

Recent Acquisitions

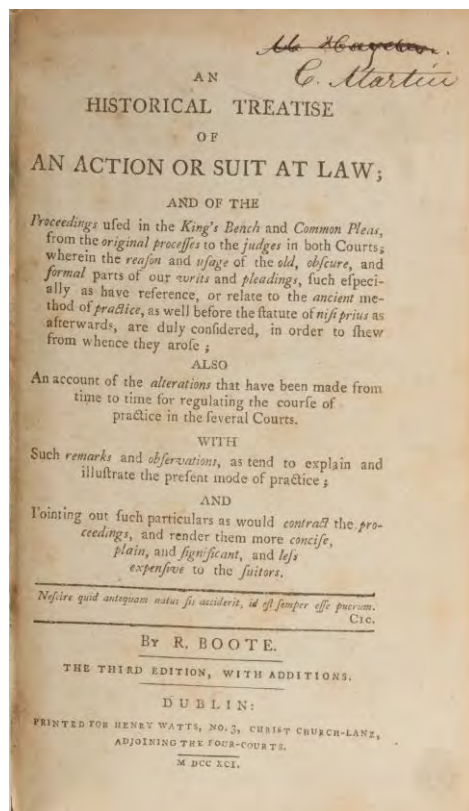
Canon, Civil, Common & Roman Law

30 ITEMS

March 9, 2021



THE
LAWBOOK EXCHANGE
LTD.



Boote's *Suit at Law*: Sole Dublin Edition

1. Boote, R[ichard] [d. 1782].

An Historical Treatise of an Action on Suit at Law; And of the Proceedings Used in the Courts of King's Bench and Common Pleas From the Original Processes to the Judgment in Both Courts, Wherein the Reason and Usage of the Old Obscure and Formal Parts of Our Writs and Pleadings, Such Especially as Have Reference, Or Relate to the Ancient Method of Practice, As Well Before the Statute of Nisi Prius as Afterwards, Are Duly Considered, In Order to Shew From Whence They Arose; Also an Account of the Alterations That Have Been Made from Time to Time for Regulating the Course of Practice in the Several Courts. With Such Remarks and Observations, As Tend to Explain and Illustrate the Present Mode of Practice; And Pointing Out Such Particulars as Would Contract the Proceedings, And Render Them More Concise, Plain, and Significant, And Less Expensive to the Suitors. With Additions. Dublin: Printed for Henry Watts, 1791. xxxi, 268 pp. 12mo. (6-1/2" x 4").

Recent period-style morocco, lettering piece and blind fillets and ornaments to spine, endpapers renewed. Fading to spine and upper portion of front board, moderate toning to text, light foxing in a few places. \$500.

* Only Dublin edition, one of two issues, both stated the third, presumably a reissue of the sixth London edition (1791). This popular work was first published in London in 1766 and was generally referred to as "Boote's Suit at Law." It went through several editions, the last one in 1839. "The history of procedure [in the eighteenth century] is represented by [this book]. It is an able summary of which I have made use of in a preceding volume of this History. One of the objects of the book was to lay a foundation for some very necessary reforms in this branch of the law, the need for which was clearly explained by the author" (Holdsworth). There is only one difference between the two issues of this title: the printer name is given as "H. Watts" in one and "Henry Watts" in the other. OCLC locates no copies of the "Henry Watts" issue, the ESTC locates 3 (Free Library of Philadelphia, University of North Carolina, William and Mary). Holdsworth, *A History of English Law* XII:411. *English Short-Title Catalogue* N17821. [Order This Item](#)



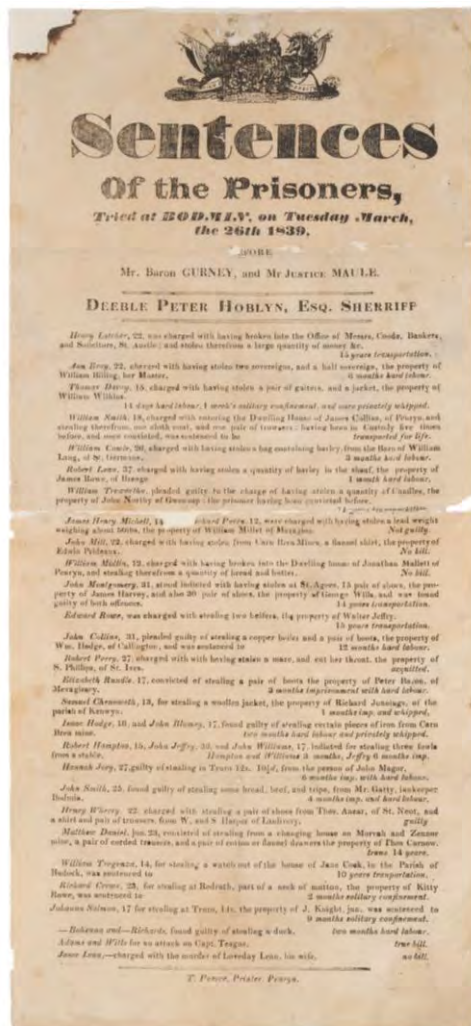
Printing and the Mind of Man 89:
The "Crown and Flower of Medieval Jurisprudence"

2. Bracton, Henry de, [d. 1268].

De Legibus et Consuetudinibus Angliae, Libri Quinq; In Varios Tractatus Distincti, ad Diversorum et Vetustissimorum Codicum Collationem, Ingenti Cura, Nunc Primum Typis Vulgati; Quorum Quid Cuiq; Insit, Proxima Pagina Demonstrabit. London: Apud Richardum Tottellum, 1569. [xvi], 444 [i.e. 442] ff. Folio (11-1/4" x 7-3/4").

Superb seventeenth century-style calf, blind rules, gilt rules and large central arabesques to boards, raised bands, blind fillets, gilt ornaments and lettering piece to spine, endpapers renewed (but not affixed to pastedowns to simulate period style), gilt rules to board edges, early hand-lettered title to fore-edge of text block. Moderate toning to text, occasional light browning to outer edges of margins, fold lines and some soiling to upper corners of 16 leaves near rear of text block, spark burns to a few leaves, lower corner lacking from leaf GGGggiii (Fol. 393) with no loss to text, light soiling, edgewear and later owner signature (A. Hacker) to title page. A landmark work in a notably handsome binding. \$12,500.

* First edition. Written between 1250 and 1256, *De Legibus et Consuetudinibus Angliae* [*The Laws and Customs of England*] is the first treatise on English law. A systematic work, it emphasizes the separation of procedural and substantive matters and also cites cases as sources of at least intellectual, if not formal, authority. The principles formulated in this work and its use of precedents determined the development of English law and established the method adopted by Littleton and Coke. In Maitland's words, it is "the crown and flower of English medieval jurisprudence" and "by far the greatest of our medieval law books.": Maitland, *Collected Papers* II:43. Beale, *Bibliography of Early English Law Books* T323. *Printing and the Mind of Man 89*. *English Short-Title Catalogue* S122159. [Order This Item](#)



**Sentences Passed in the
Bodmin Jail, Cornwall, on March 26, 1839**

3. [Broadside].
[Criminals].
[Great Britain].

Sentences of the Prisoners, Tried at Bodmin, On Tuesday March, the 26th 1839 Before Mr. Baron Gurney and Mr. Justice Maule. Deeble Peter Hoblyn, Esq. Sherriff. Penryn [Cornwall, England]: T. Pearce, Printer, 1839.

14-3/4" x 6-3/4" broadside, mounted on backing paper, single-column text below headline and woodcut Royal Arms. Light browning, moderate edgewear, three horizontal folds, some loss to text where item was folded. \$750.

* In use from 1779 to 1927, Bodmin Gaol is located in Cornwall. The broadside lists male and female prisoners with their crimes and sentences. All of the cases are theft except two, which are not yet resolved: a man charged with the murder of his wife and two men charged for an assault on a "Captain Teague." Things stolen include money, a lead weight, a pair of boots, a duck, a quantity of candles and a bag of barley. Sentences range from not guilty to several months of hard labor and solitary confinement. Six of the prisoners were sentenced to transportation to Australia, one of them, a repeat offender, for the rest of his life. No copies listed on OCLC or Library Hub. [Order This Item](#)



1857 Rules of the Probate Court of Lincoln County, Maine

4. [Broadside].

Fales, Bader, Judge.

Courts of Probate. State of Maine. Lincoln. N.p.: S.n, 1857.

9-1/2" x 7-1/2" broadside with two-part text, first part in a single column, second in parallel columns, both parts below headlines, and enclosed in enclosed in typographical borders. Light toning and soiling, faint horizontal fold lines, other fold lines to corners, tiny embossed stamp to upper right corner. \$250.

* This upper part describes the schedule of court sessions and where they will be held. The lower part is list of the court's rules. [Order This Item](#)



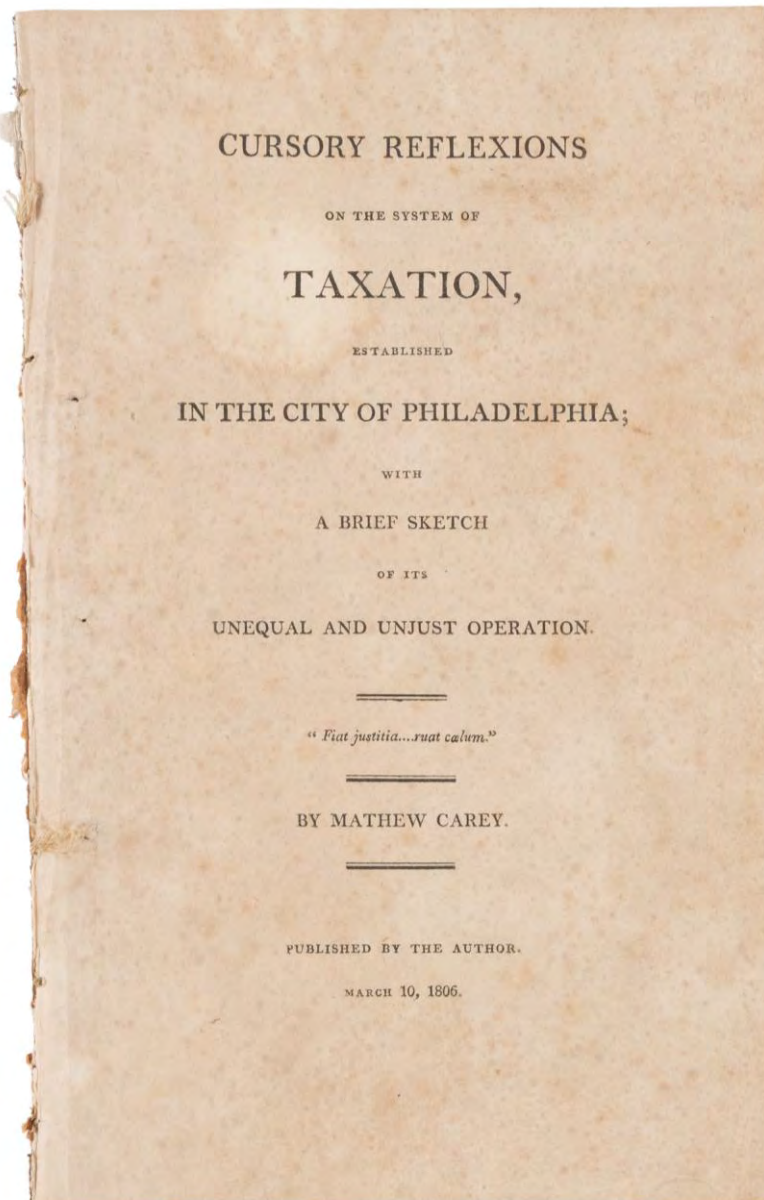
A Notable Philadelphia Lawyer, Abolitionist and Man of Letters

5. Brown, David Paul [1795-1872].

[5-1/2" x 4" Carte-de-Visite Mounted on Inscribed 8-1/2" x 5-1/2" Card]. [Philadelphia?, c. 1870].

Light toning to card, small nick to upper left corner. A well-preserved item. \$250.

* The annotation reads (in part): "Truly & Sincerely Yours/ David Paul Brown. Brown was a distinguished Philadelphia Lawyer who was trained by William Rawle. He was active in the abolition movement and represented several enslaved and free African-Americans in court. Also a poet, orator and playwright he is mentioned in Edgar Allan Poe's *A Chapter on Autobiography*. [Order This Item](#)



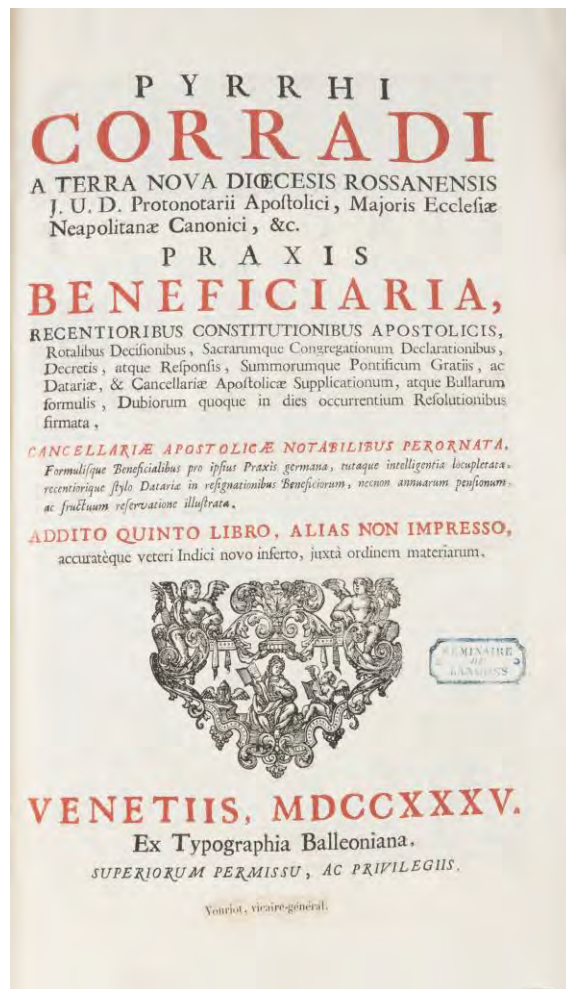
A Notable Critique of Philadelphia Property Tax

6. Carey, Mathew [1760-1839].

Cursory Reflexions on the System of Taxation, Established in the City of Philadelphia: With a Brief Sketch of Its Unequal and Unjust Operation. [Philadelphia]: Printed for the Author [by Robert Carr], 1806. 47 pp. Octavo (8-1/4" x 5").

Disbound stab-stitched pamphlet. Moderate toning and light foxing, p. 32 has a brief correction in an early hand. \$650.

* Only edition. Carey was an Irish-born American printer and publisher who lived and worked in Philadelphia. An important figure in the early history of American publishing, he also issued several pamphlets on politics and economics. *Cursory Reflexions*, an original contribution to economic thought, discusses Philadelphia's property taxes and concludes they are unjust. OCLC locates 14 copies, 1 in a law library (Georgetown). Sabin, *A Dictionary of Books Relating to America* 10863. Cohen, *Bibliography of Early American Law* 10631. [Order This Item](#)



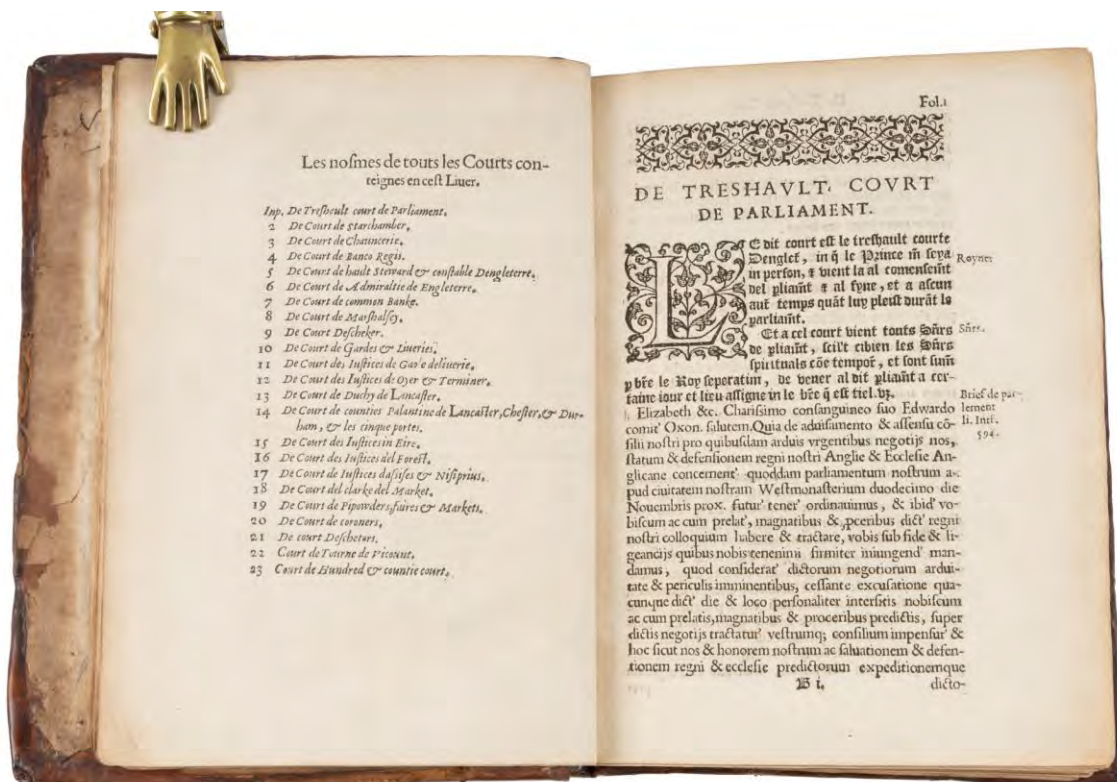
A Durable Treatise on Ecclesiastical Patronage and Benefices

7. Corrado, Pirro [1602-1666].

Praxis Beneficiaria, Recentioribus Constitutionibus Apostolicis, Rotalibus Decisionibus, Sacrarumque Congregationum Declarationibus, Decretis, Atque Responsis, Summorumque Pontificum Gratiis, Ac Datariae, & Cancellariae Apostolicae Supplicationum, Atque Bullarum Formulis, Dubiorum Quoque in Dies Occurrentium Resolutionibus Firmata, Cancellariae Apostolicae Notabilibus Perornata, Formulisque Beneficialibus pro Ipsius Praxis Germana, Tutaque Intelligentia Locupletata recentiorique Stylo Datariae in Resignationibus Beneficiorum, Necnon Annuarum Pensionum ac Fructuum Reservatione Illustrata. Addito Quinto Libro, Alias non Impresso, Accuratèque Veteri Indici Novo Inserto, Juxta Ordinem Materiarum. Venice: Typographia Balleoniana, 1735. [viii], 396 pp. Main text in parallel columns. Folio (14-1/2" x 9").

Contemporary vellum, raised bands and early hand-lettered title to spine. Light rubbing and minor stains to boards, which are somewhat bowed, minor wear to spine ends, joints just starting at ends, corners bumped and somewhat worn, front hinge starting at ends. Title page, with small monastery library stamp, printed in red and black. Moderate toning, light foxing in a few places, some soiling to endleaves, later markings in pencil to front free endpaper. \$950.

* Later edition. Corrado was a prothonotary apostolic, canon of the metropolitan church of Naples, and minister-general of the inquisition at Rome. First published in 1656, this treatise on laws concerning ecclesiastical patronage and benefices went through six later editions, the last one in 1770. All editions of this work are scarce. OCLC locates 12 copies of the 1735 edition, 5 in North America, 1 in a law library (Harvard). This edition not in Ferreira-Ibarra. [Order This Item](#)



**First Edition of Crompton's Survey
of the Courts with an Interesting Association**

8. [Crompton, Richard (d. 1599)].

L'Autoritie et Iurisdiction des Courts de la Maiestie de la Roygne: Nouvelment Collect & Compose, Per R. Crompton del Milieu Temple Esquire, Apprentice del Ley. Si Seuris Index, Mitisis Corde Memento, Dicit, quae Possunt Dicta Decere Senem. London: In Aedibus Caroli Yetsweirti, 1594. [iv], 232 ff. Quarto (7-1/4" x 5-1/4").

Contemporary calf, rebaked and recorned in period style, blind rules to boards, raised bands, blind rules and lettering piece to spine, hinges mended. Moderate rubbing to board and board edges, later armorial bookplate to front pastedown. Moderate toning to text, somewhat heavier in places, some soiling and edgewear to endleaves, early and somewhat later markings and brief annotations to endleaves and a few text leaves, tiny owner signature to head of title page, gift inscription from Edward Edlyne Tomlins (to George Dacre) to verso of front free endpaper, which has a repair to its upper corner. \$1,500.

* First edition. *L'Autoritie et Iurisdiction* is drawn from the Year Books and other cases applicable to the subject. Turning to William Fulbecke's *A Direction or Preparative to the Study of the Lawe* (1600), we see that its value was recognized almost immediately: "Master Crompton has taken great paynes in this study, and his books are in every man's hands, which prooveth their generall allowance, his cases are very profitable, and apt for the title to which they are applied, and so compendiously collected, that a man may by them in a few howers gaine great knowledge" (cited in Holdsworth). On a broader scale, Crompton offers legal justification for the creation of a rigidly hierarchical "natural" society governed by a powerful monarch. This attitude, articulated by Bodin among others, was shared by several conservatives in England and Europe during the Late Renaissance. Tomlins [1761-1841] was a notable legal writer, lexicographer and editor of Jacobs's *Law-Dictionary*. Holdsworth, *History of English Law* IV:212. *English Short-Title Catalogue* S109077. Beale, *A Bibliography of Early English Law Books* T328. [Order This Item](#)



"Threatening to Kill Ellen Little, His Wife"

9. [Domestic Violence].

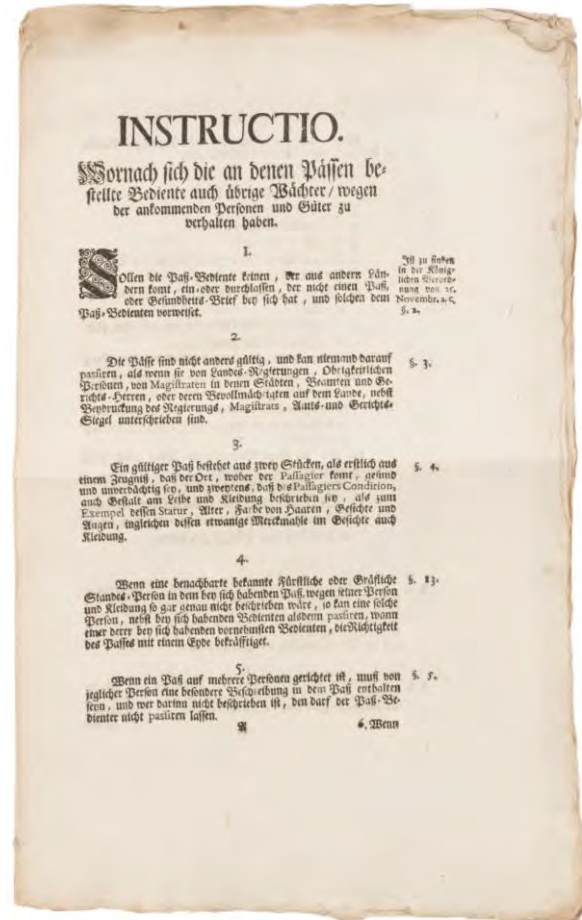
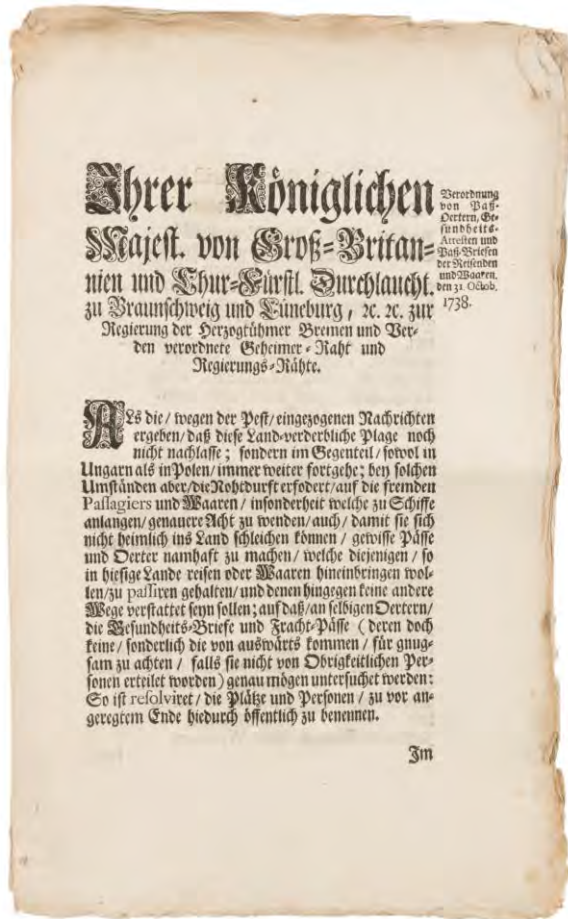
Petty Sessional Division of Cheltenham.

[Court Judgement and Binding Order To Keep The Peace]. Cheltenham: [October 6, 1887].

4-3/4" x 11-3/4" part-printed vellum document completed in manuscript. Light soiling, three vertical fold lines. \$250.

* This judgement relates to the case of David and Ellen Little. Found guilty of "threatening to kill Ellen Little, his wife," Mr. Little is ordered to keep the peace for three months with a penalty of five pounds if he fails to do so. The document is signed by the Justice of the Peace for the County of Gloucester, Petty Sessional Division of Cheltenham.

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Eighteenth-Century Acts to Reduce the Transmission of Plague

10. [Epidemics].

[Public Health].

[Holy Roman Empire].

Berordnung Von Pass-Dertern, Gesundheits-Attesten Und Pass-Briefen Der Reisenden Und Waaren. [Stade, Saxony: S.n., October 31, 1738]. [8] pp. Final page blank.

[And]

Instructio Wornach Sich Die An Denen Pässen Bestellte Bediente Auch Übrige Wächter/ Wegen Der Ankommenden Personen und Güter Zu Verhalten Haben. [Stade, Saxony: S.n., December 1, 1738. [8] pp. Final page blank.

Folio (14-1/2" x 8-1/2"). Untrimmed and unsewn pamphlets, as issued. Light browning and light foxing, two small areas of offsetting to final leaf of *Berordnung*. \$950.

* A flourishing international trading center in the eighteenth century, Stade, a city on the Elbe River, was vulnerable to transmissions of plague. Our two documents show how the city sought to protect its inhabitants during an outbreak of plague in Poland and Hungary in 1738. The *Berordnung* is an ordinance regulating the movement of passengers and freight by boat along the Elbe. It was a response to concerns that travelers were sneaking into local areas and increasing infections. It directs officials to inspect certificates of health and freight passports and to ask a series of questions to visitors. The questions and inspection procedures are given in the 33-section *Instructio*. These titles are rare. No copies of either located on OCLC or other online union catalogues). [Order This Item](#)



Interracial Marriage During the Ancien Régime

11. [France].

[Conseil d'Etat].

[Sartine, Antoine de, Comte d'Alby (1729-1801)].

Arrêt du Conseil d'État du Roi, Concernant les Mariages des Noirs, Mulâtres ou Autres Gens de Couleur. Du 5 Avril 1778. Extrait des Registres du Conseil d'État [Drop-Head Title]. [Paris: De l'Imprimerie Royale, 1778]. [2] pp. Quarto (9-1/2" x 7-1/2").

Disbound bifolium, single-column text to recto and verso of first leaf, large woodcut vignette above title, second leaf blank. Light browning, faint horizontal fold line through center, small hole near gutter, dampstaining to lower corners. \$500.

* A reflection of late eighteenth-century ideas about race, this 1778 act outlawed interracial marriage in France and its colonies. It was repealed in 1791, but reinstated by Napoleon in 1803. It is signed (in type) by Sartine, a member of the Council of State who was a former director of the Paris Police. OCLC locates 6 copies in North America, none in law libraries. Wroth & Annan, *Acts of French Royal Administration* 1905. [Order This Item](#)



**Regulating the Employment of "Noirs, Mulâtres,
Ou Autres Gens de Couleur" in Eighteenth-Century Paris**

12. [France].

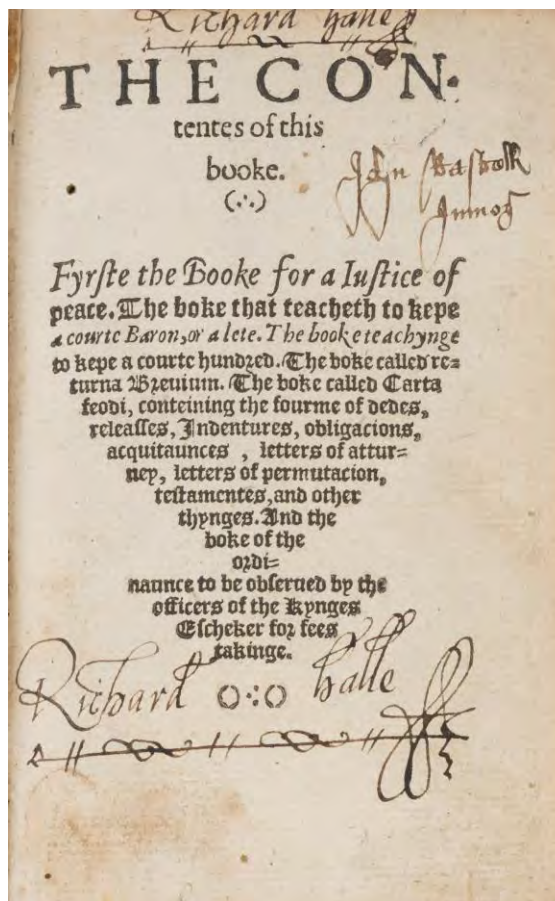
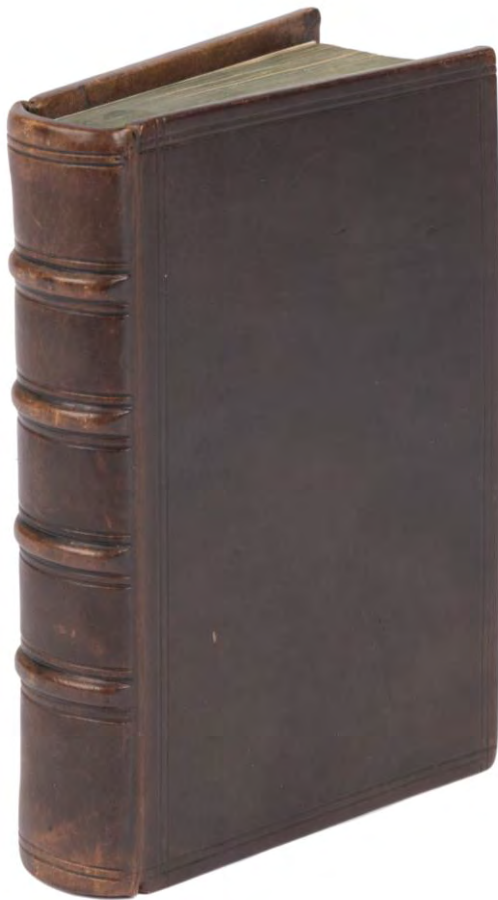
[Conseil d'Etat].

[Sartine, Antoine de, Comte d'Alby (1729-1801)].

Arrêt du Conseil d'État du Roi, Pour la Police des Noirs, Mulâtres, ou Autres Gens de Couleur qui Sont Dans la Ville de Paris. Du 11 Janvier 1778. Extrait des Registres du Conseil d'État [Drop-Head Title]. [Paris: De l'Imprimerie Royale, 1778]. 3, [1] pp. Final page blank. Quarto (9-1/2" x 7-1/2").

Disbound bifolium, single-column text, large woodcut vignette above title. Light browning, faint horizontal fold line through center, tiny spark burn just below vignette, "17" in early had to upper right corner of first page. \$500.

* This act regulated the conditions that allowed the employment of slaves and free people of color in Paris. It is signed (in type) by Sartine, a member of the Council of State who was a former director of the Paris Police. OCLC locates 4 copies in North America, none in law libraries. Wroth & Annan, *Acts of French Royal Administration* 1902. [Order This Item](#)



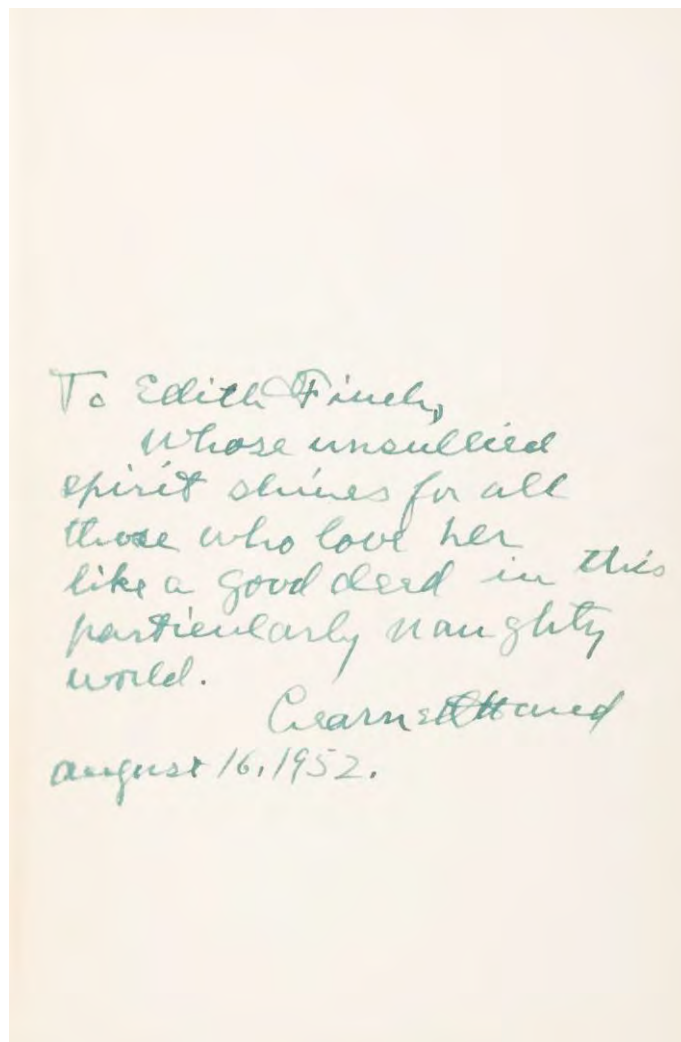
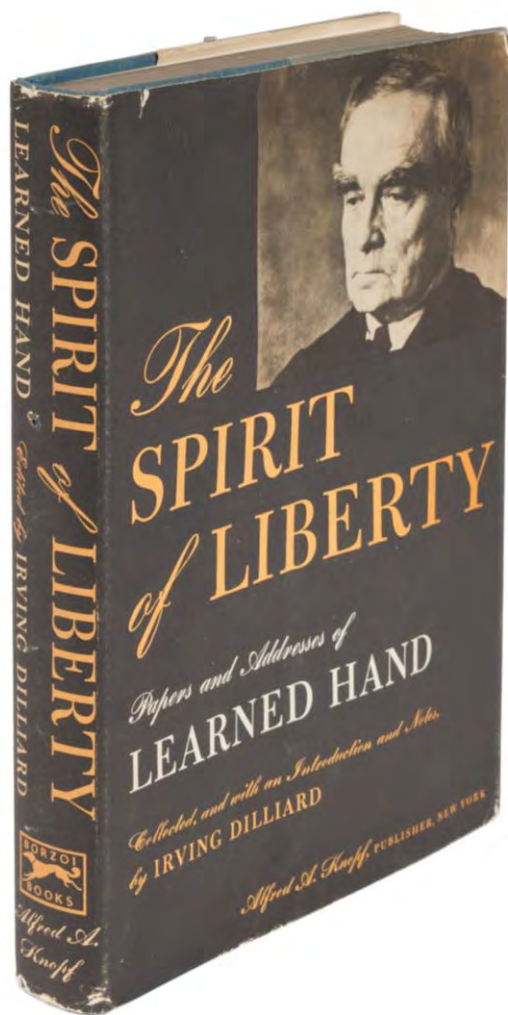
"The Booke That Teacheth"

13. [Great Britain].
[Justices of the Peace].
[Courts Leet and Baron].

The Contentes of This Booke. Fyrst the Booke for a Iustice of Peace. The Boke that Teacheth to Kepe a Courte Baron, Or a Lete. The Boke Teachynge to Kepe a Courte Hundred. The Boke Called Returna Brevium. The Boke Called Carta Feodi, Conteynyng the Forme of Dedes, Releases, Indentures, Obligacions, Acquitaunces, Letters of Attorney, Letters of Permutacion, Testamentes, And Other Thynges. And the Boke of the Ordinaunce to be Observed by the Offycers of the Kynges Eschequer for Fees Takinge. [London: In Fletestreete within Temple barre, At the Signe of the Hande and Starre, by Richard Tottill, The XIII. Daye of Maye. Anno Domini 1559]. 195, [11] ff. Lacking Final two blank leaves. Octavo (5-1/4" x 3-1/2").

Recent period-style calf, blind rules to boards, raised bands to spine, endpapers renewed, blank interleaves added in a few places. Moderate toning, edges trimmed, touching headlines in a few places, worming with occasional minor loss to text, repairs to corners of a few leaves. Faint stain and faint fragment of an annotation to final leaf, early (illegible) owner signatures to title page. \$2,500.

* Later edition. First printed in 1505 by Richard Pynson, this is a handy anthology of treatises for justices of the peace, sheriffs, bailiffs. It includes the Carta Foedi and exchequer ordinance. It is sometime attributed erroneously to Sir Anthony Fitzherbert. OCLC locates 5 copies of this edition in North American law libraries (Columbia, Harvard, LA County, Library of Congress, University of Minnesota). *English Short-Title Catalogue* S102175. Beale, *A Bibliography of Early English Law Books* T154. [Order This Item](#)



Inscribed by Learned Hand to the Wife of Bertrand Russell

14. Hand, Learned [1872-1961].

The Spirit of Liberty: Papers and Addresses of Learned Hand Collected, And with an Introduction and Notes, by Irving Dilliard. New York: Alfred A. Knopf, 1952. xxx, 262, [2] pp.

Cloth in lightly edgeworn dust jacket, light soiling to rear panel. Author inscription to Edith Finch Russell on front free endpaper, light toning to interior. \$1,500.

* First edition. The inscription, dated August 16, 1952, reads: "To Edith Finch/ Whose unsullied/ spirit shines for all/ those who love her/ like a good deed in this/ particularly naughty/ world." One of the most significant American jurists of the twentieth century, Hand was a judge of the U.S. Southern District of New York from 1904-1924 and a judge of the Court of Appeals, Second Circuit, from 1924 to 1956. His judgments were renowned for their lucidity and elegance. Russell [1900-1978], an American writer and biographer, was the fourth and last wife of Bertrand Russell, the great British philosopher, mathematician and political activist. [Order This Item](#)



WARNING TO AGENTS.

Beware of Traveling Salesmen and Agents!

16. [Harrington, Bates].

How 'Tis Done: A Thorough Ventilation of the Numerous Schemes Conducted by Wandering Camvassers, Together with the Various Advertising Dodges for the Swindling of the Public. Syracuse, NY: W.I. Pattison, 1890. 283 pp. 9 Woodcut plates, 3 large woodcut text illustrations. Octavo (8-3/4" x 5-3/4").

Original pebbled cloth, ornate blind-stamped frames to boards, gilt title and ornaments to spine, which are dulled. Light rubbing and a few light stains to boards, moderate rubbing to extremities, corners bumped and somewhat worn. Moderate toning to text, faint dampstaining to head of text block, light foxing in a few places. \$350.

* Second and final edition. The work is devoted to exposing the swindles of traveling agents and salesmen whose schemes involved bogus patent rights, lighting rod protection against losses in case of fire, and "investments" in non-existent tree nurseries and other agricultural concerns. Their victims, the intended audience of this volume, were mostly farmers and small townspeople. The second edition is a reissue of a work published in Chicago under the author's name in 1879.

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Rare Nineteenth-Century Italian Publisher's Catalogue

17. [Legal Publishing].

Enrico Dalmazzo.

Tipografia Forense Di Enrico Dalmazzo. Catalogo. Turin: Piazzetta e Via S.Domenico, N.2, 1863. 48 pp. Quarto (6-3/4" X 4-3/4").

Sewn pamphlet in printed wrappers. Light soiling and a few minor stains, moderate rubbing to extremities with minor wear to spine ends, some creases to corners of wrappers and a few leaves at beginning and ending of text, moderate toning and occasional light foxing to text. \$500.

* An interesting technical publisher's catalogue of governmental, legal and economic periodicals. It also lists 150 contemporary legal books and 30 general works. Several pages are laid out with elaborate typography. No copies listed on OCLC. [Order This Item](#)



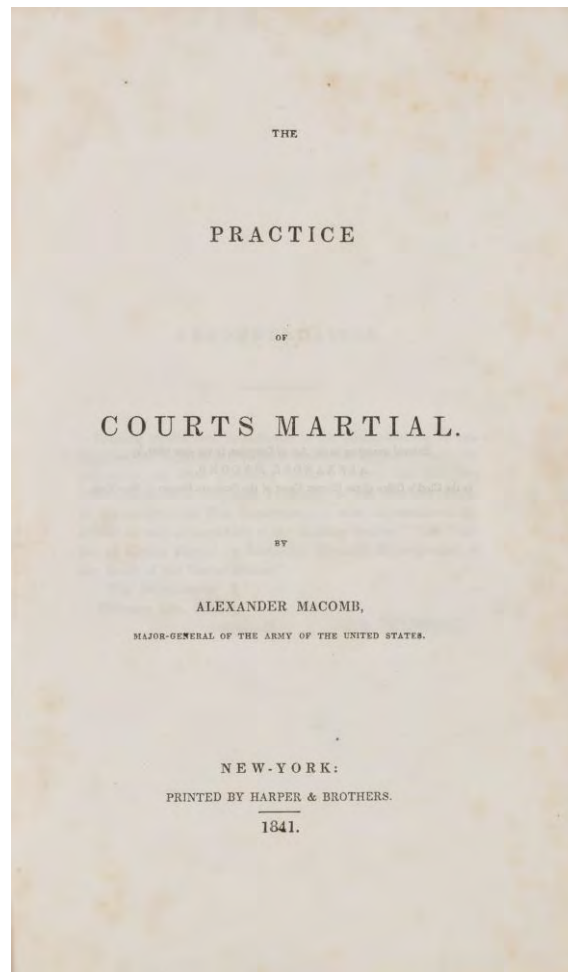
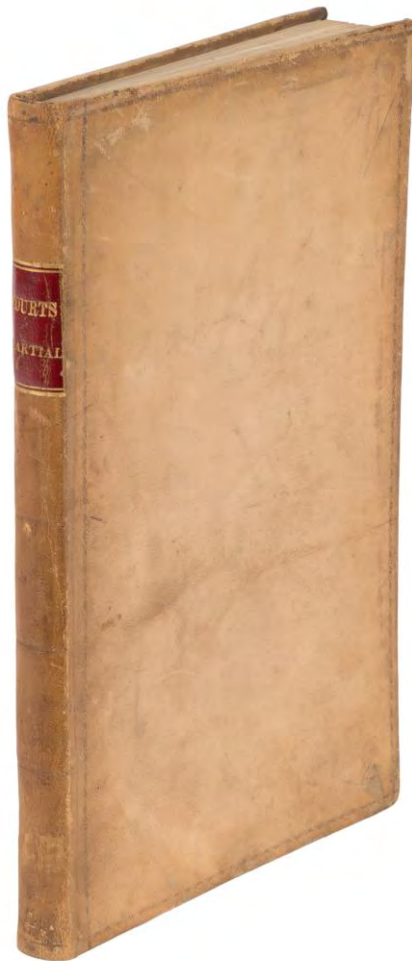
Littleton's *Tenures* in English

18. Littleton, Sir Thomas [1402-1481].

Littletons Tenures in English. Lately Perused and Amended. London: Imprinted by Thomas White, 1604. 142, [2] pp. Octavo (5-1/4" x 3-1/2").

Recent period-style quarter calf over paper-covered boards, endpapers renewed. Light rubbing to boards, moderate wear to corners, hinges cracked. Moderate toning to text, light edgewear to title page, following six leaves, and final leaf. Brief early inscription and early owner signatures to title page (of Sir William Boys and Charles Peen), a few early doodles to verso of final leaf. \$850.

* Later edition. Written during the reign of Edward IV [1442-1483] and first published around 1481, Littleton's *Tenures* is probably the most revered treatise in the history of the common law. Much admired for its learning and style, it is concerned with tenures and other issues relating to real property. This venerable work, which Coke called "the ornament of the Common Law, and the most perfect and absolute work that ever was written in any humane science," is considered a landmark because it renounced the principles of Roman law (and Latin) in favor of guidelines and doctrines drawn from the Year Books and, when necessary, hypothetical cases. The first dated English translation was published in 1538. OCLC locates 5 copies of the 1604 edition, 3 in law libraries (George Washington University, Library of Congress, University of Pennsylvania). Holdsworth, *A History of English Law* II:573. *English Short-Title Catalogue* S103917. [Order This Item](#)



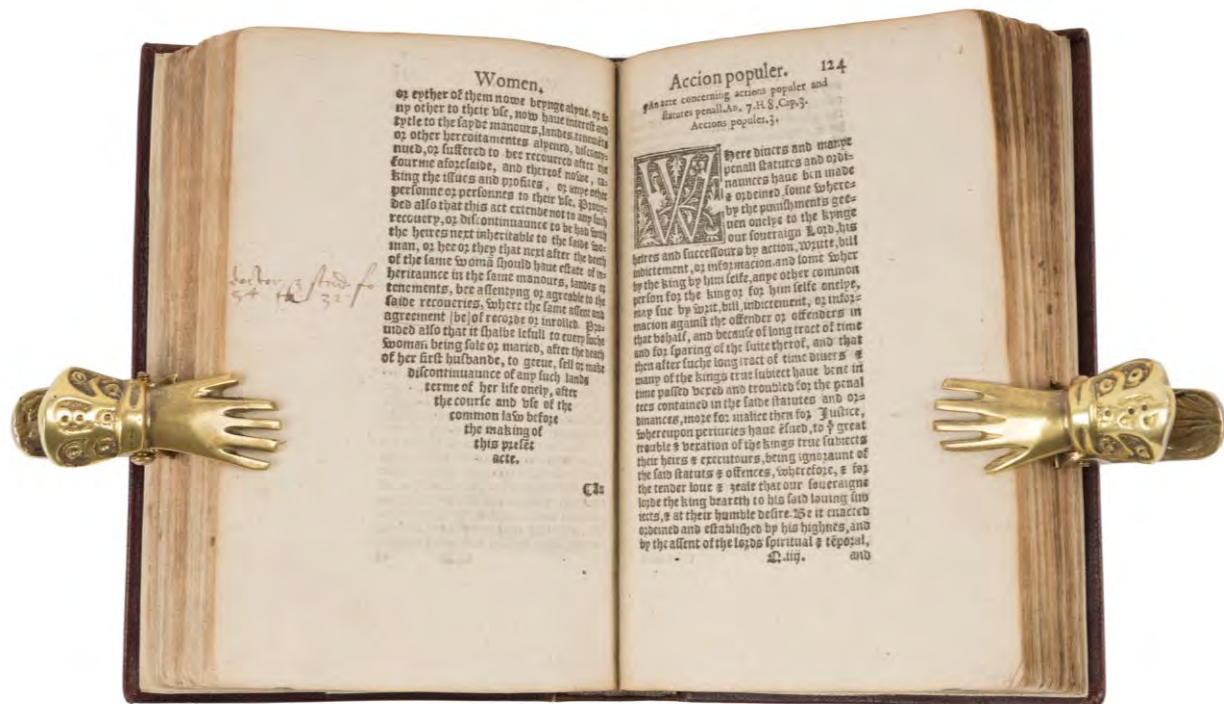
**"Military Jurisprudence Has, of Late Years,
Undergone Considerable Changes, And Been Much Improved"**

19. Macomb, Alexander [1782-1841].

The Practice of Courts Martial. New York: Published by Samuel Colman, 1840. [iii]-x, [1], 13-154 pp. Octavo (9-1/4" x 5-1/2").

Contemporary sheep, blind fillets to boards, blind fillets and lettering piece to spine. A few minor nocks and scuffs to boards, which are very slightly bowed, tiny faint stain to rear board, light rubbing to extremities, negligible light toning and light foxing to interior. A copy with a notably well-preserved binding. \$950.

* Second and final edition, a reissue of the first edition, 1840. "Military jurisprudence has, of late years, undergone considerable changes, and been much improved; consequently the practice of Courts Martial has experienced modifications to correspond with such improvement. A book, embracing the improved mode of proceeding in Courts Martial...has been much sought after, especially one that could regarded as a manual adapted to the use of the Army and Militia of the United States. This work is intended to be such a manual" (Introduction). Macomb, one of the first officers trained at West Point, was a judge-advocate in the U.S. Army. He was decorated for his conduct during the Battle of Plattsburg during the War of 1812 and ended his career as commander-in-chief of the army, a post he filled with distinction. Cohen, *Bibliography of Early American Law* 9024. [Order This Item](#)



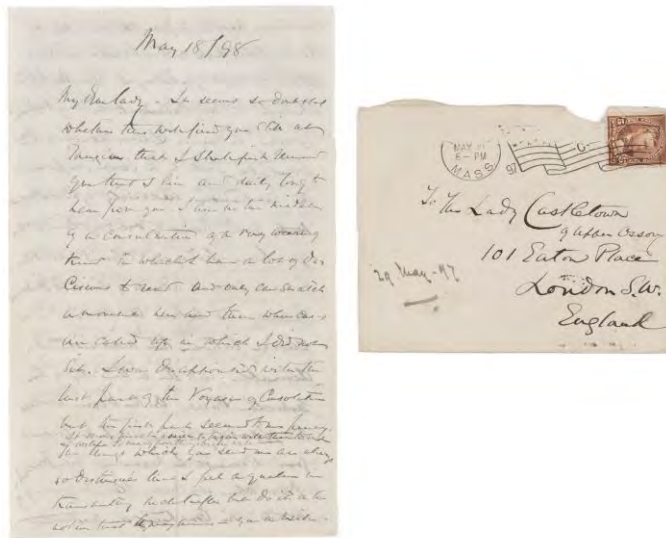
1576 Printing of Magna Carta and Later Statutes

20. [Magna Carta].

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

Recent period-style calf, blind rules to boards, raised bands and antiqued gilt ornaments to spine, blind tooling to board edges, endpapers renewed. Moderate toning, occasional faint dampstaining, minor worming to foot of text block after Fol. 127 with negligible loss to text in a few places, brief early annotations to a few leaves, light soiling and faint early owner signatures to title page. \$5,000.

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



**Holmes Describes His Approach to Law to
Lady Clare Castletown in a Letter Written in May 1898**

21. [Manuscript].

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

[Castletown, Lady Clare (1853-1927)].

[Autograph Letter Signed "H" to Lady Clare Castletown, Boston (?), May 18, 1898].

8" x 5" bifolium, content filling rectos and versos of both leaves. Faint vertical and horizontal fold lines, negligible ink show-through in places.

[With]

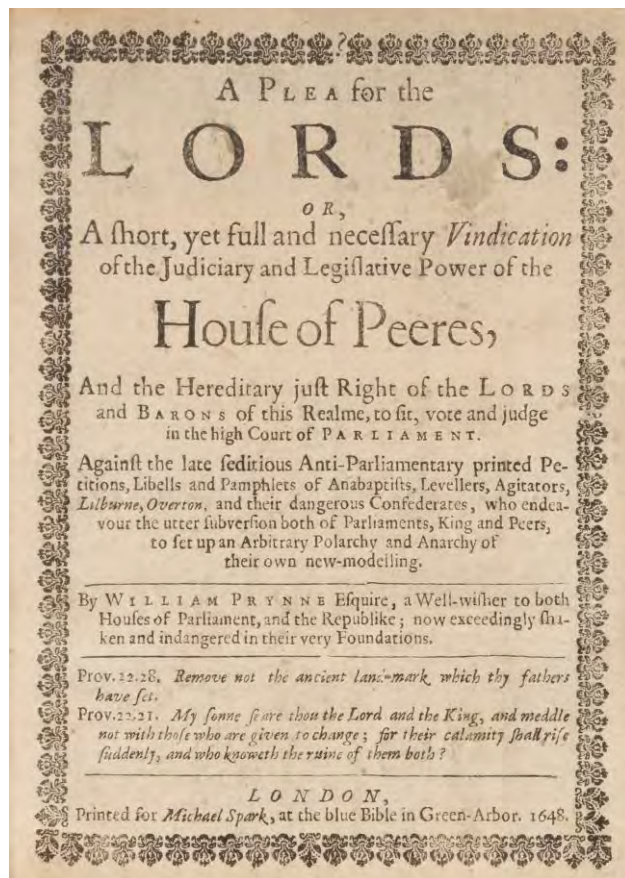
[Unrelated 3-1/4" x 4-3/4" Autograph Envelope Addressed to Lady Clare Castletown, Postmarked Boston, May 21 1897, Five-Cent Stamp Affixed].

Light soiling, tears along opening, most of rear flap lacking.

Together two items. \$4,500.

* This letter dates from the early years of Holmes's lengthy correspondence with Lady Clare Castletown, an aristocratic woman with whom Holmes had an intense flirtation in the late 1890s. Holmes, then an associate justice of the Massachusetts Supreme Judicial Court, mentions his desire to see her again, the Spanish-American War, which began the previous month and the novel *A Voyage of Consolation* by Sara Jeannette Duncan.

Most of the letter describes his approach to the law. It reads, in part: "It is a curious experience, the continuous necessity of adjustment [~~word crossed out~~] to the point of view of others & when you have strong and clear convictions. Law in general admits of such adjustments because at bottom the decision is a choice between two inconsistent desirables - and the intensity of the [illegible] desires. On the degree to which the opponent courses aim for the general good cannot be measured without precision - But when it comes to the measuring of words, in construing an instrument or a statute, theoretically some ones [sic] construction is absolutely right and another's [sic] are wrong -- and the decision is a matter of literary tact. If others donot [sic] agree with you, the logical answer is that they do not perceive as much as you do - [illegible] always my trust in any controversy which is not the final thing to be said, and what it comes down to, is, '[illegible] I have more spiritual discernment than thou.' Dont [sic] blame me for talking law - If my pen will shape any words it is as much as I can expect. [Order This Item](#)



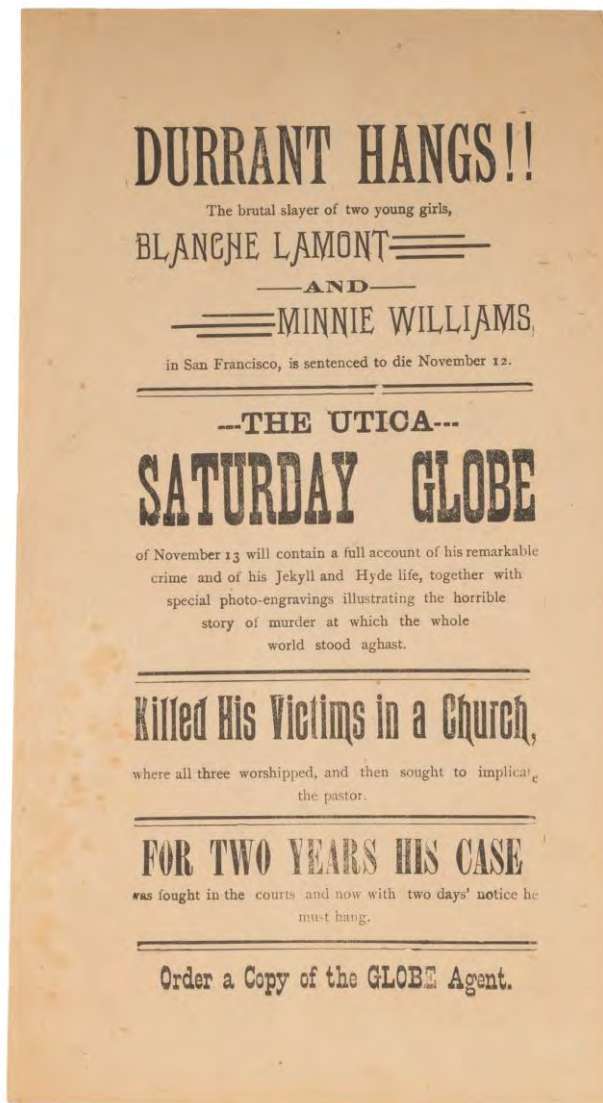
Prynne Defends the Legitimacy of the House of Lords

22. Prynne, William [1600-1669].

A Plea for the Lords: Or, A Short, Yet Full and Necessary Vindication of the Judiciary and Legislative Power of the House of Peeres, And the Hereditary Just Right of the Lords and Barons of this Realme, To Sit, Vote and Judge in the High Court of Parliament. Against the Late Seditious Anti-Parliamentary Printed Petitions, Libells and Pamphlets of Anabaptists, Levellers, Agitators, Lilburne, Overton, And Their Dangerous Confederates, Who Endeavour the Utter Subversion Both of Parliaments, King and Peers, To Set up an Arbitrary Polarchy and Anarchy of Their Own New-Modelling. By William Prynne Esquire, A Well-Wisher to Both Houses of Parliament, And the Republike; Now Exceedingly Shaken and Endangered in Their Very Foundations. London: Printed for Michael Spark, At the Blue Bible in Green-Arbor 1648. [vi], 8, 69, [1] pp. Quarto (7-1/4" x 5-1/4").

Stab-stitched pamphlet with untrimmed edges bound into recent quarter calf over marbled boards, gilt fillets and title to spine, endpapers renewed. Light fading and a few minor inkstains to spine, light browning to text, small faint stain to title page, short tear to fore-edge near foot. \$750.

* First edition. One of the most notable and colorful figures of the seventeenth century, Prynne was a contentious and erudite Puritan attorney and legal antiquarian who wrote around 200 books and pamphlets about legal history, religion and politics. An ideological chameleon, he was a veteran of numerous pamphlet wars. *A Plea for the Lords* was written near the end of the English Civil War. Using an argument supported by archival evidence, Prynne refutes arguments by "Anabaptists, Levellers, Agitators, Lilburne, Overton, and Their Dangerous Confederates" that advocate the elimination of the House of Lords or a reduction in its power. He also advocates the better preservation of Parliamentary records, in part to prevent other attacks on the legitimacy of the House of Lords. Later editions were published in 1658, 1659 and 1675. *English Short-Title Catalogue* R212479. [Order This Item](#)



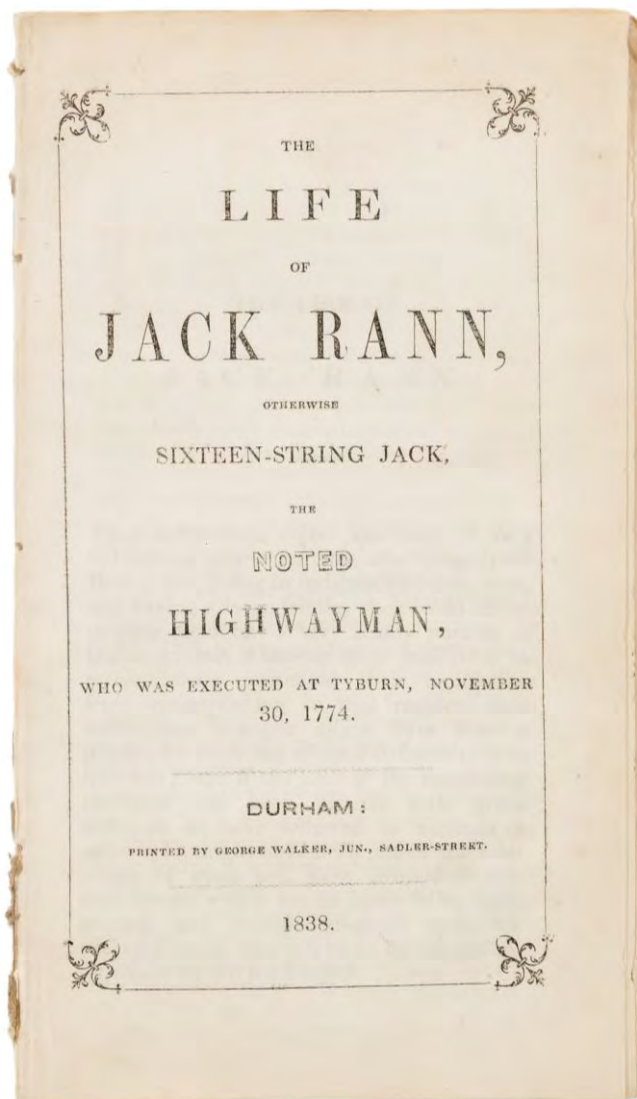
"The Brutal Slayer of Two Girls"

23. [Publisher Advertisement].

Durrant Hangs!! The Brutal Slayer of Two Girls, Blanche Lamont and Minnie Williams in San Francisco, Is Sentenced to Die November 12. [Utica, NY: The Utica Saturday Globe, 1890].

9-1/4" x 5" broadside, single-column text below headline. Light browning, negligible faint dampstain to left-hand margin. \$650.

* Durrant, the assistant Sunday School Superintendent at the Emmanuel Baptist Church in San Francisco, raped and murdered Minnie Williams, a member of the congregation, when she was decorating the church for Easter Sunday. While investigating that crime, the police discovered that Durrant murdered another girl, Blanche Lamont. The *Utica Saturday Globe* was a well-regarded illustrated newspaper that was distributed nationally. This handbill is an advertisement for the paper's account of the Durrant case in its upcoming issue. The reader is promised "special photo-engravings illustrating the horrible story of murder at which the whole world stood aghast." OCLC locates 3 copies (Syracuse University, UC-Berkeley, Yale Law School). [Order This Item](#)



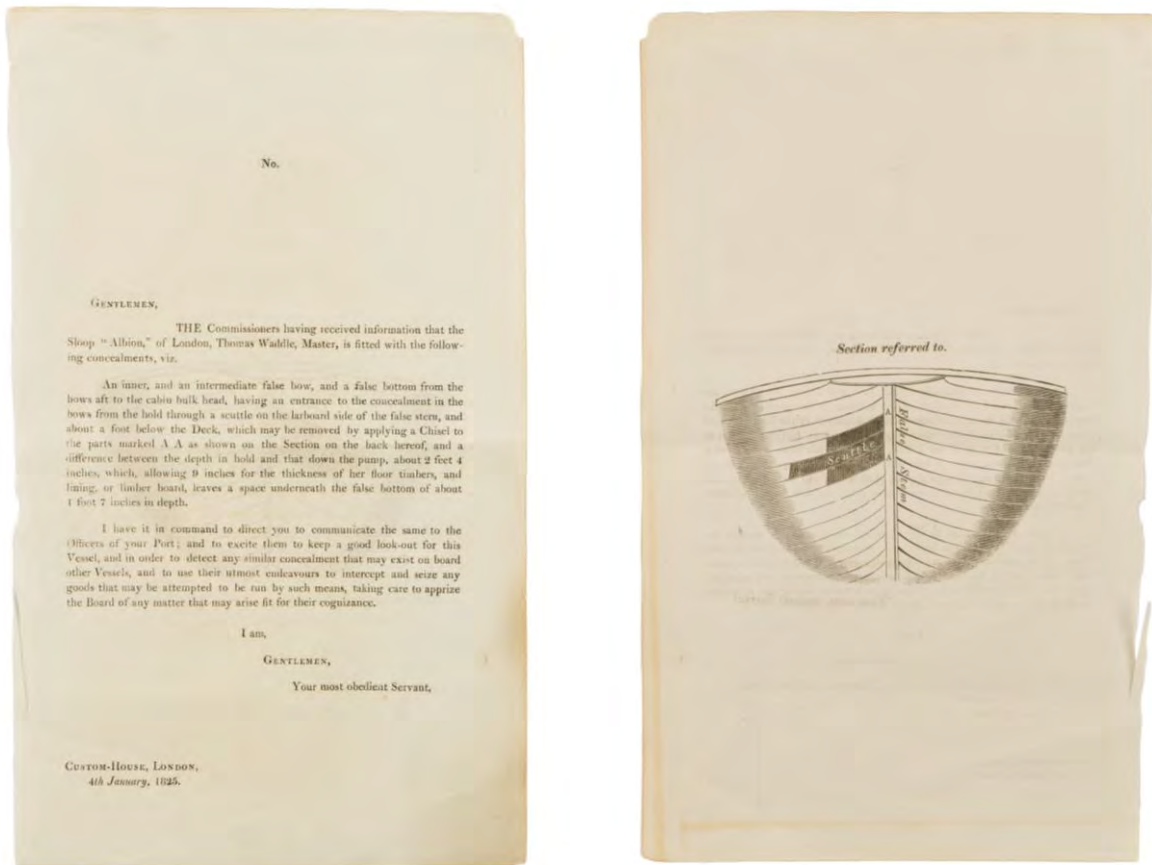
"Sixteen-String Jack"

24. [Rann, Jack (1750-1774)].

The Life of Jack Rann, Otherwise Sixteen-String Jack, The Noted Highwayman, Who Was Executed at Tyburn, November 30, 1774. Durham: Printed by George Walker, Jun., Sadler Street, 1838. 24 pp. Octavo (6-1/2" x 3-3/4").

Disbound stab-stitched pamphlet in self-wrappers. Light toning, light soiling to exterior, light edgewear. A well-preserved copy. \$450.

* Only edition. A scarce Durham account of the life, crimes, trials and eventual execution of a legendary highwayman. Notably stylish, witty and charming, was one of the last of the "gentleman highwaymen." (He was known as "Sixteen String Jack" because he often wore silk knee breeches decorated with sixteen strings of various colors.) This account is followed by an unrelated, and rather horrific, comic piece titled "A Boy's Letter," which first appeared in Hood's *Comic Annual* for 1832. Library Hub locates 4 copies, all in Great Britain. OCLC locates 6 copies, 3 in Great Britain, 3 in North America (Kent State University, Northwestern University, University of Kentucky). [Order This Item](#)



Beware of Smugglers!

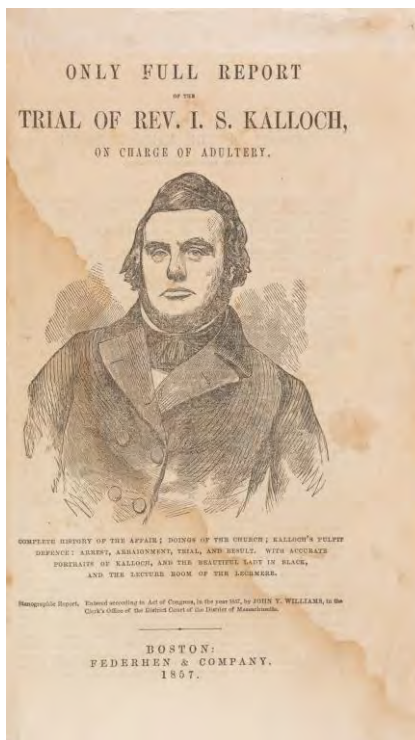
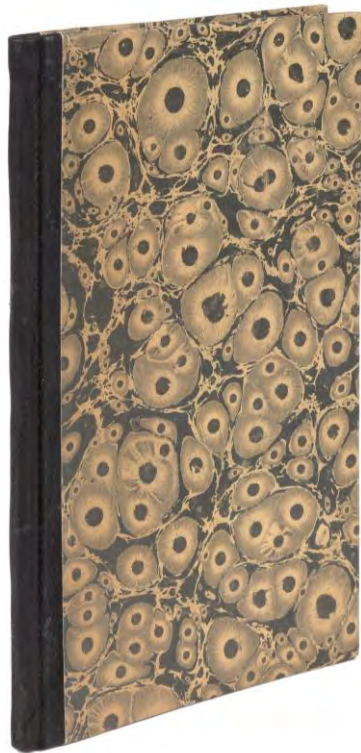
25. [Smuggling].

[Great Britain.

[*Printed Circular Letter Alerting Customs Officers to a Method Used to Smuggle Goods*]. London: Custom-House, January 4, 1825.

12-1/4" x 7-1/4" sheet, large woodcut illustration (a ship's bow) to verso. Moderate toning, faint horizontal fold line, a few chips and small tears to edges, 2-3/4"-inch cut near bottom edge. \$350.

* This unusual circular directs port officers to be aware of a sloop, the Albion, and other vessels that are using bows modified to hide goods. Officials are told to employ "their utmost endeavours" to "intercept and seize any goods that may be attempted to be run by such means." [Order This Item](#)



An Accused Adulterer Defended by Richard Henry Dana

26. [Trial].

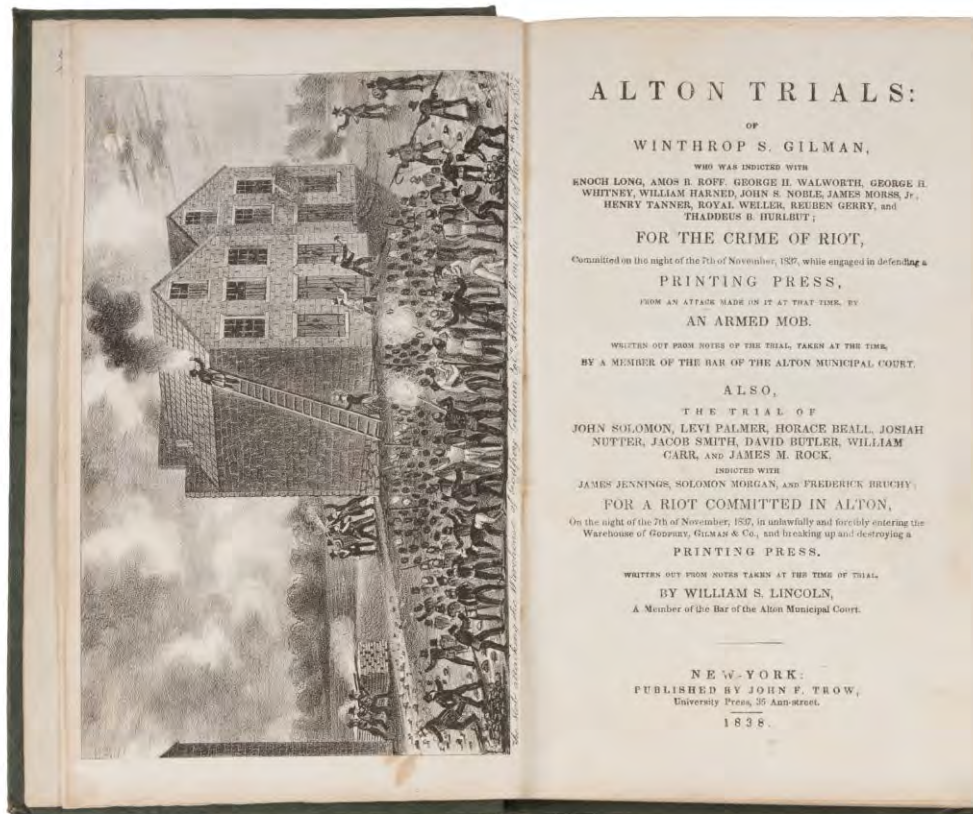
Kalloch, I[saac] S[mith] [1831-1887], Defendant.

Only Full Report of the Trial of Rev. I.S. Kalloch on Charge of Adultery: Complete History of the Affair, Doings of the Church, Kalloch's Pulpit Defence, Arrest, Arraignment, Trial, And Result. With Accurate Portraits of Kalloch and the Beautiful Lady in black, And the Lecture Room of the Lechmere. Boston: Federhen & Company, 1857. 64 pp. Woodcut pictorial title page. Two woodcut text illustrations. Octavo (9" x 5-1/2").

Stab-stitched pamphlet in pictorial self-wrappers bound into recent quarter calf over marbled boards. Moderate toning and dampstaining to text, repairs to edges of first and final leaves. \$750.

* Only edition. "Isaac Smith Kalloch, accused of adultery in this prosecution, was a Baptist clergyman and was supported by the trustees of his church throughout this affair. (...) The jury could not reach a verdict in the case, which was tried in the Massachusetts Court of Common Pleas (Criminal Session) in Cambridge Massachusetts" (Cohen). Kalloch was defended by the eminent lawyer and politician Richard Henry Dana, Jr. [1815-1882]. The trial resulted in a hung jury. Kalloch later moved to San Francisco and became that city's mayor in 1879. The *Full Report* includes the judge's charge, but not the jury's final verdict.

Kalloch was acquitted. He moved to San Francisco, where he continued to generate controversy by skirting the bounds of decency. When he decided to run for mayor of San Francisco in 1879, he came under attack from the San Francisco Chronicle's editor-in-chief, Charles de Young, who was backing another candidate. DeYoung, hoping to end Kalloch's campaign, accused the minister of having an affair. Kalloch responded by claiming that De Young's mother ran a brothel. In response, DeYoung ambushed Kalloch on a street and shot him twice. Kalloch survived the wounds. Due in part to the sympathy of voters, he was elected the 18th Mayor of San Francisco. OCLC locates 7 copies in North American law libraries (Brigham Young University, Harvard, LA County, Social Law, Library of Congress, University of Cincinnati, University of Minnesota). Cohen, *Bibliography of Early American Law* 13700. [Order This Item](#)



An Important Event in the History of Freedom of the Press and Abolition

27. [Trial].

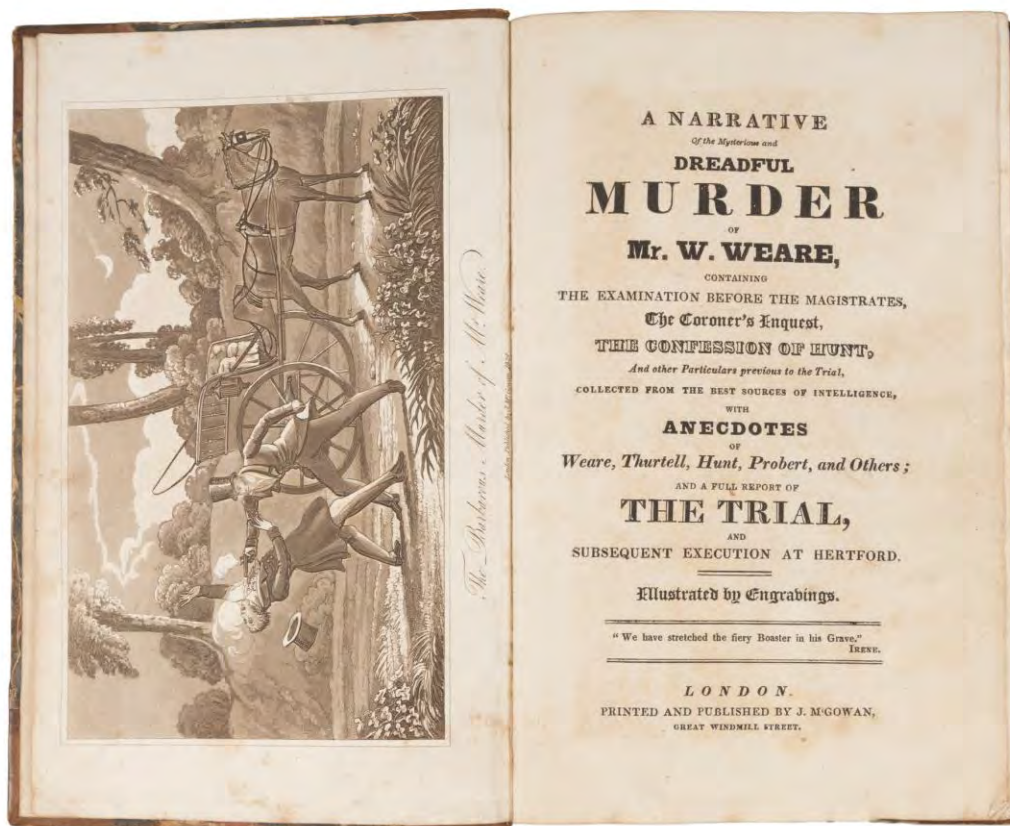
Lincoln, William S., Reporter.

Trow, John Fowler, Editor.

Alton Trials: Of Winthrop S. Gilman, Who Was Indicted with Enoch Long, Amos B. Roff, George H. Walworth, George H. Whitney, William Harned, John S. Noble, James Morss, Jr., Henry Tanner, Royal Weller, Reuben Gerry, And Thaddeus B. Hurlbut; For the Crime of Riot, Committed on the Night of the 7th of November, 1837, While Engaged in Defending a Printing Press, From an Attack Made on It at That Time, By an Armed Mob. Written Out From Notes of the Trial, Taken at the Time, By a Member of the Bar of the Alton Municipal Court. Also, The Trial of John Solomon, Levi Palmer, Horace Beall, Josiah Nutter, Jacob Smith, David Butler, William Carr, And James M. Rock, Together with James Jennings, Solomon Morgan, And Frederick Bruchy; For a Riot Committed in Alton, On the Night of the 7th on November, 1837, in Unlawfully and Forcefully Entering the Warehouse of Godfrey, Gilman & Co., And Breaking Up and Destroying a Printing Press. Written out from notes taken at the time of trial, by William S. Lincoln. New York: Published by John F. Trow, 1838. [iv], [5]-158, [1] pp. Lithographed frontispiece. Last page is a publisher's advertisement. 12mo. (7" x 4-1/4").

Original patterned cloth, gilt title to spine. A few minor dampspots to boards, spine ends and corners bumped and lightly worn, front hinge just starting at head. Light toning, somewhat heavier in places, occasion light foxing. \$650.

* Only edition. In 1837 a mob destroyed a printing establishment in Alton, Illinois that produced abolitionist tracts owned by Elijah Parish Lovejoy, an important abolitionist. He was killed while trying to defend his press. For many, Lovejoy was a martyr to the cause of free speech. Abolitionists said this event proved that slavery posed a danger to the liberties of all Americans. OCLC locates 11 copies in U.S. law schools. William Lincoln was a member of the Alton Bar. Cohen, *Bibliography of Early American Law* 12163. [Order This Item](#)



Rare Account of a "Mysterious and Dreadful Murder"

28. [Trials].

Thurtell, John [1794-1824].

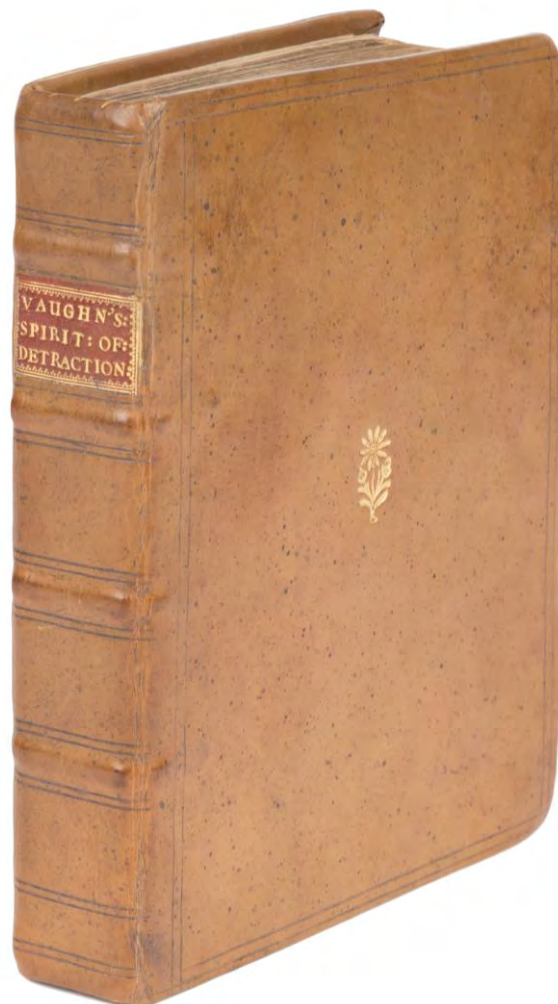
Probert, William (d.1825).

Hunt, Joseph.

A Narrative of the Mysterious and Dreadful Murder of Mr. W. Weare, Containing the Examination Before the Magistrates, The Coroner's Inquest, The Confession of Hunt, And Other Particulars Previous to the Trial, Collected from the Best Sources of Intelligence, With Anecdotes of Weare, Thurtell, Hunt, Probert, And Others; And a Full Report of the Trial, And Subsequent Execution at Hertford. London: Printed and Published by J. M'Gowen, [1824]. 247 pp. Stipple-engraved frontispiece, 2 stipple-engraved plates, 4 woodcut text illustrations. Octavo (8-1/4" x 5-1/4").

Later three-quarter calf over marbled boards, lettering piece, gilt ornaments and gilt fillets to spine. Moderate rubbing to boards and extremities, corners bumped, front joint starting at foot. Moderate toning, occasional light foxing, tiny holes to Leaves C2 (pp. 15-16) and 2C (pp. 197-198) with negligible loss to text, small faint inkstain to Leaf D (pp. 21-22), a tiny hole in it's right-hand margin. An appealing copy of a rare title. \$1,500.

* Only edition. John Thurtell, an unlucky gambler, was deeply in debt to the crooked bookmaker William Weare. Deciding to take revenge, Thurtell, along with his friends Joseph Hunt and William Probert, murdered Weare in a grisly manner and tossed his body into a pond. Thurtell tried to escape conviction. He was hanged. Hunt confessed his involvement and stated that Thurtell was the killer. He was sent to the penal colony in Botany Bay, Australia. Charges against Probert were dropped in exchange for his wife's testimony. OCLC locates 5 copies, 3 in North America, 1 in a law library (US Supreme Court). Not in the *Harvard Law Catalogue*. *British Museum Catalogue* (Compact Edition) 25:136. [Order This Item](#)



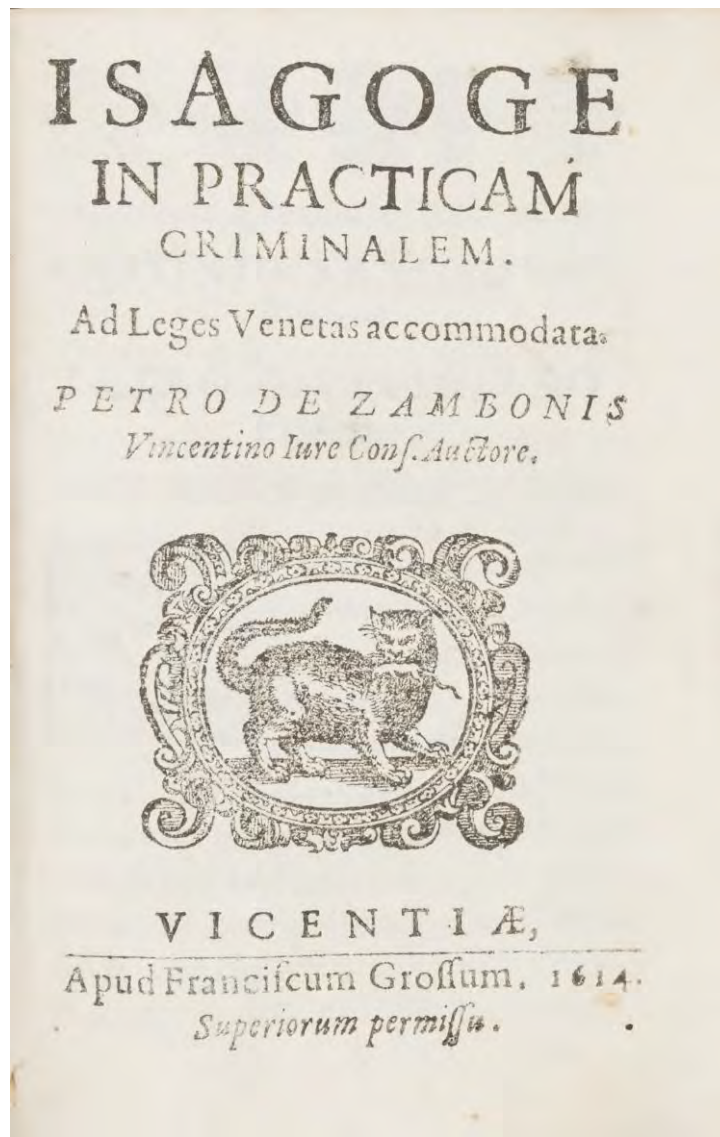
"Fit to be Perused by the Libertines of This Age"

29. [Vaughan, Sir William (1577-1641)].

The Spirit of Detraction Coniured and Convicted in Seven Circles. A Worke Both Divine and Morall, Fit to be Perused by the Libertines of this Age, Who Endeauour by Their Detracting and Derogatorie Speeches, to Embezell Both the Glorie of God, And the Credit of Their Neighbours. London: Printed by W.S. for George Norton, 1611. [xxxii], 248, 245-351, [21] pp. Title page and text enclosed in ruled borders. Quarto (7" x 5-1/2").

Handsome period-style calf, blind rules and small central gilt ornaments to boards, raised bands, blind fillets and lettering piece to spine, gilt rules to board edges, endpapers renewed (using old paper). Light browning to text, light soiling and a few small early pen marks to title page, repairs to lower corners of front free endpaper and title page. An appealing copy in an notably attractive binding. \$3,500.

* Only edition, one of two issues, both from 1611. This is a treatise on slander and libel. As indicated by its title, its argument has a strongly theological cast. Vaughan, who held an LL.D. from Oxford, is known today for his moralistic writings and efforts to establish an English colony in Newfoundland. Both issues are rare. OCLC locates 6 copies of our issue, none in North America. The ESTC locates 7 more, 4 of them in North America (Boston Public Library, Folger Shakespeare Library, Harvard, New York Public Library). *English Short-Title Catalogue* S2939. [Order This Item](#)



Rare Summary of Roman and Venetian Criminal Law

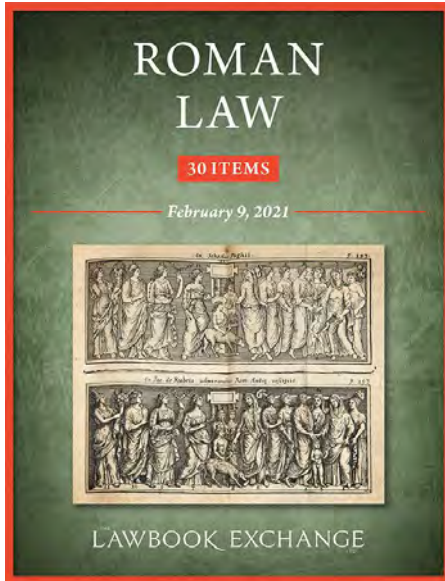
30. Zamboni, Pietro.

Isagoge In Practicam Criminalem. Ad Leges Venetas Accommodata. Vicenza: Apud Franciscum Grossum, 1614. [viii], 239, [1] pp. Octavo (5-3/4" x 4").

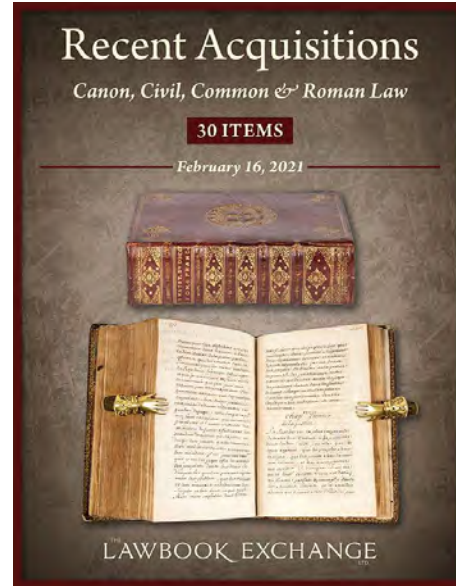
Contemporary flexible vellum, early hand-lettered title to spine. Spine ends and corners lightly bumped, a few minor chips to edges, wear to lower corner of front cover, vellum just beginning to crack through pastedowns, recent owner bookplate to front pastedown, second bookplate with inventory (?) number to rear. Light toning to text, somewhat heavier in places, minor worming near head of gutter at beginning of text. \$1,950.

* Second edition. Zamboni was a Venetian lawyer who published books on criminal and maritime law. First printed in 1597, *Isagoge* is a summary of Venetian and Roman criminal law. A reissue of the second edition (in quarto format) was published in 1673. Both editions and the reissue are rare. ICCU locates no copies of the first edition and 2 copies of the second edition, both in Italy. OCLC locates no copies of the first or second editions and 4 of the reissue, one in North America (UC-Berkeley Law School). Not in the *British Museum Catalogue*. [Order This Item](#)

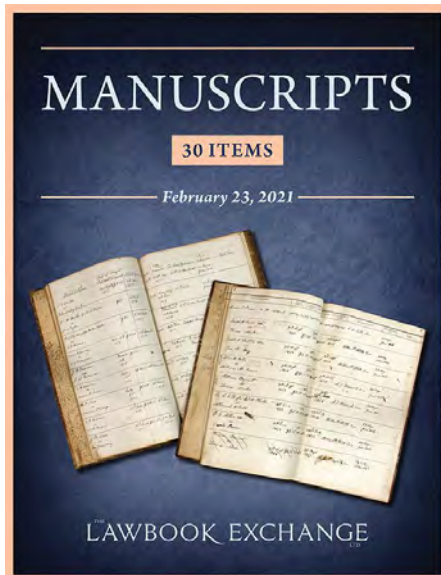
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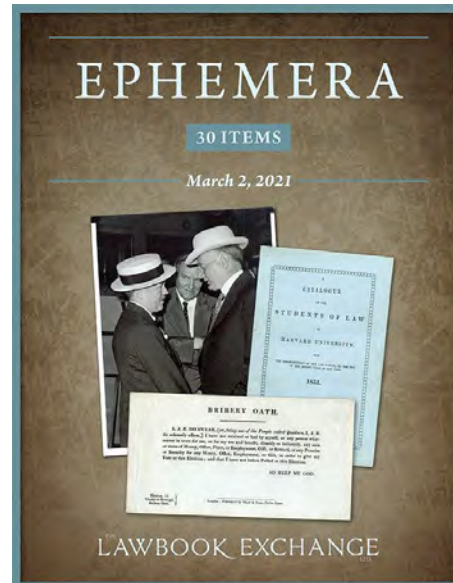
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