

45

ITEMS CONCERNING CRIMES, TRIALS & PUNISHMENTS

September 23, 2014



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45 Items Concerning Crimes, Trials and Punishments

23 September 2014

A Famous Rhode Island Murder Trial

1. Aristides.

Avery, Rev. Ephraim K. (d.1869), Defendant.

Strictures on the Case of Ephraim K. Avery, Originally Published in the Republican Herald, Providence, R.I. With Corrections, Revisions, And Additions. By Aristides. Providence: William Simons, Jr., 1833. [ii], [3]-100 pp. Fold-out map. Octavo (8-1/2" x 5").

Stab-stitched pamphlet in printed wrappers, untrimmed edges. Map detached, light foxing to most of text, internally clean. A nice copy of a scarce item. \$200.

* Only edition. This was one of the most famous American murder trials of the nineteenth century. Although questions about this case remain, it appears that Avery murdered Cornell when he learned she was pregnant with his child. After strangling her he put a noose around her neck and hung her from a barn rafter to make it appear that she had committed suicide. The evidence, including the letters reproduced in this pamphlet, supported this scenario, but it was not quite convincing. The trial, which lasted 27 days and involved 196 witnesses, resulted in Avery's acquittal. "Aristides" offers eighteen reasoned articles on the case and is strongly anti-Avery. McDade, *The Annals of Murder* 47.

A Famous Rhode Island Murder Trial

2. Avery, Rev. Ephraim K. [d.1869], Defendant.

A Vindication of the Result of the Trial of Rev. Ephraim Avery; To Which is Prefixed His Statement of Facts Relative to the Circumstances by Which he Became Involved in the Prosecution. Boston: Russell, Odiorne and Co., 1834. [x], [9]-74 pp. Map. Octavo (8-1/2" x 5").

Stab-stitched pamphlet in printed wrappers, untrimmed edges. Light foxing to most of text, internally clean. A nice copy of a scarce item. \$125.

* Only edition. This was one of the most famous American murder trials of the nineteenth century. Although questions about this case remain, it appears that Avery murdered Cornell when he learned she was pregnant with his child. After strangling her he put a noose around her neck and hung her from a barn rafter to make it appear that she had committed suicide. The evidence, including the letters reproduced in this pamphlet, supported this scenario, but it was not quite convincing. The trial, which lasted 27 days and involved 196 witnesses, resulted in Avery's acquittal. There appear to be three versions of this imprint. Some have a folding map of the crime scene and a full-page map of the area around Narragansett Bay. Others, including the copy listed in McDade, have a folding map only. It appears, based on a review of online bibliographic records, that another group of copies were issued without the folding map. McDade, *The Annals of Murder* 53.

"You Oft Beneath a Righteous Robe, May Find a Wolf Concealed"

3. [Avery Trial].

[Broadside].

[Murder].

The Death of Sarah M. Cornell. N.p: S.n., c.1832.

11-1/4" x 8" broadside mounted to 11-/12" x 8-3/4" backing, text enclosed by woodcut typographical border. Printed in two columns within border of type ornaments. Poem in twelve stanzas about the murder of Sarah Cornell by her seducer, Ephraim Avery. Some toning, some chipping, edgewear and tears to margins and small hole near center remedied by mounting, no loss to text. \$450.

* Only edition. This was one of the most famous American murder trials of the nineteenth century. Although questions about this case remain, it appears that Avery murdered Cornell when he learned she was pregnant with his child. After strangling her he put a noose around her neck and hung her from a barn rafter to make it appear that she had committed suicide. This broadside, which reviews the events of the murder, laments Cornell and curses Avery. Not in McDade. OCLC locates 12 copies, 1 in a law library (Harvard).

Prosecuted by Daniel Webster

4. Benton, Josiah, Jr.

A Notable Libel Case: The Criminal Prosecution of Theodore Lyman, Jr. by Daniel Webster in the Supreme Judicial Court of Massachusetts November Term 1828. Boston: Charles E. Goodspeed, 1904. Quarter cloth, printed spine label, deckle edges. Some shelfwear, corners bumped and somewhat worn, internally clean. \$10.

A Trial Discussed by Wigmore

5. Best, John C. [1865-1902], Defendant.

The Official Report of the Trial of John C. Best for Murder. Superior Court of Massachusetts. Before Hon. Edgar J. Sherman and Hon. Jabez Fox, Justices. From Notes of the Official Stenographers. Boston: Wright & Potter Printing Co., State Printers, 1903. 863 pp. Octavo (8" x 5").

Original law calf, red and black lettering pieces to spine. Light rubbing to extremities, front hinge cracked but secure, front board starting, internally pristine. \$125.

* First edition. John C. Best was indicted for the murder of George E. Bailey in 1901. He was convicted of first degree murder and sentenced to death in the electric chair. According to Wigmore, this is "a good example of a trial for assassination motivated by hostility." Wigmore, *The Principles of Judicial Proof* 1171.

A Decision that Endorsed The Constitutionality of the Embargo Laws

6. Blake, Francis [1774-1817].

An Examination of the Constitutionality of the Embargo Laws comprising a View of the Arguments on that Question Before the Honorable John Davis, Esquire, Judge of the District Court for Massachusetts, in the Case of the United States vs. Brigantine William, Tried and Determined, at Salem (Mass.) September Term, 1808. To Which is Added the Opinion Pronounced By the Court, on the Constitutional Question, Arising in the Trial of the Case. [Worcester, MA]: Printed at Worcester by Goulding and Stow, 1808. 61 pp. Octavo (8-1/2" x 5-1/4").

Stab-stitched pamphlet bound into recent period-style quarter calf over marbled boards, endpapers renewed. Toning, light foxing to a few leaves, internally clean. \$850.

* Sole edition. The American merchant marine thrived during the early years of the Napoleonic wars. Remaining neutral and trading freely with Great Britain and France, who were occupied with warfare rather than commerce, American traders contributed greatly to the expansion of the U.S. economy. Beginning in 1805, however, France and Great Britain began to restrict and punish U.S. trade to their enemies. President Jefferson responded with Non-Intercourse and Embargo Acts (1807, 1809), which aimed for a restoration of free American trade through economic pressure. It had a devastating effect on the U.S. economy and was extremely unpopular in New England and the Mid-Atlantic states, which had benefited the most from the maritime economy. Tried in Salem, MA, *United States v. Brigantine William* was, in effect, a referendum on Jefferson's embargo. The decision, reported at 28 Federal Cases 615 (D.C., D. Mass. 1808), upheld the constitutionality of the embargo laws. Cohen, *Bibliography of Early American Law* 11226.

Unpublished Eyewitness Account of a Famous Maine Murder Trial

7. [Coolidge, Dr. Valorus P.]. Brown, David.

[*Autograph Letter Describing the Trial of Dr. Coolidge*]. Augusta, ME, March 18, 1848. Single leaf folded to form 10" x 8" quarto bifolium, written in ink, addressed, franked and postmarked on verso of fourth page, which has a wax seal. Fold lines, some toning along margins, otherwise fine. \$750.

* Brown, of Gardner, Maine, wrote this letter to his brother, an attorney in Bangor. The letter, which fills three sides of the bifolium in a small hand, begins: "Passing through Augusta during the trial of Coolidge for the murder of Mathews I felt inclined to take a peep into the court house or rather Doct. Tappans meeting house where the trial is had and thinking I might notice some things there that will not be reported in the papers that would be interesting to you; will write you a few lines." The rest of the letter records his observations. Brown was aware that he was a witness to one of the most sensational trials of the day, which involved two leading citizens of Waterville, ME. Mathews, a wealthy cattle dealer, was poisoned with a shot of poison-laced brandy because he refused to loan Coolidge money. Though his motives seem unclear, it seems Coolidge planned to steal money and valuables from his corpse. When the body was found Coolidge was summoned by the coroner's jury to perform an autopsy on his own victim. After an inept series of attempts to hide his crime, Coolidge was convicted and sentenced to hang. He cheated the gallows, however, by committing suicide. The case is described in McDade, *The Annals of Murder* 211 and Howard, *American State Trials* 3:732-802.

Compiled by a Notable Pennsylvania Statesman

8. [De France, R.M., Compiler].

[*Collection of Nine Legal Pamphlets, Trials and Essays*]. N.p., c. 1846-1855. Various paginations. Octavo (8-1/2" x 5-1/2").

Contemporary three-quarter calf over marbled boards, gilt fillets and lettering piece to spine. Some rubbing to boards and extremities, spine lightly abraded, "R.M. De France's/ Book" to front free endpaper, his name to heads of several items in volume. Moderate toning, browning to a few items, occasional light foxing. Unique. \$250.

* R.M. De France was a notable Pennsylvania statesman active in the Whig Party. This volume collects nine items that interested him in the mid-1850s. Contents:

-Williams, Thomas. [*Opinion Submitted to Pennsylvania Supreme Court Concerning "The Validity of Acts of Assembly, Authorizing the Subscription of Municipal Authorities to the Stock of Rail Road Companies*]. N.P.: S.n., [1853]. 53 pp.

-**Read, John M.**, *Argument in Favor of the Constitutionality of the Subscription by the City of Philadelphia, to the Capital Stock of the Hempfield, And Philadelphia, Easton, And Water Gap Railroad Companies*. [Philadelphia?]: C. Sherman, 1853. [ii], 31 pp.

-**De Motte, Mortimer**, *Religious Liberty and Protection of American Citizens Abroad*. N.p.: S.n., 1854. 64 pp.

-**Colton, Calvin**, *The Rights of Labor*. New York: Published by A.S. Barnes, 1846. 96 pp.

-**O'Connell, Daniel**, *A Memoir on Ireland Native and Saxon*. N.p.: S.n., N.d. 80 pp. Frontispiece.

-*Livingston's Monthly Law Magazine* (January, 1853). 1-80 pp. (Incomplete.) Frontispiece.

-*The American Law Register* (August, 1855). [577]-640 pp. (Incomplete).

-*The American Law Register* (November-December, 1855). [1]-128 pp. (Incomplete.)

-*The American Law Register* (December, 1853). [65]-128, [16] pp. (Incomplete. Includes 16 pages of advertisements).

A Critical Appraisal of Lord Mansfield's Conduct in the Douglas Cause

9. [Douglas Cause].

Stuart, Andrew [1725-1801].

Letters to the Right Honourable Lord Mansfield from Andrew Stuart, Esqr. London: S.n., Printed in the Month of January 1773. [ii], 39, [1], 64, 47, [1], 47 pp. Engraved title page. Following rear endleaf, a blank, lacking. Octavo (8" x 5").

Contemporary calf, gilt fillets to boards, raised bands, gilt ornaments and lettering piece to spine. Moderate rubbing to extremities, with minor wear to spine ends, corners bumped, front joint starting at head, minor loss at foot of rear board along joint due to worming, front hinge starting, upper section of front free endpaper removed. Copperplate vignette to title page. Light toning to text. Tiny early owner signature to front pastedown, early struck-through signature to head of title page, notes to verso of front free endpaper, interior otherwise clean. \$400.

* First edition, one of two issues from 1773, the other published in Dublin in July. The "Douglas Cause," which involved claims on the estate of Duke Douglas was one of the most sensational Scottish trials of the eighteenth century. It also involved one of the greatest jurists of the eighteenth century, Lord Mansfield, who presided over the case. Stuart, a lawyer who had been tutor to the Duke's children, represented Hamilton against Douglas and distinguished himself highly but the case was decided in Douglas favor - the result, according to Stuart, of Lord Mansfield's gross impartiality during trial. This was a rancorous case, and it captured the public's imagination. People tended to side with Douglas. When the House of Lords decided for Douglas a mob collected in Edinburgh, demanded a general illumination in honour of the event and, shouting "Douglas forever!" proceeded to wreak vengeance on the houses of the Lords who voted against him. *English Short-Title Catalogue* T11778.

Two Notable British Trials for Blasphemy, And Their Context

10. [Freedom of the Press].

The Oracle of Reason: Or, Philosophy Vindicated. Volume 1. London: Thomas Paterson, 1842. Numbers 1-52 (with Supplements to Numbers 6 and 52). Complete. Text in parallel columns.

[Bound with]

Holyoake, George Jacob [1817-1906], Defendant.

The Trial of George Jacob Holyoake, On an Indictment for Blasphemy, Before Mr. Justice Erskine, And a Common Jury, At Gloucester, August the 15th, 1842. From Notes Specially Taken by Mr. Hunt; The Authorities Cited in the Defence Being Quoted at Full Length. London: Printed for "The Anti-Persecution Union," by Thomas Paterson, [1]842. 68 pp.

[And]

Southwell, Charles, Defendant.

Carpenter, William, Reporter.

The Trial of Charles Southwell, (Editor of "The Oracle of Reason"), For Blasphemy. Before Sir Charles Wetherall, Recorder of the City of Bristol, January the 14th, 1842. Specially Reported. London: Hetherington, 1842. iv, 104 pp.

Octavo (8-1/2" x 5-1/2"). Stab-stitched pamphlets bound into contemporary cloth, gilt title to spine. Some rubbing to extremities with wear to corners and spine ends, faint inkstains and dampstaining to boards. Moderate toning to text, occasional foxing, internally clean. Unique. \$1,950.

* After breaking away from Robert Owen's socialist movement, Southwell opened a free-thought bookshop in Bristol with William Chilton and John Field in 1841. Holyoake joined him the following year. Southwell and Holyoake went on to establish the *Oracle of Reason*, a periodical devoted to atheism. After a year the authorities had enough of their publication, and the two editors were tried for blasphemy. Both were acquitted and their trials stand as landmarks in the history of free speech. In 1851 Holyoake would be the defendant in the last blasphemy trial in Great Britain. Our volume is notable because it combines a complete run of the first year of the *Oracle* with the two trials it provoked. (Publication of the *Oracle* ceased at the end of 1843). Both trial accounts are scarce, individual issues and a complete runs of Volume 1, are rare.

Inspired by the Wilkes Libel Case

11. [Freedom of the Press]. [Townsend, Charles (1725-1767), Attributed].

A Defence of the Minority in the House of Commons, On the Question Relating to General Warrants. London: Printed for J. Almon, 1764. 38, [2] pp. Octavo (8" x 5").

Stab-stitched pamphlet bound into recent period-style quarter calf over cloth, raised bands and lettering piece, endpapers renewed. Light foxing in a few places, interior otherwise fresh. \$350.

* Second edition. "A leading opponent of the government, especially of the King's favourite, Lord Bute, Wilkes was arrested after the publication on 23 April 1763 of an article in No. 45 of his paper, the *North Briton*, and charged with seditious libel. He successfully challenged the use of general warrants which had been issued, but could not avoid condemnation by Parliament.... Wilkes fled to the continent in 1764.": Cannon, *The Oxford Companion to British History* 985. *British Museum Catalogue* (Compact Edition) 25:364.

"This Very Ingenious But Ill-fated Scholar"

12. [Fryer, Michael].

The Trial and Life of Eugene Aram; Several of His Letters and Poems; and His Plan and Specimens of an Anglo-Celtic Lexicon; With Copious Notes and Illustrations, and an Engraved Fac-simile of the Handwriting of This Very Ingenious But Ill-fated Scholar. Richmond [England]: Printed By and For M. Bell, 1832. iv, 124, [2] pp. Frontispiece. Octavo (7-1/2" x 4-1/2").

Contemporary paper-covered boards with later paper rebacking. Moderate rubbing to extremities with some wear to spine ends and corners, light soiling and a few minor stains to boards, hinges cracked, front free endpaper and frontispiece detached. Moderate toning to text, light foxing in a few places, internally clean. \$25.

* Eugene Aram, a gifted self-educated linguist, was tried August 1759 at York Assizes for the murder of Daniel Clark in 1745. Aram and a friend, Richard Houseman, had convinced Clark to obtain a great number of valuables on credit. He brought the goods to them, and they led him to a field where Aram murdered and buried Clark, then split the goods with Houseman. The mystery surrounding his crime, which went unpunished for fourteen years, was kept alive through Bulwer-Lytton's novel, *Eugene Aram*.

Notable Eighteenth-Century Divorce Involving Arbitration

13. [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.

Decisive Legal Battles

14. Hill, Frederick Trevor.

Decisive Battles of the Law: Narrative Studies of Eight Legal Contests Affecting the History of the United States Between the Years 1800 and 1886. New York: Harper and Brothers, 1907. 278 pp. Frontispiece. Original cloth, light shelfwear. Owner signature to front free endpaper, interior otherwise clean. \$5.

A Notable Massachusetts Perjury Trial

15. Huntington, Asahel.

Reply to "The Alarming Developments" and "Further Developments" of B.F. Clark, in the matter of the "Wrong Member of the Middlesex Bar Convicted of Perjury," &c. Lowell, Mass.: Printed for the author, 1848. 22 pp. Text in parallel columns. Octavo (10" x 6-1/2").

Stab-stitched pamphlet in printed wrappers, front wrapper detached. Light soiling, some edgewear. Light foxing to a few leaves, internally clean. \$25.

* Only edition. "Samuel Parker, a member of the Middlesex bar, was indicted and convicted of perjury in the Court of Common Pleas in 1845, for statements made before two grand juries relating to a mortgage loan. The conviction was later set aside by the Supreme Judicial Court and a new trial ordered" (Cohen). Huntington's pamphlet is a reply to Benjamin Franklin Clark's *Alarming Developments* (1848). Clark replied with two further pamphlets. OCLC locates 4 copies of *Reply* in law libraries (Harvard, Social Law, University of Pennsylvania, Yale). Cohen, *Bibliography of Early American Law* 13743.

The Last Man in Britain to be Publicly Beheaded

16. Kilmarnock, William Boyd, Earl of, [1704-1746], Defendant.

Balmerino, Arthur Elphinstone, Lord [1688-1746], Defendant.

Cromarty, George Mackenzie, Earl of [c. 1702-1766], Defendant.

The Whole Proceedings in the House of Peers Upon the Indictments Against William Earl of Kilmarnock, George Earl of Cromartie, and Arthur Lord Balmerino; for High Treason, In Levying War Against His Majesty: The Proceeding in Westminster Hall Being Begun on Monday the 28th Day of July, and Continued on Wednesday the 30th of July, and Friday the First of August, 1746: On the Last of Which Days Judgment of High Treason Was Given Against Them. London: Printed for Samuel Billingsley, 1746. [iv], 39, [1] pp.

[Bound with]

Lovat, Simon, Lord [1675?-1747], Defendant.

The Whole Proceedings in the House of Peers, Upon the Impeachment Exhibited by the Knights, Citizens, and Burgesses, in Parliament Assembled, in the Names of Themselves and of All the Commons of Great Britain; Against Simon Lord Lovat, for High Treason: The Proceedings in Westminster-Hall Being Begun on Monday the 9th day of March, and Continued on Tuesday the 10th, Wednesday the 11th, Friday the 13th, Monday the 16th, Wednesday the 18th, and Thursday the 19th Days of March 1746-7: On the Last of Which Days Judgment of High Treason Was Given Against Him. London: Printed for Samuel Billingsley, 1747. [iv], 188 pp.

Folio (13-3/4" x 9"). Contemporary calf, gilt rules to boards, raised bands, gilt ornaments and lettering piece to spine. Moderate rubbing to extremities with some wear to spine ends and corners, minor scuffing, boards beginning to separate (but well secured by cords). Light toning to text. Ex-library. Location number in early hand to lower corner of front free endpaper, tiny inkstamp to title page. An appealing copy. \$750.

* First editions. Kilmarnock, Balmerino, Cromarty and Lovat were leaders of the (second) Jacobite Rebellion. Sponsored by France, they attempted to restore the crown to Prince Charles Stuart (Bonnie Prince Charlie), the eldest son of James II, who was deposed by the House of Orange in the Glorious Revolution. These fascinating reports contain transcripts of the trials with narrative commentary and transcripts of the indictments and orders of the courts. They are invaluable sources dealing with the English interpretation of the rebellion when it was still a recent event. All but Cromarty were convicted and executed for high treason. Lovat holds the dubious honor as the last British peer to meet this fate. Lovat's execution is also notable as the likely source of the popular expression "laughing your head off." As he was being lead to the scaffold a viewing stand collapsed, much to his amusement. (Several of these spectators died from their injuries afterward.) *Catalogue of the Library of the Harvard Law School* (1909) II: 1120, 1131.

Mrs. Kinney Defends Herself

17. Kinney, Hannah.

A Review of the Principal Events of the Last Ten Years in the Life of Hannah Kinney: Together with Some Comments Upon the Late Trial. Written by Herself. Boston: J.N. Bradley & Co., 1841. 87 pp. Octavo (7" x 4-1/2").

Contemporary cloth, rubbing with some wear to extremities, front hinge starting, front free endpaper lacking. Faint dampstaining to foot of text block near gutter, occasional light foxing, internally clean. \$200.

* Only edition. When Mr. Kinney died of arsenic poisoning, Mrs. Kinney's suspicious behavior brought her to trial. She was acquitted. According to McDade, there is a related work entitled *A Brief Notice of the Life of Mrs. Hannah Kinney for Twenty Years* by Ward Witham, her first husband, who reports that she never tried to poison him. McDade, *The Annals of Murder* 561.

Appendix to the Salem Murder: McDade 562

18. Knapp, John Francis Knapp, Defendant.

Appendix to the Report of the Trial of John Francis Knapp, On an Indictment for Murder. Containing the New Evidence, The Arguments of Counsel, And the Charge of His Honor Judge Putnam, To the Jury, On the Second Trial. Salem Edition, 1830. 72 pp. Octavo (9" x 5-1/2").

Disbound stab-stitched pamphlet. Light browning, occasional light foxing, chip to fore-edge of first page with no loss to text. Early owner signature (of John Pickering) to head of title page, interior otherwise clean. \$60.

* Only edition. The murder of Joseph White, a wealthy sea captain who lived in Salem, was one of the most famous trials of the 1830s. Daniel Webster helped the prosecution by presenting the closing argument. Initially, the jury could not decide whether the defendants had bludgeoned White to death. At a second trial Knapp was convicted and sentenced to death. McDade, *The Annals of Murder* 562.

He Shot His Father, Then Hacked the Body with An Axe

19. Lee, Z. Collins.

Stewart, William, Defendant.

The Closing Speech of Z. Collins Lee, Esq. In Defence of William Stewart, Indicted for the Murder of His Father. Before Baltimore City Court, October Term, 1838. Baltimore: Printed and Published by Bull & Tuttle, 1838. 16 pp. 12mo. (6-1/2" x 4-1/2").

Stab-stitched pamphlet in printed wrappers. Some edgewear, small chips to edges of wrappers, short splits at spine. Moderate toning to text, internally clean. \$750.

* Hoping to inherit his father's estate, Stewart shot him in the head, then beat him with a hatchet to hide the identity of his body. Stewart was tried and convicted of second-degree murder. "The pistol balls were specially molded for that weapon and were so identified, in what may be one of the earliest cases of such evidence" (McDade, note to 914). OCLC locates 5 copies (at Cornell, the Library of Congress, the American Antiquarian Society, Harvard Law School and the University of Virginia). McDade, *The Annals of Murder* 915.

Cluverius Defended by a Friend of the Family, McDade 194

20. [Leigh, Phillip].

[Cluverius, Thomas J. (1861-1887), Defendant].

Lillian Madison's Marriage and Murder: Cluverius Did Not Kill Her. The Sequel Told. Richmond, VA: Patrick Keenan, Printer, 1887. 29 pp. Octavo (7-3/4" x 5").

Stab-stitched pamphlet in printed wrappers. Some soiling, staining and edgewear, toning and light foxing to text. Early signatures to front cover, internally clean. A solid copy of a rare title. \$650.

* Only edition. Dedicated to Willie Cluverius, this is a defense by a friend of the Cluverius family. "Cluverius came from one of the 'better' Virginia families. He had married Lillian Madison, a country girl, but ad kept the marriage a secret from his family and friends. He finally had her come to Richmond, where he murdered her and threw her body into the reservoir. He was quickly traced, tried, and executed" (McDade). OCLC locates two copies (at the New-York Historical Society and the University of Michigan, Clements Library). McDade, *The Annals of Murder* 194.

"La Confession D'Un Monstre"

21. LaPage, Joseph, Defendant.

Jugement, Confession et Execution du Demon Abatteur Joseph Lapage, Qui Attrappait Deux Jeunes et Belles Dames. Mes'dlles Ball et Langmaid, Sur Leur Chemin a L'Ecole, Et les Torturait a Mort d'une Maniere la Plus Horrible. Sa Confession Entiere, Conenant des Details Nouveaux et Singuliers. Ce Qu'il Disait sa Femme. [Cover title: *La Confession D'Un Monstre*]. Chicago: C.J. Heck, 1889. 64 pp. Four woodcut plates. Octavo (8-1/2" x 6").

Original pictorial wrappers. Some wear to spine ends, some browning to text, internally clean. A well-preserved copy. \$100.

* Only edition. This account appears to be an original French-language work produced for the French-speaking community in Vermont and New Hampshire. "Josie Langmaid, a seventeen-year-old girl, was murdered in Pembroke, New Hampshire, while on her way to school. The murderer knocked her out with a club, cut off her head with an ax, made other cuts in her body, and then violated her. Lapage, a French-Canadian woodcutter, was convicted and executed for the crime. There was some evidence that he was guilty of a similar crime the year before in St. Albans, Vermont" (McDade). OCLC locates 9 copies, 2 in law libraries (Yale and the University of Missouri). McDade, *The Annals of Murder* 581.

An Interesting Military Case

22. Loring, Joseph, Jr., [1767-1838], Binney, Amos [1778-1833], Howe, Thomas, Defendants.

The Militia Reporter; Containing The Trials of Capt. Jos. Loring, Jun. on the Charges of Maj. Davis, Capt. Amos Binney on the Charges of Maj. Osgood, Capt. Thomas Howe on the Charges of Maj. Messinger: Taken from Authentic Documents, For the Information of Officers of the Militia. Boston: Printed by T. Kennard, 1810. 299 pp. Octavo (9-1/2" x 5-3/4").

Original publisher boards, printed paper lettering piece, untrimmed edges. Moderate rubbing and a few small stains to boards, considerable wear to spine, boards just beginning to separate but secured by cords, text block tight. Light browning, occasional faint dampspotting. Early owner annotation to front free endpaper, interior otherwise clean. A solid copy of a scarce title. \$950.

* Only edition. "Brigadier General John Winslow accused Captain Joseph Loring Jr. of permitting his men to mutiny by failing to enforce a brigade order to appear on parade in protest of a change in Winslow's rank and command. In 1805 a division court martial acquitted Loring, but Major General Simon Elliot, after asking for a reconsideration of the decision, refused to accept the acquittal and dissolved the court. A second division court martial convened in 1806 found Loring guilty, and ordered him removed and disqualified for military service for three years. In 1807 Loring petitioned the Massachusetts General Court to ask that the decision be invalidated, arguing that it had not been regularly detailed and thus had denied him an impartial trial. The General Court overturned the 1806 decision and ordered Loring reinstated to his former rank and command" (Cohen). This was the first volume of *The Militia Reporter*. No other volumes were published. Cohen, *Bibliography of Early American Law* 13473, note to 13551.

Nine Notable Trials

23. [Notable Trials Library].

[*Nine Volumes from the Notable Trials Library*]. Birmingham & New York: Notable Trials Library, 1989-1991 (Dates in parenthesis are the original dates of publication.) 9 volumes in all. Quarter calf, extra-gilt, raised bands, marbled endpapers, edges gilt. Fine. \$225.

* *The Court-Martial of the "Bounty Mutineers"* by Owen Rutter (1931)
The Trial of Bruno Richard Hauptmann by Sidney B. Whipple (1937)
The Trial of Jeanne d'Arc by W.P. Barrett (1932)
The Amazing Crime of Leopold & Loeb by Maureen McKernan (1924)
Trial of Mary Queen of Scots by A. Francis Stuart (1951)
The Nuremberg Trial by Ann & John Tusa (1986)
The Sacco-Vanzetti Case by Osmond K. Fraenkel (1931)
The Trials of Oscar Wilde by H. Montgomery Hyde (1948)
The Tragedy of Andersonville: Trial of Captain Henry Wirz by N.P. Chipman (1911)

Uncommon Collection of Early Scottish Trials Endorsed by Sir Walter Scott

24. Pitcairn, Robert, Compiler.

Ancient Criminal Trials in Scotland; Compiled From Original Records and MSS., With Historical Illustrations, &c. Edinburgh: Printed for the Maitland Club, 1833. Three volumes. Three engraved frontispieces, three plates in text. Quarto (9-1/2" x 8").

Contemporary calf, gilt double rules to boards, recently rebaked in period style with lettering pieces and gilt fillets, rouged edges, marbled endpapers, ribbon markers. Light rubbing to extremities, some minor scratches to boards, corners lightly bumped, hinges cracked but secure. Early armorial bookplate and small shelf label (of Colonel Malcomb of Poltalloch) to each front pastedown. Occasional dampstaining to margins, interiors otherwise fresh. A solid copy. \$1,000.

* Originally issued in ten parts and here bound as intended in three volumes. 101 sets on club paper were printed for the Bannatyne Club and 50 sets for the Maitland Club. This extraordinary work covers the period from 1488 to 1624. Sir Walter Scott, the founder of the Bannatyne Club, reviewed the earlier parts of this work at length in the *Quarterly Review*. He praised Pitcairn's "enduring and patient toil" and thanked him for producing "a most extraordinary picture of manners" that is both "highly valuable in a philosophical point of view" and of great interest "to the jurist and moralist." Terry, *A Catalogue of the Publications of Scottish Historical and Kindred Clubs and Societies* 42. *British Museum Catalogue* (Compact Edition) 20:414.

The "Clash and Hatred of Rival Religious Organizations"

25. Parry, Sir Edward.

The Bloody Assize. New York: Dodd, Mead and Co., 1929. 301 pp. Original cloth. Binding soiled, spine faded, tear at head of spine. Internally very good. \$5.

* First edition. An extremely readable account of the terrible tragedy of 1685 which Parry attributes to the "clash and hatred of rival religious organizations."

The Trial of Socrates

26. Plato [c.427-c.347 BCE].

Church, F.J., Translator and Editor.

The Trial of Socrates. New York: Little Leather Library Corporation, 1921. 95 pp. Pocket-sized (4" x 3") flexible binding. Original stamped cloth (artificial leather), mild wear to spine ends and corners, light browning to text, internally clean. \$15.

A Quaker Dispute

27. [Quakers].

Shotwell, Thomas L.

A Full Report of the Case of Stacy Decon, and Joseph Hendrickson, vs. Thomas L. Shotwell. Philadelphia: P.J. Gray, 1834. vi, 723, [1] pp. Octavo (9" x 6").

Original cloth-backed boards, worn, front cover detached, some spotting. But for some foxing, an internally very good copy. \$25.

* First edition. Interesting Quaker trial involving disputed funds and feuding factions. *Catalogue of the Library of the Harvard Law School* (1909) II:1059.

Did Jesus Receive a Fair Trial?

28. Richards, John Evan.

Aiyar, S. Srinivasa.

The Illegality of the Trial of Jesus; The Legality of the Trial of Jesus. New York: Platt & Peck Company, 1915. 186 pp. Hardcover. Cloth, spine faded, moderate shelfwear, owner stamp to front pastedown, interior otherwise clean. \$15.

A Colorful Account of the Onderdonk Affair

29. Richmond, James C[ook].

[Onderdonk, Benjamin T. (1791-1861)].

The Conspiracy Against the Late Bishop of New-York Unravelled by One of the Conspirators, Viz: James C. Richmond, Presbyterian of Rhode Island [wrapper title]. New York: James C. Richmond, 1845. 16 pp. Octavo (9" x 5-1/2").

Stab-stitched pamphlet in printed wrappers. Light edgewear and soiling, wrappers partially detached, fragment of small (private?) library label to upper corner of front wrapper. Some toning, light foxing to a few leaves, internally clean. \$250.

* Only edition. This crude and, frankly, entertaining pamphlet is one of many inspired by the Onderdonk controversy, a notable scandal that combined sexual misconduct, theological controversy and the public disgrace of a religious leader. Benjamin T. Onderdonk, the Episcopal bishop of New York, was accused of sexual misconduct and ultimately suspended from his pulpit by the House of Bishops. Onderdonk argued that the charges were politically motivated by liberal members of the diocese who disliked his conservative ideas (influenced by the English Oxford Movement). Onderdonk was later reinstated and maintained his office until his death in 1861. The validity of the charge was never resolved, but its heady mix of sex, theology and public disgrace brought forth a wave of popular literature. Sabin, *A Dictionary of Books Relating to America* 71132.

The Legality of Lord Russell's Trial

30. [Rye House Plot].

Atkyns, Sir Robert [1621-1709].

A Defence of the Late Lord Russel's Innocency, By Way of An Answer or Confutation of a Libellous Pamphlet, Intituled, An Antidote Against Poyson; With Two Letters of the Author of This Book, Upon the Subject of His Lordship's Tryal. Together with an Argument in the Great Case Concerning Elections of Members to Parliament, Between Sr Samuel Barnardiston Bar. Plaintiff, And Sr Will. Soames Sheriff of Suffolk, Defend' in the Court of King's-Bench, In an Action Upon the Case, And Afterwards by Error Sued in the Exchequer-Chamber. London: Printed for Timothy Goodwin, 1689. [iii], 51 pp. Title page preceded by advertisement leaf. *Argument in the Great Case* preceded by divisional title page. Folio (12" x 7").

Disbound, text secure. Some edgewear and soiling to first and final leaves, worming through upper margins of most leaves with no loss to text. Toning, small faint stains to a few leaves, internally clean. \$300.

* First edition. This is a reply to a pamphlet by Sir Bartholomew Shower that defended the legal position of the Russell trial. Atkyns was Russell's legal advisor. Russell [1639-1683] was implicated in and ultimately executed due to his supposed involvement in the Rye House Plot, a plan to assassinate King Charles II and his brother (and heir to the throne) James, Duke of York devised by a group of Whigs. Some historians believe this plot was largely fabricated by Charles II as a way to destroy the Whigs, most notably Russell and Algernon Sydney [1623-1683], who were convicted and executed on the basis of flimsy evidence. Wing, *Short-Title Catalogue of Books Printed in England, Scotland, Ireland, Wales and British America* A4136.

A Notable Case Involving Samuel Colt's Patent for the Revolver

31. Rywell, Martin, Reporter.

Complete Report of the Trial of Samuel Colt vs. The Mass. Arms Company. Tried June 30, 1851, In U.S. Circuit Court, Boston, Mass. Before Hon. Levi Woodbury, Associate Justice, U.S. Supreme Court. Harriman, Tennessee: Pioneer Press, [1953]. 327 pp. Cloth, light shelfwear, rear panel of dust jacket affixed to front pastedown, front panel affixed to verso of front endleaf, internally clean. \$10.

* Edition limited to 1000 copies, this No. 891.

Sem's Account of a Notable Treason Trial

32. Sem [Gorsat (Goursat), Georges (1863-1934)].

Affaire Bolo-Pacha: 68 Croquis d'Audience par Sem. [Paris: S.n., c. 1918]. 68 lithographic images on 24 sheets and a sheet of captions in a printed wrapper housed in a printed folder. 12-1/2" x 10." From a signed edition of 300 on Arches paper, this number 283.

Light soiling and edgewear to outer folder, a few minor tears along fold lines, short minor tear to spine of inner folder, light stain to caption sheet, plates fine. \$1,750.

* The Bolo Pasha affair involved a French traitor, Paul Bolo, who convinced the Egyptian Khedive (Viceroy), Abbas Hilmi, to sponsor an anti-war movement in France through the press using \$2,500,000 raised from German sources. (Granted the title Pasha by the Khedive, Bolo renamed himself Bolo Pasha.) Convicted of treason, he was executed by a firing squad in April 1918. Sem's caricatures portray the judge, defendant, witnesses and judges at various points in the trial. Gorsat, or Goursat, was a French caricaturist and illustrator active from the late nineteenth century to 1934. His lasting fame rests on his depictions of French ruling class and French high society during the *Belle Epoque*. He was a regular contributor to the leading French periodicals, produced albums of caricatures depicting current events and social life and designed several path-breaking advertisements. His work is highly esteemed today.

A Remarkable Jury Charge by Lemuel Shaw

33. Shaw, Lemuel [1787-1861].

A Charge Delivered To The Grand Jury For The County Of Essex, At the Supreme Judicial Court Held at Ipswich. May Term, 1832. Published at Their Request. Boston: From the Steam Power Press Office, 1832. 16 pp. Octavo (9-1/2" x 5-1/2").

Stab-stitched pamphlet in self-wrappers. Light soiling to exterior, some toning to text, internally clean. A well-preserved copy. \$100.

* First edition. On the principles of government, the role of grand juries, and specifically the imminent reform in judicial procedure relating to capital crimes in Massachusetts. Shaw calls attention to a new statute about to take effect which will greatly limit the role of the Supreme Judicial Court in hearing capital cases, and goes on to discuss such capital crimes as treason, murder, rape, arson, and (at the time) burglary and robbery. Shaw "had a remarkable power to charge juries so that they understood the exact question before them ..." DAB, also noting, "Probably no other state judge has so deeply influenced commercial and constitutional law throughout the nation" (*Dictionary of American Biography*). Cohen, *Bibliography of Early American Law* 4087.

A Notable Scottish Trial

34. Smith, A. Duncan.

Trial of Eugene Marie Chantrelle. Glasgow: William Hodge & Company, [1906]. Frontispiece. Illustrated. [13], 250, [3]. Original green cloth with gilt stamped spine. Spine stained, slightly torn, and worn at head and foot. Frontispiece loose. Bookplate on front pastedown. Embossed seal on title page. Good. \$15.

* Notable Scottish Trials Series. First edition. Chantrelle had become almost penniless through extravagance and debauchery when he insured his wife's life for 1000 lira. The policy was only to take effect in the case of her death by accident. Fifteen months later Mrs. Chantrelle died suddenly and her husband tried to make it appear as if her death was caused by an accidental escape of gas in her bedroom.

Notable Collection of Courts Martial

35. Smith, Francis O.J. [1806-1876], Reporter.

Reports of Decisions in the Circuit Courts Martial, Of Questions Arising on Trials had in Said Courts. Compiled from Original Papers in the Office of the Adjutant General, In Conformity to a Resolve of a Legislature of Maine, Passed March 31, 1831. To Which is Added, An Appendix of Practical Forms of Proceedings in Circuit Courts Martial. Portland: Printed by Todd & Holden, 1831. 113 pp. Octavo (9" x 5-1/2").

Contemporary quarter sheep over marbled boards, blind fillets and lettering piece to spine. Light rubbing to extremities, corners bumped and lightly worn, bookplate to front pastedown indicating this was a copy for official use. Some toning to text, occasional light foxing. Early inscription to front free endpaper, interior otherwise clean. \$50.

* Only edition. This reporter covers military jurisprudence in Maine from August, 1827 to June 1831. Smith practiced law in Portland and served in the U.S. Congress. He is remembered today as the business partner of Samuel F.B. Morse and later as his opponent in the telegraph litigation. Smith hoped that this carefully organized work, "the first of its kind ever published under any government," would promote uniformity in future military proceedings and case reports. Not in Wallace. Cohen, *Bibliography of Early American Law* 9027.

"A Pandect of Scots Law"

36. Spotiswoode, Sir Robert [1596-1646].

Practicks of the Lams of Scotland, Also Abstracts Taken Out of the Ancient Records of This Kingdom, Whereby is declared the Manner of Administrating Justice in Civil Causes, Before the College of Justice was Erected. And Propositions & Questions in Law Made by the Same Author. With Memoirs of His Life and Trial for an Alleg'd Crime of High Treason Against the States: In the Pretended Parliament at St. Andrews, In December 1645, And January 1646. Published by John Spotiswoode, of That-Ilk, Advocate, The Author's Grand-Son. Edinburgh: Printed by James Watson, 1706. [4], xli, [2], 372 pp. Folio (11-1/2" x 7").

Contemporary calf, blind rules to boards, rebacked in period style with lettering piece and gilt-edged raised bands. Some rubbing to boards, corners bumped and somewhat worn, hinges cracked but secure. Early library shelf label and armorial bookplate (of Mr. George Carre, Advocate) to front pastedown. Chip to bottom edge of title page with no loss to text. Offsetting to margins of endleaves, occasional spotting and light browning, internally clean. An appealing copy of a scarce title. \$1,000.

* Only edition. "An anonymous abridgment of both Durie and Hope, and epitome of part of Nicholson by Sir Peter Wedderburn...call for no special comment, and are altogether eclipsed by four other digest Practicks all prior to the civil wars. The first is that of Sir Robert Spotiswoode of Pentland and New Abbey, who was appointed an ordinary Lord in 1626 and Lord President in 1633. Besides excerpts from civilians, Craig and Balfour, he notes cases from 1625 to 1637, not long before he had to fly to England to escape from the Presbyterians, together with a few earlier ones from 1541 derived from an unknown source. It has been described as 'an unfinished collection of materials for a Pandect of Scots law,' and is the earliest of the Practicks generally cited to the Court today" (Stair Society). OCLC locates 3 copies (at Columbia, Yale and UC-Berkeley law libraries). COPAC locates 3 copies (at the University of London, University of Edinburgh and the University of Glasgow). Stair Society, *Introductory Survey of the Sources and Literature of Scots Law* 36. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 5:108.

Claim Concerning Title to Point San Jose in San Francisco

37. Steinbach, R., Plaintiff.

Flagg, John H., Attorney.

Point San Jose: Supplementary Brief in Behalf of Claimants. N.p., [c.1870]. 10 pp. Octavo (9" x 5-1/2").

Self-wrappers, recto of first leaf and verso of terminal leaf soiled, crease to lower corner, internally clean. \$20.

* Only edition. Located near the entrance to the Golden Gate, Point San Jose was occupied by the U.S. military in 1863. The military claimed it was entitled to do this because the nation was in a state of war. It established a series of artillery batteries and continued to hold the land after the war. This irregular annexation was the basis of Steinbach's suit, which was first filed in 1866. OCLC locates 3 copies all in California. Not found in Hollis.

Legacy of the Dartmouth College Case

38. Story, Joseph [1779-1845].

McKeen Joseph, Defendant.

The Opinion of Judge Story in the Case of William Allen vs. Joseph McKeen, Treasurer of Bowdoin College, Decided in the Circuit Court of the United States, At the May Term at Portland, 1833. Boston: Printed at the Office of the Daily Advertiser and Patriot, 1833. 21, [1] pp. Octavo (9-3/4" x 6").

Stab-Stitched pamphlet in plain wrappers, untrimmed edges. Minor chipping and chairs to edges, light soiling to title page, internally clean. \$750.

* Only edition. William Allen's service as President of Bowdoin College was terminated by an act of the Maine legislature in 1831, but he continued to serve because no agreement could be reached on his successor. Allen then sued the college treasurer for payment of his salary. The trial court found for the defendant. Judge Story, drawing on the precedent established by the Dartmouth College Case, reversed the verdict in the U.S. Circuit Court, declaring the Maine law to be an unconstitutional violation of the contract between Allen and the College. OCLC locates 5 copies, none in law libraries. Cohen, *Bibliography of Early American Law* 11572.

With Forty Plates Depicting Criminals and Punishments

39. Student of the Inner Temple.

The Criminal Recorder; Or, Biographical Sketches of Notorious Characters: Including Murderers, Traitors, Pirates, Mutineers, Incendiaries, Defrauders, Rioters, Sharpers, Highwaymen, Footpads, Pickpockets, Swindlers, Housebreakers, Coiners, Receivers, Extortioners and Other Noted Persons Who Have Suffered the Sentence of the Law for Criminal Offences. Embracing a Variety of Curious and Singular Cases, Anecdotes, &c. With Occasional Notes: To Which is Added an Account of the Various Punishments Inflicted on Those Who Transgress the Laws of Their Country; With a Description of the Crimes by Which Those Punishments are Incurred, &c. Alphabetically Arranged Under Appropriate Heads, And Illustrated with Portraits, And Other Engravings. London: Printed and Published by James Cundee, 1804-1809. Four volumes. 40 plates. 12mo. (6" x 4").

Contemporary paper-covered boards with contrasting spines, printed paper title labels, untrimmed edges. Rubbing to extremities with chipping to spine ends, labels rubbed, corners bumped and somewhat worn, faint dampstaining to boards, a few joints just starting at ends. Some toning to text, light browning, dampspotting and dampstaining in places. Early owner signatures to front free endpapers, interiors otherwise clean. A nice set. \$750.

* Only edition. Dressing this sensationalistic entertainment in high-minded garb, the author presents his book as "a warning to youth" and a "useful book of reference" that will "not be unworthy of the libraries of all classes" (Preface). The first two volumes contain biographies of criminals, alphabetically arranged, many illustrated with plates. The third volume describes crimes and punishments, with an emphasis on those of exotic (i.e. non-Christian) cultures like Turkey and China. The fourth volume is an additional collection of criminal biographies arranged like Volumes I and II. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:85.

Scottish Treason Trials, 1817

40. [Treason].

Douglas, Niel [1750-1823], Defendant.

An Address to the Judges and Jury, In a Case of Alleged Sedition, On 26th May, 1817, Which was Intended to be Delivered Before Passing Sentence. Glasgow: Printed by D. Mackenzie, 1817. 40 pp.

[Bound with]

Dow, John, Reporter.

The Trial of the Rev. Niel Douglas, Before the High Court of Justiciary, At Edinburgh, On the 26th May 1817, For Sedition. Edinburgh: Printed for John Robertson, 1817. [ii], 50 pp. Portrait frontispiece.

[And]

[Bellingham, John].

An Authentic Account of the Trial and Execution of John Bellingham, For the Assassination of the Right Hon. Spencer Perceval. With a Vindication of the Character of Sir Francis Burdett from the Aspersions of Some of the London Prints. Edinburgh: Printed and Published by D. Schaw and Son, 1812. [ii], [5]-65 pp.

[And]

M'Laren, Alexander, Defendant.

Baird, Thomas, Defendant.

Dow, John, Reporter.

The Trial of Alexander M'Laren, And Thomas Baird, Before the High Court of Justiciary, At Edinburgh, On the 5th and 7th March 1817, For Sedition. Edinburgh: Printed for John Robertson, 1817. vi, 153 pp.

[And]

Account of the Proceedings of the Public Meeting of the Burgesses and Inhabitants of the Town of Kilmarnock, Held on the 7th of December, 1816, For the Purpose of Deliberating on the Most Proper Method of Remedying the Present Distresses of the Country. With a Full Report of the Speeches on that Occasion. Kilmarnock: Printed by H. Crawford, 1816. 45 pp.

Octavo (8-1/2" x 5"); *Account*: Octavo (6-1/2" x 4"). Stab-stitched pamphlets bound into contemporary three-quarter sheep over marbled boards, lettering piece and gilt fillets to spine. Moderate rubbing, a few scuffs to boards, some chipping to spine ends, corners bumped, front hinge cracked. Light to moderate toning, soiling to title page of *Bellingham*, internally clean. \$1,850.

* An exemplary gathering of five tracts, four of them concerning the trials of Douglas and M'Laren, the first trials for sedition held in Scotland during the aftermath of the Napoleonic Wars, a time of acute economic distress and social protest. These took place concurrently with the London trials of William Hone. Douglas, an eccentric non-conformist minister, poet, abolitionist and visionary social reformer was charged with sedition for comments in a sermon that compared the king to Nebuchadnezzar, the prince regent to Belshazzar and the House of Commons to a den of thieves. His counsel brought forth witnesses familiar enough with the preacher's eccentricities to prove his innocence. He was acquitted. M'Laren, a weaver, was charged with sedition for delivering a fiery speech at Kilmarnock in favor of Parliamentary reform. Thomas Baird, a grocer, was charged with printing it. They were fined and sentenced to six months in prison. Bellingham was the only person to assassinate a British Prime Minister. A merchant who had been imprisoned in Russia, he demanded compensation from the British government. Twice refused, he shot the prime minister in the lobby of the House of Commons. *An Address to the Judges*, prepared in advance of the trial, is scarce, more so than accounts of the trial. OCLC locates 6 copies in North America, 1 in a law library (Harvard). *Account of the Proceedings* is the rarest item in this volume. OCLC locates 1 copy (at the National Library of Scotland). Concerning Douglas and M'Laren, see May, *Constitutional History of England* II:192.

"Select Collection" of British Trials

41. [Trials].

A Select Collection of Remarkable Trials: In One Volume. Viz: of The Duke of Norfolk, And the Lady Mary Mordaunt, For a Divorce. Patrick Hurley, For Perjury. Dr. Henry Sacheverell, For a Misdemeanor. James Earl of Derwentwater, William Lord Widdrington, William Earl of Nithisdale, Robert Earl of Carnwath, And William Lord Nairn, For High Treason. George Earl of Wintoun, For High Treason. Robert Earl of Oxford, For High Treason, And other High Crimes and Misdemeanors. Major Stede, Bonnet, And Thirty-Three Others, For Piracy. Jeffery Gilbert, Lord Chief Baron of Ireland, John Pocklington, Esq.; And Sir John St. Leger, Barons of the Exchequer, For a Contempt of the House of Lords. Hugh Reason and Robert Tranter, For the Murder of Edward Lutterel, Esq.; Arundel Coke, Alias Cooke, and John Woodbourne, for Slitting Mr. Crispe's Nose. Christopher Layer, Esq.; For High Treason. London: Printed for Henry Anderson, 1744. [iv], 524 pp. Octavo (8" x 5").

Contemporary calf, gilt rules to boards, raised bands with gilt rules to spine, which is unlabeled. Moderate edgewear and scuffing, hinges cracked, front free endpaper detached, rear free endpaper lacking, internally fresh. \$400.

* First and only edition; a re-issue, with a cancel title-page, of Volume VIII of *State Trials and Proceedings Upon High Treason*. A collection of eleven trials from 1699 to 1722, including trials for Divorce, Perjury, High Treason, Piracy, Misdemeanors and Murder. *Catalogue of the Library of the Harvard Law School* (1909) II: 995.

Was Vanzetti Framed?

42. Vanzetti, Bartolomeo [1888-1927].

Background Of The Plymouth Trial. Chelsea, Mass.: Road to Freedom Group, [1926]. 38 pp.

Printed wrappers. Some fading, text block and wrappers partially detached (but secured with archival tape), internally clean. \$35.

* Only edition. Ferdinando Sacco and Vanzetti, recent Italian immigrants and suspected anarchists, were convicted for the murder of two men during an armed robbery. They were executed on August 23, 1927 after a controversial trial and a series of appeals. This pamphlet relates to an earlier trial of Vanzetti, rigged according to this pamphlet, that resulted in a conviction and a stain on Vanzetti's record.

Execution Sermon and Account of the Condemned Man's Life and Deeds, McDade 3

43. Waterman, Elijah.

A Sermon Preached at Windham, November 29th, 1803, Being the Day of Execution of Caleb Adams, For the Murder of Oliver Woodworth. Also, a Sketch of the Circumstances of the Birth, Education, And Manner of Caleb's Life, with Practical Reflections, Delivered at the Place of Execution, by Moses C. Welch. With an Appendix, Giving an Account of the Behavior of the Criminal at his Trial, During Confinement, And on the Day of Execution. Windham, [CT]: Printed by John Byrne, 1804. 32 pp. Octavo (8" x 5").

Stab-stitched pamphlet with untrimmed edges in very early plain crude paper wrappers. Some wear to edges, small chip to fore-edge of title page. Moderate browning and dampstaining, internally clean. A solid copy. \$150.

* Third edition. Adams was hanged for the murder of Oliver Woodworth, "an amiable child of six years old. (...) Adams seems to have turned to religion during his final days. OCLC locates 5 copies worldwide, none in a law library. McDade, *The Annals of Murder* 3.

The Cato Street Conspirators

44. Wilkinson, George Theodore.

An Authentic History of the Cato-Street Conspiracy; With the Trials at Large of the Conspirators, For High Treason and Murder; A Description of Their Weapons and Combustible Machines, And Every Particular Connected with the Rise, Progress, Discovery, And Termination of the Horrid Plot. With Portraits of the Conspirators, Taken During Their Trials, By Permission, And other Engravings. London: Printed for Thomas Kelly, [1820]. [iii]-viii, [5]-434, [2] pp. Includes two-page published catalogue. Eight plates, one a portrait frontispiece. Octavo (8-1/4" x 5").

Contemporary three-quarter calf over marbled boards, gilt title and fillets to spine. Some rubbing with wear to spine ends and corners, front joint cracked, early armorial bookplate (of R.H. Vyvyan) to front pastedown. Some toning to text, light foxing to plates and a few text leaves. Owner signature (of Alex Collins, dated 1829) to front free endpaper, head of title page and rear pastedown, interior otherwise clean. \$300.

* First edition. Led by Arthur Thistlewood [1770-1820], the Cato Street Conspiracy was an attempt to murder all of the ministers and prime minister of King George IV in 1820. Motivated in part by the economic depression of the period, the conspirators wished to avenge the Six Acts and Paterloo Massacre. Their goal was to overthrow the government and initiate a revolution similar to the French Revolution. The plot was foiled and most of the accused were hanged. The others were sent to the penal colony in Australia. Wilkinson's account was reissued again in 1820 with the designation "second edition." Both editions are otherwise identical. *Catalogue of the Library of the Harvard Law School* (1909) II:1206.

Remarks by the Only Successful Assassin of a British Prime Minister

45. Wilson, Daniel [1778-1859].

[Bellingham, John (c.1769-1812), Defendant].

The Substance of a Conversation with John Bellingham the Assassin of the Late Right Hon. Spencer Perceval, On Sunday, May 17, 1812, The Day Previous to His Execution: Together with Some General Remarks. London: Printed for John Hatchard, 1812. 60 pp. Frontispiece and folding plate lacking. Octavo (8-1/2" x 5").

Stab-stitched pamphlet in recent marbled wrappers, printed title label to front. Light soiling and early owner signature to title page, interior otherwise fresh. \$75.

* Second edition, issued the same year as the first, which does not have a frontispiece and plate. This murder was the only successful attempt on the life of a British Prime Minister. *Catalogue of the Library of the Harvard Law School* (1909) II:1016.

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