years thereafter, he ran a drug store; later he kept an inn and served as a constable; and by 1793 he had become a lawyer": Cohen, *Bibliography of Early American Law* 8009.

## With Sections on Race and Slavery

### 11. Greene, Rhodom.

#### Lumpkin, John W. [1812-1860].

*The Georgia Justice: Being a Convenient Directory for the Justices of the Peace, And Various Other Civil Officers Known to the Laws of the State of Georgia. Containing a Digest of the Statutes Relating to the Duties of Said Officers, And Other Laws of a General Nature, Illustrated and Explained by Quotations from the Most Eminent Writers and Expounders of the Common Law. In Four Parts. With an Appendix, Containing the Constitution of This State, And the Constitution of the United States as Amended.* Milledgeville, [Ga.]: P.L. & B.H. Robinson, Printers, 1835. vii, [9]-476 pp. Octavo (9" x 5-1/2").

Later buckram, red and black lettering pieces to spine. Some soiling and shelfwear, recent owner bookplate to front free endpaper. Some toning and light foxing to text, internally clean. \$450.

\* Only edition. A comprehensive handbook on Georgia's civil and criminal laws. There is a good deal of material relating to race and slavery, including a chapter on the "Trials of Slaves and Free Persons of Colour." Lumpkin was a Georgia lawyer and legislator who later became a justice of the Georgia Supreme Court. Cohen, *Bibliography of Early American Law* 8341.

## First Law Book Printed in Newark, New Jersey

### 12. Griffith, William [1766-1826].

*A Treatise on the Jurisdiction and Proceedings of Justices of the Peace, in Civil Suits; With an Appendix, Containing Advice to Executors, Administrators and Guardians--Also, An Epitome of the Law of Landlord and Tenant; The Whole Interpreted with Proper Forms, And Calculated for General Instruction.* Newark, NJ: Printed by John Woods, For the Author, 1797. xii, 320, [21] pp. 12mo. (6-1/2" x 4").

Contemporary sheep, lettering piece, blind fillets to spine. Rubbing with some wear to joints and corners, chipping to spine ends, minor cracks at beginning and end of text block. Offsetting and some chipping to endleaves, occasional light foxing to text. Early annotations to front pastedown and free endpaper, interior otherwise clean. A nice unsophisticated copy. \$100.

\* Second edition, with "improvements and a new chapter on conveyancing." First printed in Burlington, NJ, in 1796, the 1797 edition was the first law book printed in Newark. Section title: Part III. *The Scriveners Guide: Containing Concise Precedents of Acquittances, Agreements, Arbitration and Awards... with Practical Notes and Explanations.* [275]-320 pp. Griffith "eventually became the state's ablest lawyer on New Jersey land titles.": *Dictionary of American Biography* IV:625-626. Hill & Collins, *Books, Pamphlets and Newspapers Printed at Newark, New Jersey 1776-1900* 18-19. Cohen, *Bibliography of Early American Law* 8400.

## An Influential JP Manual

### 13. [Grimke, John Faucheraud (1752-1819)].

*The South-Carolina Justice of Peace; Containing All the Duties, Powers, And Authorities of that Office, As Regulated by the Laws Now of Force in this State, And Adapted to the Parish and County Magistrate, To Which is Added, A Great Variety of Warrants, Indictments, And Other Precedents, With Several Additional Ones, Interspersed Under Their Several Heads; And an Addition of Several Other Decisions Which Have Been Had in the Courts of this State, Besides Those Contained in the First Edition.* New York: Printed by T. & J. Swords, 1810. viii, 502 pp. Octavo (8-1/2" x 5-1/4").

Recent period-style calf, blind fillets to boards, lettering piece and blind fillets to spine, endpapers renewed. Light toning to text, somewhat darker in places, light foxing to some leaves, small chip to fore-edge of a leaf with no loss to text, internally clean. \$850.

\* Third and final edition. Educated at Trinity College and the Middle Temple, Grimke was an important South Carolina jurist, legal author and statesman. He also played a notable role in the Revolution and South Carolina's ratification of the Federal Constitution. Probably published anonymously due to his judicial position, he was an associate judge of the Superior Court of South Carolina from 1783 to 1799, then senior associate judge of that court until his death. Grimke's *Justice* became a standard text for attorneys and judges throughout early America. The nineteen-page section of this work on "Negroes" is especially interesting. The first and second editions were published in 1788 and 1796. Cohen, *Bibliography of Early American Law* 8467.

### **The First JP Manual Printed in Tennessee**

#### **14. Haywood, John [1762-1826], Compiler.**

*The Duty and Authority of Justices of the Peace, In the State of Tennessee.* Nashville: Printed and Sold by Thomas G. Bradford, 1810. [iv], 372, [7] pp. An additional four leaves, all containing advertisements, not present in this copy. Octavo (7" x 4-1/2").

Recent period-style calf, gilt rules and lettering piece to spine, hinges mended. Some toning and faint dampspotting to text, several printing faults resulting in torn leaves near the gutter, typical with early frontier imprints. Two later owner signatures to front pastedown, interior otherwise clean. \$1,800.

\* First edition. The first JP manual printed in Tennessee. With its choice of topics and rather amateurish printing, this manual evokes the state of frontier life in the early nineteenth century. Haywood was a jurist and historian from North Carolina who moved to Tennessee in 1807. Soon after his arrival he enhanced his already solid reputation by publishing a series of legal compilations and the earliest important histories of his adopted state. He served on the Tennessee Supreme Court for the last 12 years of his life. Other editions of his manual were published in 1811 and 1816. Though all editions are somewhat common in institutional collections, there are few copies of any edition in law libraries. Regarding the first edition, OCLC locates 4 copies (at Harvard, the Universities of Michigan and Minnesota and Yale). Also, no copy has appeared at auction in more than 30 years. Allen, *Tennessee Imprints* 162. Allen, *More Tennessee Rarities* 340. Cohen, *Bibliography of Early American Law* 8470.

### **With a 75-Page Dedication to Lord Mansfield**

#### **15. [Heathcote, Ralph (1721-1795)].**

*The Irenarch: Or, Justice Of The Peace's Manual. Addressed to the Gentlemen in the Commission of the Peace for the County of Leicester. By a Gentleman of the Commission. To Which is Prefixed, A Dedication to Lord Mansfield, By Another Hand.* London: S.n., 1774. [ii], lxxv, [i], 82 pp. Octavo (8-1/4" x 5").

Stab-stitched pamphlet in recent marbled wrappers, printed paper label to front cover. Light soiling to title page and verso of final leaf, light toning to text. A nice copy. \$350.

\* Second and best edition, with an added preface dated November 1773. The first edition, a 46-page pamphlet, was published in Leicester in 1771. The lengthy--and highly political--preface, addressed to Lord Mansfield, is a defense, ambiguous at best, of the Chief Justice of King's Bench against attacks made by "Junius," who was recently tried before Mansfield for seditious libel. Mansfield's verdict led to Junius's Letter No. 41, "charging Mansfield with a design to subvert the constitution by form of law." The author begins by giving Mansfield the benefit of the doubt with regard to his acquiescence in the Middlesex election involving John Wilkes. Ralph Heathcote was a clergyman and miscellaneous writer who took part in the Hume-Rousseau controversy and the controversy against Bolingbroke. He also served as a justice of the peace for Leicestershire. The first edition is rare, the other two are quite scarce. In North American law libraries OCLC locates no copies of the first edition, 6 copies of the second (at Columbia, Duke, Harvard, Library of Congress, University of Minnesota, Yale) and 1 copy of the third (at Harvard Law School). This edition not in Sweet & Maxwell. *English Short-Title Catalogue* T104398.

### **Copy of the First Book Printed in Alabama with a Notable Association**

#### **16. Hitchcock, Henry [1795-1839], Compiler.**

*The Alabama Justice of the Peace, Containing All the Duties, Powers and Authorities of That Office, As Regulated by the Laws Now in Force in This State: To Which is Added a Great Variety of Warrants, Recognizances, Bonds, Deeds of Bargain and Sale, Lease and Release, Of Trust, Mortgages, Bills of Sale, Contracts, And Other Precedents, Interspersed Under Their Several Heads; Together with the Constitution of the State of Alabama.* Cahawba, AL: Published by William B. Allen. And for sale at the book-store of Ginn & Curtis., 1822. [ii], 494, [2] pp. Octavo (8-1/4" x 5").

Contemporary sheep, lettering piece and blind fillets to spine. Light rubbing to boards and extremities with some wear to corners, a few minor stains to boards, hinges starting, crack near rear of text block repaired with archival tape. Toning to text, occasional light dampstaining and foxing. Faint early owner initials (MB) to spine, "M. Bohannon" to foot of text block, Bohannon's signature and annotations to front free endpaper, which has a few holes repaired with archival tape, autograph document laid in. A well-preserved copy. \$2,000.

\* Only edition. According to Owen, this was the first book printed in Alabama other than collected documents of the constitutional convention of 1819 and the journals and session laws of the general assembly. Hitchcock, who was Alabama's attorney general when he compiled this book, is an important figure in that state's history. He helped to write its constitution and went on to become chief justice of the Alabama Supreme Court. The autograph document, signed by Hitchcock, is dated July 9, 1822. It acknowledges receipt of his salary as attorney general. Owen, *A Bibliography of Alabama* 981. Cohen, *Bibliography of Early American Law* 8316.

### Classic JP Manual Based on Burn

#### 17. [Hodgdon, Moses (1774-1840)]. [Burn, Richard (1709-1785)].

*The Complete Justice of the Peace Containing Extracts from Burn's Justice, and Other Justiciary Productions. The Whole Altered and Made Conformable to the Laws and Manners of Administering Justice, Particularly in the State of New Hampshire, and Generally in the Other of the United States, Comprising the Practice, Authority, and Duty of Justices of the Peace, With Forms and Precedents Relating Thereto.* Published According to Act of Congress. Dover: Charles Peirce, 1806. [viii], 431 pp. Octavo (8" x 5").

Contemporary sheep, blind fillets and lettering piece to spine. Moderate rubbing to boards and extremities, corners bumped and lightly worn, chipping to head of spine, lettering piece abraded, rear hinge cracked. Light toning to text, foxing to a few leaves, internally clean. \$75.

\* First edition. With forms. Also includes a table of fees and the text of "An Act for Regulating Fees" dated December 16, 1796. An early American JP manual based on Burn's classic *Justice*. Cohen, *Bibliography of Early American Law* 8395.

### Best Edition of Jacob's JP Manual

#### 18. Jacob, Giles [1686-1744].

*The Modern Justice: Containing the Business of a Justice of Peace, In All its Parts. As an Abridgment of the Common Law, And of All the Acts of Parliament Relating to Justices of Peace, Constables, and Other Parish Officers Under Them, Compleat Down to this Time; And Some Special Law-Cases to Illustrate the Same. With Great Variety of the Most Authentick Precedents of Precepts, Summons, Warrants, Examinations, Commitments, Indictments, &c. Regularly Interspersed, Fitting all Occasions for Putting of the Laws in Force. Also the Chairman's Charge in the Quarter-Sessions; Proceedings in Trying of Criminals, Motions and Trials of Causes Relating to Settlements, &c. And the Particular Power of Mayors, Given by Statute, with Precedents of Warrants, &c. in all Cases. To Which are Added, A Concise Account of the Constitution and Government of a Considerable Workhouse for Employing of the Poor Within the City of Bristol. An Alphabetical Table Shewing what Acts of Parliament do Concern the Business of a Justice. And a Compleat Table to the Whole. Corrected, Improv'd, and Continued to this Present Year, 1720.* [London]: Printed by Eliz. Nutt and R. Gosling, 1720. [viii], 502, [42] pp. Octavo (7-1/2" x 4-1/2").

Contemporary paneled calf, rebaked in period style, raised bands and lettering piece to spine, hinges mended. Some rubbing to extremities with some wear to corners, light toning to text. Later owner signature to front free endpaper, brief annotation to rear pastedown, internally clean. \$750.

\* Third edition. This is the final and most complete edition. The first edition appeared in 1717. It was reissued in 1718 with new preliminaries. In the third edition Jacob has "continued the statutes to the present year; added many new entire heads and precedents never before printed; a very great number of references, and variety of cases and resolutions in the superior courts" (preface). He also added about 100 pages of new material. One of the most interesting features is the detailed six-page description of the workhouse at Bristol. It forms part of a full chapter devoted to the Poor Law (pp.324-348). OCLC locates 11 copies of this edition in North American law libraries. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:228.

## A Popular and Respected English JP Manual

### 19. Kilburne, Rich[ard] [1605-1678].

**G.F of Grays Inn, Editor.** *Choice Presidents Upon All Acts of Parliament, Relating to the Office and Duty of Justice of the Peace. With Necessary Notes and Instructions Thereupon Taken Out of the Said Acts of Parliament, And Other Particular Cases in Law Adjudg'd Therein. As Also a More Usefull Method of Making Up Court-Rolls Than Hath Been Hitherto Known or Published in Print.* Very Much Enlarged with Many Presidents and Law-Cases. London: Printed by the Assigns of Rich. and Edw. Atkins, 1685. [iv], 493, 29, [2] pp. Includes two-page publisher catalogue. 12mo. (6" x 4").

Contemporary sheep, blind rules to boards, raised bands to spine. Spine worn, some wear to board edges and corners, joints and hinges cracked, boards still quite secure, part of front pastedown and all of front free endpaper lacking. Some wear to fore-edges of title page and other leaves with no loss to text, some worming near gutter with negligible loss. Early signatures to endleaves. Light toning to a few leaves, interior otherwise fresh. A solid copy of a scarce title. \$350.

\* Third edition. The first edition of this popular and respected JP manual was published in 1680, its eighth and final edition in 1715. Richard Kilburne, a member of Staple Inn, was an eminent solicitor in chancery, as well as a justice of the peace in Kent. The usefulness of his JP manual is attested to by the fact that by 1715 it made its eighth appearance in print. OCLC locates 6 copies of this edition. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:229 (42).

## An Interesting Perspective on Elizabethan England

### 20. Lambard(e), William [1536-1601].

*Eirenarcha, Or of the Office of the Iustices of the Peace, In Foure Bookes. Revised, Corrected, and Enlarged, In the Fourth Yeare of the Peaceable Raigne of Our Most Gracious King Iames.* London: Printed for the Company of Stationers, 1607. [i], 622, [80] pp. Four parts in one volume with continuous pagination. Title within typographical border.

**[Bound with]**

**Lambard(e), William.**

*The Duties of Constables, Borsholders, Tythingmen, And Such Other Lowe and Lay Ministers of the Peace. Whereunto be Adioyned, the Severall Offices of Church Ministers and Churchwardens, and Overseers for the Poore, Surveighours of the Highwaies, and Distributors of the Provision Against Noysome Fowle and Vermine. Now Enlarged.* London: Printed for the Companie of Stationers, 1606. 80 pp.

Octavo (6-1/2" x 4-1/2"). Contemporary limp vellum with lapped edges, early hand-lettered titles to spine and fore-edge, ties lacking. Some soiling, rubbing to extremities, hinges just starting at ends, partial crack between pp 64-65. Later annotations and bookplates of William Allen Potter and bibliographer E.F. Bosenquet to front pastedown and free endpaper, text notably fresh. An appealing copy. \$1,500.

\* Lambard, or Lambarde, a barrister and legal historian, was the keeper of records at the Rolls Chapel and the Tower of London. First published in 1581, *Eirenarcha* is esteemed for its comprehensive and systematic account of the organization of local government under the justices of the peace at the end of the sixteenth century. It was the standard authority for many years and often reprinted. Like many books of its kind, *Eirenarcha* offers fascinating insights into the society that produced it. This is evident in the detailed indictments for such offenses as murder via witchcraft, raping a child or maid (the age of distinction was ten), hearing a Catholic Mass, practicing usury and operating a bowling alley. First published in 1582, *Duties of Constables* is a companion work. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:229(43), 234 (9).

## Rare Indiana JP Manual

### 21. McDonald, David [1803-1869].

*A Treatise on the Law Relating to the Powers and Duties of Justices of the Peace and Constables, In the State of Indiana: With Practical Forms, And Essays on Various Titles of the Common Law.* Cincinnati: H.W. Derby & Co., 1856. xxxix, [1], 33-755 pp. Octavo (9-1/4" x 6").

Contemporary sheep, raised bands and lettering piece to spine. Rubbing with some wear to spine ends, joints and corners, a few small scuffs to boards, hinges just starting. Offsetting to margins of endleaves, occasional light foxing, interior otherwise fresh. A rare title. \$350.

\* Only edition. With forms. "The principal object of this work is to furnish to Justices, Constables, and other inferior officers in the State of Indiana, a convenient guide in the performance of their official duties. It may, be, indeed, to some extent, useful to lawyers; but its leading design is to aid such persons as, not being members of the legal profession, are, nevertheless, concerned in the administration of justice.": Preface [iii]. McDonald was a United States District Court judge, a judge of the Tenth District Court of Indiana and a professor of law at Indiana University. OCLC locates 2 copies. Cohen, *Bibliography of Early American Law* (2003 Supplement) 8350.50.

## 1839 Pennsylvania JP Manual

### 22. M'Kinney, Mordecai [1796?-1867].

*The Pennsylvania Justice of the Peace: Containing The Law, Practice, and Process, in Proceedings Before Justices of the Peace and Aldermen, in Criminal Cases, With Numerous Precedents Therein: Also, the Laws, Adjudications, (with Notes,) Forms of Docket Entries, Process and Practice, Relative to Their Jurisdiction, and its Exercise, in Civil Cases. Two Volumes in One. Vol. I. Of Justices' Criminal Jurisdiction. Vol. II. Of Justices' Civil Jurisdiction.* Harrisburg: Printed for the author, by E. Guyer, 1839. Two volumes in one, each with title page. lvi, 294; vi, 368 pp. Octavo (8-1/2" x 5-1/2").

Contemporary calf, lettering pieces. Rubbing to boards and backstrip, corners bumped, some wear to joints. Moderate toning and light foxing to text, faint dampstaining to margins of a few leaves, internally clean. \$40.

\* Volume I has the text of the Pennsylvania constitution and a digest of election laws. Cohen, *Bibliography of Early American Law* 8461.

## 1788 Printing of Parker's *Conductor Generalis*

### 23. Parker, James [1714-1770], Compiler.

*Conductor Generalis: Or, the Office, Duty and Authority of Justices of the Peace, High-Sheriffs, Under-Sheriffs, Coroners, Constables, Gaoler, Jury-Men, and Overseers of the Poor. As Also the Office of Clerks of Assize, And of the Peace, &c To Which Are Added, Several Choice Maxims in Law, &c. Compiled Chiefly from Burn's Justice, and the Several Other Books on Those Subjects. The Whole Alphabetically Digested Under the Several Titles; With a Table Directing to the Ready Finding Out the Proper Matter Under Those Titles.* New York: Printed by John Patterson, for Robert Hodge, 1788. xvi, 539 pp. Octavo (7-1/2" x 4-1/2").

Contemporary sheep, lettering piece and raised bands to spine. Rubbing to extremities, light wear to spine ends, corners bumped and moderately worn, front joint starting at foot, front hinge starting, front free endpaper lacking, about an inch lacking from head of following endleaf, light toning to text. Early owner signature (of Luther Adams) to front endleaf, partially-erased signature to head of title page, interior otherwise clean. \$700.

\* A popular American legal manual issued by different printers and publishers based largely on Burn and other English sources. Part II contains (with caption titles only): The Office and Duty of Sheriffs; The Office of a Gaoler, and Concerning Escapes; The Office and Duty of the Clerk of Assize and Clerk of the Peace; A Guide to Juries; Of Maxims and General Rules, from Jacob's *Law Grammar*; Of Actions and Remedies; Of Fictions, Intendments, and Presumptions. Cohen, *Bibliography of Early American Law* 7959.

## Final Edition of a Notable New Jersey Manual

### 24. Pennington, William Sandford [1757-1826].

*A Treatise on the Courts for the Trial of Small Causes, Held by Justices of the Peace, In the State of New-Jersey. Containing Useful Information for Justices, Officers, And Suitors of the Court.* Newark: Printed by Kinney and Cameron, 1824. 268, [12] pp. 12mo. (6-1/2" x 4").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine. Light rubbing to extremities with some wear to spine ends and corners, a few minor nicks to boards. Moderate toning and faint dampspotting to text. Early owner signature to front free endpaper, small early owner stamps to title page and verso of final index leaf, annotations in pencil to rear endleaves. A well-preserved copy. \$75.

\* Second and final edition. Pennington was a governor of New Jersey and later the Federal district court judge for that state. This was a competitor to Ewing's manual. Felcone, *New Jersey Books* 1206.

## The First JP Manual Issued in the State of Maine

### 25. Perley, Jeremiah [1734-1834].

*The Maine Civil Officer, Or the Powers and Duties of Sheriffs, Coroners, Constables, and Collectors of Taxes; With an Appendix, Containing the Necessary Forms and an Abridgment of the Law Relative to the Duties of Civil Officers.* Hallowell: Printed and Published by Glazier & Co., 1825. [iv], 235 pp. Two folding forms lacking. Octavo (6-3/4" x 4").

Contemporary sheep, lettering piece to spine. Light rubbing to extremities, occasional light foxing. Early owner signature to front pastedown, interior otherwise clean. An appealing copy. \$125.



\* First edition. This popular guide, the first published after Maine achieved statehood, was later revised and rewritten by Henry Knox Baker. (Maine became a state in 1820.) Cohen, *Bibliography of Early American Law* 8361.

### **Appealing JP Manual with Laws Relating to London**

#### **26. Pye, Henry James [1745-1813].**

*Summary of the Duties of a Justice of the Peace Out of Sessions: With Some Preliminary Observations. With Considerable Additions, By a Barrister at Law, Of the Inner Temple.* London: Printed for J. Butterworth and Son, 1817. xvi, 231, [20] pp. 12mo. (6-3/4" x 4").

Contemporary calf, lettering piece, blind-stamped fillets to spine and boards. Light rubbing, negligible wear to corners, joints and spine ends. A few tiny inkstains to rear board, early owner signature to head of title page. Light foxing to endleaves, interior otherwise fresh. An appealing copy. \$150.

\* Third edition. With forms. "This little Summary points out and abridges those laws that relate to the duties of a justice of the peace out of sessions.... This work is confined to the duties of a justice out of sessions because at the sessions the magistrate will find ample means of reference, besides the opportunity of consulting his friends at the bar and his colleagues on the bench.... [Due to] the multitude of persons...that occasionally come to the metropolis, it was thought necessary...to insert those laws...that relate to London and its immediate vicinity. [These] are thrown together, and inserted at the end of the volume": Preface, [vii]-viii. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:293.

### **With a Novel System for the Drafting of Forms**

#### **27. Read, Collinson [1751-1815].**

*Precedents in the Office of A Justice of Peace. To Which is Added a Short System of Conveyancing, In a Method Entirely New. With an Appendix, Containing a Variety of the Most Useful Forms. With Considerable Additions.* Harrisburg: Printed and Sold by John Wyeth, 1801. [iv], 63, [1], 36, [1] pp. Quarto (8-1/2" x 6").

Contemporary quarter sheep over paper boards. Moderate rubbing, early inkstains to boards, chipping to foot of spine, rear hinge cracked but secure, one signature (with light wear to fore-edges) partially detached but secure. Light foxing and occasional light toning. Early owner signature to front board. Other early signatures and annotations to endleaves and margins of a few text leaves. \$350.

\* Second edition. This popular manual was first published in 1794. An interesting feature is its "Short System of Conveyancing." This is a collection of numbered texts that can be combined to create a variety of forms. According to Read's explanation, "[e]ach of the following tables [i.e. texts] may be written on a separate card or piece of paper (leaving the proper blanks) which, when filled with a black lead pencil, may be so arranged, as to form any common conveyance. When copied, the traces of the pencil may be rubbed off with elastic gum, and the tables again be fit for use" (41). Read was a member of the Pennsylvania Bar who received his legal education in London. Cohen, *Bibliography of Early American Law* 8137.

### **From 'Affidavit' to 'Wrongous Imprisonment'**

#### **28. Tait, George [d. 1865].**

*A Summary of the Powers and Duties of a Justice of The Peace in Scotland, In Alphabetical Order; With Forms of Proceedings, &c. Containing a Short View of the Criminal Duty, And of the Greater Part of the Civil Duty, Of Sheriffs and Magistrates of Burghs.* Edinburgh: John Anderson & Co. and Longman & Co., London, 1815. viii, 373, [2], 54, [2] pp. Quarto (8" x 6").

Original three-quarter calf with decorative scalloped rules and handsome gilt stamped lettering plate over marbled boards, rubbed. Small cracks to hinges, but secure. Engraved heraldic book plate on front pastedown. An attractive copy. \$50.

\* First edition. An overview of matters that require the services of a Scottish Justice of the Peace. Each entry outlines the appropriate procedure and cites the relevant legal references. A collection of model legal forms is included as an appendix. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 5:120.

### **New York JP Manual Arranged According to the Code of Civil Procedure**

#### **29. Throop, Montgomery H. [1827-1892], Editor.**

*The New York Justice's Manual, Containing All the Laws of the State, Relating to the Official Tenure and Duties of a Justice of the Peace, And the Proceedings in Civil Cases Before Him, In Force on the First of July, 1888. With Explanatory Notes and an Appendix of Forms.* Albany: H.B. Parsons, 1888. xvi, 625 pp. Octavo (9" x 6").

Original sheep, blind frames to boards, raised bands and lettering pieces to spine. Light rubbing with some wear to extremities, joints just starting at head of spine, hinges cracked but secure. Offsetting to margins of endleaves, some toning to text, internally clean. \$25.

\* Ninth edition of a work first published in 1880. Throop was the editor the 1880 Annotated New York Code of Civil Procedure. "The plan of this work is that which the Editor...deemed the best adapted to enable justices of the peace, and practitioners before them, (1) easily to become familiar with the new system; (2) to overcome the difficulties, which will at first inevitably attend its practical application to legal proceedings; and (3) to ascertain readily, and without the labor of continually comparing the repealing act with the statute books, what provisions of the former statutes, affecting those proceedings, are yet in operation, and may safely be followed": Preface iii-iv. OCLC locates 1 copy of this edition. Not in the on-line *Harvard Law Library Catalogue*.

### 1845 Indiana JP Manual

#### 30. Van Santvoord, George [1819-1863].

*The Indiana Justice, A Treatise on the Jurisdiction, Authority, And Duty of Justices of the Peace, In the State of Indiana, In Civil and Criminal Cases: Containing a Summary of the Law of Personal Actions, And of Evidence, With a Full Collection of Forms in Civil and Criminal Proceedings; And Also, Under the Various Miscellaneous Actions of the State.* Lafayette: Fry & Jackson, 1845. viii, [2], [9]-548 pp. Octavo (9" x 5-1/2").

Contemporary sheep, blind fillets to boards, lettering piece, early owner label and blind fillets to spine. Rubbing to boards, spine and extremities, corners bumped, hinges cracked, front free endpaper lacking. Some toning to text, occasional light foxing. Early owner signatures to front pastedown, interior otherwise clean. \$200.

\* Only edition. Van Santvoord a lawyer from Kinderhook, N.Y., published this manual when he lived in Indiana. He returned to New York, served in the New York State Assembly and was later district attorney for Rensselaer County. He wrote several treatises on New York practice. Cohen, *Bibliography of Early American Law* 8351.

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