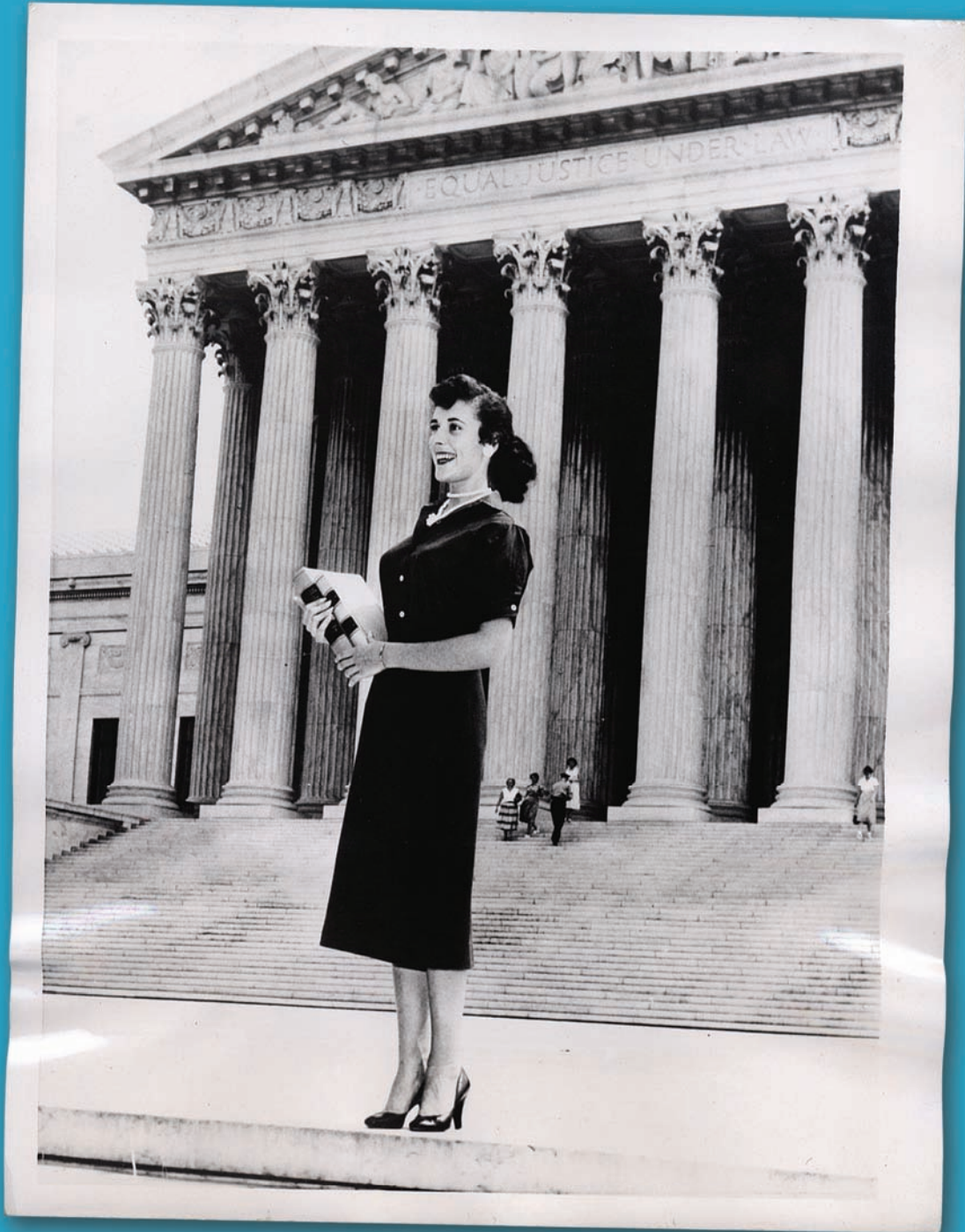


30

ITEMS FROM OUR INVENTORY

March 17, 2014



THE
LAWBOOK EXCHANGE
LTD.

The Lawbook Exchange, Ltd.

30 Items From Our Inventory March 17, 2014

1805 New Hampshire Bar Regulations

1. [Bar Associations]. [New Hampshire].

General Regulations, For the Gentlemen of the Bar in the State of New Hampshire. Portsmouth: From the Press of J. Melcher, 1805. 12 pp. 12mo. (7" x 4-1/2").

Stab-stitched pamphlet in self-wrappers, untrimmed edges. A few tiny flecks, faint crease through center. Early names and annotations to exterior and foot of p. 12, interior otherwise clean. An interesting item. \$650.

* This is the final approved set of rules adopted in 1804. They offer a fascinating look at the New Hampshire Bar and, more generally, the legal profession at that time. OCLC locates 6 copies, 3 in law libraries (Harvard, University of Virginia, Yale). Not in Cohen.

1821 Broadside Proclaiming the Extension of Male Suffrage and Other Amendments

2. [Broadside]. [Massachusetts].

A Proclamation for Promulgating the Amendments to the Constitution. Boston: By His Excellency the Governor, 1821.

17" x 21" broadside, matted and glazed in attractive wooden frame. Toning, light soiling in places, faint vertical and horizontal fold lines, two small embossed stamps. \$350.

* Signed in type by Governor John Brooks. This broadside is an official statement of eight amendments to the state constitution. The most significant is the third, which extended suffrage to "every male citizen of twenty one years of age and upwards (excepting paupers and persons under guardianship).

"What Mis'ries Spring from Law's Perverted Source!"

3. Carmichael, Andrew Blair [c.1780-c.1854], Attributed. Norcott, William, (c.1770-c.1820), Attributed.

The Law Scrutiny; or, Attornies' Guide. Dublin: J. Barlow, 1807. xiv, 117 pp. 12mo. (3-1/2" x 5-3/4").

Recent quarter calf over paper boards, gilt title to spine. Light soiling, negligible shelfwear to spine ends, hinges starting. Negligible light foxing to endleaves and a few text leaves. Later owner stamp to verso of title and bottom edge. A handsome copy. \$100.

* Sole edition. A mock-heroic satire in the manner of Pope's *Rape of the Lock* variously ascribed to Andrew Carmichael, William Norcott and others. "What mis'ries spring from Law's Perverted Source,/ What wrongs arise from knav'ry, what from force,/ I sing: oh! Thou, who seest the wretch's tears,/ And from his cell the pris'ners sorrow hears!/ Thou know'st no fancy'd tales of woe I feign,/ But for thy noblest work, for man complain" (1). OCLC locates 10 copies. *Dictionary of National Biography* XIV:549.

Disputed Elections in Massachusetts

4. Cushing, Luther S. [1803-1856], Compiler.

Reports of Contested Elections, in the House of Representatives, of the Commonwealth of Massachusetts; from 1780 to 1834, Inclusive: Compiled From the Journals, Files, and Printed Documents of the House, in Pursuance of an Order Thereof, and Under the Direction of a Committee Appointed for the Purpose. Boston: Dutton and Wentworth, 1834. xv, 282 pp. Octavo (9" x 5-3/4").

Contemporary sheep, blind frames to boards, lettering piece and blind fillets to spine. Slight bowing to boards, some rubbing with light wear to extremities, a few minor scuffs and stains to boards, chipping to foot of spine, joints starting. Crack between front free endpaper and title page, occasional light foxing. Early owner signature to title page, interior otherwise clean. \$100.

* With a table of cases. "It has not been considered, by the committee, to be their duty...to make any selection of the cases to be published...but merely to direct the manner of their publication. So far as it has been found practicable, therefore, all the cases of that description have been reported, either briefly or in detail, according to their nature and importance. Some of the earlier decisions, though of no value, as precedents, have been shortly stated, for the purpose of showing the mode of proceeding, in use at the time.": Advertisement [v]. The author of the classic *Manual of Parliamentary Procedure*, Cushing was the clerk of the Massachusetts House of Representatives. Cohen, *Bibliography of Early American Law* (2003 Supplement) 14390.75.

Critical Edition of Important Study of Preemption

5. D'Afflito (D'Afflicto), Matteo [c.1450-c.1520].

Baldus de Ubaldis, Petrus [1327-1456].

Mantova Benavides, Marco [1489-1582].

Tractatus de Iure Prothomiseos. Nuperrime Recognitus a Plurimis Quibus Scatebat Erroribus Vindicatus. Subsequenti Commentariolo Gravissimi Iuris Interpretis Marci Mantuae Bonaviti Patavini, ad L. Dudum C. de Contrab. Empt. Summariisq. Ac Elementario Indico Superadditis Diligentissime Exornatus. Venice: Apud Dominicum de Farris, 1582. 108, [8] ff Octavo (5-3/4" x 3-3/4").

Contemporary vellum, early vellum rebacking with hand-lettered title. Some rubbing to extremities, a few small stains to boards, vellum just beginning to break through pastedowns, hinges cracked, a few partial cracks to text block (binding still secure). Later small owner signature to front endleaf, another to title page. Occasional faint dampstaining to margins, interior otherwise fresh. \$750.

* Later edition. First published in 1548, this is a critical edition of D'Afflito's *Tractatus De Iure Protomeseos* (1544), an edition of a work on preemption in feudal law by Baldus de Ubaldus with commentary. Afflito was an Italian jurist and state official. A pupil of Bartolus, Baldus de Ubaldis was a prominent commentator and professor at the Universities of Perugia and Padua. KVK and OCLC locate 2 copies of this edition in North America (at UCLA and the Ransom Library, UT-Austin). *Censimento Nazionale Delle Edizioni Italiane del XVI Secolo* 15846.

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.

Important English Translation of Domat's Great Study of the Civil Law

7. Domat, Jean [1625-1696].

Strahan, William, Translator.

The Civil Law in Its Natural Order: Together with the Publick Law. Written in French by Monsieur Domat: And Translated into English by William Strahan, LL.D. With Additional Remarks on Some Material Differences between the Civil Law and the Law of England. London: Printed for D. Midwinter [et al.], 1737. Two volumes. Main text in parallel columns. Folio (13-1/2" x 8-1/2").

Contemporary calf, gilt rules to boards, raised bands and recent period-style lettering pieces to spines. Moderate rubbing with some wear to spine ends and corners, boards beginning to separate (but secure), front free endpaper of Volume I partially detached, following endleaf completely detached, armorial bookplate (Viscount Dorone) to pastedowns of both volumes. Some toning to text, heavier toning and light foxing in places, internally clean. A handsome copy. \$1,250.

* Second English edition, "with additions." Domat's *Civil Law* is a great work that combines the materials of Roman and French law into a single system and places it on a foundation of ethical principles. "*The Civil Law in its Natural Order*, considering the age and the circumstances in which it was written, is a truly wonderful performance. His method is excellent, and his matter clear, exact, and comprehensive. Pothier, and other continental jurists, have drawn largely upon him to assist their own labors" (Marvin). Holdsworth says this edition is better than Wood's incomplete 1705 translation. "Strahan's translation...is a very much more considerable book, both as a book on Roman law, and, by reason of the translator's notes, as a book on comparative law.": Holdsworth, *History of English Law* XII:428. Marvin, *Legal Bibliography* 271. *English Short-Title Catalogue* T96069.

D.D. Field Defends His Professional Reputation

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

Bowles, Samuel [1826-1878].

The Duties and Rights of Counsel. [New York: S.n, 1871]. 42 pp. Octavo (8-3/4" x 5-3/4").

Stab-stitched pamphlet in printed wrappers, spine reinforced with archival tape. Some edgewear and soiling to wrappers, partially erased signatures and smudge to front, faint vertical crease through center of pamphlet, light toning to text. \$200.

* Only edition. Field published this pamphlet for private circulation. It reprints correspondence between Field and Bowles, editor of the *Springfield Republican*, concerning an article in that paper that criticized Field's ethics for serving as a counsel for the financially shady directors of the Erie Railroad. OCLC locates 10 copies, 3 in law libraries (Columbia, Pace, University of Minnesota).

Codes Regulating Breweries, Distilleries and Public Transportation

9. [France].

Code du Droit a la Fabrication de la Biere.

[With]

Code Relatif aux Distilleries.

[And]

Code du Droit de Dixieme sur les Voitures Publiques.

N.p.: S.n., c. 1850. 4, 584 pp. Three parts in one with continuous pagination. Octavo (8-1/2" x 5").

Contemporary quarter calf over marbled boards, gilt fillets and title to spine (reading Code de Droit a la Fabrication de la Biere), marbled endpapers. Light rubbing to extremities, joints starting at head, early repair to backstrip at head of spine. Light toning to text, internally clean. \$300.

* Only edition located. This appears to be part of a multi-volume set. Each section contains the full text of the code with commentary and a digest of legal decisions and legislation bringing each section up to date (c. 1850). No copies located on OCLC.

With Two Well-Annotated Acts Concerning Alcoholic Beverages

10. [Great Britain].

[Statutes].

[James I. Sovereign (1566-1625)].

An[n]o Regni Iacobi, Regis Angl. Scotiae, Franc. & Hybern. Viz. Angl. Franc. & Hybern. 4. Scotiae 40. At the Parliament Begun and Holden at Westminster by Prorogation, The 18. Day of November, In the Fourth Yeere of the Raigne of Our Most Gracious Sovereigne Lord Iames, By the Grace of God of England, France & Ireland King; Defender of the Faith, &c. And of Scotland the 40. And There Continued Untill the 4. day of Iuly 1607. And Then Proroged Until the 16. Day of November Next Following. To the High Pleasure of Almighty God, And to the Weale Publique of this Realme, Were Enacted as Followeth. [London: Robert Barker, Printer to the Kings Most Excellent Maiestie, 1607]. 92 pp. Folio (10-1/2" x 7-1/2").

Contemporary limp vellum with fragments of ribbon ties, early hand-lettered title to spine. Light soiling, spine ends bumped, chips to head and foot of front board, free endpapers lacking. Title printed with woodcut architectural border, decorated initials, head-pieces and tail-pieces. Light toning to text, faint dampstaining in places. Extensive annotations in contemporary hand to eight pages, some slightly affected by trimming, interior otherwise clean. \$1,950.

* This volume records 8 acts for the 4th year of James's Reign. Two acts are heavily annotated: "An Act to Restraine the Utterance of Beere and Ale to Alehouse-Keepers and Tiplers not Licenced" and "An Acte for Repressing the Odious and Loathsome Sinne of Drunkenesse." *English Short-Title Catalogue* S121600.

Happy 90th OWH!

11. Holmes, Oliver Wendell [1841-1935].

[7" x 10" *Black-and-White Portrait Photograph Holmes on His 90th Birthday*]. [Washington, DC: Harris-Ewing Photographic News Service, February 4, 1931]. A few minor chips and tears to margins, one just touching image, minor wrinkling, stamps, annotations and tipped-in caption to verso. \$50.

* The caption reads: "JUSTICE HOLMES NOW 90 YEARS OLD. The above is a new portrait of Associate Justice Oliver Wendell Holmes of the U.S. Supreme Court, who will celebrate his 90th birthday on March 8. The senior associate justice has been a member of the highest tribunal since 1902."

The Political Setting for Marbury v. Madison

12. [Judiciary Act of 1801]. [United States Senate].

Debates in the Senate of the United States on the Judiciary, During the First Session of the Seventh Congress; Also, The Several Motions Resolutions, and Votes, Taken Upon That Momentous Subject; And a Complete List of the Yeas and Nays, As Entered on the Journals.

Philadelphia: For E. Bronson, Printed by Thos. Smith, 1802. [3], 4-324 pp. Octavo (8-3/4 x 5-1/2")

Recent period-style paper-covered boards with contrasting paper spine, printed paper title label, untrimmed edges. Moderate toning to text, soiling to half title, internally clean. An appealing copy. \$1,000.

* Only edition. The Judiciary Act of 1801 was a last-ditch attempt to preserve Federalist philosophy in the U.S. government through a reorganization of the judiciary. It reduced the membership of the Supreme Court from six to five members, eliminated circuit court duties for justices and created six new circuit courts and sixteen new judgeships. Appointments to these posts in the final days of the Adams administration were known as the "midnight judges." The debates recorded in our volume resulted in the Judiciary Act of 1802, which overturned its predecessor act from the previous year. Although it is seen as a victory for the Jeffersonians, it did little to change the Federal judiciary. In fact, it was something of a Federalist victory because it led to the Marbury v. Madison decision of 1803. This ruling solidified the notion of judicial review of legislation and elevated the Supreme Court to a level of equality with the executive and legislative branches. Notable for it Federalist Bias, Bronson's is the only unofficial edition; the other was published for the U.S. Congress (in the same year). Cohen, *Bibliography of Early American Law* 1058.

1534 Collection of Grenoble Reports

13. La Pape, Guy de [c.1402-c.1487]. [Ferrandat, Henri, Editor].

Decisiones Parlam[en]ti Dalphinalis Gratianopolis per Excellentissimū J.U. Monarcham d. Guidonem Pape in Curia Eiusde[m] Civitatis Senatore Dignissimum Edite: Alliduum Materiam Continentes in Foro Seculari & Ecclesiastico Creb. Exercitatione Versatiles; Cum Summariis Decisivis (Preter Dilligentissima Emendatione) Manus Appositione Notatis Rote Decisiones Capelieq[ue] Tholosane; Novissime Scripta per Euendem Guidone Pape in Tripartito Suo Opere Consiliorum I[m]primim. in Luce Emissio Repertorio/Humeris et Addi. dni. Herici Ferraandi P Pulcre sub hoc Signo Accomodatis. Lyons: Jacobum Hiuncti, 1534. [xxv], 267, [3] ff. Main text printed in double columns. Octavo (6-3/4" x 4-3/4").

Later three-quarter vellum over paper boards, hand-lettered title to spine and top edge. Some soiling, rubbing with minor wear to extremities, three tiny partial worm holes to boards, hinges starting. Title printed in red and black within an ornamental architectural border. Woodcut head-pieces, tail-pieces and decorated initials. Some wear to edges of preliminaries and final few leaves, faint dampstaining to margins, minor worming to final few leaves and rear pastedown with negligible loss to text, light foxing to portions of text. Early owner signature to title page, occasional early annotations, check marks and underlining. An appealing copy. \$500.

* Later edition. With side notes. This thoroughly annotated volume contains reports of decisions of the Parlement of Grenoble, France. Like many books of this kind, it opens a window on the legal culture and society of the era. First published in 1504, it was reprinted several times well into the seventeenth century. Beyond its legal value, it is significant as the first book published in Grenoble. Guy de la Pape was a legal scholar and statesman who spent most of his career in Grenoble. His best-known work is *Commentaria in Statutum Delphinale*, a study of the Dauphine region. KVK locates 12 copies of this edition, which is not listed in Adams or Brunet.

Cash Book of a Nineteenth-Century New Hampshire Lawyer

14. [Manuscript]. [Thompson, William Coombs (1802-1877)].

[Cash Book of William Coombs Thompson]. Spine reads "Cash." [Plymouth, New Hampshire, March 1833-December 1837]. [450] pp., a few loose notes laid in. Folio (13" x 7-1/2").

Calf, blind rules and frames to boards, raised bands, gilt title and gilt ornaments to spine, marbled endpapers. A few scuffs to boards, moderate rubbing to extremities with some wear to spine ends and corners. Light toning, text in neat hand to rectos and versos of all leaves. \$1,500.

* A native of Salisbury New Hampshire, Thompson graduated from Dartmouth College in 1820. According to early biographical notes, he attended the Litchfield Law School in the early 1820s. (He is listed in Litchfield's student database as a "possible student"). He also read law with George Blake in Boston, Massachusetts and Parker Noyes of Salisbury, New Hampshire. In 1824 he opened a law office in Concord, and remained there two years. From 1828 through 1852 he lived and practiced law in Plymouth, New Hampshire before removing to Worcester, Massachusetts where he lived the remainder of his life. According to Bell, he was known "for his sagacity and wise application of the principles of jurisprudence rather than as a book-lawyer or a forensic champion. His innate sense of rectitude seldom failed to guide him to the true solution of the problems which law in doubt." Our cash book records his daily activities as a lawyer in Salisbury during the 1830s. Bell, *The Bench and Bar of New Hampshire* 689. "William Coombs Thomson" in Litchfield Historical Society, *Ledger*. Retrieved March 6, 2014 from <http://www.litchfieldhistoricalsociety.org/ledger/>.

Seventeenth-Century Lecture Notes on the *Decretals* of Gregory IX

15. [Manuscript].

Wieser, Marianus [1653-1723], Compiler.

Kimpfler, Rupert [1638-1708], Lecturer.

Commentarius Juris Canonici in Librum IV. Decretalium Gregorii IX. S: Pontificis. Dictat[us] & Explicat[us] in Alma Archiepiscopalis Universitate Salisburgensi. Salzburg, 1677. [ii], 297 (i.e. 288), 70 (i.e. 81), [34, some blank leaves interspersed]. pp. Six tables. Quarto (8" x 6").

Contemporary vellum, blind rules to boards, early hand-lettered title to spine, ties lacking. Some rubbing to extremities, light soiling, scuff to rear board. Light toning to text, minor worming to pastedowns and a few leaves with no loss to text, which is written in a neat secretarial hand. Later annotation in pencil to verso of front endleaf, manuscript inscription at head of p. 1 identifying this manuscript as part of the library at the monastery of St. Veit in Bavaria. \$3,000.

* A fair copy of lectures on the fourth book of the *Liber Sextus Decretalium* of Gregory IX, which deals with private law. Never published, these commentaries were delivered by the distinguished Benedictine canonist Rupert Kimpfler, professor of law at the University of Salzburg. The lectures include six carefully drawn tables of descent, affinity and consanguinity. This is followed by a second set of notes on canon law that, while perfectly legible, are not as neatly written and arranged. This section is followed by a glossary and an index. According to an inscription on the title page, Wieser was a Benedictine monk and professor of theology associated with Monastery of St. Veit.

Seventeenth-Century Treatise Concerning People with Disabilities

16. Michalorius, Blasius.

Tractatus de Coeco, Surdo et Muto. In quo Ipsorum Miseria, Quid Scire, Atque Addiscere Possint, Quos Contractus Celebrare, Num Magistratus Gerere, An in Ultimis Voluntatibus Disponere, Et Plura Alia Huiusmodi Secundum Germanam Variarum Legum, Ac Imperatorum Constitutionum, Quae Adinucem Pugnare Videntur, Intelligentiam, Subtiliter Discutiuntur. Venice: Apud Guerilios, 1646. [viii], 152, [20] pp. Main text in parallel columns. Quarto (8" x 6").

Contemporary limp vellum, early hand-lettered title to spine. Light wear to spine ends and corners, minor worming to hinges, front hinge staring at bottom. Worming to front and rear endpapers. Attractive large woodcut vignette to title page, woodcut head-piece. Toning in some places, interior otherwise fresh. \$850.

* First edition. One of the earliest works of its kind from the early modern era, this is a curious canon-law treatise concerning blind, mute and deaf people. It appears to have been a well-received work; other editions were published in 1667, 1681, 1709, 1710 and 1847. Michalorius was a canon lawyer and member of the Rota Romana. OCLC locates 9 copies in the United States, 2 in law schools (Yale and UC-Berkeley). *British Museum Catalogue* (Compact Edition) 17:450.

Rare British Novella About A Railway Accident Featuring a Trial for Negligence

17. [Neale, John Mason].

The Railway Accident: A Tale. London: John Henry & Jas. Parker, [c. 1855]. 103 pp. Woodcut frontispiece. [Bound with three other titles.] Octavo (6-1/2" x 4").

Contemporary three-quarter calf over marbled boards, raised bands and lettering piece to spine. Some rubbing to extremities, corners bumped and somewhat worn and corners rubbed. Light toning, light browning to final title. \$650.

* The plot of *The Railway Accident* concerns a railroad worker who is falsely accused of having caused the accident; the final quarter of the novella is a "verbatim" account of the courtroom proceedings in which he is acquitted by "the almost special interference of Providence." This is a rare item. We located 3 copies in the UK and 1 copy in North America (at the University of Missouri). The other works in this volume are Emily Judson's *Records of Alderbrook, Or Fanny Forester's Village Sketches* (London, 1854) and two pamphlets issued by the Society for Promoting Christian Knowledge: *Stephen Bell; Or, Follow After Charity* (London, 1855) and *The Cripple of the Railroad* (London, 1853).

Nelson's Abridgment

18. Nelson, William [b. 1653].

An Abridgment of the Common Law: Being a Collection of the Principal Cases Argued and Adjudged in the Several Courts of Westminster-Hall. The Whole Being Digested in a Clear and Alphabetical Method, Under Proper Heads, With Several Divisions and Numbers Under Each Title, For the More Ready Finding and Judgment or Resolution of the Law Cases. Whereby the Opinion and Judgment of the Courts May be Seen in an Exact Series of Time, And What Alterations Have Been Made in the Law by Subsequent Statutes and Judgments, Brought Down to the Year 1725. [London]: Printed by E. and R. Nutt and R. Gosling, 1725-1726. Three volumes. Folio (13-3/4" x 9").

Later three-quarter calf over textured cloth, lettering pieces and rules to spines, endpapers renewed. (Volume 1, bound at a later date, is a very close match, but not exact.) Light rubbing and a few minor scuffs to extremities. Faint dampstaining, dampspotting and early owner annotations and signatures to preliminaries, interiors otherwise fresh. \$1,500.

* Only edition. Nelson intended this work to serve the needs of the student and lawyer, but he attempted to abridge cases with such "clearness and perspicuity" that they could be understood by the "common reader" (Preface). He assumed it would be used in conjunction with the abridgments of Brooke and Fitzherbert, so he did not include cases that are in those two works. Nelson was a versatile and gifted legal writer. In addition to his abridgment he published a notable JP Manual, treatises on forest law and evidence and editions of Dalton's *Country Justice*, Blount's *Nomo Lexicon* and Manwood's *Laws of the Forest*. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:19 (17).

"She May Even Become the First Female Supreme Court Justice".

19. Potter, Vivienne [b.1933].

[7" x 9" *Black-and-White Portrait Photograph of 1955 Miss America Contestant, And Law Student, Vivienne Potter*]. [New York: United Press Photos, August 16, 1955]. Some rubbing to edges, minor wrinkling, stamps and tipped-in caption to verso. \$50.

* The caption reads: "LADY AND THE LAW: Shapely Vivienne Potter of Reno, Miss Nevada of 1955, stands with her law books on the U.S. Supreme Court Steps in Washington, where she is studying for the bar at American University. Vivienne is the first law student ever to enter the Miss America Contest. She's an accomplished golfer, skier and swimmer, and come 1980, she may be even become the first female Supreme Court justice."

The Judge Who Replaced Cardozo

20. Pound, Cuthbert W. [1864-1935].

[5" x 7" *Black-and-White Press Photograph of New York State Court of Appeals Chief Justice Cuthbert W. Pound*]. [New York: Acme News Agency, March 8, 1932]. Minor wrinkling, stamps, annotations and tipped-in caption to verso. \$50.

* The caption reads (in part): "Following the appointment of Judge Benjamin Cardozo to the Supreme Court, Justice Cuthbert W. Pound...has been appointed to fill the vacancy caused by Cardozo, and is now Chief Justice of the New York State Court of Appeals."

Tort Case Involving an Accident on a Steamboat

21. Robertson, C.A.

An Eye Case in the Courts. Albany: The Argus Company, Printers, 1873. 21 pp. Octavo (9" x 6").

Stab-stitched pamphlet in printed wrappers. Light soiling, faint vertical crease through center, a few chips to edges of wrappers and a few leaves, small library stamp to head of front wrapper, some wear to spine ends, light toning to text, internally clean. \$150.

* Only edition. No copies located on OCLC. An interesting tort case involving a man whose eye was injured while traveling on a Hudson River steamboat. Robertson was a medical expert for this case (John C. Tinny *v.* The New Jersey Steamboat Company).

Scalia Is Nominated to the Court

22. Scalia, Antonin [b. 1936].

[Three 10-1/2" x 8-1/2" *Press Photographs Relating to Justice Scalia's Nomination*]. [New York: Associated Press, June 16, June 25 and August 5, 1986]. Light wear, caption and crop marks to margins, two reinforced with masking tape, stamps to versos. \$100.

* The June 16th image shows Scalia addressing an audience at the White House at the time of his nomination, Chief Justice Burger at his side. The other two images, from June 25 and August 5, relate to Scalia's confirmation. In one, he is speaking with Bob Dole at the Capitol. In the other, Maureen and Margaret Scalia are observing the hearings before the Senate Judiciary committee.

Presentation Copy Inscribed by Story

23. Story, Joseph [1779-1845].

The Miscellaneous Writings, Literary, Critical, Juridical, and Political, of Joseph Story, LL.D., Now First Collected. Boston: James Munroe and Company, 1835. viii, 527, [1] pp. Octavo (9-1/2" x 5-1/2").

Contemporary calf, gilt rules enclosing blind frames to boards, rebaked retaining original spine with raised bands and recent period-style lettering piece, marbled endpapers, hinges mended. Moderate rubbing to spine and extremities, upper corners worn, lower corners bumped and somewhat worn. Author inscription to front free endpaper. Upper corners lacking from preliminaries with no loss to text or inscription. Faint dampstaining to head of text block, occasional light foxing, internally clean. Unique. \$1,500.

* The first collection of Story's writings, it was produced in response to a request from the publisher James Munroe. The collection includes "Lecture on the Science of Government, Delivered Before the American Institute of Instruction, August, 1834," "Memoir of the Hon. John Marshall, LL.D., Chief Justice of the Supreme Court of the United States" (1833), "Review of a Course of Legal Study Respectfully Addressed to the Students of Law in the United States, by David Hoffmann, Professor of Law in the University of Maryland" (1817), "Review of a General Abridgment and Digest of American Law, with Occasional Notes and Comments, by Nathan Dane, LL.D., Counsellor at Law" (1826) and "Charge Delivered to the Grand Jury of the Circuit Court of the United States, at Its First Session in Portland, for the Judicial District of Maine, May 8, 1820," one of his first statements on slavery. The inscription reads: "Mrs. Susan Ledyard/ with the affectionate regards/ of The Author." Ms. Ledyard [d. 1864] was a friend of Joseph Story and the daughter of Brockholst Livingston, an Associate Justice of the Supreme Court from 1806-1823. She seems to have enjoyed the friendship of other jurists as well, such as John Marshall. Cohen, *Bibliography of Early American Law* 2288.

Oak Book of Southampton

24. Studer, P[aul] (1879-1927).

The Oak Book of Southampton of c. A.D. 1300. Southampton: Cox & Sharland, 1910-1911. Three volumes. Illustrations. Facsimiles.

Cloth, gilt title to spine, floral endpapers. Light rubbing to extremities, corners bumped, light toning to interior. From the library of W.H. Jacobs, the editor of the Hampshire Chronicle, and sent to him by the author for review. They contain copies of his reviews and two letters from the author thanking him for the favorable reviews tipped into Volume II and the Supplement [Volume III]. \$300.

* English text translated from Latin, Anglo-Norman, and Middle English into English; critical matter in English. Volume I. Including the Anglo-French ordinances of the ancient guild merchant of Southampton; Volume II. Including a fourteenth century version of the medieval sea-laws known as the Rolls of Oleron; [Volume III]. Supplement to The Oak book of Southampton of c. A.D. 1300. A publication of the Southampton Record Society. Transcribed and edited from the unique MS. in the Audit House, with translation, introduction, notes, etc., by Studer.

Scarce Early Tennessee Formbook

25. [Tennessee].

Forms of Precedents, For the Use of Justices of the Peace, Sheriffs, Coroners, And Constables, In the State of Tennessee; And a Complete Practical Conveyancer; Containing the Most Useful and Necessary Precedents in Conveyancing, With the Forms of Almost Every Useful Instrument of Writing. Nashville: Printed and Sold by T.G. Bradford, 1818. 153, [8] pp. Octavo (6-1/2" x 4").

Recent quarter imitation calf over cloth, gilt title to spine, endpapers renewed. Light rubbing to extremities, moderate browning to text. Early signatures and annotations to endleaves, interior otherwise clean. \$650.

* Second and final edition of this early Tennessee formbook that was first published in 1816. With index. OCLC locates 1 copy of the first edition in a law library (Library of Congress), 1 of the second (Harvard Law School). Cohen, *Bibliography of Early American Law* 8146.

A Famous Massachusetts Libel Case

26. [Trial].

Buckingham, J.C., Defendant.

Trial: Commonwealth vs. J.C. Buckingham, Of an Indictment for Libel Before the Municipal Court of the City of Boston, December Term, 1822. Boston: Published at the Office of the New-England Galaxy, 1822. [iv], 60 pp. Octavo (8" x 5").

Stab-stitched pamphlet, untrimmed edges. Light browning, somewhat darker in places, staining and light foxing to a few leaves, internally clean. \$75.

* This was one of three accounts issued in 1822. "Joseph Buckingham, publisher of the *New England Galaxy*, was indicted on the charge of printing a libel on John Maffitt, a Methodist preacher (sometimes spelled Maffit). His defense was built on proving the truth of the alleged libel, and he was acquitted. Several works about the trial itself were published long after it took place; their intent was to damage Maffitt's reputation, as he was then engaged in parochial conflicts.": Cohen, *Bibliography of Early American Law* 13283.

Notable Eighteenth-Century Divorce Involving Arbitration

27. [Trial].

[Grosvenor Cause].

Grosvenor, Richard, Earl [1731-1802].

Grosvenor, Henrietta, Countess [d.1828].

Copies of the Depositions of the Witnesses Examined in the Cause of Divorce Now Depending in the Consistory Court of the Lord Bishop of London, At Doctor's-Commons, Between the Right Honourable Richard Lord Grosvenor, And the Right Honourable Henrietta Lady Grosvenor, His Wife As They Were Severally Taken by Mss. Lushington and Haseltine, Proctors, The Examiners in the Above Cause. With an Appendix, Containing the Libel and Allegations. London: Printed for J. Russel, 1771. [viii], [1], 10-240, [8], 249-307 pp. Octavo (8" x 5").

Contemporary quarter calf over marbled boards, raised bands and lettering piece to spine. Front board just beginning to separate but secure, chip to foot of spine, some rubbing to rear joint, corners lightly bumped, rear hinge cracked but secure. Negligible foxing to a few leaves, very faint dampstaining to foot of text block. Early signature to title page, interior otherwise clean. A nice copy of a scarce item. \$350.

* Only edition. "Lady Grosvenor is described by Walpole as a 'young woman of quality, whom a good person, moderate beauty, no understanding, and excessive vanity had rendered too accessible' to the attentions of Henry, Duke of Cumberland, brother of George III (*Memoirs*, iv. 164). In an action for criminal conversation brought before Lord Mansfield in July 1770, the jury awarded 10,000*l.* in damages against the prince. In 1772 Lord Grosvenor settled 1,200*l.* a year upon his wife by arbitration.": (DNB). This book contains the text of documents relating to the arbitration phase of the divorce. OCLC locates 10 copies worldwide. *Dictionary of National Biography* VIII:723. *Catalogue of the Library of the Harvard Law School* (1909) II:1090.

An "Amorous," "Critical," "Humorous" Tale

28. [Trial].

Williams, Elizabeth, Defendant.

The Trial of Mrs. Elizabeth Williams, In the Arches Court of Canterbury, At Doctors Commons, For Committing Adultery with Joseph Peyton, Esq. Captain of the Beaver Sloop. In Which is Given, The Whole of the Depositions of the Several Witnesses, Fully Describing the Critical, Amorous, And Humorous Scenes in that Unparalleled Trial. London: Printed for the Editors, [1782?]. 32,29*-32,33-91,98-100[i.e.98] pp. Text is continuous. Octavo (8-1/2" x 5").

Stab-stitched pamphlet in recent marbled wrappers, printed title label to front. Light soiling to title page, interior otherwise fresh. \$650.

* A spicy account of an affair between Captain William's wife and one of his subordinate officers. The evidence of each "act of c-----n c-----n" is described in detail. This is one of two accounts published c. 1782. Another appeared the following year. All editions are scarce. OCLC locates 5 copies of the present copy. *English Short-Title Catalogue* T53434.

Tyler's Vermont Reports, 1809-1810.

29. Tyler, Royall [1757-1826], Compiler.

Reports of Cases Argued and Determined in the Supreme Court of Juridicature of the State of Vermont. With Cases of Practice and Rules of the Court. Commencing with the Nineteenth Century. New York: Printed and Published by I. Riley, 1809-1810. Two volumes. vii, [1], 496; vi, 488 pp. Octavo (9-1/4" x 5-3/4").

Contemporary calf, lettering pieces, blind fillets and small paper owner labels to spines. Some rubbing with minor wear to board edges and spine ends, corners bumped, hinges starting, section of front endleaf lacking from Volume II. Dampspotting to boards, light offsetting to margins of endleaves, occasional light foxing. Early owner signatures to front free endpapers, interiors otherwise clean. An appealing set. \$95.

* With subject indexes and tables of cases. Tyler was the chief justice of Vermont when he compiled these volumes. Not in Cohen. *Catalogue of the Library of the Harvard Law School* (1909) II:783.

**Copy of the First American Treatise on Wills
that Belonged to an Important Early Illinois Statesman**

30. Vallette, Elie.

[Sparrow, Thomas (1746?-1780?), Engraver].

The Deputy Commissary's Guide Within the Province of Maryland, Together with Plain and Sufficient Directions for Testators to Form, and Executors to Form Their Wills and Testaments, For Administrators to Compleat Their Administrations, And for Every Person Any Way Concerned in Deceased Person's Estates, To Proceed Therein with Safety to Themselves and Others. Annapolis: Printed by Ann Catherine Green and Son, 1774. [ii], iv, 248, [12] pp. Copperplate title page and table of descents. Octavo (7-3/4" x 5").

Contemporary sheep, re-backed in calf, retaining original lettering piece, endpapers renewed. Light rubbing to boards, corners bumped and lightly worn. Moderate toning to text, somewhat darker in places, occasional dampstaining, mostly to margins. Early owner signature of Ninian Edwards to front endleaf and margin of p.50, interior otherwise clean. \$2,000.

* Only edition. The first original American legal guide, it is also the first American book on the law of wills. Dedicated to Maryland Governor Robert Eden, it was printed by Ann Catherine Green, wife of Jonas Green, whom she succeeded as public printer of Maryland from 1767 to 1775. The engraved title page, the only one issued from a colonial Maryland press, and the plate were the work of Thomas Sparrow, the only engraver south of the Mason-Dixon Line prior to 1775. Vallette was registrar of the Prerogative Office of Maryland Province. Originally from Maryland, Edwards [1775-1833] was an important early Illinois statesman and political leader. He was the only governor of the Illinois Territory from 1809 to 1818, one of the first two United States Senators from Illinois from 1818 to 1824 and the third Governor of that state from 1826 to 1830. Wroth, *Maryland Imprints* 338. Wroth, *The Colonial Printer in America* 290. Cohen, *Bibliography of Early American Law* 4632.

The Lawbook Exchange, Ltd.
Antiquarian Bookseller and Publisher
New and Used Titles for Practitioners and Scholars
Subscription Agent • Collection Development • Appraisals
33 Terminal Avenue, Clark, New Jersey 07066
(800) 422-6686 or (732) 382-1800. Fax: (732) 382-1887
law@lawbookexchange.com
www.lawbookexchange.com

