

MAY 30, 2023

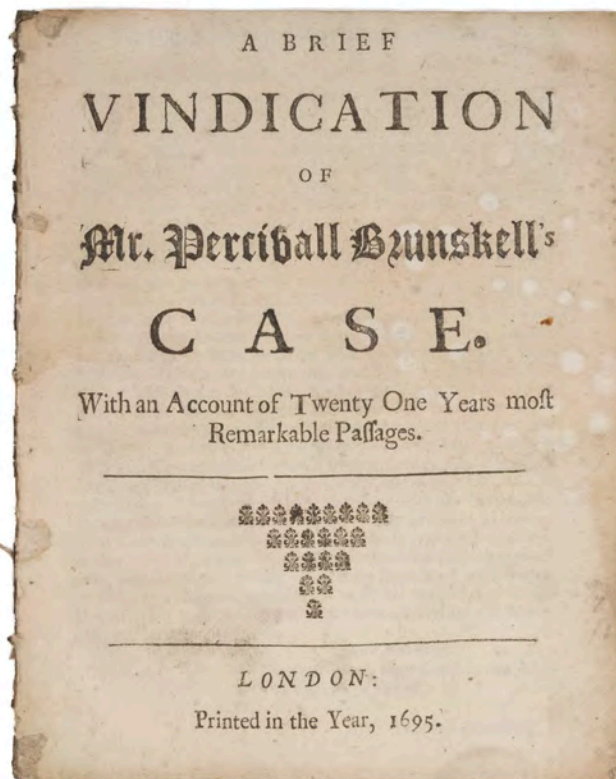
RECENT ACQUISITIONS

English, American & Continental Law, 1516–1898

30 ITEMS



THE
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A Would-Be Reformer Asks for Recognition

1. [Brunskell, Percivall].

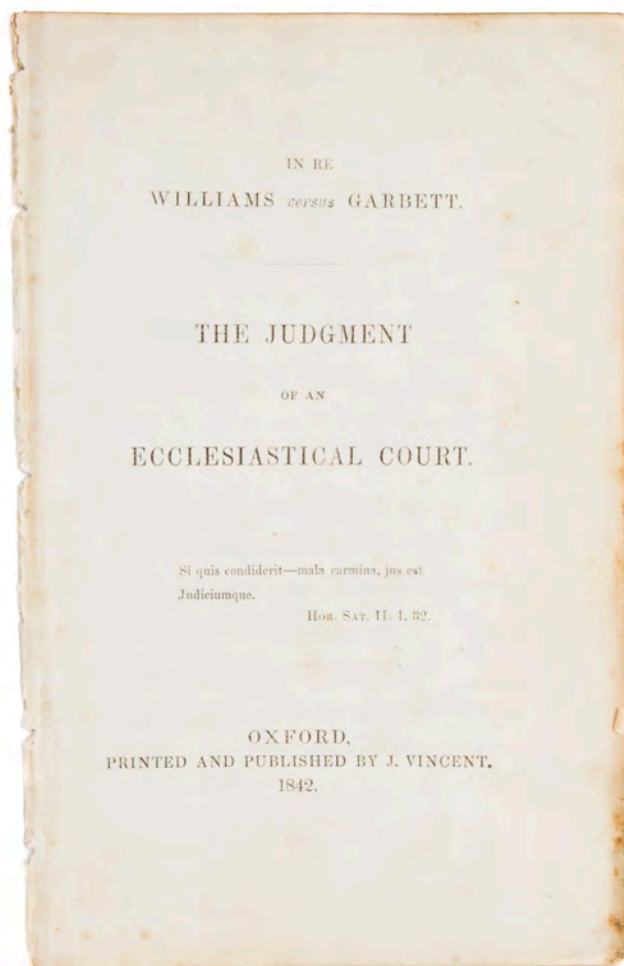
A Brief Vindication of Mr. Percivall Brunskell's Case. With an Account of Twenty One Years Most Remarkable Passages. London: [s.n.], Printed in the Year, 1695. [viii], 16 pp. Quarto (7-1/2" x 5-3/4").

Disbound stab-stitched pamphlet. Light toning, trimming to fore-edge affecting most side notes with loss to legibility in places, occasional faint dampstaining to fore-edge, light soiling to a few leaves, faint dampspotting to first and final few leaves. \$350.

* Only edition. Brunskell was a determined reformer who frequently made a wide range of proposals to address corruption and increase royal revenue. Unfortunately for him, his efforts were not acknowledged to the extent that he wished. Written in a bid for recognition, this pamphlet lists abuses, proposes remedies and enumerates Brunskell's attempts at reform.

English Short-Title Catalogue R38644.

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A Satirical "Trial" of The Oxford Movement

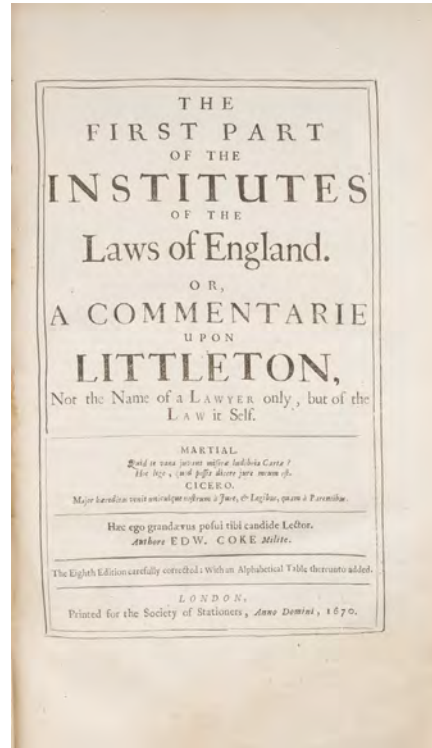
2. [Church of England].

In Re Williams Versus Garbett: The Judgment of an Ecclesiastical Court. Oxford: Printed and Published by J. Vincent, 1842. 15, [1] pp. Octavo (7" x 4-1/2").

Disbound sewn pamphlet. Moderate toning, light soiling to exterior, browning and light wear to fore-edges. \$350.

* Only edition. A sharp verse satire of the contested 1842 election of the professor of poetry at Oxford, which devolved into an ecclesiastical dispute between High Church Anglicans and their opponents. OCLC locates 8 copies, none in law libraries. Not in the *British Museum Catalogue*.

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Early Edition of *Coke on Littleton*

3. Coke, Sir Edward [1552-1643].

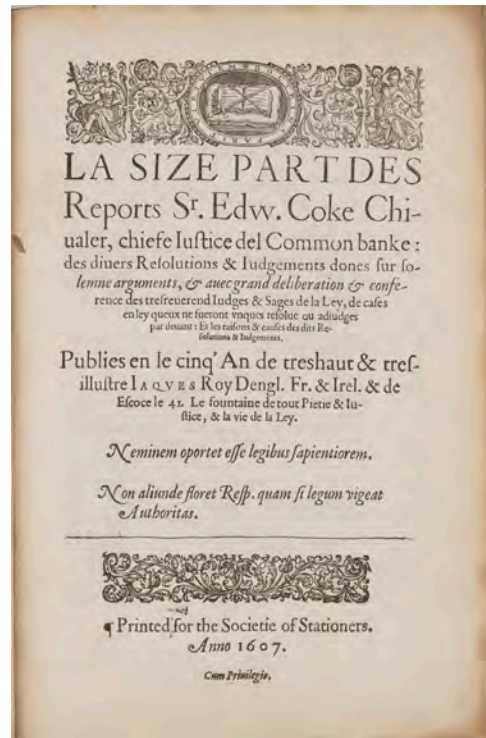
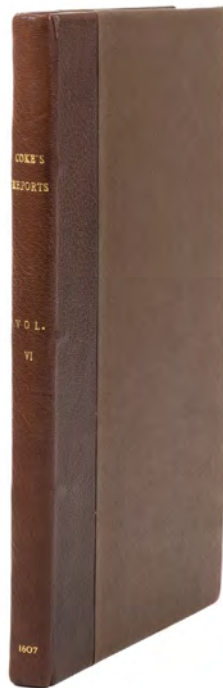
The First Part of the Institutes of the Laws of England. Or, A Commentary Upon Littleton, Not the Name of a Lawyer Only, But of the Law It Self. Carefully Corrected: With an Alphabetical Table Thereunto Added. London: Printed for the Society of Stationers, 1670. [vii], 395, [35] ff. Table has separate title page. Main text in parallel columns. Folding table (of consanguinity). Copperplate portrait frontispieces of Coke and Littleton. Folio (12-1/2" x 7-1/2").

Contemporary calf, blind rules and corner fleurons to boards, rebacked and recorned in period style with raised bands to spine, gilt tooling to board edges, hinges mended. Light rubbing and some scuffing and scratches to boards, moderate rubbing to extremities, hand-lettered title to fore-edge of text block, pastedowns loose, later bookplate (of Eric Poole) to inner front board, early annotations (shelf-marks?) to front pastedown and front free endpaper. Light toning to interior, faint (sometimes very faint) dampstaining to bottom margin, very light foxing and soiling in a few places, tears to edges of a few leaves not affecting text, clean tear to folding table affecting text without loss, faint dampstain to gutter of frontispieces. \$650.

* Eighth edition. Coke's *Institutes*, which eventually comprised four volumes, are thought to be the first textbooks on the modern common law. Taken together, they are a virtual legal encyclopedia of the law as it stood in Coke's lifetime. The first *Institutes*, better known as *Coke on Littleton*, contains the text of Sir Thomas Littleton's *Tenures* with extensive commentary. First published in 1628, it was a standard work for decades and was often used as a textbook. "If Bracton first began the codification of the common law, it was Coke who completed it... In the *Institutes* (...) the tradition of the common law from Bracton to Littleton, whose name Coke's *Commentary* made famous, firmly established itself as the basis of the constitution of the Realm" (PMM).

Printing and the Mind of Man 126 (citing first edition). *English Short-Title Catalogue* R34822.

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First Edition of the Sixth Part of Coke's *Reports*

4. Coke, Sir Edward [1552-1634].

La Sise Part des Reports Sr. Edw. Coke Chivaler, Chiefe Iustice del Common Banke: Des Divers Resolutions & Indgements Dones sur Solenne Arguments, & Avec Grand Deliberation & Conference des Tresreverend Iudges & Sages de la Ley, De Cases en Ley Queux ne Fueront unques Resolve ou Adjudges par Devant: Et les Raisons & Causes des Dits Resolutions & Indgements. Publies en le Cinq' an de Treshaut & Tresillustre Iaques Roy Dengl. Fr. & Irel. & De Escoce le 41. Le Fontaine de tout Pietie & Iustice, & La Vie de la Ley. [London]: Printed for the Societie of Stationers, 1607. [10], 80, [1] ff. Lacking final blank. Folio (10-3/4" x 7-1/4").

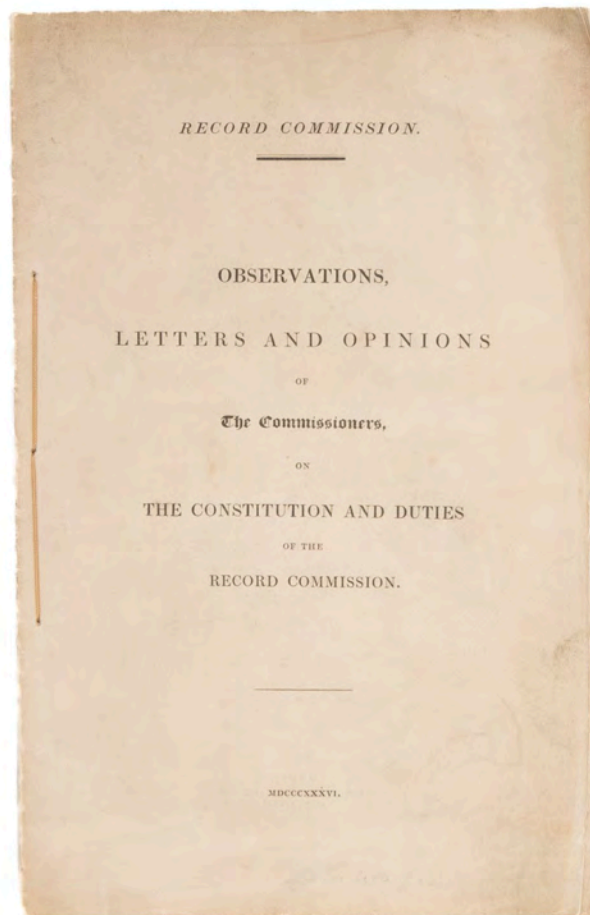
Recent quarter morocco over cloth, gilt title, date and part number to spine, endleaves renewed. Very light fading to spine, lower corners lightly bumped, retained bookplates (one of W.H. Reece) to front pastedown, small circular sticker to front free endpaper. Light toning to interior, faint offsetting to first and final few leaves, light foxing in a few places, very faint dampspotting to ff. 44-45, occasional annotations in an early hand. \$1,250.

* First edition, one of two issues. Coke's *Reports* are not reports in the conventional sense; they are highly detailed anthologies of precedents organized by topic. Taken together, they form the most extensive and detailed treatment of common law pleading that had yet appeared. A work of immense authority, it was often cited as *The Reports*, there being no need to mention the author's name. Many cases in the sixth part are concerned with property and inheritance, though others deal with such topics as murder and the suppression of rebels. Some of the annotations to our copy are brief glosses or references to statutes, while others appear to be more detailed interpretative notes.

Counting both issues, OCLC locates copies of the first edition in 8 North American law libraries (Harvard, Florida State University, Thurgood Marshall Law Library, York University, Library of Congress, Yale, University of Pennsylvania, Northwestern University).

English Short-Title Catalogue S124668.

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The Establishment of the Record Commission

5. [Cooper, Charles Purton, Editor].

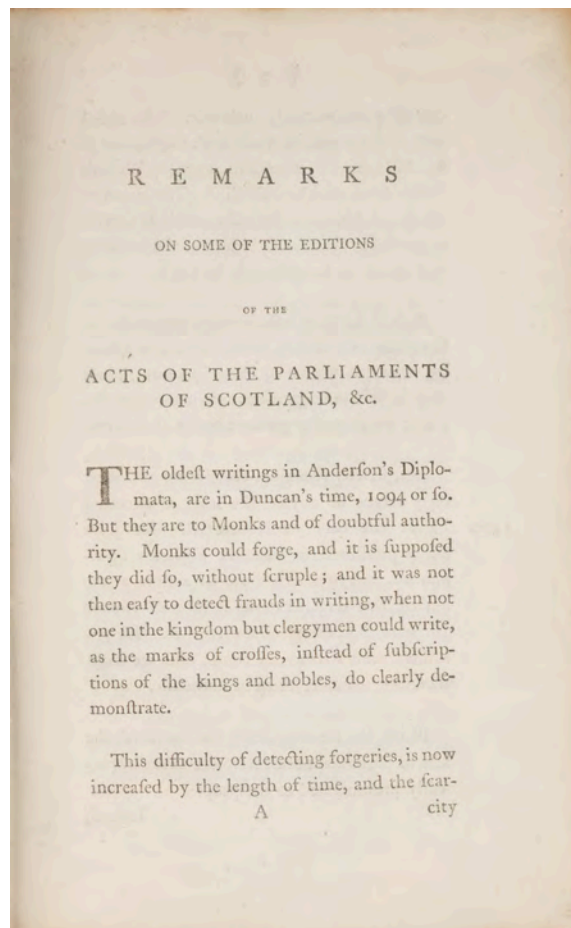
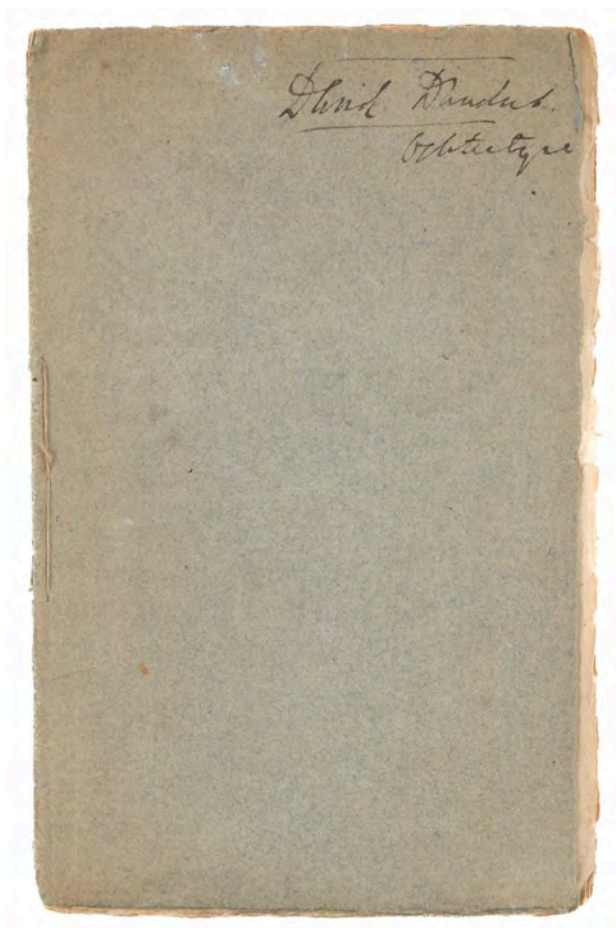
Record Commission. Observations, Letters and Opinions of the Commissioners, On the Constitution and Duties of the Record Commission. [London: C. Roworth & Sons], 1836. 35 pp. Octavo (8-1/2" x 5-1/2").

Stab-stitched pamphlet in self-wrappers. Moderate toning, light soiling to exterior, light wear to corners of text block, wear to fore-edges of title page and a few other leaves. \$250.

* Only edition. This pamphlet contains fourteen letters and related documents collected by Cooper, who no doubt did more for the publication of England's historic official records than any other individual. It is a valuable document of the history of this important publication project.

British Museum Catalogue (Compact Edition) 6:207.

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Scarce Critical Survey of Early Collections of Scottish Laws

6. [Davidson, John].

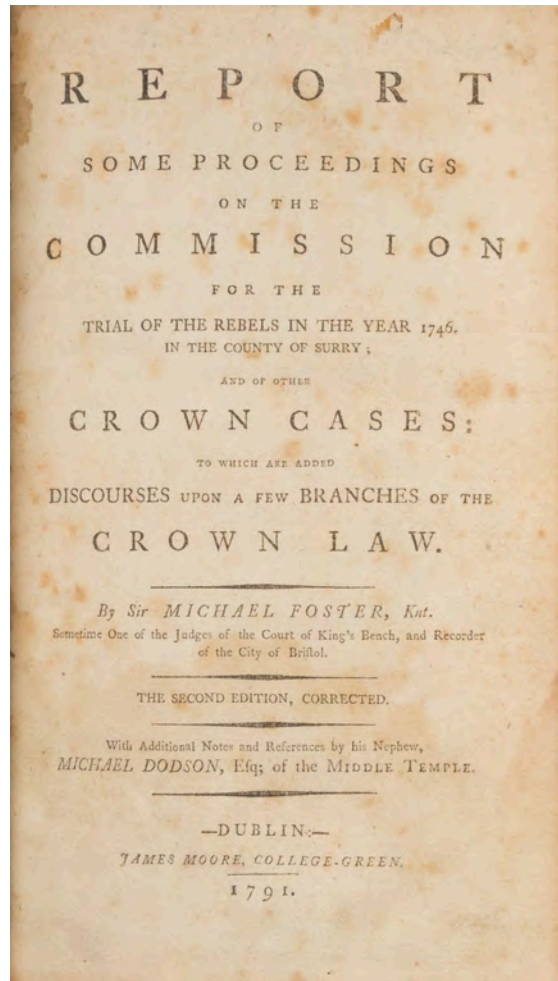
Remarks on Some of the Editions of the Acts of the Parliaments of Scotland, &c. [Drop-head title]. [Edinburgh: S.n., 1792]. 16 pp. Octavo (9" x 5-3/4").

Stab-stitched pamphlet in plain wrappers, untrimmed edges. Light soiling to exterior, illegible early owner name to front wrapper, moderate toning to interior, light browning to fore-edges of a few leaves. \$350.

* Only edition. Davidson, a lawyer and well-regarded antiquarian, provides a richly detailed critical survey of early editions of the laws of Scotland from the manuscript compilations of the 11th century (likely spurious) to the printed editions of 1566 and 1597. This is a scarce title. OCLC locates 14 copies, 1 in a law library (Harvard).

English Short-Title Catalogue T66978.

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"The Most Remarkable and Most Scholarly of All the Reports"

7. Foster, Sir Michael [1689-1763].

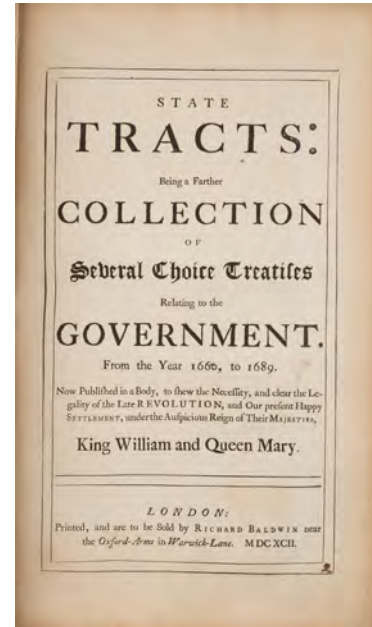
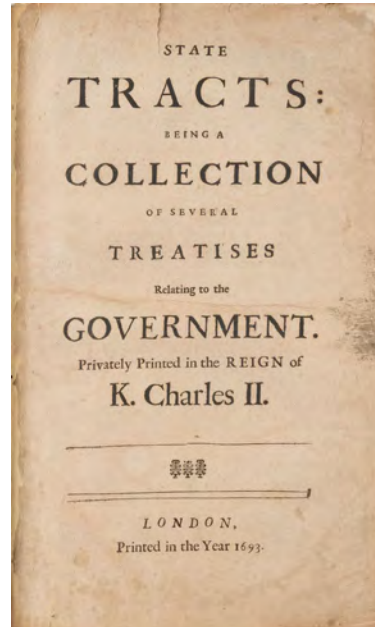
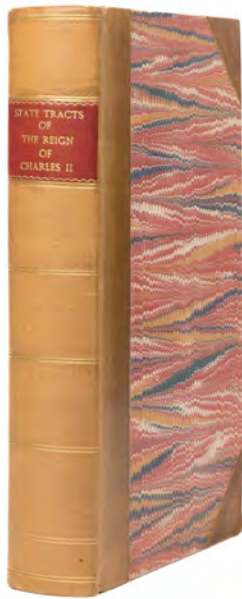
A Report of Some Proceedings on the Commission for the Trial of the Rebels in the Year 1746. In the County of Surry; And of Other Crown Cases. To Which are Added Discourses upon a Few Branches of the Crown Law. Dublin: James Moore, 1791. xxxi, [1], 412, [20] pp. Octavo (7-3/4" x 4-3/4").

Recent buckram, gilt title to spine, endleaves renewed. Moderate toning to interior, occasional light foxing and faint dampstaining to bottom half of text block, crease and resulting printer's flaw to p. 51, marginal marks in pencil, colored pencil and ink to several leaves. \$200.

* Second stated edition, actually the third and final Dublin edition. First published in Oxford in 1792 as *A Report of Some Proceedings on the Commission of Oyer and Terminer*. According to Holdsworth, this is the "most remarkable and most scholarly of all the reports" of the eighteenth century. It remains an authoritative work. The rebels mentioned in Foster's title were prominent participants in the Jacobite Rebellion of 1745. The discourses are "High Treason," "Of Homicide," "Of Accomplices In High Treason and Other Capital Offenses" and "Observations on Some Passages in The Writings of Lord Chief Justice Hale" (i.e. his *History of the Pleas of the Crown*).

Holdsworth, *History of English Law* XII:135. *English Short Title Catalogue* N12700.

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The Dangers of Popery and the Stuarts

8. [Great Britain]. [Restoration Era].

State Tracts: Being A Collection Of Several Treatises Relating To The Government. Privately Printed in the Reign of K. Charles II. London: S.n., 1689. [iv], 36, 41-71, [1], 69-240, 367-379, [1], 383-391, 396-468 pp. Text continuous (and complete) despite pagination.

[Bound with]

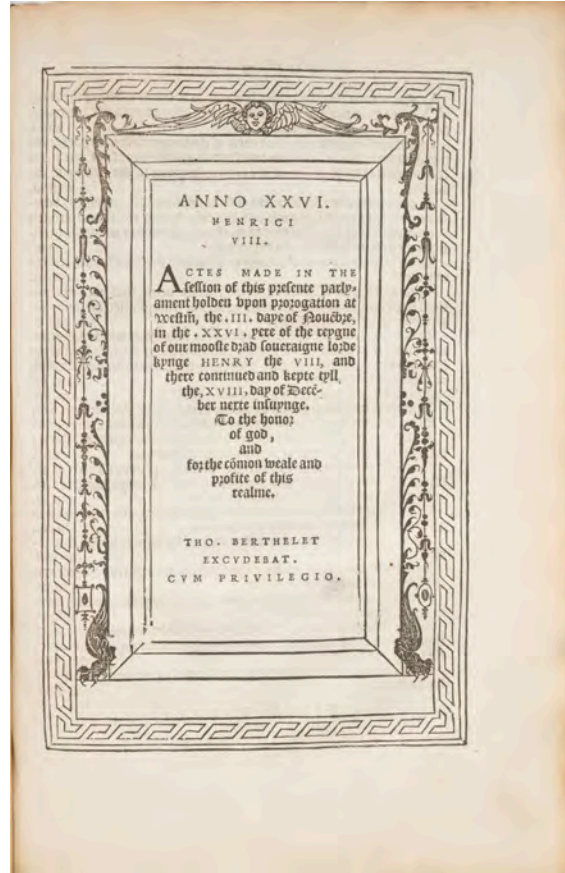
State Tracts: Being a Farther Collection of Several Choice Treatises Relating to the Government. From the Year 1660. To 1689. Now Published in a Body, To shew the Necessity, And clear the Legality of the Late Revolution, And Our Present Happy Settlement, Under the Auspicious Reign of Their Majesties, King William and Queen Mary. London: Printed, and are to be sold by Richard Baldwin, 1692. [viii], 156, 151-255, 260-382, 379-382, 379-470, 481-499, [1] pp. Text continuous (and complete) despite pagination.

Folio (13" x 7-3/4"). Recent three-quarter calf over marbled boards, gilt and blind fillets and lettering piece to spine, endleaves renewed, later fascimile warrant of execution for Charles I tipped onto later fascimile warrant of execution for Mary Queen of Scots and laid in. Light rubbing to extremities, light fading to spine, corners bumped, rear hinge just starting at head, ink library stamp, shelf marks and paper residue to front pastedown. Moderate toning to interior, light browning in places, occasional light foxing, faint dampstaining to margins in a few places, a few corners folded or lacking without loss to text, title page of first work re-hinged and lightly soiled, small clean tear at its head and its upper corner reinforced, small hole to leaf 5T2 (pp. 439-440) of first work without loss to legibility, light edgewear and a few small tears to laid-in fascimiles. \$500.

* Only editions. *State Tracts* is a collection of 28 works, mostly anonymous, written against Charles II. Designed to expose the danger of his government to English liberties, they emphasize insidious French influence and inclinations towards Popery. The *Farther Collection* was published to celebrate and justify the overthrow of James II in the Glorious Revolution. Its tracts cover events from the reigns of Charles II and James II and the subsequent revolution with a similar anti-Catholic outlook. The first volume was reissued twice in 1693.

English Short-Title Catalogue R10117, R17906.

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The Beginning of the English Reformation

9. [Great Britain].

[Statutes].

Henry VIII [1491-1547], King of England.

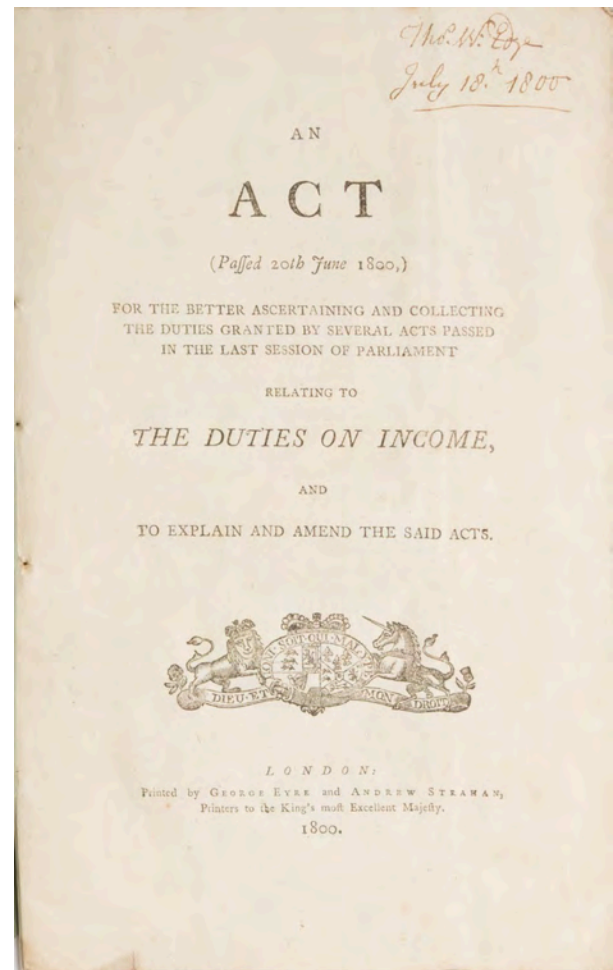
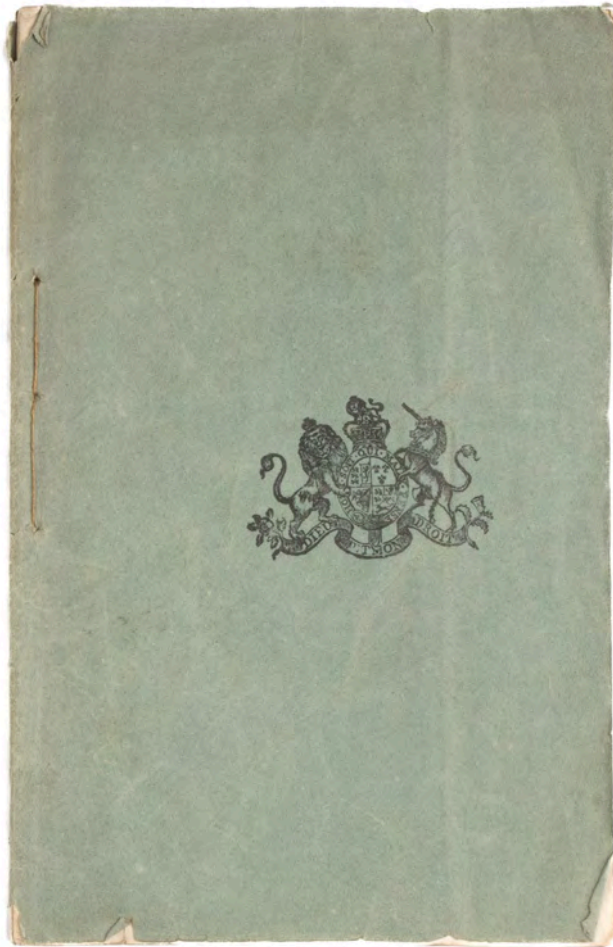
Anno XXVI. Henrici VIII. Actes Made in the Session of this Presente Parlyament Holden Upon Prorogation at Westm[inster], The .III. Daye of Nove[m]bre, In the XXVI. Yere of the Reygne of Our Mooste Drad Sovereigne Lorde Kynge Henry the VIII, And There Continued and Kepte Tyll the, XVIII, Day of Dece[m]ber Nexte Insuyng. To the Honor of God, And For the Co[m]mon Weale and Profite of this Realme. [London]: Tho. Berthelet Excudebat, [1538?]. XXVI ff. Folio (11-1/4" x 7-1/2").

Recent mottled calf over marbled boards, blind fillets to calf edges, gilt fillets and title to spine, endpapers added. Boards very slightly bowed, a few negligible scuffs to spine. Light toning to interior, faint dampstaining to bottom margin not affecting text, light foxing and soiling in a few places. \$2,500.

* This early collection of twenty-eight acts from the twenty-sixth regnal year of Henry VIII includes the Act of Supremacy 1534, which declared King Henry and subsequent monarchs "the onely supreme heed in erthe of the church of Englande." The Act represented a complete break with Rome, asserting the independence of the Church of England and marking the beginning of the English Reformation. Also included is the Treasons Act of 1534, which made any disavowal of the Act of Supremacy a capital crime and would ultimately result in the execution of Sir Thomas More under the statute. OCLC and the *ESTC* locate 6 copies of this imprint, 2 in law libraries (Harvard, Library of Congress).

Beale, *A Bibliography of Early English Law Books* S163. *English Short-Title Catalogue* S3084.

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An Amendment to Pitt's Landmark 1798 Income Tax

10. [Great Britain]. [Taxation].

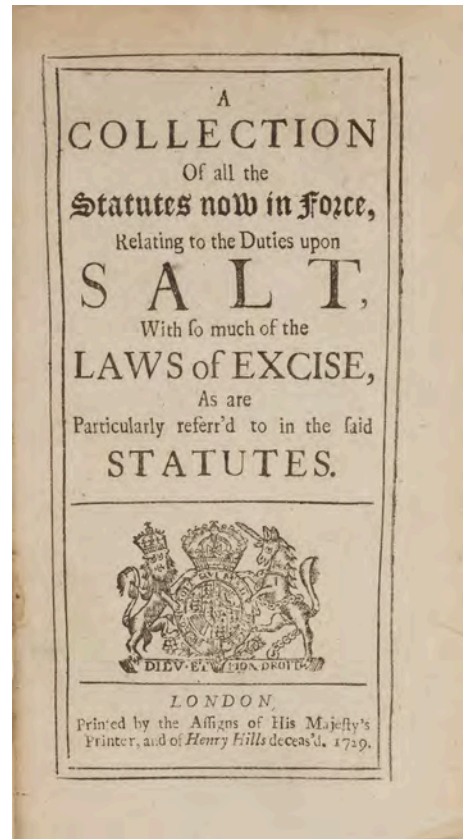
An Act (Passed 20th June 1800,) For the Better Ascertaining and Collecting the Duties Granted by Several Acts Passed in the Last Session of Parliament Relating to the Duties on Income, And to Explain and Amend the Said Acts. London: Printed by George Eyre and Andrew Strahan, Printers to the King's Most Excellent Majesty, 1800. 44 pp. Octavo (8-1/4" x 5-1/2").

Stab-stitched pamphlet, wrappers with arms of Great Britain ink-stamped to front and rear. Faint horizontal crease, light rubbing and edgewear to wrappers, minor wear to corners of text block, moderate toning to interior, light foxing to a few leaves, early owner signature (Thomas W. Edge/ July 18th 1800) to head of title page. \$450.

* A rare printing of one of the first acts to amend Great Britain's first income tax, a revolution in taxation introduced by Prime Minister Pitt in 1798 to raise money for the war against revolutionary France. Deeply controversial, it marked a shift from the taxation of expenditure to the taxation of income. Combined, OCLC and the ESTC locate 14 copies, 6 in North America, 1 in a law library (Nova Southeastern University).

English Short-Title Catalogue (ESTC) T188618.

[Order This Item](#)



1729 Compilation of Laws Concerning the Taxation of Salt

11. [Great Britain].

[Taxation].

A Collection of All the Statutes Now in Force, Relating to the Duties Upon Salt, With So Much of the Laws of Excise, As Are Particularly Referr'd to in the Said Statutes. London: Printed by the assigns of His Majesty's printer, and of Henry Hills deceas'd, 1729. 323, [3], 324-400, [38] pp. *A Continuation of the Statutes* has separate title page and register. 12mo. (6-1/2" x 3-3/4").

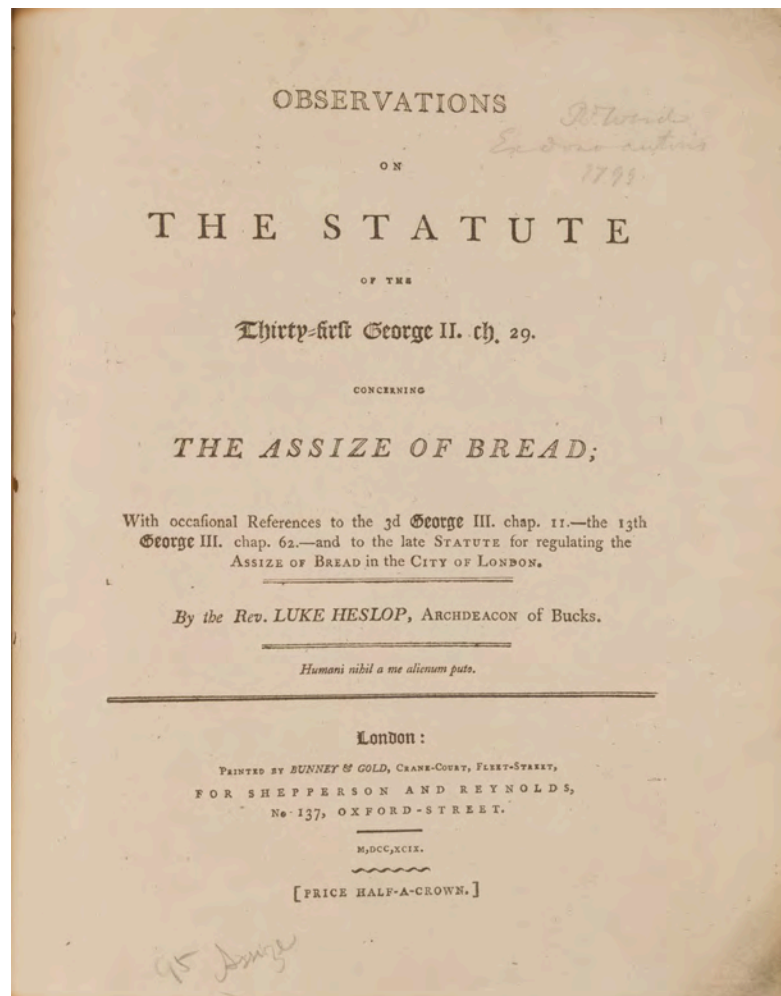
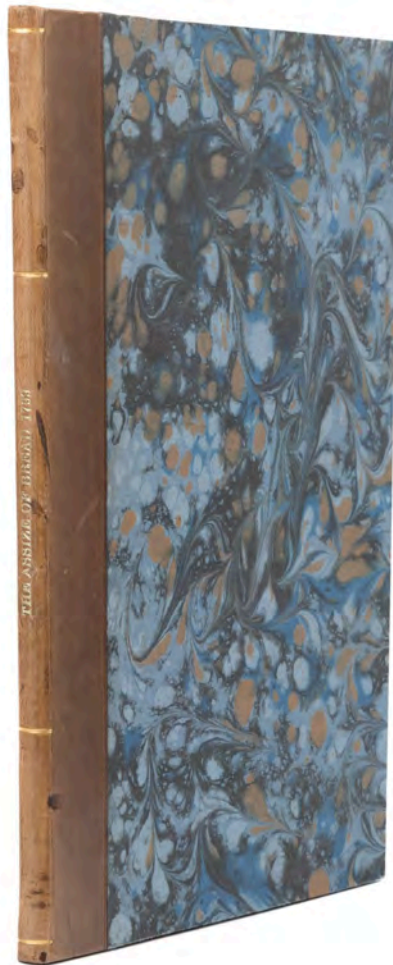
Contemporary sheep, blind rules and fillets to boards, upper outside corner of front board recornered, raised bands and blind fillets to spine. Light rubbing and some minor scuffs, scratches and stains to boards, moderate rubbing to extremities, front joint cracked, rear joint starting, chipping to spine ends, corners bumped and somewhat worn, armorial bookplate (of the Earl of Kintore) to front pastedown, later ownership signature (of A.C. Taussig) and pencil annotation to front free endpaper. Light toning to interior, light foxing in a few places, early ownership signature ("In. Crauford") to verso of title page. \$400.

* More comprehensive than earlier compilations, this collection of salt duties from their introduction during the reign of William and Mary to the ninth year of the reign of George II offers unique insights into the mechanisms of enforcement for the taxation of salt in the young British Empire. Salt taxes were both complex and steep, up to several times the market value of the good itself, and often led to smuggling, corruption and political unrest both in Britain and its colonies.

The *ESTC* records two compilations dated 1729; ours includes *A Continuation of the Statutes, Relating to the Duties on Salt, From 1729, to 1738*. OCLC locates 2 copies in North America (Harvard Law School, University of Wisconsin).

Goldsmiths'-Kress Library of Economic Literature N27294. *English Short-Title Catalogue (ESTC)* N27294.

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Regulating the Price of Bread

12. Heslop, Luke [1738-1825].

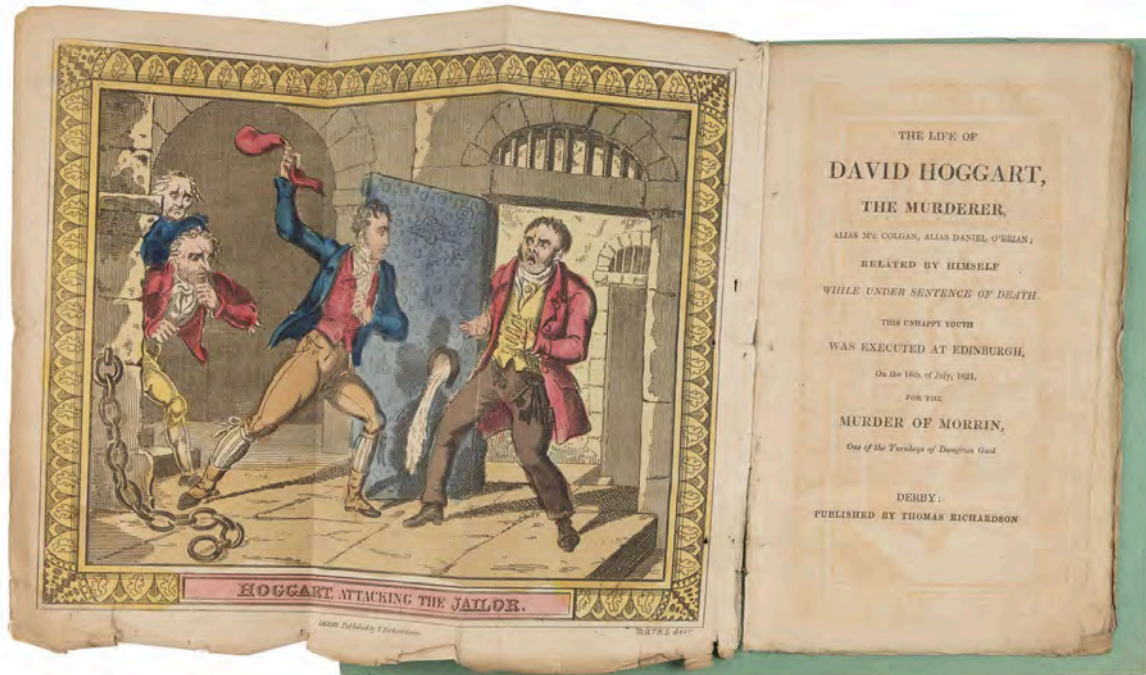
Observations on the Statute of the Thirty-First George II. Ch. 29. Concerning the Assize of Bread; With Occasional References to the 3d George III. Chap. 11 - The 13th George III Chap. 62 - And to the Late Statute for Regulating the Assize of Bread in the City of London. London: Printed by Bunney & Gold for Shepperson and Reynolds, 1799. 7, [1], 32 pp. Quarto (10-1/4" x 8-1/4").

Stab-stitched pamphlet bound in recent quarter calf over marbled boards, gilt fillets and title to spine. Light fading and a few minor scuffs, scratches and stains to spine, small bookseller ticket to front pastedown. Moderate toning to interior, somewhat lighter or heavier in places, partial crack in text block after title page, light foxing to a few leaves, pencil inscription "Rd. Ward Ex dono autoris 1799" and brief pencil annotation to title page. \$350.

* Only edition. The Assize of Bread was a long-running attempt to control the price of bread in proportion to the price of wheat and flour by statute. This treatise provides a detailed economic analysis of the efficacy and fairness of the law in light of rising bread prices after the Revolutionary War.

Goldsmiths'-Kress Library of Economic Literature 17598. *English Short-Title Catalogue* T6642.

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With a Hand-Colored Folding Frontispiece

13. Hoggart [Haggart], David [1800-1821].

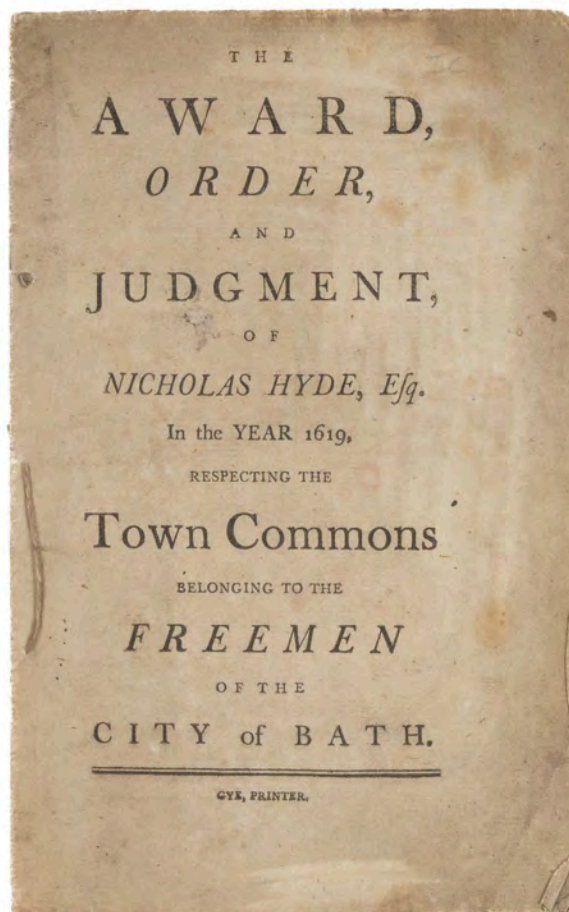
The Life of David Hoggart, The Murderer, Alias M'c Colgan, Alias Daniel O'Brian; Related by Himself While Under Sentence of Death. This Unhappy Youth was Executed at Edinburgh, On the 18th of July, 1821, For the Murder of Morrin, One of the Turnkeys of Dumfries Goal. Derby [England]: Published by Thomas Richardson, And by Hurst, Chance, and Co., London. [c.1825]. 24 pp. Hand-colored, folding frontispiece by "Marks." Woodcut vignette to foot of final page. Octavo (7-1/2" x 4-1/2").

Sewn pamphlet bound into later plain wrappers, untrimmed edges. Moderate toning, light soiling to title page, p.24 and edge of a few leaves, a few creases, minor tears and edgewear to still-vividly colored folding plate. A nice copy of a scarce title. \$350.

* One of two imprints issued by Richardson c.1825, priority unknown. According to this account, first issued 1821, Haggart, spelled Hoggart, lived a life "though so short" nevertheless "old in infamy; and his story unfolds as undeviating a course of wickedness as ever disgraced human nature" (4). The frontispiece depicts Haggart's murder of Morrin, the jailer. A third issue appeared in 1827. OCLC locates 4 copies of the c.1825 issue (counting both issues). Not in the *Encyclopedia of World Crime*.

British Museum Catalogue (Compact Edition) 12:422.

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Rare Printing of Notable Arbitration Concerning Land Use

14. Hyde, Nicholas.

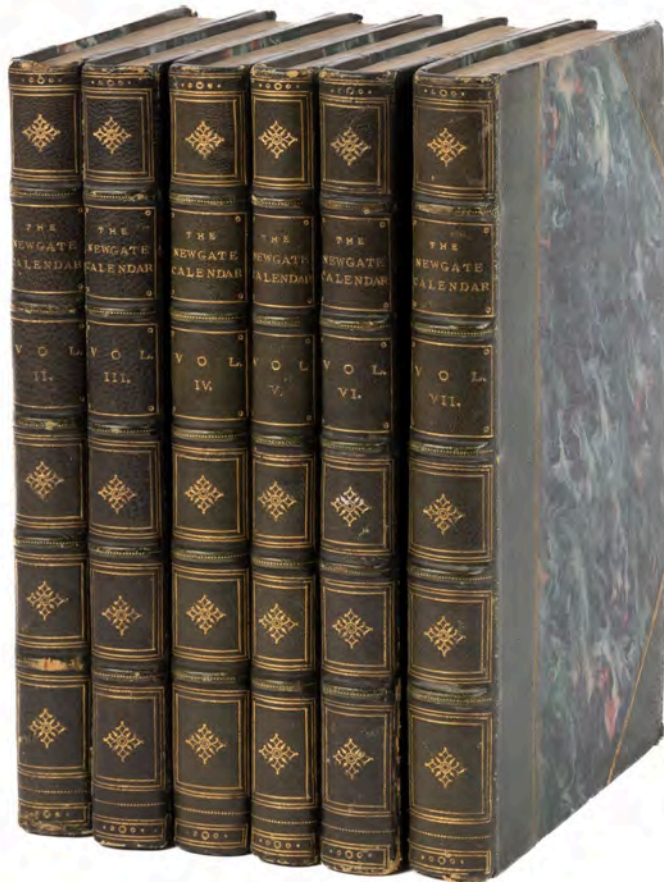
The Award, Order, And Judgment, Of Nicholas Hyde, Esq. In the Year 1619, Respecting the Town Commons Belonging to the Freemen of the City of Bath. [Bath]: Gye, Printer, [1792?]. 16 pp. Octavo (8" x 5").

Stab-stitched pamphlet in self wrappers. Moderate toning and edgewear, folds to corners of several leaves, soiling to title page and verso of final leaf. \$250.

* The sole printing of the arbitration authorized by Lord Chancellor Francis Bacon and heard by Hyde, recorder of Bath and future chief justice of King's Bench, settling certain disputed uses of land, some as commons and some privately. This is a rare title. OCLC locates 1 copy (Bodleian Library); the ESTC adds 1 more (British Library).

English Short-Title Catalogue (ESTC) T223100.

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A Handsome Set from the Library of Lady Diana Duff Cooper

15. Jackson, William, Principal Author.

The New and Complete Newgate Calendar, Or, Malefactor's Universal Register. Containing, New and Authentic Accounts of the Lives, Adventures, Exploits, Last-Dying-Speeches, Confessions, (As well as Letters to their Relatives, never Before Published) Of the Most Notorious Criminals, and Violators of the Laws of their Country (of Both Sexes and All Denominations), Who Have Suffered Death, And Other Exemplary Punishments, For Murder, Burglary, Felony, Horse-Stealing, Bigamy, Forgery, Highway Robbery, Footpad Robbery, Perjury, Piracy, Rapes, Riots, Mobbing, Sodomy, Starving to Death, Sheep-Stealing, Swindling, Treason, Mutiny, Sedition, And Other Misdemeanors. Interspersed with Notes, Reflections, Remarks, And Inferences, Arising from the Several Subjects, Moral, Instructive, And Entertaining. Comprehending the Most Material Passages in the Sessions Papers for Upwards of a Century; Together with the Ordinary of Newgate's Account of the Capital Convicts; And Complete Narratives of the Most Remarkable Trials. The Whole Containing the Most Faithful Narratives ever Yet Published of the Various Executions, And Other Exemplary Punishments, Which Have Happened in England, Wales, Scotland, And Ireland, From the Year 1700 to the Present Time. The Whole Properly Arranged from the Records of the Courts. London: Printed for Alexander Hogg & Co., Paternoster-Row, 1810. Six volumes, in seven books. Complete set. Pagination occasionally irregular, text complete. 39 engraved copperplates, 6 of them frontispieces. Octavo (8-1/2" x 5-1/2").

Near-contemporary three quarter morocco over marbled boards, gilt rules to boards, raised bands and gilt titles and ornaments to spines, top-edges gilt, deckle fore and bottom-edges, marbled endpapers. Negligible light rubbing and a few minor scuffs to boards, faint crease to front board of Volume II, some rubbing to spines, corners bumped and somewhat worn, front hinges of Volume I and II cracked, other hinges starting, bookplate of Lady Diana Duff Cooper to front pastedowns. Moderate toning to interiors, light foxing and faint dampstaining in a few places, faint offsetting from plates, repairs to corners of a few leaves with no loss to text. A handsome set. \$3,500.

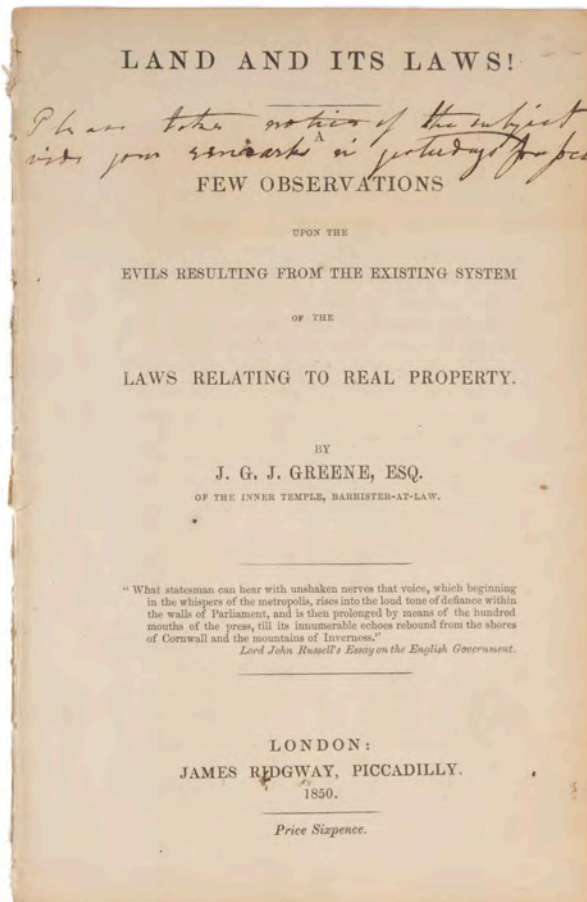
* This popular work began as a monthly record of executions issued by the keeper of London's Newgate Prison. The title was eventually adopted by several publishers of criminal biographies. The first work to collect these was published in 1760. Didactic and lurid in equal measure, it went through several editions by different compilers and publishers into the twentieth century. Hogg's version was published and complete in six volumes. Two volumes were added later and marketed as part of the set. (A projected ninth volume does not appear to have been published.)

Lady Diana Duff Cooper [1892-1986], a former owner of our set, was a famous English aristocrat, actress and socialite. Her husband, Duff Cooper, a notable politician and historian, was the British ambassador to France.

Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:370.



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"The Present Abstruse and Expensive System of Conveyancing"

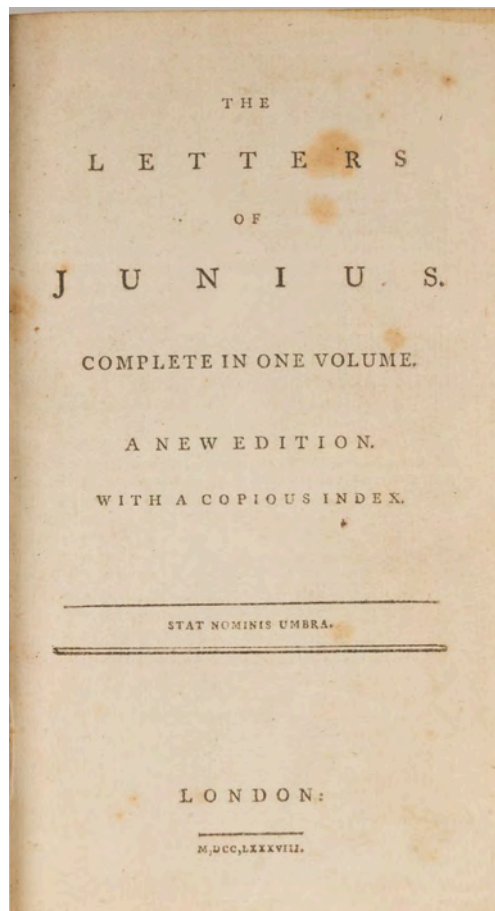
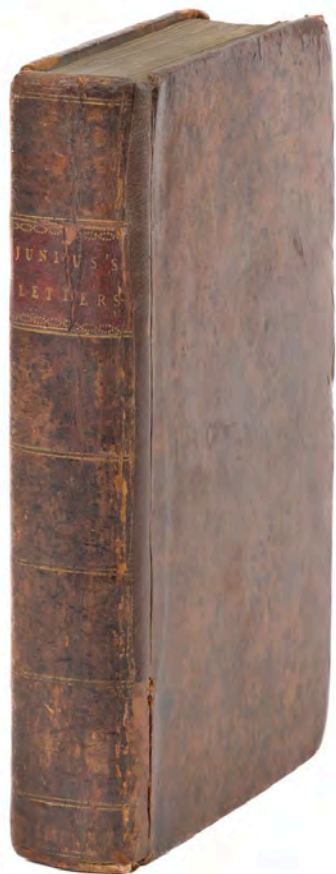
16. Jones, J.G.J.

Land and its Laws! A Few Observations upon the Evils Resulting from the Existing System of the Laws Relating to Real Property. London: James Ridgway, 1850. 10, [2] pp. With 2-pp. publisher catalogue. Octavo (8" x 5").

Disbound pamphlet, edges rouged. Moderate toning, inscription ("Please take notice of the subject vide your remarks in yesterday's paper") to title page, a few small spots and finger smudges, internally clean. \$350.

* Only edition. This pamphlet decries "the present abstruse and expensive system of conveyancing," which "remains the same as it came from the hands of priestcraft, to suit despotic and ill-conditioned governments, which have been swept away centuries ago." Condemning the lawyers who have contributed to the "evils" of the existing system, it encourages landowners to advocate for grassroots reform. OCLC locates 5 copies of this title, none in North America.

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Letters (and Polemics) from Junius

17. Junius.

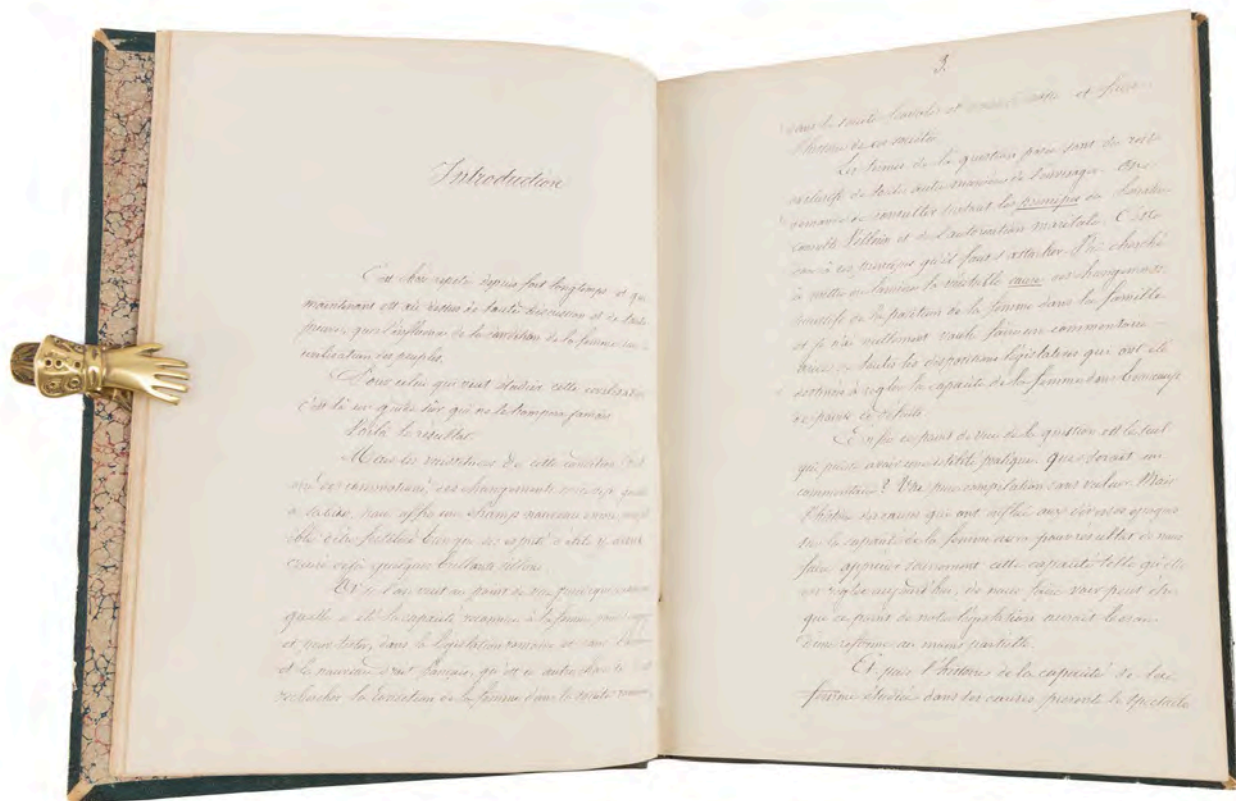
The Letters of Junius. Complete in One Volume. A New Edition. With A Copious Index. London: [s.n.], 1788. 394 pp. Octavo (6-3/4" x 3-3/4").

Contemporary mottled calf, gilt fillets and lettering piece to spine, gilt tooling to board edges. Light rubbing and a few minor nicks to boards, moderate rubbing to extremities, front joint cracked and mended at head, rear joint starting at head, light creasing to spine, chip to lettering piece, corners bumped and worn, front hinge cracked, illegible ownership stamp to front pastedown, early ownership signature ("Wm. S. Godfree") to front free endpaper. Light toning to interior, light foxing and soiling in a few places, a few partial cracks to text block, some leaves loosening slightly at foot but secure, tear to fore-edge of leaf P6 (pp. 175-176) affecting text without loss. \$200.

* Later edition. A collection of 69 letters critical of the government of King George III written by popular anonymous writer and polemicist Junius. 29 are addressed to "the Printer of the *Public Advertiser*," a London newspaper, and the rest to individuals such as Sir William Blackstone and the Duke of Grafton (a frequent target). The first authorized publication as a set was in London in 1772, with many editions, both authorized and unauthorized, following. It resulted in the prosecution of the publisher, Henry Sampson Woodfall, for seditious libel; the jury found Woodfall guilty of publishing the *Letters*, but Lord Mansfield, the presiding judge, declared a mistrial and Woodfall escaped imprisonment.

English Short-Title Catalogue T11021.

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1847 French Legal Thesis on Women and Marriage

18. [Manuscript].

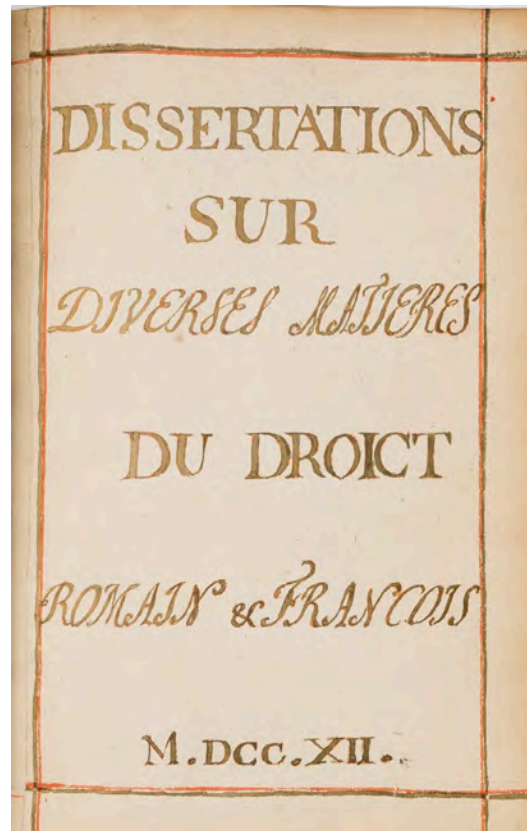
[Dossat, Jacques-Jean-Baptiste Alphonse (b.1823)].

[*Legal Thesis on Women and Marriage in Roman and French Law*]. [Grenoble?], 1847. 202 pp. Quarto (10" x 7-3/4").

Contemporary quarter morocco over pebbled cloth, raised bands, gilt ornaments and gilt title (Condition des Femmes) to spine, marbled endpapers. Light rubbing and a few nicks to boards, moderate rubbing to extremities, corners bumped and somewhat worn, owner bookplate (of Dossat) to front pastedown, a bit of glue transfer from edges of bookplate to front free endpaper. Light toning to interior, content in handsome, mostly correction-free hand to rectos and versos of numbered leaves. \$1,950.

* This is a personal copy of a law-degree thesis on woman and marriage according to Roman law and the laws of pre-revolutionary and contemporary France. Its author, Dossat, was born and probably educated in Grenoble. He had a successful legal career, first as a lawyer in Bordeaux and later as a judge in Annecy. He appeared to have a deep interest in the legal status of women. In 1872, he delivered an address at the opening session of the Bordeaux Court of Appeals titled *De l'Emancipation de la Femme*, which was published (Bordeaux: G. Gounouihou, 1872).

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**Handsome Manuscript Concerning
French Law, Roman Law and Dauphin of France**

19. [Manuscript].

[France].

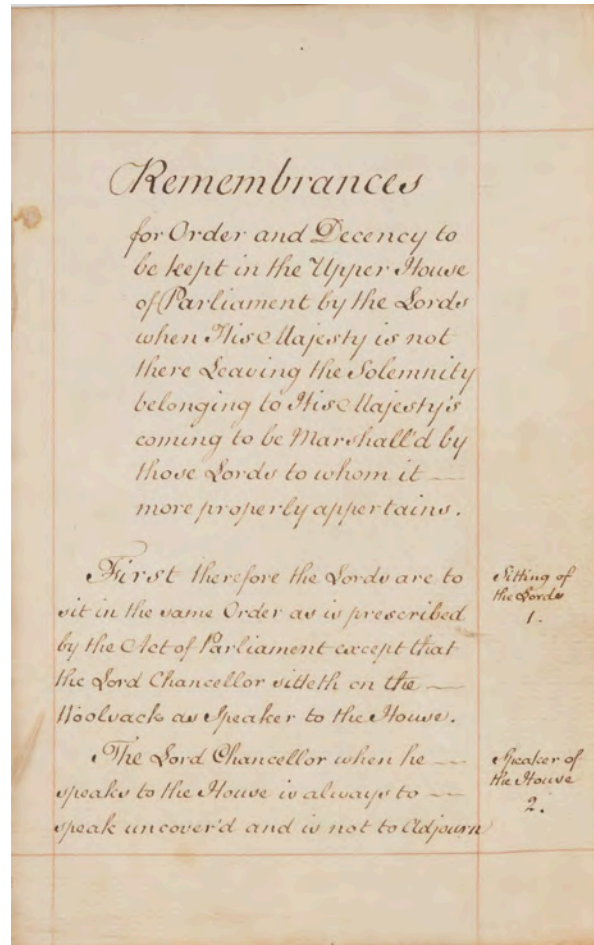
[La Balme].

Dissertations sur Diverses Matières du Droit Romain & François. [France], 1712. 143 ff. Octavo (8-1/4" x 5-1/2").

Contemporary morocco, dyed red, gilt frames with corner fleurons to boards, large gilt arms of France to centers of boards, gilt spine with raised bands, gilt tooling to board edges, gilt to edges of text block, marbled endpapers. Light rubbing to extremities, boards slightly bowed, light wear to corners, early bookplate (of Mr. Sauzey Avocat) to front pastedown. Light toning to interior, text to rectos and versos in a neat elegant hand within ruled red borders, red, blue or gold highlights to titles. \$7,500.

* This manuscript, handsomely bound, carefully written and formatted, and with an index, begins with a dedication from "La Balme" to "Monsieur Perrinet, Avocat au Parlement," to whom it was likely presented. It may have been produced to secure Perrinet's patronage. Most of the contents address French and Roman law. The final piece is an oration on the death of Louis, Duke of Brittany [1707-1712], the dauphin of France. Contents: "Dissertation Historique sur la Coutume de la Prévôté et Vicomté de Paris," "Dissertation sur le Retrait Lignager," "Dissertation sur l'Origine du Douaire," "Dissertation Sur la Garde," "Dissertation Historique sur l'établissement et les dignités de l'Ordre des Avocats Romains et François," "Discours Prononcé en Public sur ces Mots: La Vertu Seule peut Rendre l'Homme Véritablement heureux" and "Une Oraison Funèbre de Monseigneur le Dauphin."

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Standing Orders for the House of Lords

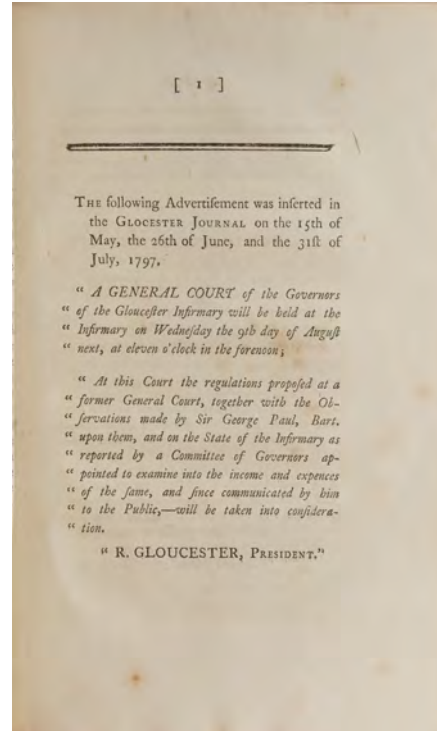
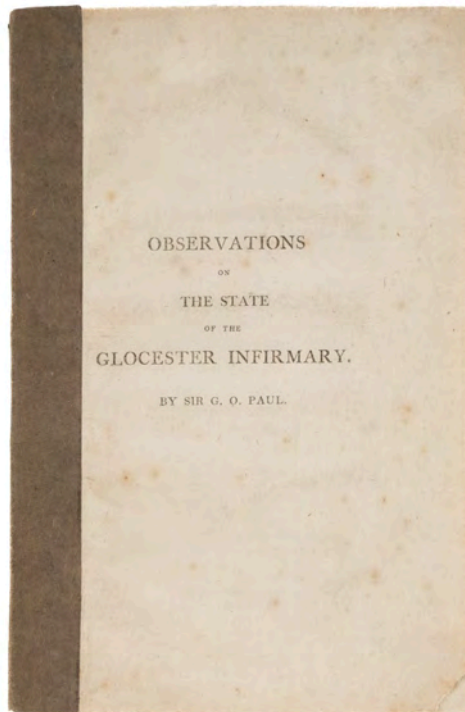
20. [Manuscript]. [House of Lords].

Remembrances for Order and Decency to be Kept in the Upper House of Parliament by the Lords when His Majesty is Not There Leaving the Solemnity Belonging to His Majesty's Coming to be Marshall'd by Those Lords to Whom it More Properly Appertains. [London]: c.1767. [111] pp., [9] blank, [7] pp. index, [3] blank pp. Octavo (6-3/4" x 4-1/2").

Contemporary gilt-paneled morocco, gilt royal arms to boards, gilt library seal to front board, raised bands, gilt decoration and lettering piece to spine, gilt tooling to board edges, gilt dentelles to inner boards, gilt edges, marbled endpapers. Light rubbing and a few minor scuffs to boards, front board detached along with front free endpaper, rear board separating but secured by cords, moderate rubbing to extremities, chipping to spine ends and lettering piece, corners bumped and worn, ownership signature (David Murray, Glasgow) to verso of front free endpaper. Text with side notes in a single neat hand within red-ruled borders. Light toning to interior, small spots and smudges to a few leaves, internally clean. \$650.

* These standing orders, listing a variety of regulations for the proceedings of the House of Lords, are dated from June 9, 1660 to May 11, 1767. Topics include appropriate conduct for members when the king is present, procedures for trials of peers and the prevention of quarrels. The orders were read aloud at the beginning of each session, and the clerk produced copies for peers for a fee. David Murray [1842-1928] was a Scottish lawyer, antiquarian and bibliophile who amassed one of Scotland's finest private libraries.

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Two Rare Titles Informed by Blackstone, Howard and Beccaria

21. Paul, Sir G[eorge] O[nesiphorus] [1746-1820].

Observations on the State of the Gloucester Infirmary, As Reported by the Committee of Governors Appointed to Examine Into the Income and Expences of the Same; And of the Propriety and Expediency of Adopting the Regulations, Proposed by the Committee, And Recommended by the Quarterly General Court, Held on the 6th of October; Offered to the Consideration of the Special General Court, Held on the 22d of November, 1796. [Gloucester]: Printed and Published at the Special Request of the President and Governors Present; And Sold for the Benefit of the Fund of the Infirmary, [1796?]. [With a postscript dated January 31, 1797]. 64 pp.

[Bound with]

Gloucester, R.

The Following Advertisement was Inserted in The Gloucester Journal on the 15th of May, The 26th of June, And the 31st of July, 1797. [Gloucester: S.n., 1797]. 11, [1], 12 pp.

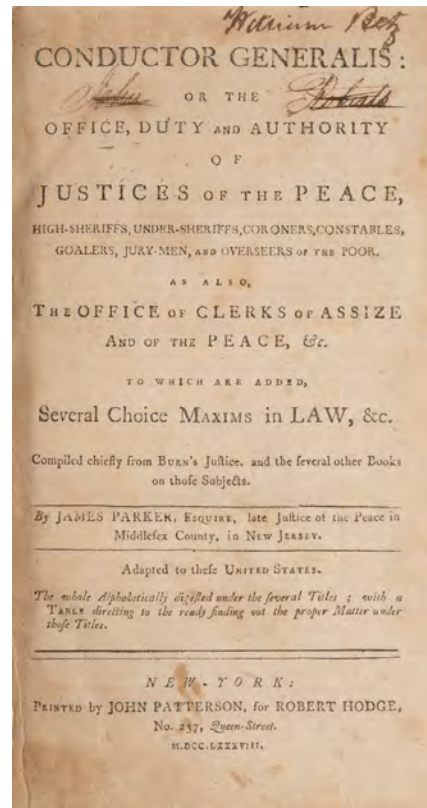
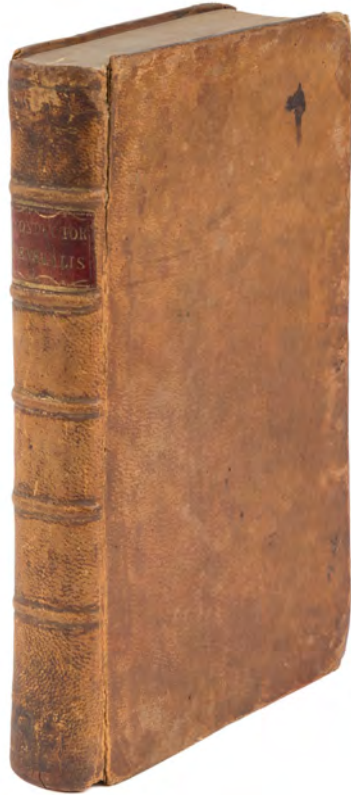
Octavo (8-1/4" x 5-1/4"). Stab-stitched pamphlet in later plain wrappers, most of front wrapper neatly removed. Moderate toning to interior, light foxing in a few leaves, fold lines to lower outside corner of final three leaves, light soiling to title page, its lower-outside corner lacking. \$650.

* Only editions. *Observations* is an example of the pioneering work of Paul, a notable prison reformer and philanthropist who was also the high sheriff of Gloucester. Dealing primarily with patients with mental issues, it is clearly inspired by the works of Blackstone, John Howard and Cesare Beccaria. *The Following Advertisement* announces an upcoming meeting of the hospital's General Court of the Governors. Probably intended to be discussed at the meeting, its second section is a list of contributors to the hospital and the amounts given.

Both titles are rare. OCLC locates 8 copies of *Observations* and 4 copies of *The Following Advertisement*, none in law libraries. The ESTC locates another copy of *Observations* (Manchester Central Library).

English Short-Title Catalogue (ESTC) T112544, T112537.

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"Adapted to These United States"

22. Parker, James [1714-1770], Compiler.

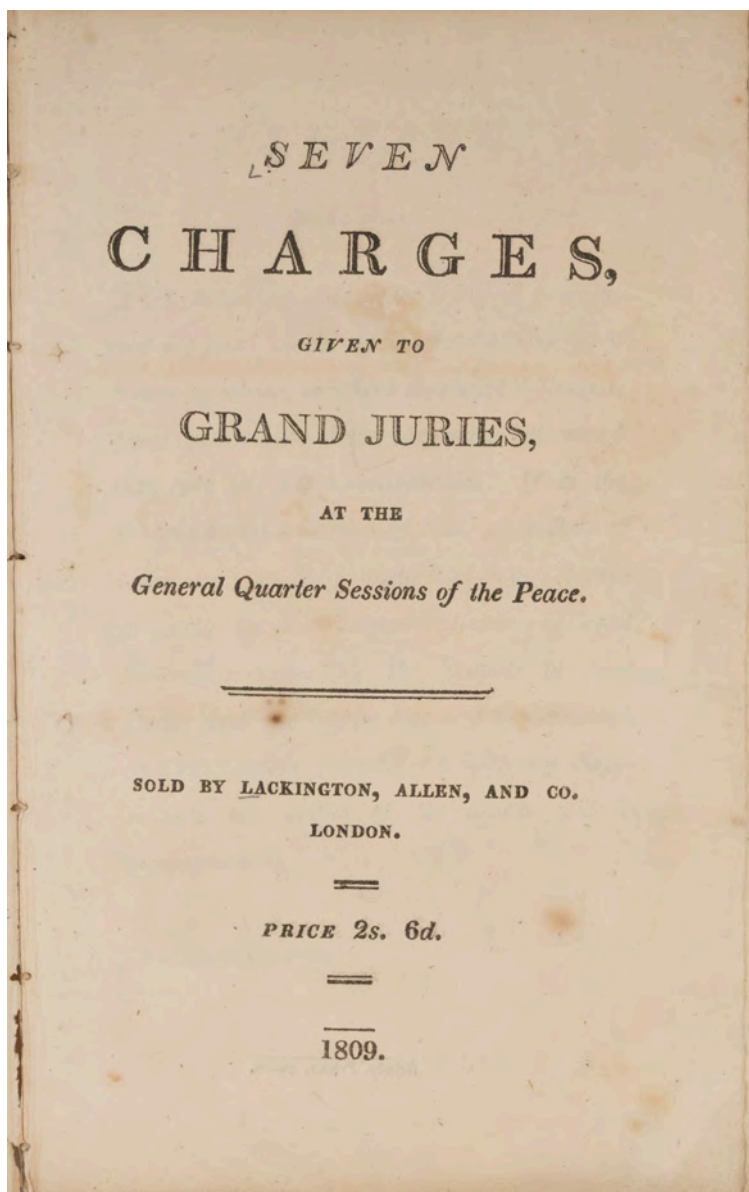
Conductor Generalis: Or, the Office, Duty and Authority of Justices of the Peace, High-Sheriffs, Under-Sheriffs, Coroners, Constables, Gaolers, Jury-Men, And Overseers of the Poor. As Also the Office of Clerks of Assize, and of the Peace, &c. To Which Are Added, Several Choice Maxims in Law, &c. Compiled Chiefly from Burn's Justice, and the Several Other Books on Those Subjects. Adapted to These United States. 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, raised bands and lettering piece to spine. Light rubbing and a few minor spots and stains to boards, moderate rubbing to extremities with wear to spine ends and corners, joints partially split at ends, early owner signature (William Betz/ Reading PA/ 1835) to front pastedown, another struck-through signature (A. Hopkins) to front free endpaper, which is detached, other front endleaf lacking. Moderate toning to interior, light foxing and faint dampstaining in a few places, offsetting to margins of endleaves, early owner signatures (William Betz and, struck through, John Roberts) to head of title page. \$450.

* A popular American legal manual issued by different printers, the *Conductor Generalis* was based largely on Burn and other English sources. The first by Parker was published in 1764. His 1788 edition, the fourth, is significant because it was the first published after the ratification of the Constitution and "adapted to these United States." 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.

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Seven Grand Jury Charges

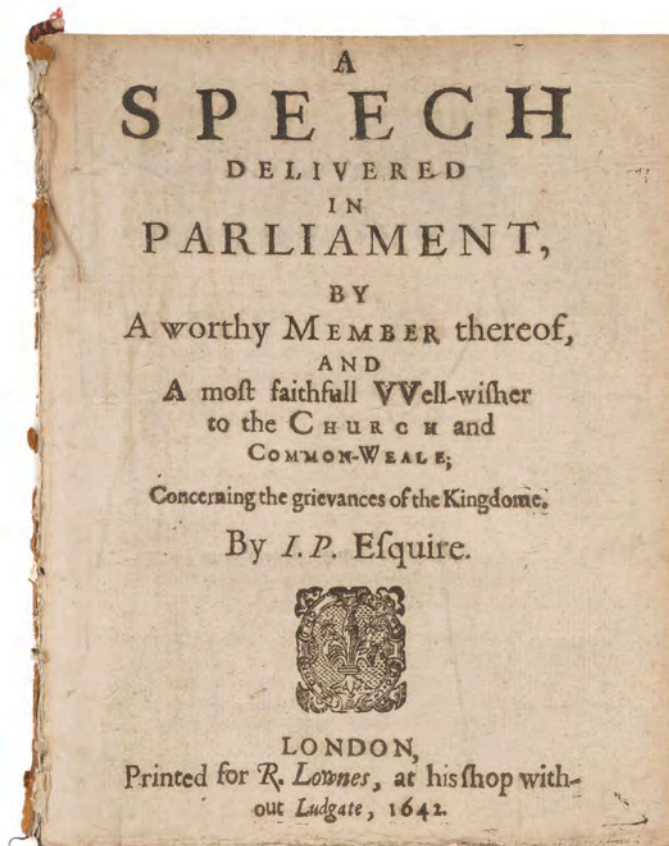
23. [Partridge, Samuel].

Seven Charges Given to Grand Juries, At the General Quarter Sessions of the Peace. London: Sold by Lackington, Allen and Co., 1809. [x], 16, [4], 17-59, [1] pp. 4-pp. appendix misbound after p. 16. Octavo (8" x 4-3/4").

Disbound stab-stitched pamphlet. Moderate toning, light soiling to exterior, occasional light foxing, first leaf just starting to separate at foot but secure. \$350.

* Only edition. Often issued by the chairmen of the Quarter Sessions, grand jury charges of this period were a useful vehicle for the judge's social, moral and political views. The addresses in this collection cover a variety of topics, including alehouses, seditious publications and the internal defense of the nation. OCLC locates 6 copies of this title, 2 in North America (Notre Dame Law School, Harvard Law School).

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**Pym's Eloquent Statement of
Parliament's Grievances Against Charles I**

24. Pym, John [1584-1643].

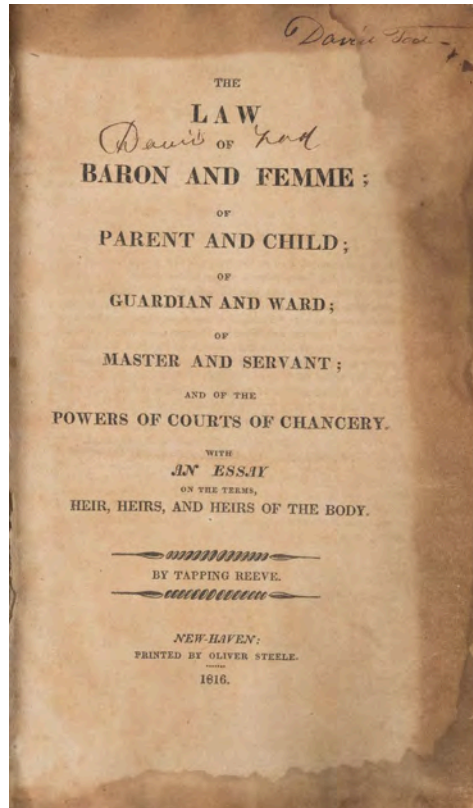
A Speech Delivered in Parliament, By a Worthy Member Thereof, And a Most Faithful Well-Wisher to the Church and Common-Weale; Concerning the Grievances of the Kingdom. London: Printed for R. Lownes, 1642. [ii], 40 pp. Lacking first blank leaf. Quarto (7-1/4" x 5-3/4").

Disbound stab-stitched pamphlet, edges speckled green. Moderate toning, light soiling to exterior, light foxing in a few places, small faint stains to a few leaves, clean tear to leaf E3 (pp. 23-24) affecting text without loss to legibility. \$350.

* Second and final edition. Pym was an English politician and Parliamentarian known for his eloquent and impassioned speeches. Delivered in 1640 and circulated widely, this speech summarizes Parliament's grievances against Charles I with a focus on issues of taxation and trade, the threat of popery and judicial overreach. He also mentions excessive transportation to the "poore plantations" in America. As a result of his advocacy, he was one of the five members of Parliament whom Charles attempted to arrest in 1642.

English Short-Title Catalogue R6400.

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

25. Reeve, Tapping [1744-1823].

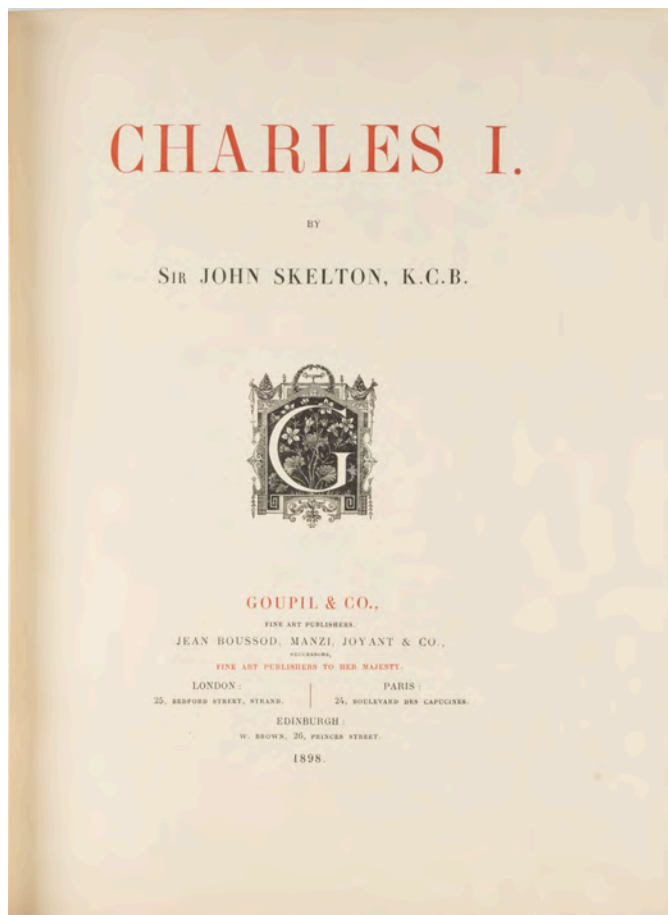
The Law of Baron and Femme; Of Parent and Child; Of Guardian and Ward; Of Master and Servant; And of the Powers of Courts of Chancery. With an Essay on the Terms, Heir, Heirs, and Heirs of the Body. New Haven: Printed by Oliver Steele, 1816. [iv], 494, [11] pp. Octavo (8-1/2" x 4-3/4").

Contemporary calf, blind fillets to boards, lettering piece to spine. Light rubbing and a few scuffs and stains to boards, faint dampstain to front board, which is starting at foot but secure, moderate rubbing to extremities, heat damage to spine and portions of front board with resulting gatoring, rear joint starting at ends, rear hinge cracked, faint offsetting to preliminaries, front endleaves lacking, rear endleaves loosening slightly and lightly edgeworn, later presentation inscription to front pastedown, later annotation in pencil to rear endleaf, ownership signatures (David Tod) to title page. Light browning to interior, somewhat more moderate to first few leaves, occasional light foxing and faint dampstaining, corners of a few leaves folded or creased, marginal marks in ink and pencil to a few pages. \$350.

* First edition. 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.

Cohen, *Bibliography of Early American Law* 4745.

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A Lavish Limited-Edition Biography of Charles I in a Riviere Binding

26. Skelton, Sir John. [1831-1897].

Charles I. London, Paris and Edinburgh: Goupil & Co., 1898. v, 185 pp. Color frontispiece. 18 text illustrations. 23 plates with captioned tissue guards, each with a duplicate. Quarto (12-1/2" x 10").

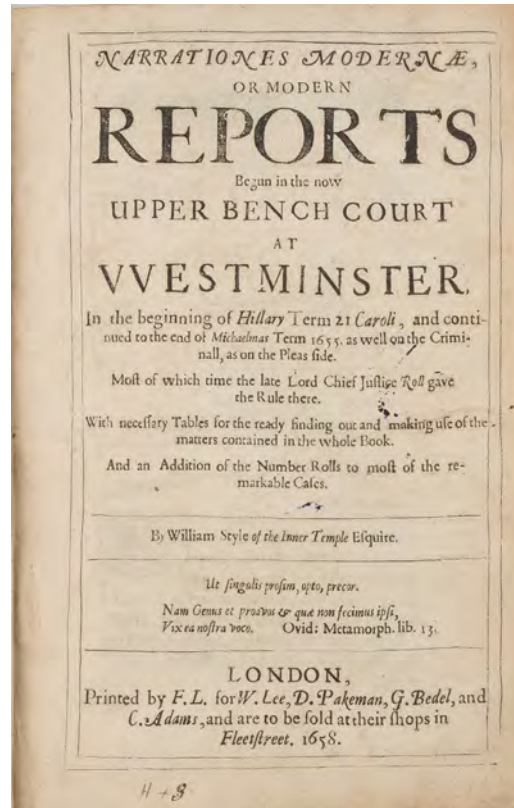
Contemporary blue morocco signed binding by Riviere & Son, gilt ornaments to boards, arms of Charles I at center of boards, gilt roses to corners, raised bands, and gilt title, publication date and gilt roses to spine, all edges gilt, gilt rules to board edges, gilt inside dentelles, marbled endpapers. A few minor nicks and scratches to boards, light rubbing to extremities, light fading to spine and foot of front board, hinges starting, early armorial bookplates (Strathallan, Fairfax Rhodes) and later bookplate (Fairfax Rhodes Library) to front pastedown. Light toning to sections of text, offsetting from dentelles to free endpapers. \$1,250.

* Only edition, from a limited set of 500 copies on Japan paper, this number 289. This lavishly illustrated biography was dedicated to Queen Victoria ("with her permission"). A lawyer by training, Sir John Skelton was a prolific author of legal and biographical works. The best-known of these was a series of biographical studies of Mary, Queen of Scots. The *DNB* notes that his biographical approach "displayed something of the spirit of the advocate." Highly regarded as a man of letters, he also wrote several essays and reviews under the pseudonym "Shirley."

Dictionary of National Biography (DNB) XVIII:333. *British Museum Catalogue* (Compact Edition) 23:667.

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"The Able Chief Justices of Oliver Cromwell"

27. Style, William [1603-1679].

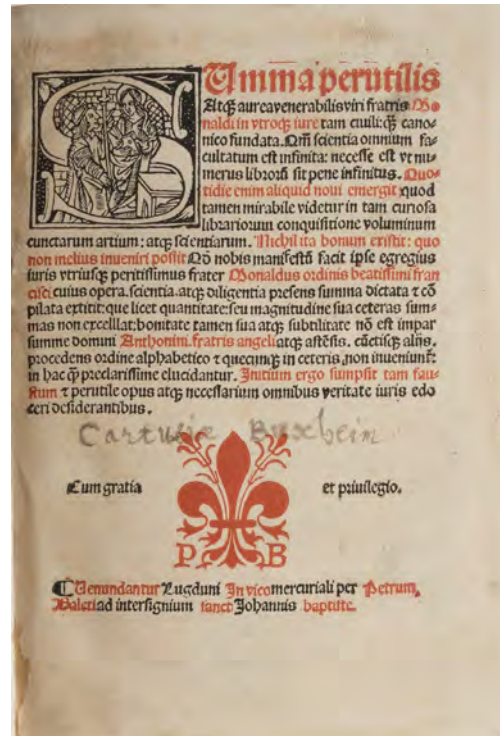
Narrationes Modernae, Or Modern Reports Begun in the Now Upper Bench Court at Westminster, In the Beginning of Hillary Term 21 Caroli, And Continued to the End of Michaelmas Term 1655. As Well on the Criminall, As on the Pleas Side. Most of Which Time the Late Lord Chief Justice Roll Gave the Rule There. With Necessary Tables for the Ready Finding Out and Making Use of the Matters Contained in the Whole Book. And an Addition of the Number Rolls to Most of the Remarkable Cases. London: Printed by F.L. for W. Lee [et al.], 1658. [xx], 483, [37] pp. Folio (11-1/4" x 7").

Near-contemporary calf, blind rules to boards, raised bands, blind fillets and paper labels to spine, early hand-lettered title to fore-edge of text block, gilt rules to board edges. Light rubbing and some scuffs, nicks, scratches and stains to boards, moderate rubbing to extremities, front joint cracked, rear joint starting at head, lettering piece lacking, corners bumped and worn, rear hinge starting at foot, armorial bookplate of the Earls of Macclesfield to front pastedown, early ink and pencil markings to front free endpaper and rear pastedown, small embossed Macclesfield stamps to first three leaves, armorial bookplate of Thomas Parker, 1st Earl of Macclesfield to verso of title page, which has faint inkstains to its recto. Moderate toning to interior, occasional light foxing, tear to bottom of leaf 204 (pp. 287-288) affecting text without loss to legibility, early annotations to a few leaves. \$300.

* Only edition. Covers the period 1646-55. These reports "are valuable, as being the only records of the decisions of Rolle and Sir John Glyn, the able Chief Justices of Oliver Cromwell, and (what rarely happened to Reports in their day) they were published by the author himself" (Wallace). Our copy of this title belonged to the Earls of Macclesfield. Housed in Shirbirn Castle, near Watlington, Oxfordshire, theirs was one of the finest private libraries in Great Britain.

Wallace, *The Reporters* 288. *English Short-Title Catalogue* R7640.

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**An Important Early Work on Law and
Economics in a Superb Contemporary Binding**

28. [Summa Monaldina].

Monaldo da Capodistria [c.1210-c.1280].

Descousu, Celse-Hugues [c.1480-c.1540].

Summa Perutilis Atq[ue] Aurea Venerabilis Viri Fratris Monaldi in Utroq[ue] Jure tam Civilis Q[uam] Canonico Fundata... Lyon: In Vico Mercuriali per Petrum Baleti ad Intersignium Sancti Iohannis Baptiste, 1516. ccxcv, [1] ff. Text in parallel columns. Octavo (6-3/4" x 4-3/4").

Contemporary paneled pigskin, beveled board edges, bronze clasps (with hasps), raised bands and later hand-lettered title and small paper shelf label to spine. Negligible soiling and rubbing, corners and spine ends lightly bumped, minor worming and dampstaining to pastedowns, hinges starting. Title page, with large woodcut initial, printed in red and black. Light toning to interior, light foxing to a few leaves, owner inscription, "Cartusiae Buxheim," to title page, later Buxheim stamp to foot of following page. A notably well-preserved copy of a rare title. \$6,500.

* First printed edition. Monaldus of Capodistria was a renowned Franciscan canon lawyer and theologian. The *Summa Monaldina* is his principal work and the primary source of his fame. Written around 1274, it circulated widely in manuscript and went through numerous printed editions. Arranged alphabetically by topic, it is a confessional manual with references, where relevant, to canon and civil law. Part of its appeal was its clarity, concision and alphabetical arrangement of topics. What's more, it surpassed its predecessors by addressing economic aspects of modern life at length. Nearly a fifth of the work addresses such matters as money trading, usury, contracts and professional fees. Its main purpose, overall, is to balance the needs of commerce and Christian society. OCLC locates 2 copies in North America (Harvard Law School, George Washington University Law School).

Adams, *Catalogue of Books Printed on the Continent of Europe* M1589. Baudrier, *Bibliographie Lyonnaise* III:26.

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**A Fascinating Compendium of
"Celebrated" Trials in a Handsome Binding**

29. [Trials].

[Borrow, George H., Editor].

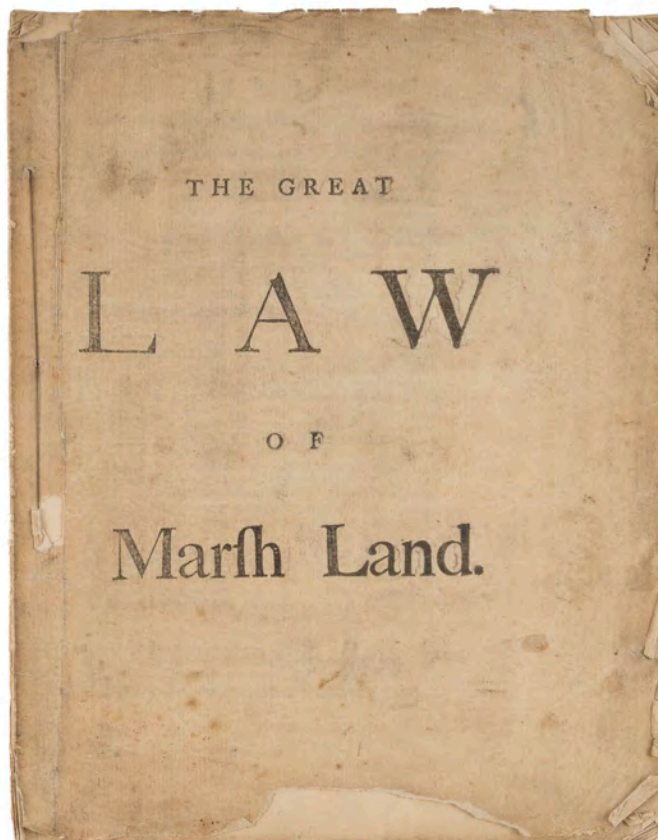
Celebrated Trials and Remarkable Cases of Criminal Jurisprudence from the Earliest Records to the Years 1825. London: Printed for Knight & Lacey, 1825. Six volumes. 35 engraved plates, 4 folding. Complete. Octavo (7-3/4" x 5").

Later three-quarter morocco over marbled boards, gilt rules to boards, raised bands and gilt titles, ornaments, volume numbers and publication date to spine, top-edges gilt, deckle fore and bottom-edges, marbled endpapers. Negligible light rubbing, minor wear to corners, front joint and hinge of Volume I just starting at ends. Light toning to interior, faint offsetting from plates, light foxing in a few places. A notably handsome set. \$2,500.

* First edition. The first collection devoted exclusively to important state and criminal trials, this set contains over four hundred cases from the fifteenth to nineteenth centuries. Regarding other collections, Borrow criticized the *Newgate Calendar* for being too sympathetic to its subjects; he found the *State Trials* to be intolerably dull. Borrow also includes famous trials from France, Sweden, Denmark and the United States. For France, he adapted trials from *Causes Celebres* to the tastes of "English reading" by stripping them "of all their verbosity." In addition to its more animated language, *Celebrated Trials* is enlivened by its numerous engravings depicting courtroom scenes and executions (by various means).

Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:36.

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The Rare First Printing of a Notable 1714 English Water Law

**30. [Water Law].
[Great Britain].**

The Great Law of Marsh Land. [King's Lynn?: S.n., 1714]. 22 pp. Quarto (9-3/4" x 7-3/4").

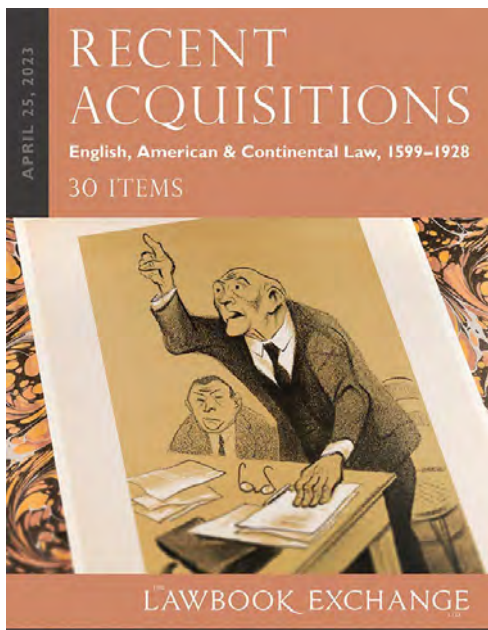
Stab-stitched pamphlet in printed wrappers. Moderate soiling, a few minor stains and several tears and chips to wrappers, moderate toning to interior, folds to corners of several leaves, stains and soiling to corners of three leaves at rear of text. \$750.

* This is the first printing of the 1714 Orders of the Commissioners for repairing freshwater streams, rivers and sea banks in the Norfolk town of King's Lynn and its environs. A notable early example of English water law, and of the application of royal power to environmental matters, the 1714 Orders supplemented the orders of a century earlier issued in 1603 by James I. This is a rare title. OCLC locates 5 copies, 1 in North America (Huntington Library).

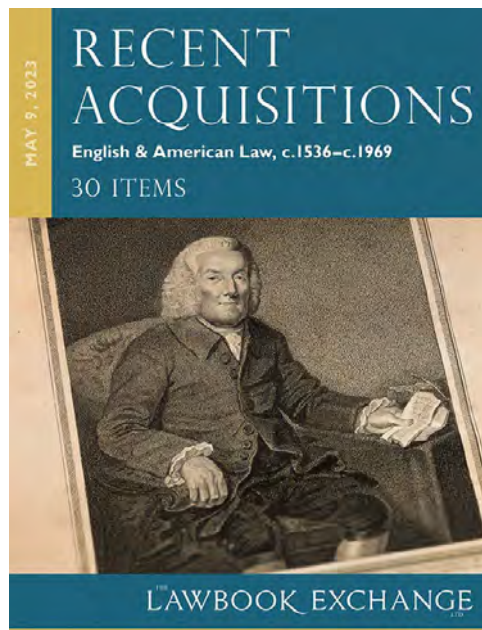
English Short-Title Catalogue N70468.

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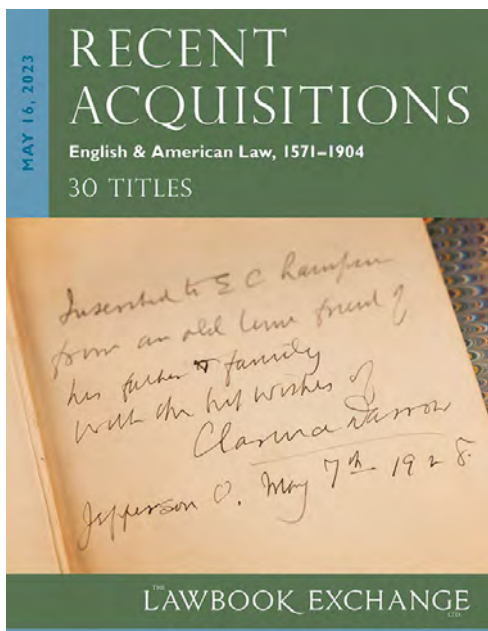
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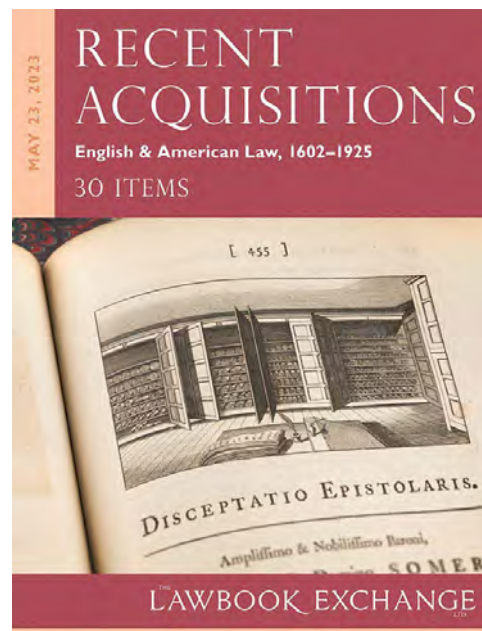
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