

RECENT ACQUISITIONS & SPECIAL OFFERS

December 23, 2014



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Recent Acquisitions and Special Offers

23 December 2014

First Boston Edition of Adams's *Defence of the Constitutions*

1. Adams, John [1735-1826].

A Defence of the Constitutions of Government of the United States of America. London, Printed; Boston: Re-Printed and Sold by Edmund Freeman, 1788. xxx, 317 pp. 12mo (6-1/2" x 4").

Recent period-style calf, raised bands and lettering piece to spine. Moderate toning to text, somewhat heavier in places, faint dampstaining and ink smudges to a few leaves, section of fore-edge of leaf T4 (pp. 193-194) lacking with loss to text, facsimile leaves laid-in. Early owner signature (David Shepherd/ Dedham) to front endleaf, interior otherwise clean. A handsome copy. \$3,500.

* First Boston edition. With six-page subscriber list that includes John Hancock, Levi Lincoln, Theophilus Parsons, Theodore Sedgwick and other distinguished New Englanders. Adams wrote this fundamental contribution to American political theory when he was the American ambassador at the Court of St. James. First published in London, the *Defence* was a profound influence on the delegates to the Constitutional Convention of 1787 and the framers of several post-Revolutionary state constitutions. It also did much to familiarize Europeans with the novel political events taking place in America. Adams intended the *Defence* to be a one-volume work. He added two more volumes in 1787 and 1788 to offer more examples and address issues raised by critics. The first volume, reprinted from the London edition, was reprinted in New York and Philadelphia in 1787 and Boston in 1788. A French translation, abridged from the three-volume London edition, was published in Paris in 1792. OCLC locates 4 copies of the 1788 Boston edition in North American law libraries (Harvard, Library of Congress, Social Law, University of Maine). Cohen, *Bibliography of Early American Law* 2734. Sabin, *A Dictionary of Books Relating to America* 233n.

Published Under Adams's Supervision

2. Adams, John.

A Defence of the Constitutions of Government of the United States of America, Against the Attack of M. Turgot in His Letter to Dr. Price, Dated the Twenty-Second Day of March, 1778. Philadelphia: Printed by Budd and Bartram, for William Corbett, 1797. Three volumes. 6, xxxiii, [2], 4-392; [iv], 451; [ii] 528, [36] pp. Volume I has copperplate portrait frontispiece and Six-page subscriber list. Octavo (8" x 5").

Recent period-style calf, blind fillets and gilt rules to boards, gilt-edged raised bands and lettering pieces to spines. Moderate toning to texts, occasional light foxing, Volume II has light to moderate dampstaining to the upper portion of the first half of the text block, mostly to margins, title page of Volume III browned and edgeworn, following few leaves have light edgewear. Early owner initials to top-edges of text blocks, later owner signature to head of Volume III title page, interior otherwise clean. \$1,650.

* Third and final edition. This edition is significant because it was the last one published under Adams's supervision. He wrote this fundamental contribution to American political theory when he was the American ambassador at the Court of St. James. The third edition, a corrected reprint of the second and final London edition, 1794, was the only complete three-volume text published in the United States. Not in Sabin. Howes, *USIANA* 60. Cohen, *Bibliography of Early American Law* 2736.

A Point-by-Point Rebuttal of the Declaration of Independence

3. [American Revolution].

The Plain Question Upon the Present Dispute with Our American Colonies. London: Printed for J. Wilkie, 1776. 24 pp. 12mo. (7" x 4").

Stab-stitched pamphlet in plain wrappers, untrimmed edges. Light soiling to exterior, moderate toning to text, light foxing to a few leaves. A well-preserved copy of a rare title. \$1,500.

* Second edition. An interesting pamphlet that disputes the reasons for revolution advanced by the Continental Congress. A fascinating document, it is practically a point-by-point rebuttal of the claims put forth in the Declaration of Independence. Designated the second edition, this is one of seven issues, all with identical content and printed in 1776. Four were published in London, one in Nottingham, one in Dublin and one of Scotland,

probably Edinburgh. All of these are rare, with few holdings in North America. OCLC locates 7 copies of all editions in North America, 2 of the second (at Columbia and the University of Michigan). The ESTC adds the Buffalo and Erie County Public Library and the Historical Society of Pennsylvania. Sabin, *A Dictionary of Books Relating to America* 63225. *English Short-Title Catalogue* T143235.

Discusses Matters Relating to American Legal Publishing

4. Appleton, John [1804-1891].

[*Autograph Letter, Signed, to Charles Sumner, Esq. Counsellor at Law, Boston*]. Bangor, ME, December 6, 1835. Single leaf folded to form 10" x 8" quarto bifolium. Written in ink, addressed, franked and postmarked on verso of fourth page. Fold lines, some toning along margins, a bit of glue residue along margin, otherwise fine. Letter accompanied by a 6-1/2" x 4-1/2" image of Appleton, clipped from a periodical and mounted to a sheet of paper. \$550.

* An interesting letter full of discussion, not of cases or points of law, but of various matters relating to American law publishing. Written to Charles Sumner, whose reputation as a statesman during the period of the Civil War and Reconstruction tends to obscure his early career as a distinguished lawyer, was a graduate of the Harvard Law School and a protegee of Joseph Story. John Appleton graduated Bowdoin College in 1822, moved to Bangor in 1832, and eventually rose to the top of his profession as a Maine jurist, becoming chief justice of the Supreme Judicial Court of that state in 1862. His two greatest achievements were the *Maine Law Reports*, "perhaps the most valuable single contribution to the legal literature of his state..." and his effort to abolish "the principle of common law that a party might not be a witness in his own behalf in either civil or criminal cases. In [this]...Appleton was a confirmed disciple of Bentham...In 1856 he had the satisfaction of seeing the Maine legislature enact a law that no person should be "excused or excluded as a witness in any civil suit or proceeding at law or in equity, by reason of his interest in the event'...Eight years later this principle was extended to criminal cases" (*DAB*). That topic is brought up presciently on the third page of this letter. "I think there will be a move in our legislature this winter to introduce parties as witnesses but with little success as yet. It is a long time before truth can be expected to prevail, but the beginning is so[on] & a change once made in one state will most assuredly make way for change in all."

The letter opens with reference to Sumner's *American Jurist and Law Magazine*. Appleton requests offprints of two articles he has contributed and mentions two more he is working on, "Husband and Wife" and "The Law of Attorney and Client in relation to their testifying." He urges Sumner to make a greater effort to obtain subscribers. Appleton has enlisted 20 in Maine. "It is taken much in the West & in Penn & N York. I should imagine some little personal exertion of some friends would place its prosperity on a solid basis. "He goes on to discuss reports to which he is subscribing, disappointed by the condensed Exchequer Reports by Troubat. "He is not enough of a condenser. There is so much of English practice, which is not of the slightest use to us here." He makes the same criticism of Sergeant's condensed reports. Hall's Reports of the Superior Court of New York City he likes "very much. The decisions of that court I should think [are] entitled to as much weight as those of the State court." He anticipates publication of Story's work on equity, "as I intend looking into equity more, as the increased powers of our court will create much of that business (as will) the host of land trades the past season..." He is about to revise his old articles on evidence for Mr. Purdon "with occasional notes and for that purpose I shall want one or two numbers of the *Jurist* to make out the whole set. I shall have them published as they were in the *Jurist*...intending, if ever I should publish the whole, to revise & rewrite, as may then seem meet." In fact his collected articles did appear in 1860 under the title *The Rules of Evidence*. He closes with a nod to Maine winters, "enough to frighten anyone but a native born down Easter. I have almost been tempted to leave the frigid regions of the North for the warm and sunny climes of the South." *Dictionary of American Biography* I:329.

An Interesting Aspect of the Scottish Law of Debtor and Creditor

5. Barclay, Hugh [1799-1884].

Notes on the Law and Practice, Relative to Applications Against Debtors as in Meditatio Fugae. Edinburgh: Thomas Clark, 1832. xii, 117 pp. 12mo. (7" x 4").

Recent period-style quarter calf over marbled boards, raised bands and lettering piece to spine, endpapers renewed. Toning to text, light wear to edges of a few leaves, internally clean. \$350.

* Only edition. "*Meditatio Fugae* is an old principle of Scots law that if a creditor could make an oath that his debtor was in *meditatio fugae* to avoid payment of his debt, he may apply to a magistrate who may grant warrant for apprehending the debtor for examination, and subsequently, grant warrant to imprison the debtor until he finds caution *judicio sicuti*" (Walker). OCLC locates no copies in North America. Copies located at the Library of Congress and Harvard Law School. Walker, *Oxford Companion to Law* 832. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 5:9.

Important Study of Early Commentaries on the U.S. Constitution

6. Bauer, Elizabeth Kelley.

Commentaries on the Constitution 1790-1860. New York: Columbia University Press, 1952. 400 pp. Octavo (6" x 9"). Original green cloth, gilt lettered spine. Inscribed by the author on front free endpaper, "To Dr. Benedict/ with sincere regards/ Elizabeth K. Bauer." A fine copy. \$50.

* First edition. Provides a thorough survey and examination of the "formal commentaries" on the Constitution that were written before the Civil War as summaries of official pronouncements by proponents of the two major schools of constitutional interpretation--the nationalist Northern school and the Southern states rights advocates. As this important study places the commentaries in a historical context by comparing their theories, examining their impact and their roots in the lives of the authors, it serves to illustrate "the early divergence between the North and South in theoretical discussions of the nature of the Union, and eventually lead to the constitutional justification of Southern secession" (Preface). Contains a useful bibliography of works cited.

Reflects the Aftermath of the New York Anti-Rent War

7. Bingham, Anson.

Colvin, Andrew J.

A Treatise on Rents, Real and Personal Covenants and Conditions. Albany: W.C. Little & Co., 1857. xxv, 293 pp. Octavo (9" x 6").

Contemporary sheep, blind fillets to boards, red and black lettering pieces to spine. Light rubbing to extremities, some scuffing to boards. Light dampspotting in a few places, interior otherwise fresh. \$125.

* Only edition. The authors wrote this treatise in response to the Anti-Rent War [1839-1846], a tenant uprising in New York State on lands owned by the Van Rensselaers and other landed families whose ancestors received patroonships from the Dutch East India Company. Armed resistance led eventually to political change and a series of reforms culminating in a provision in the 1846 state constitution that long-term leases on the feudal model. Cohen, *Bibliography of Early American Law* (2003 Supplement) 9552.50.

Exceptional First American Edition of Blackstone's *Commentaries* with the Fifth Appendix Volume

8. Blackstone, Sir William [1723-1780].

Commentaries on the Laws of England. In Four Books. Re-Printed From the British Copy, Page for Page with the Last Edition. America [Philadelphia]: Robert Bell, 1771-772. Four volumes. [viii], ii, [vi], 485; [viii], 520, xix; [viii], 455, [1], xxvii; [xxx], vii, 39 pp. Volume III leaf Iii2 (pp. 451-452) lacking, signature Mmm (pp. xvii- xxiv) lacking, replaced with signature Mmm from Volume I due to a binder error. 22-page subscriber list in Volume IV. Publisher advertisement in Volume I, two leaves before title page, and Volume III, p. 456. There are also tipped-in publisher advertisements to front endleaves of Volumes III and IV.

[And]

[Priestley, Joseph (1733-1804),

Sir William Blackstone, Philip Furneaux (1726-1783),

Sir Michael Foster (1689-1763) and William Murray, Earl of Mansfield (1705-1793)].

An Interesting Appendix to Sir William Blackstone's Commentaries on the Laws of England. Containing, I. Priestley's Remarks on Some Paragraphs in the Fourth Volume of Blackstone's Commentaries, Relating to the Dissenters. II. Blackstone's Reply to Priestley's Remarks. III. Priestley's Answer to Blackstone's Reply. IV. The Case of the Late Election of the County of Middlesex Considered on the Principles of the Constitution and the Authorities of Law. V. Furneaux's Letters to the Hon. Mr. Justice Blackstone Concerning His Exposition of the Act of Toleration, and Some Positions Relative to Religious Liberty, In His Celebrated Commentaries on the Laws of England. VI. Authentic Copies of the Argument of the Late Hon. Mr. Justice Foster in the Court of Judge Delegates, and of the Speech of the Right Hon. Lord Mansfield in the House of Lords, in the Cause Between the City of London and the Dissenters. Philadelphia: Printed for the Subscribers, by Robert Bell, 1773. [iv], iv, [5]-119, [1], xii, 155, [1] pp. Includes one-page publisher advertisement. Five volumes in all. Complete set.

Octavo (8-3/4" x 5-1/2"). Contemporary calf, gilt spines with raised bands and lettering pieces, gilt dentelles to edges of boards. Moderate rubbing to extremities, minor stains and abrasions and scuffs to boards, spines lightly abraded, corners bumped and lightly worn, some worming to rear joint of Volume I near head of spine, near-invisible Volume III at foot of spine, a few hinges cracked or starting, bookplate residue to front pastedown of each volume. Light toning to text, somewhat heavier in places, light foxing in places, offsetting to margins of endleaves, minor worming to a few preliminary leaves of Volume IV (before title page) internally clean. A superb copy in unusually handsome well-preserved period bindings. \$20,000.

* First American edition of the *Commentaries* with the second issue of the *Interesting Appendix*. Blackstone's *Commentaries*, a synoptic review of the English legal system, is the most influential publication in the history of modern Anglo-American law. It was especially popular in America, where it was the standard introductory legal textbook into the late nineteenth century and was the primary, or only, book studied by hundreds of self-taught lawyers, such as Abraham Lincoln. The first multi-volume book printed in America, Bell's edition, a reprint of the fourth London edition, 1770, is a landmark in the history of American publishing. Our set contains the two tipped-in advertisement leaves, for *An Interesting Appendix* (Volume III) and Ferguson's *Essay on the History of Civil Society* (Volume IV), that are often missing in copies of this set. Volume IV also includes a 22-page subscriber list that includes John Adams, John Jay, John Dickinson, several colonial governors and many leading merchants, judges and military officers of colonial America. An original work compiled by Bell, *An Interesting Appendix* is a group of essays on religious liberty inspired by a passage in the *Commentaries*, Book IV, Chapter 4, Section III, "Of Offences Against God and Religion." Intended to be the fifth volume of his Blackstone edition, it was first

published in 1772. The English-style binding of our set is uncommonly ornate and accomplished for an eighteenth-century American book. We have never seen a copy of this title with such a handsome contemporary binding. The spine of *An Interesting Appendix* differs slightly from the uniform spines of Volumes I-IV, but was clearly designed to match them as closely as possible. Eller, *The William Blackstone Collection in the Yale Law Library* 80, 255. Laeuchli, *A Bibliographical Catalogue of William Blackstone* 131, 616.

Attractive Copy of Blackstone's *Commentaries*, Eller 36/Laeuchli 43

9. Blackstone, Sir William.

Lee, Thomas, Editor (Volumes I and III).

Ryland, Archer, Editor (Volume IV).

Hovenden, John Eykyn, Editor (Volume II).

Commentaries on the Laws of England: In Four Books; With an Analysis of the Work. With the Last Corrections of the Author, And Copious Notes. London: S. Sweet, 1829. Four volumes. Table of consanguinity, folding table of descents. Octavo (8-1/2" x 5-1/2").

Contemporary three-quarter calf over patterned cloth, raised bands and lettering pieces to spines, marbled edges. Moderate rubbing to extremities and some soiling to boards, a few chips to edges of lettering pieces, minor bubbling to front board of Volume I, front hinge of Volume II cracked but secure, a few hinges starting, a leaf (pp. 238-39) in Volume I loose, light foxing in a few places. Later owner signatures to front pastedown of each volume, interiors otherwise clean. An attractive set. \$1,000.

* "Eighteenth" edition. "This is the fourth of the London editions which are called the 'eighteenth' on title pages.... The 'Life of the Author' in Vol. I is taken almost verbatim from Clitherow's preface to Blackstone's *Reports of Cases*, London, 1781. The 'Analysis' mentioned on title pages is an extract from Blackstone's *Analysis of the Laws of England*, divided into four books and printed in the corresponding volumes of the *Commentaries*." : Eller, *The William Blackstone Collection in the Yale Law Library* 36. Laeuchli, *A Bibliographical Catalog of William Blackstone* 43.

First Edition of the First Abridgement of the *Commentaries*

10. Blackstone, Sir William.

Trusler, John [1735-1810], Editor.

A Summary of the Constitutional Laws of England, Being an Abridgement of Blackstone's Commentaries. London: Printed for the Author, At the Literary-Press, 1783. [iv], 228, [8], 12 pp. Includes 12-page catalogue of books by Trusler. 12mo. (6-1/2" x 4").

Contemporary sheep over marbled boards, raised bands to spine. Light rubbing to boards, moderate rubbing to extremities, considerable wear to spine ends and corners, joints and hinges partially cracked, faint offsetting from leaf of another book and early owner stamp (J. Brewer) to front board, early owner bookplate (of John Brewer of Passamaquoddy) to front pastedown. Moderate toning to text, somewhat heavier in places, internally clean. \$1,850.

* First edition. According to Laeuchli, "this appears to be the earliest abridgment of Blackstone's *Commentaries*." It was the work of the Rev. John Trusler, an English divine, was a remarkably prolific author of popular books on a variety of subjects ranging from etiquette and gardening to finance and law. His most famous works are *The Way to be Rich and Respectable* (1780) and *Hogarth Moralized* (1768). His legal writings include *Useful and Legal Information to Purchasers & Possessors of Estates*, a treatise on real property, and the present work. According to the book's Advertisement, it offers "every thing in Blackstone necessary for the general reader [with] nothing omitted but what is peculiarly adapted to the profession of a Lawyer" (iii). The book went through two more editions in 1790 and 1796. All three editions are scarce. OCLC locates 5 copies of the first in North America, 3 in law libraries (Duke, Library of Congress and Yale). Not in Eller. Laeuchli, *A Bibliographical Catalog of William Blackstone* 122.

1766 Pamphlet Questioning the Extent of Parliamentary Supremacy

11. [Bollan, William (c.1710-1776)].

A Succinct View of the Origin of our Colonies, With Their Civil State, Founded by Queen Elizabeth, Corroborated by Succeeding Princes, And Confirmed by Acts of Parliament; Whereby the Nature of the Empire Established in America, And the Errors of Various Hypotheses Formed Thereupon, May be Clearly Understood. With Observations on the Commercial, Beneficial and Perpetual Union of the Colonies with This Kingdom. Being an Extract from an Essay Lately Published, Entitled The Freedom of Speech and Writing, &c. London: S.n., 1766. [ii], 46 pp. Octavo (7" x 4-1/2").

Stab-stitched pamphlet bound into recent stiff marbled wrappers, printed title panel to front cover. Moderate toning to text, light foxing to a few leaves, small chip to fore-edge of title page, internally clean. \$2,500.

* Only edition (in this form). Bollan was a lawyer and agent for Colony of Massachusetts. *A Succinct View* is an extract from Bollan's *The Freedom of Speech and Writing upon Public Affairs Considered*, a longer work first published in 1766, that discusses the role of parliamentary supremacy. It is a subtle and somewhat subversive work. Bollan begins by asserting "that the 'care of common rights' should be left to Parliament. In the midst of what was essentially an apologia for parliamentary supremacy, Bollan thus implied, first, that some non-common rights existed, and second, that protecting such rights might be within the purview of an authority other than Parliament" (LaCroix). OCLC locates several copies, but none in law libraries. LaCroix, *The Ideological Origins of American Federalism* 242 (n94). Sabin, *A Dictionary of Books Relating to America* 93387. *English Short-Title Catalogue* N24544.

A Rare Treatise Details French Criminal Law During the Reign of Louis XIII

12. Bouchel, Laurent [1559-1629].

La Justice Criminelle de la France: Signalee des Exemples les Plus Notables, Depuis l'Establissement de Ceste Monarchie, Jusques a Present. Paris: Chez Iean Petit-Pas, 1622. [xii], 785, [15] pp Quarto (8-1/4" x 6").

Contemporary mottled calf, rebound retaining gilt spine with raised bands and lettering piece, speckled edges, marbled endpapers, binding varnished. Moderate rubbing to extremities, minor wear to spine ends, corners bumped and lightly worn. Title page, with large woodcut printer device, printed in red and black, woodcut head-pieces and decorated initials. Moderate toning to text, occasional faint dampspotting, upper margin of text block trimmed touching head-lines in a few places with negligible loss, dampstaining in a few places, internally clean. Ex-library. Bookplate to front pastedown. A solid copy of a rare title. \$2,500.

* Second and final edition, a reissue of the first edition, 1621. This survey of French criminal law by Bouchel, an "avocat en la Cour de Parlement," is digested by topic. It is a fascinating survey of the criminal law of the France of Louis XIII. Especially interesting are the chapters on such topics as adultery, blasphemy, dueling, incest and "magicians and sorcerers." OCLC locates 17 copies of both editions worldwide, 6 in North America, 3 in law libraries (Harvard and Library of Congress, 1621 edition, UC-Berkeley, 1622 edition). Not in Camus or the *British Museum Catalogue*.

Uncommon Late-Victorian Treatise on Securities Law

13. Brodhurst, B.E. Spencer.

The Law and Practice of the Stock Exchange: With Appendices Containing the Rules and Regulations Annotated, And Forms of Instruments Accompanying a Mortgage of Securities. London: William Clowes and Sons, 1897. xxviii, 328 pp. Octavo (8-1/2" x 5-1/2").

Original cloth, blind frames to boards, gilt title to spine. Moderate shelfwear and soiling, light dampstaining, fading to spine and front board, chip to foot of front joint, corners bumped. Early owner bookplate (of Herbert Sansome Preston) to front pastedown, another owner signature (Shortt (?) Fenwick Es./ March 1898) to head of title page, interior otherwise fresh. \$150.

* Only edition. "At the present day, operations upon the Stock Exchange are conducted upon so vast and complex a scale, and so intimately affect the interests of the public, that a fresh attempt to explain the rules which regulate the conduct of business between member and member, and to elucidate the legal principles which govern the relations of members with the public, perhaps scarcely requires an apology" (Preface). OCLC locates 9 copies in North American law libraries. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:44.

Classic English Treatise on Divorce

14. Browne, George [1825-1880].

A Treatise on the Principles and Practice of the Court for Divorce and Matrimonial Causes: With the Statutes, Rules, Fees and Forms Relating Thereto. London: Henry Sweet, 1868. xxii, 551 pp. Forms. Octavo (8-1/2" x 5").

Original textured cloth, blind frames to boards, printed paper title label to spine. Light rubbing to boards, corners bumped and somewhat worn, joints starting, rear hinge cracked but secure. Light foxing to title page and a few other leaves, interior otherwise fresh. \$350.

* Second edition. A standard work for decades, this treatise went through eleven editions between 1864 and 1931. Holdsworth considers this a significant book, one that offers a complete survey of the subject. OCLC locates 9 copies of this edition, 1 in a North American law library (Social Law Library, Boston). Other copies located at Harvard Law School and the Library of Congress. Holdsworth, *A History of English Law* XV:323. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:46.

How to Rate Hereditaments

15. Browne, J.H. Balfour [1841-1921].

The Principles of the Law of Rating of Hereditaments in the Occupation of Companies. London: Stevens & Haynes, 1875. xiii, 658, 48 pp. Includes 48-page publisher catalogue. Octavo (8-1/2" x 5-3/4").

Contemporary pebbled cloth, blind frames to boards, gilt title to spine. Some rubbing to boards and extremities, hinges cracked but secure. Early owner signature to head of half-title, light foxing to a few leaves, interior otherwise fresh. \$150.

* First edition. An interesting work from the middle decades of Industrial Revolution. Browne considers railroads, canals, waterworks, gas companies, docks, harbors, mines, quarries, bridges, cemetery companies, ferries, wayleves and tramways. He also includes information for "parish authorities who may be called upon to rate the property of companies to the relief of the poor." A second edition was published in 1886. Both are scarce. OCLC locates 9 copies of the first edition in North American law libraries. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:47.

"Order Out of Chaos"

16. Browne, William Henry.

A Treatise on the Law of Trade Marks and Analogous Subjects (Firm Names, Business-Signs, Good Will, Labels, Etc.). Revised and Enlarged, With Supplement. Boston: Little, Brown, and Company, 1898. xxiv, 706, xviii, 222 pp. Octavo (9" x 6").

Recent period style quarter calf over cloth retaining original red and black lettering pieces, endpapers renewed. Offsetting and a few minor chips to margins of endleaves, toning to text, internally clean. \$450.

* Second edition, with supplement; the best edition of this work. "The first edition of this book sprang from the author's desire to bring order out of chaos. There was a need for a collation of authorities on the Law of Trade-Marks and kindred matters; and that need was felt, not only by owners of applied symbols of manufacture and commerce, but also by bench and bar alike. (...) It is probable that no other branch of legal science has had a more rapid growth during the twelve years since the first edition appeared. (...) The latest obtainable decisions of courts of various nations have been consulted and cited in the following pages" (v-vi).

English Securities Law in the 1880s

17. Cavanagh, Christopher.

The Law of Money Securities. In Four Books: I. Personal Securities. II. Securities on Property. III. Money Market and Stock Exchange Securities. IV. Miscellaneous. London: W. Clowes and Sons, 1885. lxxvii, 805, [1] pp. Octavo (8-1/2" x 5-1/2").

Original cloth, blind frames to boards, rebacked retaining original spine, hinges repaired. Light rubbing to boards, minor wear to corners. Dampspotting to endleaves, interior otherwise fresh. Ex-library. Bookplate to front pastedown, small stamp to verso of title page. \$250.

* Second and final edition. First published in 1879, Cavanagh's treatise is an excellent guide to securities law at a time when London was the world's financial capital and English securities law was responding to the significant challenges of late nineteenth-century capitalism. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:56.

Cooley Discusses the Interstate Commerce Act and Its Effect on Railroads

18. Cooley, Thomas M. [1824-1898].

The Interstate Commerce Act: Pooling and Combinations Which Affect Its Operation. Address at the Dinner of the Boston Merchants' Association, January 8th, 1889. [Boston?: S.n., 1889]. 17 pp. Folding table. Octavo (9" x 6").

Pamphlet in printed wrappers bound into later cardboard folder with cloth spine. Some shelfwear to folder and bottom edge of pamphlet, otherwise fine. A well-preserved copy of a scarce item. \$75.

* Only edition. One of the leading American jurists of the second half of the nineteenth century, Cooley was a Justice of the Supreme Court and professor at the University of Michigan whose writings were "long deemed authoritative" (Walker). He was also the dominant commissioner when he was with the Interstate Commerce Commission. This pamphlet discusses the effects of the Interstate Commerce Act on railroads. OCLC locates 16 copies, 3 in law libraries (Duke, Iowa and the Library of Congress). Not in the *Harvard Law Catalogue*.

"A Careful and Accurate Treatise Upon a Difficult Subject"

19. **Crawley, Charles [1847-1899].**

The Law of Husband and Wife. Part I. Status and Personal Rights. Part II. Rights in Relation to Property. Part III. Civil Obligations. Part IV. Dealings Inter Se. Part V. Procedure Civil and Criminal. Part VI. Effect of Matrimonial Decrees. Summary and Appendices. London: William Clowes and Sons, 1892. [2], lxiii, [1], 486, [2] pp. Octavo (8-1/2" x 5-1/2").

Original cloth, blind frames to boards, rebacked retaining original spine with gilt title, hinges mended. Some rubbing to extremities, residue from shelf labels to foot of spine and rear board, internally clean. Ex-library. Gilt insignia to front board and spine, small inkstamps to preliminaries. A nice copy. \$250.

* Only edition. "Mr. Crawley is to be congratulated upon having composed a careful and accurate treatise upon a difficult subject. (...) [The] most readable and interesting part of his book is the introductory chapter, which contains a historical sketch of the English law of marriage and its effects on persons and property, with a comparative view of the marriage laws of the other principal countries of Europe.": *Law Quarterly Review* 8 (1892) 171. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:84.

An Untrimmed Interleaved Copy of Dyer's Abridged Reports Annotated Throughout in Contemporary Hand

20. **Dyer, Sir James [1510-1582].**

Un Abridgement de Touts les Cases, Reportes per Mounseur Iasques Dyer. Ore Novelment Imprimee. London: Printed for the Companie of Stationers, 1609. 99, [1] ff., interleaves, 23 blank leaves at rear of text. Octavo (5-1/2" x 4").

Contemporary vellum with fold-over flap and later (?) cloth tie, old repair to head of spine. Light shelfwear and soiling, some edgewear to bottom edge of rear board, hinges cracked. Very light toning to text, annotations throughout text and interleaves in neat contemporary hand, owner signature, "Tho. Peachell/ 1685," to front pastedown, "George Curo, his book, Ended March 25th 1643/ Sit gloria Deo" to foot of fol. 99. An appealing copy with wide untrimmed margins. \$5,000.

* Second dated edition, preceded by the 1602 edition and two undated editions (London; c. 1590? and c. 1595?). Dyer's *Reports*, which contains cases heard in the Courts of Common Pleas, King's Bench, Exchequer and Chancery from 1513 to 1582, was originally issued in 1585. One of the first publications of its kind, it was also the first to be referred to regularly as "Reports." A work of great authority (second only to that of the Year Books), it went through several editions and abridgments in Law-French and English. Our copy is particularly interesting for its extensive notes by a contemporary owner (probably by Curo) who had the sheets bound with interleaves. These are filled with case and text citations, glosses and analytical comments. *English Short-Title Catalogue* S100016. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:300 (50).

French Judicial Administration Under Charles IX

21. **[France].**

Ordonnances Faites par le Roy a Moulins, Au Mois de Fevrier M.D.LXVI sur les Plainctes, & Remonstrances Faictes a sa Maieste en ces Voyages Derniers, Pour le Reglement de la Justice & Police de son Royaume. Publiees a Tholose le XXVIII. de Mars. Ensuivant; Avec l'Arrest de Ladite Cour sur la Publication & Modification d'Icelles; Avec un Indice Co[m]prenant les Matieres de Chacun Article. Lyons: Par Benoist Rigaud, Sur la Copie de Tholose, 1567. 87, [9] pp. Octavo (6-1/4" x 4").

Plain wrappers bound into recent cloth boards, gilt title to spine. Moderate toning, light foxing to a few leaves. Woodcut royal arms to title page, woodcut head-piece and decorated initials. Later notes in pencil to verso of wrapper, interior otherwise clean. Ex-library. Bookplate to front pastedown. An appealing copy of a rare title. \$950

* Only issue. With an index. Intended for lawyers, this is a handy digest of royal *ordonnances* concerning judicial administration. This is a rare title. OCLC locates 1 copy (at Bibliotheque Nationale de France). We located one copy in North America at George Washington University Law School (bound to another title). Not in Adams or the *British Museum Catalogue*. Baudrier, *Bibliographie Lyonnaise* III:250.

Popular Early Guide to the Daily Practice of English Law

22. **G.T., Of Staple Inne.**

The Practicke Part of the Law: Shewing the Office of an Attorney, And a Guide for Solicitors in All the Courts of Westminster, Viz. The Courts of Chancery, Kings-Bench, Common-Pleas and Exchequer, With the Manner of Their Proceedings in Any Action Real, Personal or Mixt, From the Original to the Execution. As Also the Practice of the Courts in the City of London, Courts of Admiralty, Ecclesiastical Courts, And Other Inferiour Courts in the Country. To Which is Added the Exact Table of Fees of All the Said Courts at Westminster as They Were Delivered Into the House of Commons, With the Abstract of the Parchment and Paper Act by Order of the Queen and Council. Carefully Corrected and Enlarged by Several Practisers of the Several Courts.

London: Printed for the Assigns of Richard and Edward Atkins, 1695. [viii], 576, [14], [2 (publisher list)]; [viii], 116, [4 (publisher list)], 24; 16 pp. First page of first and second parts blank. Three parts, each with title page and individual pagination, second and third parts dated 1694. Third part bears imprint "Printed for Charles Bill, And the Executrix of Tho. Newcomb, Deceased." Octavo (6-3/4" x 4").

Contemporary calf, blind fillets along joints, rebaked in period style, raised bands and lettering piece to spine, early hand-lettered title to fore-edge of text block, front hinge mended, endpapers renewed. Light rubbing and a few minor scuffs, corners bumped and lightly worn. Moderate toning, browning to third part, faint dampspotting in places. Early struck-through signature to head of first title page, brief early annotations to some sections of text. A handsome copy. \$750.

* Later edition of a work first published in 1652, one of two issues from 1695. This early guide outlines the daily practice of the law in England. A useful and popular work, it went through several editions, the final appearing in 1724. Our imprint is preferable to the other from 1695 because it has the two parts mentioned in its title page: *A Exact Table of Fees* and *An Abstract of the Act...For Granting to Their Majesties Several Duties upon Vellum, Parchment, And Paper*. OCLC locates 6 copies of this edition in North American law libraries (Harvard, Southern Methodist University, US Supreme Court, University of Minnesota, University of Pennsylvania, Yale). *English Short-Title Catalogue* R31131.

First Edition of Hobart's Reports

23. Hobart, Sir Henry [d. 1625], Reporter.

The Reports of that Learned Sir Henry Hobart Knight: Late Lord Chiefe Justice of His Maiesties Court of Common Pleas at Westminster. Resolved and Adjudged by Himselfe and Others the Judges and Sages of the Law Renowned for that Profession in His Time. London: Printed by the Assignnes of Iohn More Esquire, 1641. [viii], 136, 139-170, 271-274, 185-300, 305-489, [i] pp. Text continuous despite pagination. Table misbound after title page. Quarto (8-3/4" x 6-1/2").

Contemporary calf, rebaked, blind rules to boards, raised bands and lettering piece to spine, endpapers renewed with marbled paper. Rubbing to extremities, chipping to spine ends, corners bumped and worn, scuffing to boards, front joints starting at ends, a few cracks to text block, gathering containing Table detached, a few leaves loose. Moderate toning, some edgewear to preliminaries and final few leaves, small hole near center of title page. Early annotations to endleaves, two early signatures to title page. A solid copy. \$250.

* First edition. Hobart was Coke's successor as chief justice of the Court of Common Pleas. These reports (in English), which have long been accepted as the standard source for the period, cover cases in King's Bench, Common Pleas, and the Star Chamber from 1603 to 1625, with some cases from the reign of Queen Elizabeth. It went through seven editions in all, the last in 1829. Wallace, *The Reporters* 220-229. *English Short-Title Catalogue* R26060.

A Rare Treatise on Procedure by Hotman

24. Hotman, Francois [1524-1590].

In Tractatum de Actionibus ex Libro Institutionum Iuris Quarto. Lyons: Apud Seb. Gryphium, 1548. [ii], [3]-283, [17] pp. Octavo (6-1/2" x 4-1/4").

Contemporary limp vellum, early hand-lettered title to spine, ties lacking, edges colored blue, endpapers renewed. Light soiling and spotting, some wear to spine ends and corners, rear pastedown partially detached. Large woodcut printer devices to title page and verso of final leaf, woodcut decorated initials. Moderate toning and faint dampspotting to text, faint dampstaining to margins of a few leaves, internally clean. Ex-library. Bookplate to front pastedown. An appealing copy of a rare title. \$1,950.

* Only edition. Hotman, or Hotoman, was an important French Protestant jurist, legal scholar and associate of Jean Calvin. A controversial figure, he advocated representative government and an elective monarchy. His scholarship on Roman, Feudal and French public law is distinguished by its grounding in philosophy and archaeology. These qualities are evident in his *Tractatus de Actionibus*, a careful analysis of the section of Justinian's *Institutes* dealing with civil procedure, actions and defenses. OCLC locates 10 copies worldwide, 4 in North America, 1 in a law library (UC-Berkeley). Not in Adams. Baudrier, *Bibliographie Lyonnaise* VIII:222.

Interleaved and Heavily Annotated 1583 Edition of Littleton

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

West, William [fl. 1568-1594], Editor.

Les Tenures du Monsieur Littleton, Ouesque Certain Cases Addes per Auters de Puisne Temps, Queux Cases vous Troveres Signes Ouesque Cest Sign[e] [fleuron] al Co[m]mencement [e]t Al Fine de Chescun Deux, Au Fine que ne Poies eux Misprendre par les Cases de Monsieur Littleton: pur quel Inconvenience, ils Fneront Dernierment Tolles de cest Liver. Et cy un Foits Pluis Admotes al Request des Gentill Homes Students en le ley Dengleterre. Cum Privilegio. 1583. [London: In Fleestrete Within Temple Barre, At the Signe of the Hand and Starre, By Rychard Tottill, 1583]. [ii], 103, 105-171, [24] ff. Title page of index, compiled by West, misbound after main title page. Interleaved. Octavo (5-3/4" x 3-3/4").

Contemporary limp vellum with lapped edges, thong ties. Light soiling and edgewear, a few minor stains, a few cracks to text block. Light toning to text, wide margins, extensive underlining and annotations to text and interleaves and endleaves in contemporary hand. An appealing copy. \$8,000.

* 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 annotations in this copy are mostly interpretive; some are glosses, cross-references and case references. Holdsworth, *A History of English Law* II:573. *English Short-Title Catalogue* S108638. Beale, *A Bibliography of Early English Law Books* T31.

Heavily Annotated 1594 Edition of Littleton

26. Littleton, Sir Thomas.

West, William, Editor.

Les Tenures de Monsieur Littleton, Ouesque Certaine Cases Addees per Auters de Puisne Temps: Queux Cases vous Troveres Signes Ouesque cest Signe [flower] al Commencement & Fine de Chescun de Eux. Au Fine que ne Poies eux Misprennder pur les Cases de Mounseigneur Littleton, Pur Quel Inconvenience, Ils Fueront Dernierment Tolles de Cest Lievr; Et cy un Soites plus Admotes al Request des Gentlehomes Students en le Ley Dengleterre. Reviu & Change en Lordre des Sections, Que un Novel Index ou Table Pursuant Lordre des Dits Sections. London: In Aedibus Caroli Yetswertii Armigeri, 1594. [i], 170, [27] ff. 12mo. (5-1/4" x 3").

Contemporary calf, blind rules and large central arabesques flanked by initials to center of boards, rebacked retaining spine with raised bands, clasps lacking, endpapers renewed. Some scratches and nicks, edges of boards mended, hinges cracked. Some toning to text, light browning to outer margins, edgewear to preliminaries and final few leaves. Wide margins, annotations to most leaves, early owner signature (Henry Bradsharve) to center of title page. \$4,000.

* The annotations in this copy are mostly case references, but many are interpretive. Holdsworth, *A History of English Law* II:573. *English Short-Title Catalogue* S108064. Beale, *Bibliography of Early English Law Books* T36.

Rallying Support to Suppress the American Revolution

27. [Mauduit, Israel (1708-1787), Attributed].

Considerations on the American War. Addressed to the People of England. London: Printed for T. Becket, 1776. [iv], 60 pp. Lacking half-title. Octavo (7" x 4-1/2").

Stab-stitched pamphlet bound into recent stiff marbled wrappers, printed title panel to front cover. Moderate browning to text, light foxing to a few leaves, some loss of text to three leaves due to printer error, internally clean. \$950.

* Only edition. Mauduit, or Maudit, was a British merchant, writer and colonial agent for Massachusetts. *Considerations* urges the British public to support measures to suppress the American Revolution. He dismisses concerns about the economic consequences of military force and trade disruption, describes the value of retaining the colonies and stresses how the English constitution would be undermined if the colonists were granted independence. Since most colonists are loyal subjects held captive by a band of "tyrants," the Continental Congress, he observes, the Crown is obligated to defend their freedom. Maudit changed his mind after three years of warfare. In 1779 he became an advocate for American independence. OCLC locates 12 copies in North America, none in law libraries. Sabin, *A Dictionary of Books Relating to America* 15198. *English Short-Title Catalogue* T1114.

Justinian's Code and French Law

28. [Picard, Nicolas].

Legum Codicis cum Edictis Regiis, Et Celebrrioribus Galliae Consuetudinibus, & Senatusconsultis, Concinnitudo & Collatio. Paris: Apud Ioannem Richerium, 1588. [iv], 158, [6] ff. Octavo (7" x 4-1/2").

Contemporary limp vellum with lapped edges, early hand-lettered title to spine, ties lacking. Light rubbing to extremities, spine darkened, corners bumped and lightly worn, front pastedown loose, front hinge cracked. Woodcut title-page device, head-pieces, tail-pieces and decorated initials. Moderate toning to text, somewhat darker in places, occasional light foxing. Early owner signature to title page in tiny hand, brief annotations to endleaves. Ex-library. Bookplate to inside of front cover. A handsome copy of a rare title. \$1,500.

* Only edition. Little is known about this book or its author. It is an interesting comparative title-by-title study of Justinian's *Code* and French law (including customary law). OCLC locates 4 copies, none in North America. Not located at George Washington Law School, Harvard Law School, the Library of Congress, or UC-Berkeley law School. Not in Adams or Camus.

The Taft Court in 1926

29. [Supreme Court, United States].

[10" x 4" *Black-and White Composite Photograph of the Taft Court*]. [New York: International Newsreel Photo, April 21, 1926].

Some rubbing to edges, a few minor creases, upper right-hand corner clipped just touching edge of image, tiny chip to lower left-hand corner, lower margin trimmed below image, stamps and tipped-in caption to verso. \$100.

* A group of nine images against a blank background. The caption reads: "Exclusive Picture of U.S. Supreme Court Justices En Route to Sessions. Wash. D.C.--L.-R. Justices Louis D. Brandeis, Edward T. Sanford, James C. McReynolds, Harlan F. Stone, Chief Justice Taft, Oliver W. Holmes, Pierce Butler, Willis Van Devanter and George Sutherland."

The Court-Martial of Lord Sackville

30. [Trial].

Sackville, George Germain, Viscount [1716-1785], Defendant.

The Trial of the Right Honourable Lord George Sackville, At a Court-Martial Held at the Horse-Guards, February 29, 1760, For an Enquiry into His Conduct, Being Charged with Disobedience of Orders, While he Commanded the British Horse in Germany. Together with his Lordship's Defence. London: printed for W. Owen, [1760]. viii, 342 pp. Plate and map lacking. Octavo (8" x 5").

Later three-quarter calf over marbled boards, raised bands and lettering piece to spine, marbled endpapers, two-page clipping from related contemporary publication pasted to facing rear endleaves. Rubbing to extremities with some wear to spine ends and corners, joints starting at head, front hinge cracked. Some toning to text, somewhat darker in places, occasional worming to margins, some leaves have faint dampstaining or dampspotting, internally clean. \$150.

* Only edition. Lord Sackville was dismissed from the British army for insubordination at the Battle of Minden (1759) during the Seven Years' War. Secretary for the colonies from 1775 to 1782, he received much of the blame for Great Britain's defeat in the American Revolution. *English Short-Title Catalogue* T51703.



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