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# ROMAN LAW

30 ITEMS

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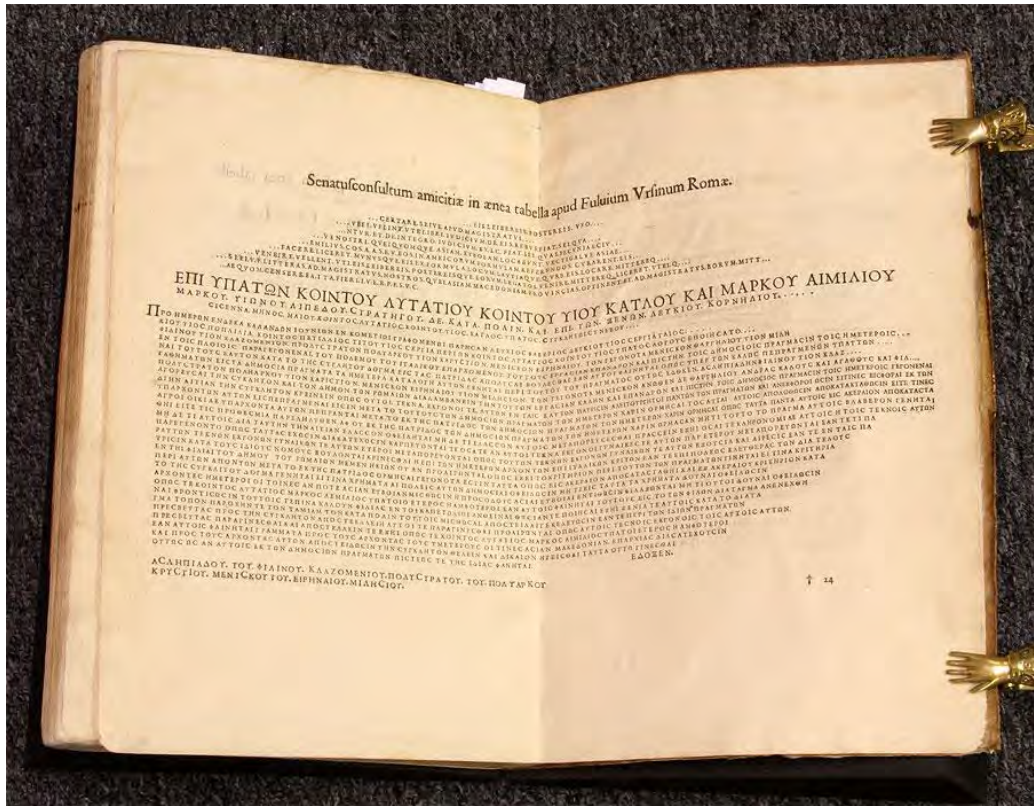
*April 7, 2020*

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## Dictionary of Roman Law and Legislation with 24 Plates

1. Agustin, Antonio [1517-1586].

Orsino, Fulvio [1529-1600], Editor.

Lipsius, Justus [1547-1606].

*De Legibus et Senatusconsultis Liber: Adiunctis Legum Antiquarum & Senatusconsultorum Fragmentis, Cum Notis Fulvii Ursini, Multo Quam Antea Emendatius, Additis Etiam Locorum Quorundam Notis: Cum Duobus Indicibus Locupletissimis: Adiectus est Iusti Lipsii Libellus de Legibus Regiis & X. Viralibus.* Paris: Apud Ioannem Richerium, via Diui Ioannis Lateranensis, sub signo Arboris Virescentis, 1584. [xvi], 221, [1], 46 pp., [24] leaves of tipped-in bifolium plates (numbered [cross]1-[cross]35). Folio (14" x 9").

Contemporary limp vellum (colored green) with yapp edges, later gilt ornaments to spine, ties lacking. Rubbing to boards and extremities, some wrinkling to corners, minor worming to front board, small chip to front joint, spine ends bumped, corners worn, hinges cracked, front pastedown renewed, other endleaves lacking. Large woodcut printer device to title page, woodcut decorated initials, head-pieces and tail-pieces. Moderate toning to text, a bit heavier in places, occasional faint dampstaining, early annotations to a few leaves. An appealing copy. \$1,950.

\* Second edition. Agustin, a Spanish cleric and jurist, was Archbishop of Tarragona. He was a leading member of the group of antiquarians in mid-sixteenth century Rome who were involved in the study of ancient Roman institutions. First published in 1583, *De Legibus* is a dictionary of Roman law with an emphasis on legislation. The final section, a set of plates preceded by a half-title reading *Leges et Senatusconsulta Quae in Veteribus cum ex Lapide tum ex Aere Monumentis Reperiuntur*, is a collection of transcribed documents. *De Legibus* went through four editions, the last in 1694. All editions are scarce. OCLC locates 4 copies of the second edition in North America (Emory Theological Seminary, Library of Congress, St. Louis University, University of King's College, Nova Scotia). Adams, *A Catalogue of Books Printed on the Continent of Europe* A2231.

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Notable Sixteenth-Century Treatises on  
Presumption, Legal Writing and the *Corpus Juris Civilis*

## 2. Alciati, Andrea[s] [1492-1550].

Nicolas, Jean [16th C.], Editor.

*Tractatus de Praesumptionibus, Cum Annotationibus, & Argumentis Ioan. Nicolai Arelatani I.V.D. Index Praeterea Copiosissimus in Fine Operis Adiectus.* Lyon: Apud Haeredes Iacobi Iuntae, 1551. 415, [57] pp.

[Bound with]

Raymundus, Jean (Joannes).

*Epistolarum Legalium, In Quibus Varii Iuris Articuli Continentur, Libri Tres. Scholijs, In Gratiam Iuuenum Singulas Epistolas Illustrantibus, Adiectis.* Lyon: Apud Gulielmum Rouillium, 1549. 174, [2] pp.

[And]

Oldendorp, Johann [1488-1567].

*Titulorum Iuris Civilis Index, Pristinae Respondens Gravitati. Imperatorum, Ac Jurisconsultorum Catalogus. Item, Regulae Iuris, Ad Locos Communes Redactae.* Lyon: Apud Seb. Gryphium, 1551. 142 pp.

Octavo (6-1/2" x 4-1/4"). Contemporary limp vellum derived from a manuscript leaf. Moderate soiling and staining, wear to spine ends, chip near center of spine, lower corner of front cover mostly perished, fore-edge of rear cover worn, fore-edges of nine preceding leaves with diminishing degrees of wear and no loss to text, front hinge partially cracked. Moderate toning to text, somewhat heavier in places, early owner signature to title page of *Tractatus*, brief early annotations in a few other places. \$1,850.

\* *Tractatus*: later edition; *Epistolarum*, only edition; *Titulorum*: second edition. An important Italian humanist and professor of law at Avignon, Bologna, Milan, Padua, Ferrara and Bourges, Alciati was one of the most renowned jurists of his day. His work was deeply influential for generations. His commentaries and notes are based on lectures delivered during the years when he was a law professor in Avignon (1518-1522). They were edited by his students and colleagues, such as Nicolas. First published in 1542, his *Tractatus de Praesumptionibus* discusses the Roman law of presumption, that is, situations in which a particular fact can be made without proof. Raymundus's *Epistolarum Legalium* is an essay on legal writing and the proper forms of legal instruments. Little is known about its author. The final book in this volume is Oldendorp's *Titulorum Iuris Civilis*, a popular digest of the *Corpus Juris Civilis* in the form of an index. Best known for his *Lexicon Iuris*, Oldendorp, a state official and law professor, was a notable Protestant jurist. His Protestant viewpoint enhanced the value of his work in areas of Europe that rejected Catholicism. *Tractatus*, *Titulorum*: Baudrier, *Bibliographie Lyonnaise* VI:272, VIII:256; *Epistolarum*: Adams, *Catalogue of Books Printed on the Continent of Europe* R-220.

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### Funeral Rites and Burials

#### 3. Asinio, Giovanni Baptista [fl. 1562].

*Commentarii in Titulum Digestorum De Religiosis & Sumptibus Funerum*. Florence: Apud Laurentium Torrentinum, 1562. [viii], 338, [52] pp. Folio (12-3/4" x 8-1/4").

Contemporary calf with later varnishing, blind rules and small central arabesques to boards, raised bands and later lettering piece to spine, spine ends and corners mended. Some scuffing to boards, corners bumped, front joint partially cracked, front hinge just starting, rear hinge mended, later armorial bookplate to front pastedown. Light toning to text, a bit of soiling to title page. Early owner annotations to front pastedown, signatures and stamps to title page, interior otherwise clean. Ex-library. Bookplate to front pastedown. A nice copy of a rare title. \$1,250.

\* Only edition. Asinio was a notable Florentine jurist who was patronized by Cosimo I de Medici. He is best-known for his treatises on practice and procedure in Roman and Florentine law. *De Executionibus* is a comprehensive treatise on the section of the *Digest*, Book XI, Title 7, which addresses funeral rites and burial. It is a scarce title. OCLC locates 5 copies, 3 in North America (at the Library of Congress, Newberry Library and University of Chicago). *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE3262. [Order This Item](#)



### Murder and Theft in Roman Law

#### 4. Bianchi, Marco Antonio (Marcantonio) [1498-1548].

*Tractatus de Indiciis Homicidii Ex Proposito Commissi & de Alijs Indiciis Homicidii & Furti: Ad Legem Finale[m] ff. De Quaestionibus.* Venice: Apud Ioannem Andream Vauassorem Dictum Guadagninum, 1546. 112, [16] ff. Octavo (6" x 4").

Contemporary limp vellum, ties lacking. Moderate soiling, spine darkened, moderate rubbing to extremities, spine ends bumped, small chip to fore-edge of front cover, hinges partially cracked. Moderate toning to text, somewhat heavier in places, faint dampspotting in places, minor worming to gutter in a few places, some edgewear to front and rear endleaves, brief early owner inscriptions to front free endpaper and foot of title page. \$500.

\* Second edition, one of three issues from 1546, none with priority. First published in 1545, this is a treatise on homicide and theft in Roman law. It treats the investigation of those crimes and their degrees and penalties. This book includes sections on premeditation and the use of torture. It went through several later editions and was included in the great multi-volume anthology *Tractatus Universi Iuris* (1584-1586). Bianchi was a professor of law at the University of Padua and a fairly prolific and well-regarded legal writer. All editions of this title are scarce. OCLC locates 3 copies of 1546 issues in North America (GWU Law School, Harvard Law School, UCLA), no copies of our Vauassorem imprint. *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE 5729. [Order This Item](#)





#### A Scarce Treatise on Theft

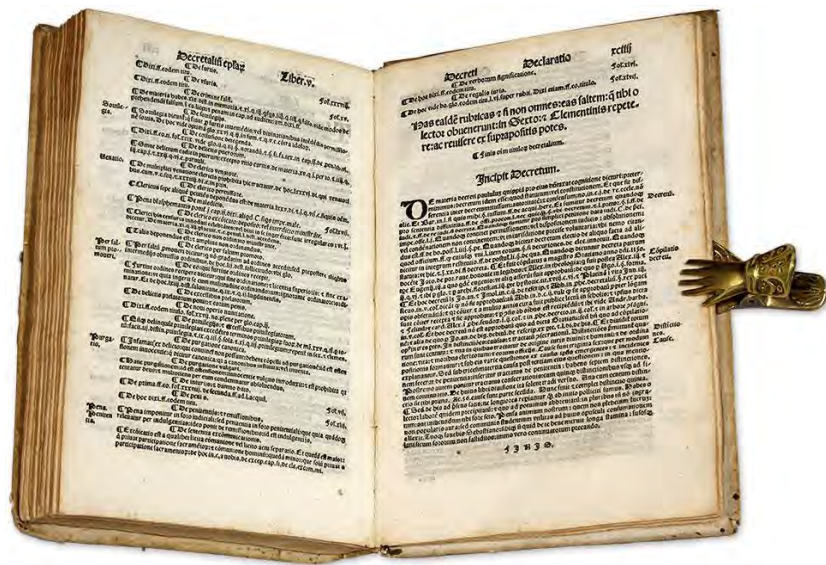
##### 5. Bonifacio, Giovanni [1547-1635].

*Tractatus de Furtis, In Quo Contrectationum Alienarumque Rerum Occupationum Materia Universa Examinatur, Complures Leges Venetae Commemorantur Quidque in Praxi Observandum Sit Demonstratur; Indicibus, Advocatis, Atque Adeo Omnibus Legum Studiosis Utilissimus & Incundissimus, Quorum Usui Textum ab Allegationibus, Characterum Diversitate Distinximus. Cum Summariis ac Indice Rerum Verborumque Copiosissimo.* Frankfurt: Typis Iohannis Friderici Weissii Apud Petrum Hauboldum, 1646. [viii], 550. [48] pp. Octavo (6" x 4").

Later speckled vellum, raised bands and lettering piece to spine. Light rubbing to extremities, corner slightly bumped, owner bookplate to front pastedown. Woodcut title-page device, head-piece and tail-piece. Moderate toning to text, somewhat heavier in places, some leaves have dampstaining and light foxing, owner signature dated 1718 in tiny hand to foot of title page. A nice copy of a scarce title. \$1,250.

\* Third and final edition. This treatise on theft in Roman and civil law, a topic that includes rape, adultery, fraud and piracy, was first published in 1599. The author was a Venetian, but his text was aimed at a pan-European audience. All editions of this work are scarce. OCLC locates 1 copy of this title in North America at the Library of Congress, which has a copy of the third edition. *Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 3:621453H.

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1511 Edition of a Classic Fifteenth-Century Textbook

6. Brant, Sebastian [1458-1521].

Caccialupi, Giovanni Battista [c. 1420-1496].

[Panaetius, Lucas, Editor].

*Expositiones Sive Declarationes O[mn]i[u]m Titulo[r]um tam Iuris Civilis Q[uam] Canonici: P[er] D. Sebastianu[m] Brant I[n]geniose Collecte. Una cu[m] Excellentissimi Doctoris Joa[n]nis Baptiste de Cazzalupis de Sancto Severini Insigni Tractatu de Modo Studendi in Utroq[ue] Iure... Novissime Post O[mn]es Impressiones Ubique Loco[r]um Excussas, Collatis Multis Exemplaribus, Assatim Recognite, Cunctisq[ue] Me[n]dis Expurgate, Addito Alphabeti Corepatorio Noviter Elucubrato, [et] Alia Multa ad Decore[m] Totius Voluminis Facie[n]tia, [Quae] in Aliis Hactenus I[m]pressis No[n] Reperies.* [Venice: Per Alexandrum ac Fratres de Bindonis Summa diligentia Impressus: Sumptibus Vero ac Impensis Ioannis Baptiste de Pederçanis Brixiensis, 11 January 1522]. [x], CII ff.

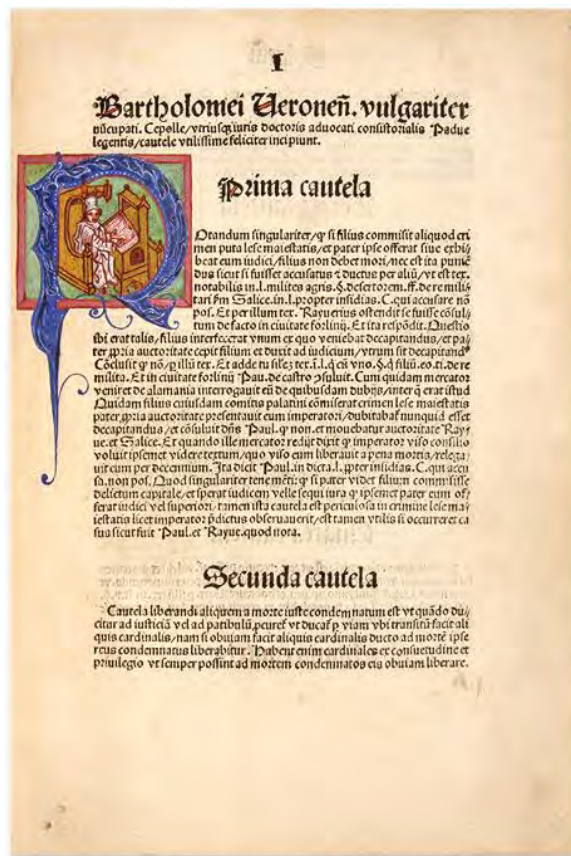
[Bound after]

*De Origine Iuris Civilis ex Iurisconsultis. Studiosis....* [N.p.: S.n., 16th. c.]. 8 ff.

Quarto (8-1/4" x 5-3/4"). Contemporary vellum, early calligraphic title and raised bands to spine, ties lacking. Inkspatters and a few stains to boards, which are slightly bowed, considerable chipping and loss to backstrip, rear pastedown and first gathering loose, a few cracks to text block. Title page of *Expositiones*, with large woodcut printer device, printed in red and black. Light toning to text, light foxing and early annotations and underlining in a few places, early owner signatures to front free endpaper, one with burn-through, minor worming to a few leaves with no loss to text. \$3,500.

\* Remembered today as the author of the moral and satirical *Narrenschiff* (*The Ship of Fools*), Brant was also a noted legal scholar and humanist. After serving on Basel's law faculty he moved to Strasbourg, his birthplace, where he became a prominent city official. He was later appointed imperial counselor by the Holy Roman Emperor Maximilian I, who elevated him to the nobility. *Expositio Titulorum* is a renowned textbook devoted to complex passages in Roman and canon law. First published in 1490, it summarizes his thoughts concerning Roman and Canon law. Our edition also includes Caccialupi's *Tractatus de Modo Studendi in Utroque Iure*, an introductory textbook for law students. Bound into our copy is an unidentified printing of Title 2 from Book I of the *Digest* of Justinian, "The Origin of the Law and of All the Magistracies and the Succession of Jurists." Our copy is from the library of the eminent historian Brian Tierney [1922-2019], an expert on the relationship between church and state in medieval Europe. *Expositio*: OCLC locates 4 copies 3 in North America (Benedictine Collage, Kansas, Folger Shakespeare Library, Yale). *EDIT16* locates 10 copies, all in Italy. *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* (*EDIT16*) CNCE7447. [Order This Item](#)





### The Last Incunable Imprint of Cipolla's "Legal Cautions" Concerning Servitudes and Real Property

#### 7. Cipolla, Bartolomeo [1420-1475].

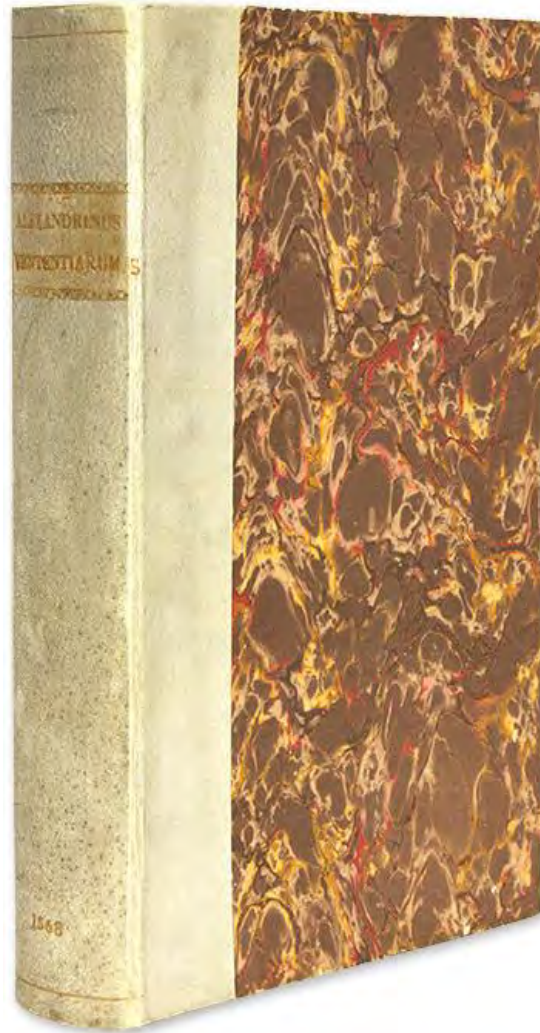
*Cautelae Iuris*. [Strasbourg: Johann Prüss, 25 February 1490]. [i], 85 ff. Collation: [a8, b-c6,d8], e-f6, g8, h-m6, n8. Complete. Quarto 9-1/4" x 6-1/2" (23 x 16.5 cm).

Contemporary quarter pigskin with elaborate blind tooling over oak wood boards, clasp (at center of boards) lacking, buckle present, early hand-lettered author name and "X" to spine. Binding slightly cocked, soiling to spine, some wear to corners, second work removed from rear of text block, early owner signature of Philipp von Flersheim to front pastedown, later library stamp of Heidelberg Capuchin Library to front free endpaper, early manuscript index and a few other annotations to rear pastedown. 44-line text in single column, comprising 325 numbered sections, text begins with 12-line multi-color illuminated initial depicting a scribe. Moderate toning, slightly heavier in places, brief early annotations in a few places, faint dampstaining to margins of a few leaves, light soiling to title page. \$12,000.

\* Third edition, and the last incunable edition. Cipolla was a professor of law at the University of Padua, Venetian diplomat and one of the greatest Italian jurists of the fifteenth century. His works are notable for their humanistic scholarship and coordination of theoretical and practical concerns. *Cautelae Iuris* is a set of 325 knotty legal points, i.e. "legal cautions," concerning servitudes and real property under Roman and canon law. It was first printed in Perugia by Petrus Petri de Colonia and Johannes Nicolai de Bamberg around 1474 and reached its tenth edition in 1577. Philipp von Flersheim [1481-1522] was the bishop of Speyer. OCLC locates 5 copies of this imprint in North America, 1 in a law library (Library of Congress). Goff, *Incunabula in American Libraries* V381. *Gesamtkatalog der Wiegendrucke* M6484.

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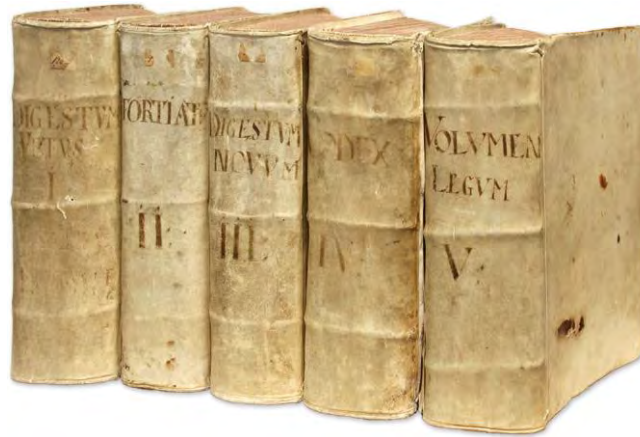
**Claro on Roman Criminal Law and Procedure**

**8. Claro, Giulio [1525-1575].**

*Sententiarum Receptar[um] Liber Quintus; In Quo Diversorum Criminum Materia XX. §§ Diligenter Explicatur. Item Practica Criminalis, Totius Criminalis Iudicii Ordinem & Delictorum Poenas Complectens, Ab Eodem Autore Prostremo Supradicti Libri § Addita. Unà cum Singularum Quaestionum Summariis, & Indice Rerum Memorabilium Locupletissimo.* Venice: Apud Ionnem Gryphium, 1568. [320] ff. Folio (11-1/4" x 7-1/4").

Recent quarter vellum over marbled boards, gilt title to spine, endleaves added. Light rubbing to extremities, light soiling and faint spotting to spine. Moderate toning and faint dampstaining to text, brief early annotations to a few leaves. \$1,500.

\* First edition. With indexes. Claro was a Milanese jurist. This (bibliographically distinct) study of Roman criminal law and procedure, and the criminal law of Milan, was Book Five of an unfinished multi-volume work titled *Sententiae Receptae*. Six other editions were published in the sixteenth century and it was included in several collected-works editions, which began to appear during the seventeenth century. All editions of this work are scarce. OCLC locates 3 copies of the first edition in North America (Harvard Law School, UC-Berkeley Law School, University of Pennsylvania). *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE 12643. [Order This Item](#)



Impressive 1598 Edition of the *Corpus Juris Civilis*

9. [Corpus Juris Civilis]

Justinian I [485-565CE], Emperor of the East

Accursius [c.1182-c.1260], Glossator.

Leconte, Antoine [1517-1586], Commentary.

Cujas, Jacques [1522-1590], Commentary.

Douaren, François [1509-1559], Commentary.

De Bottis, Jacopo Anello [1524-1581], Commentary.

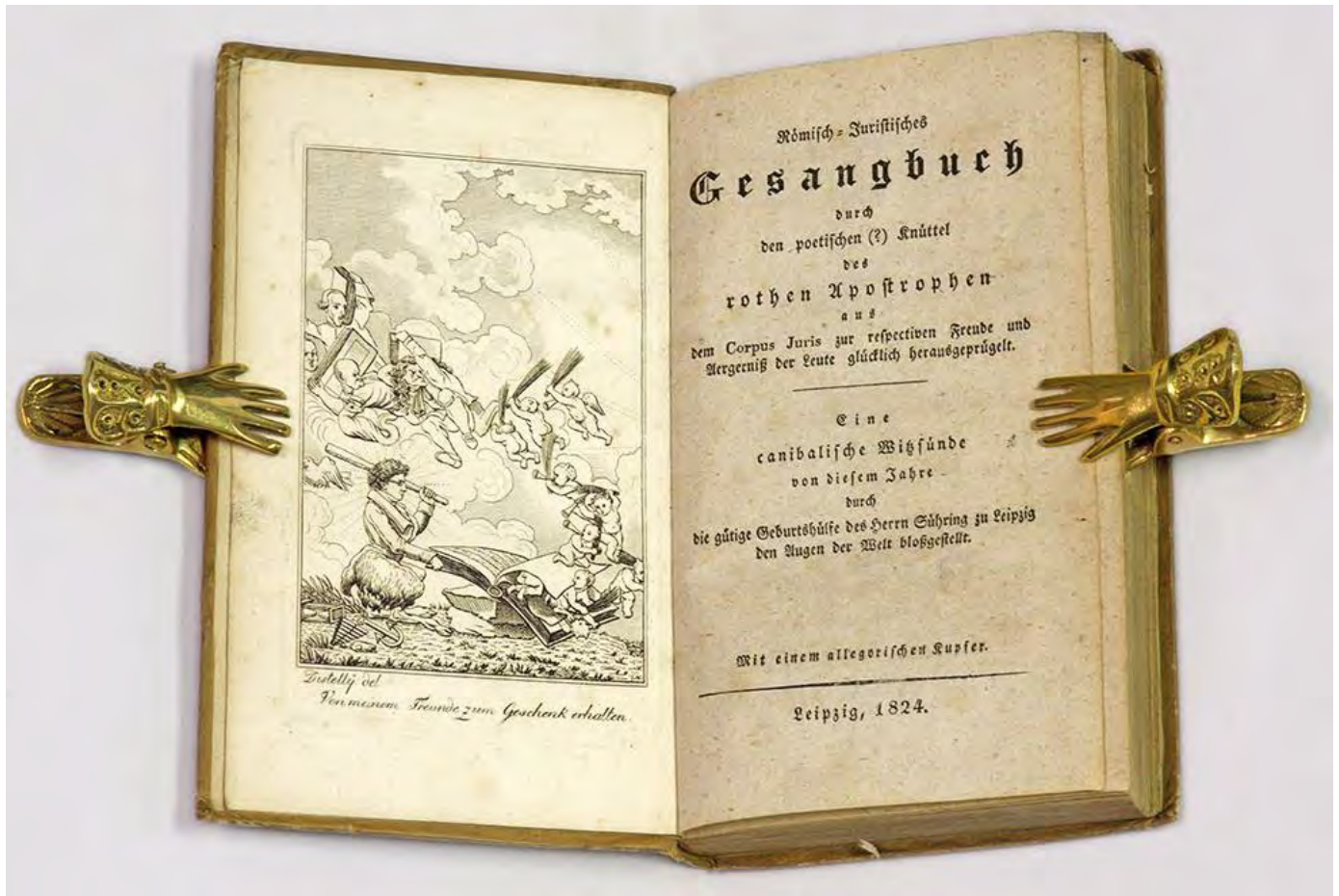
Caravita, Agostino [d.1580], Commentary.

*D. Iustiniani Imperatoris Opus, Prudentum Responsa Caesarumque Rescripta Complectens. Quinq[ue] Voluminibus Distinctum, Multis Legibus Additis, Ac Iuris Consultorum, Cuiacii, Dyonisii Gothofredi, & Iacobi Anelli de Bottis, Augustinq[ue] Caravitae Glossis, Additionibus, Atq[ue] Nonnullis Aliis Illustratum. Utieorum Omnium Elenchus Indicabit. Novissima Editio Juntarum.* Venice: Apud Iuntas, 1598. Six volumes in five books. Complete set. Main text in parallel columns with linear glosses. Each volume preceded by title page, title page of Volume I preceded by general title page. Folio (9-1/2" x 6-3/4").

Contemporary vellum, early hand-lettered titles and volume numbers to spines, speckled edges. Some spotting and staining, light wear to extremities, corners and spine ends bumped, front joint of Book IV cracked, a few small wear holes to front boards of Books IV and V, early armorial bookplates to front pastedowns, small early owner stamp to front free endpapers, vellum beginning to crack though pastedowns of a few volumes, front free endpaper lacking from Book I. General title page is a copperplate with an architectural border, volume title pages, each with large woodcut Giunta device, printed in red and black. Light to moderate toning, faint dampstaining and light foxing in places, early repair to leaf a1 in Book II with content replaced in manuscript, chipping and edgewear to general title page with some loss to image, early owner signatures to title pages of each volume except Volume VI. \$4,500.

\* Commissioned by the Emperor Justinian I, the body of works known as the *Corpus Juris Civilis* reformed, restated and preserved Roman law. The *Code* is the reformed legal system. The *Novels* is a compilation of additional laws and amendments. The *Institutes* is an elementary textbook about it. And the *Digest* is a collection of commentary by leading jurists. The first modern edition, and the first titled *Corpus Juris Civilis*, was by Denis Godefroy [1549-1622]. Published in 1583, it became the standard version. Giunta's 1598 edition, which was reprinted in 1606 and 1612, is something of an anachronism because it reprints the collection of texts that were rendered obsolete by Godefroy. For this reason it offers an interesting comparison to Godefroy's edition. OCLC locates 3 complete copies in North America: Western Michigan University, which has a complete 1598 copy, and the University of Virginia Law School and University of Wisconsin, Madison, which have sets comprising volumes from 1598, 1606 and 1612. Our copy is from the library of the eminent historian Brian Tierney [1922-2019], an expert on the relationship between church and state in medieval Europe. *Censimento Nazionale Delle Edizioni Italiane del XVI Secolo* CNCE13435. [Order This Item](#)





**Humorous Paraphrases of  
Titles From the *Corpus Juris Civilis***

**10. [Demme, Wilhelm Ludwig].**

*Römisch-Juristisches Gesangbuch durch den Poetischen (?) Knüttel des Rotthen Apostrophen aus dem Corpus Juris zur Respectiven Freude und Aergerniß der Leute Glücklich Herausgeprägt. Eine Canibalistische Witzsünde von diesen Jahre durch die Gütige Geburtshülfe des Herrn Sühring zu Leipzig den Augen der Welt Bloßgestellt. Mit Einem Allegorischen Kupfer.* Leipzig: [J. Sühring], 1824. 354, xii, [iv] pp. Copperplate allegorical frontispiece. Includes 2 pp. publisher catalogue. Octavo (6-3/4" x 4").

Pictorial paper-covered boards, title label to foot of front board. Light soiling, moderate rubbing to extremities, some darkening to spine, small scuff near head of spine, corners and spine ends bumped, moderate toning to text, light foxing in a few places. A handsome copy of a scarce title. \$1,500.

\* Only edition. Reminiscent of Gilbert Abbott A Beckett's *Comic Blackstone* (1846), Demme's *Römisch-Juristisches Gesangbuch* is a humorous paraphrase of sections of the *Corpus Juris Civilis* in doggerel verse. The text is preceded by an allegorical frontispiece that features cherubs armed with switches flying out of a copy of (we assume) the *Corpus Juris Civilis* to assail a trio of legal scholars. OCLC locates 3 copies in North America (Stanford, University of Michigan, Yale Law School).

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## Two Distinguished Commentaries on Roman Law

### 11. Doneau, Hugues [1527-1591].

*Commentarii ad Titulum Digestorum de Verborum Obligationibus: Praepositae Sunt Singulis Legibus et Paragraphis Summae, Capita Rerum Unoquoque Loco Tractatarum Commode et Fideliter Indicantes: Adjecto Omnium in hoc Opere Contentorum Indice Triplici, Eoque Accuratissime Confecto.* Frankfurt: [Apud Joannem Feyerabendt, Impensis Sigismundi Feyerabendts], 1577. [vi], 266, [13] ff. Lacking ff. 198-199. Main text in Parallel columns. Copperplate pictorial title page.

[Bound with]

Pinhel, Aires [16th c.].

Soarez de Ribeira, Manuel [16th c.], Editor.

*In Constitutiones Cod. de Bon. Maternis: Itemque ad Rubric. & Leg. Secundam Cod. De Rescind. Vendit. Commentarii Amplissimi, & Doctissimi: In Quibus Omnia, Quae Quidem ad Maternae Successionis Iura Pertinent: Quaeque Etiam in Rescindendis Venditionibus a Doctoribus Tradita & Servari Debent, Accuratè Feliciterque Explicantur. Hac Postreme Editione Summa Diligentia Castigata, & Annotationibus Emanuelis Soarez a Ribeira Illustrata, Quibusdam Etiam Adiunctis Locupletata, Quae his Notis ¶ Inklusimus. Cum Indice Rerum & Verborum Copiosissimo.* Lyon: Sumptibus Philippi Tinghi Florentini, 1576. [xii], 428, [12] pp. Main text in parallel columns.

Folio (13-3/4" x 8-3/4"). Contemporary paneled pigskin, raised bands and early hand-lettered title to spine. Moderate soiling, some rubbing to extremities, spine ends bumped with minor chipping, some chipping to board edges, corners bumped and somewhat worn, front free endpaper edgeworn and partially detached, bottom edge removed below image. Moderate toning to text, somewhat heavier in places, occasional faint dampstaining, minor worming in a few places (with no loss to text). Early signatures and annotations to front free endpaper and title page of *Commentarii ad Titulum Digestorum*, interior otherwise clean. \$1,500.

\* Doneau: first edition; Pinhel: later edition. Doneau was a French humanist jurist and scholar. A worthy antagonist of Cujas, he applied the latest philological methods to Roman law and attempted to organize its texts in a systematic fashion. A staunch Calvinist, he fled France after the St. Bartholomew's Night Massacre. He went on to become a professor at the Universities of Heidelberg and Leiden, where his teaching and numerous studies made a tremendous contribution to the promotion of Roman law in the Netherlands. *Commentarii ad Titulum Digestorum de Verborum Obligationibus* is one of his principal works. It is a treatise on Book 45 of Justinian's *Digest*, which deals with contracts and other obligations. Later editions were published in 1599 and 1622. Our copy is bound to Pinhel's distinguished commentary on Book VI, Title 60 of Justinian's *Code*, which addresses the inheritance and succession of maternal property (or property through a family's maternal side). It also considers this topic according to Spanish and Portuguese civil law. Originally published in 1557, it went through several issues and editions throughout Europe, the final published in Frankfurt in 1614. Neither imprint listed in Adams. [Order This Item](#)





"The Leading Dutch Jurist of His Time"

**12. Everaerts [Everardi], Nicolaas [1462-1532].**

**Pardoux, Duprat [1520?-1570?].**

**Legge, Livio.**

*Topica Iuris Sive Locis Argumentorum Legales. Summariis Singularis Praefixis Illustrati ac P. Prateii Adnotatiunculis Doctissimis ad Marginem Adscriptis Locupletati: Nunc verò Summa Diligentia Recogniti, non Paruoque Labore Emendati à R.P.M. Livio. Multis Etiam Eiusdem Industria, Superiorum Licentia Locis Expunctis, Quorum Lectio Pii & Catholici Lectoris Animum haud Parum Pffendere Poterat: Cum Duplici Indice Copiosissimo.* Venice: Apud Haeredes Alexandri Gryphii, 1587. [lxiv], 885 [i.e. 887], [1] pp. Octavo (5-1/2" x 3-1/2").

Contemporary limp vellum, with lapped edges, early hand-lettered title to spine, ties lacking. Light rubbing to extremities, light soiling and a few minor stains to boards, some darkening to spine, vellum just beginning to crack through pastedowns, hinges starting, a few partial cracks to text block, minor worming to pastedowns, a few small wormholes to text. Moderate toning to text, some sections have heavier toning or browning, light foxing in a few places. Early owner initials to front pastedown, occasional annotations in similar hand, some leaves brief later annotations in pencil. \$1,500.

\* Later edition. First published in 1516, this was a leading treatise on the interpretation and construction of Roman law. It went through several editions into the mid-seventeenth century. Everaerts, an important legal humanist, was president of the Court of Holland and the Great Council of Mechlin. According to Walker, he was the "leading Dutch jurist of his time [and] one of the earliest authorities on Roman-Dutch law." Our 1587 edition has a summary by Legge and an introduction by the notable French jurist Pardoux. All editions are scarce. OCLC locates 4 copies of the 1587 edition in North America, 3 in law libraries (Library of Congress, Northwestern, Tulane). Walker, *Oxford Companion to Law* 441-442. This edition not in Dekkers. *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE 18414. [Order This Item](#)



A Complicated Issue in  
the Roman Law of Quasi-Contract

13. Förster, Carl Günther

[Prüschenk von Lindenhofen, Zacharias].

*Disputatio de Condictione Furtiva, Quam Decreto & Permissu Magnifici Nobilissimi & Amplissimi JCTorum Ordinis in Incluta Jenensi Academia Sub Praesidio Viri Amplissimi, Excellentissimi & Consultissimi Dn. Zachariae Prueschenck, JCTI, Antecessoris & Professoris Hujus Academiae, Publici, Consilarii Saxonici, Curiae Provoncialis & Scabinatus Assessoris Gravissimissimi; Praeceptoris & Promotoris Sui Honoratissimi, Publicae Disquisitioni Submittet in Ictorum Auditorio ad d.10. Martii Carolus Güntherus Förster, Arnstadii Thuringus.* Jena: Typis Descripsit Blasius Lobenstein, 1638. [20] pp. Quarto (7" x 5-1/2").

Stab-stitched pamphlet bound into later paper-cover boards. Light rubbing to spine ends and corners, moderate toning to text. \$250.

\* Only edition. This is a doctoral thesis defended at the University of Jena. It concerns issues arising from an action in quasi-contract for the recovery of a specific stolen thing from a thief or a thief's heirs, or recovery of its value if it is no longer available. OCLC locates 3 copies, none in North America. *Das Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 7:699175C. [Order This Item](#)





#### Two Scarce Titles on Roman Law

##### 14. Gentili, Scipione [1563-1616].

*De Jurisdictione Libri III. Ad Sereniss. Principem Fridericum IV. Electorem; Cum Indice Gemino.* Frankfurt: Apud Haeredes Claudii Marnii, 1613. [xvi], 475, [28] pp.

[Bound with]

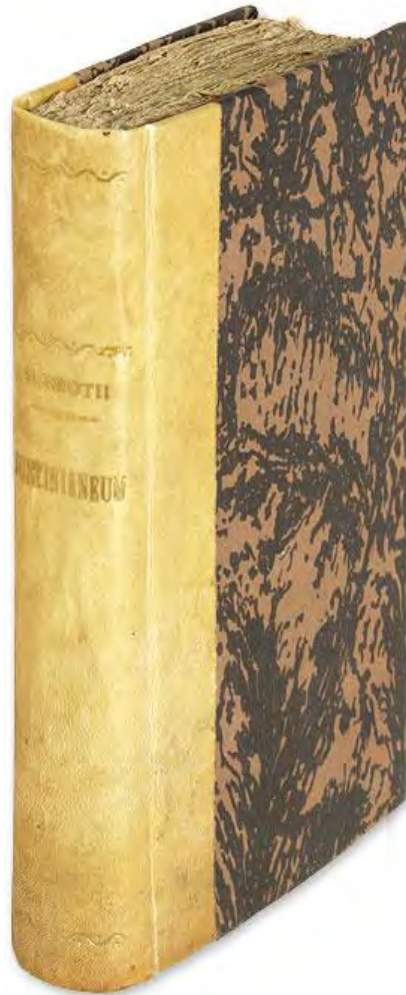
Doneau, Hugues [1527-1591].

[Gentili, Scipione, Editor].

*Opuscula Postuma. Et Aliorum Quaedam. Ex Bibliotheca Scip. Gentilis. Iurisc.* Hanover: Typis Wecheliani apud Claudium Marnium & Heredes Ioannis Aubrii, 1604. [xx], 484, [4] pp.

Octavo (6-1/2" x 3-3/4"). Contemporary vellum with lapped edges, early hand-lettered titles to spine. Light soiling, spine ends bumped, light wear to corners, vellum beginning to crack through pastedowns, residue from bookplate to front pastedown, crack in text block between front endleaf and title page of *De Jurisdictione*. Moderate toning to text, contemporary annotations in a few places, later annotations dated 1811 to endleaves, recent owner signature to front endleaf. \$1,650.

\* *Jurisdictione*, second and final edition; *Opuscula*, first edition. This volume collects two scarce titles on Roman law. Gentili, a brother of Alberico Gentili, was an eminent law professor and legal scholar. Held in high esteem all over Europe, his fame probably surpassed that of his brother during his lifetime. As indicated by its title, *De Jurisdictione* is a study of jurisdiction, more specifically, legal authority and power. Its first edition was published in 1601. Doneau, or Donellus, was a French humanist jurist and scholar. An antagonist of Cujas, his only real peer, he applied the latest philological methods to Roman law and attempted to organize its texts in a systematic fashion. Derived by a manuscript owned by Gentili, Doneau's *Opuscula* is a collection of writings. Most of these deal with the *Codex Justinianus*. Later editions were published in 1609, 1766 and 1768. OCLC locates 2 copies of the 1613 edition of *Jurisdictione* in North America (Harvard Law School, Yale Law School), 2 copies of the 1613 edition of *Opuscula* (Boston College Law School, Stanford University). *Das Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 1:059186R, 23:315652U. [Order This Item](#)



**Final Edition, And the Only Edition with Somma's Notes**

**15. Grotius, Hugo [1583-1645].**

**Gebauer, Georg Christian [1690-1773].**

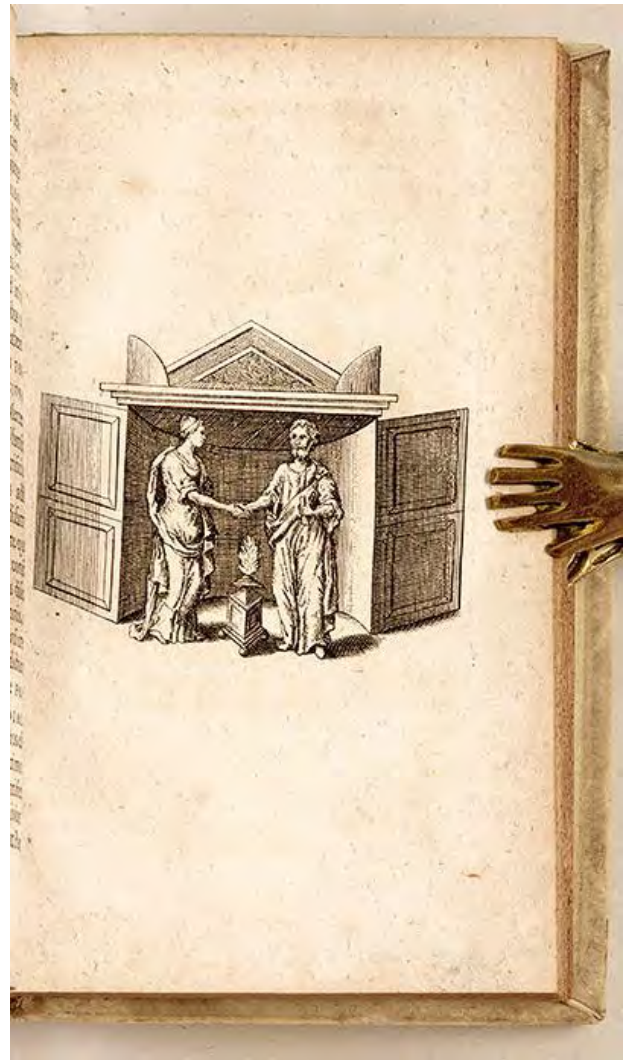
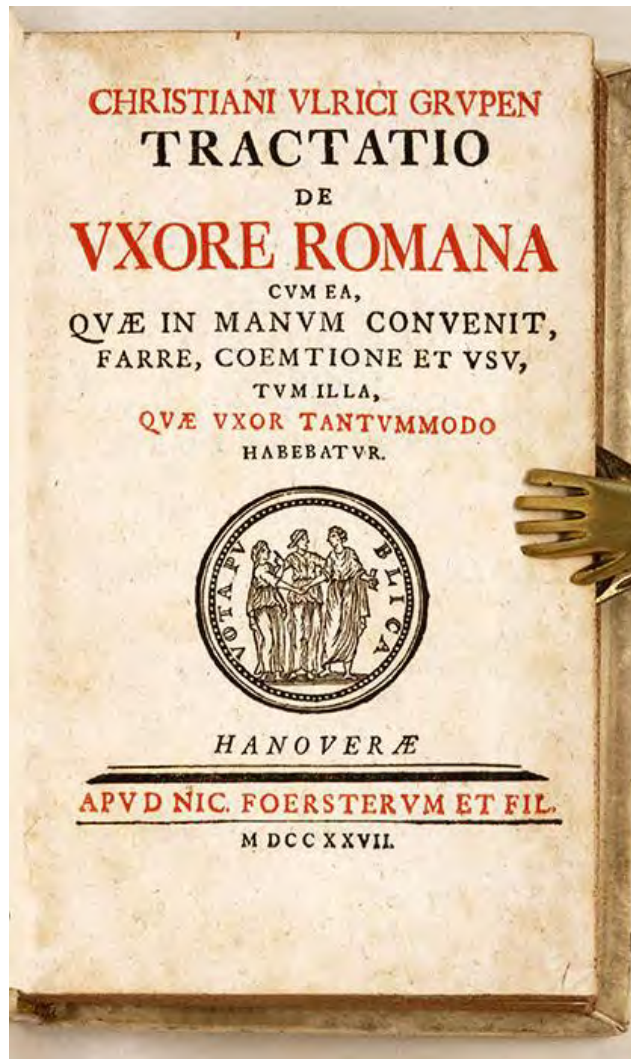
**[Somma, Gabriele, Notes].**

*Florum Sparsio ad jus Iustinianum, Cum Praefatione D. Geor. Christiani Gebaveri. Insuper hac Prima Neapolitana Editione Notulis Passim Aucta, Et Indicibus Tribus.* Naples: Ex Officina Vincentii Manfredii, 1777. [xxiii], 378, [4] pp. Octavo (8" x 5"). Text chiefly in Latin with some classical Greek script.

Original printed wrappers with untrimmed edges bound into later quarter vellum over marbled boards, gilt title to spine. Negligible rubbing to extremities. Moderate toning to text, foxing in places, dampstaining to first quarter of text block, internally clean. \$650.

\* Fourth and final edition, the only edition with Somma's notes. First published in 1642, the *Florum Sparsio* is a topically digested selection of excerpts from Justinian's *Code* with commentary by Grotius. It was intended to serve as a tool for legal arguments. Somma, who wrote the additional notes in this edition, was a Neapolitan theologian. They add philological detail and information about Neapolitan and Italian law. OCLC locates only 4 copies in North America (George Washington Law, Harvard Law, Library of Congress, and UC-Berkeley Law School). Ter Meulen and Diermanse, *Bibliographie de Grotius* 795. [Order This Item](#)





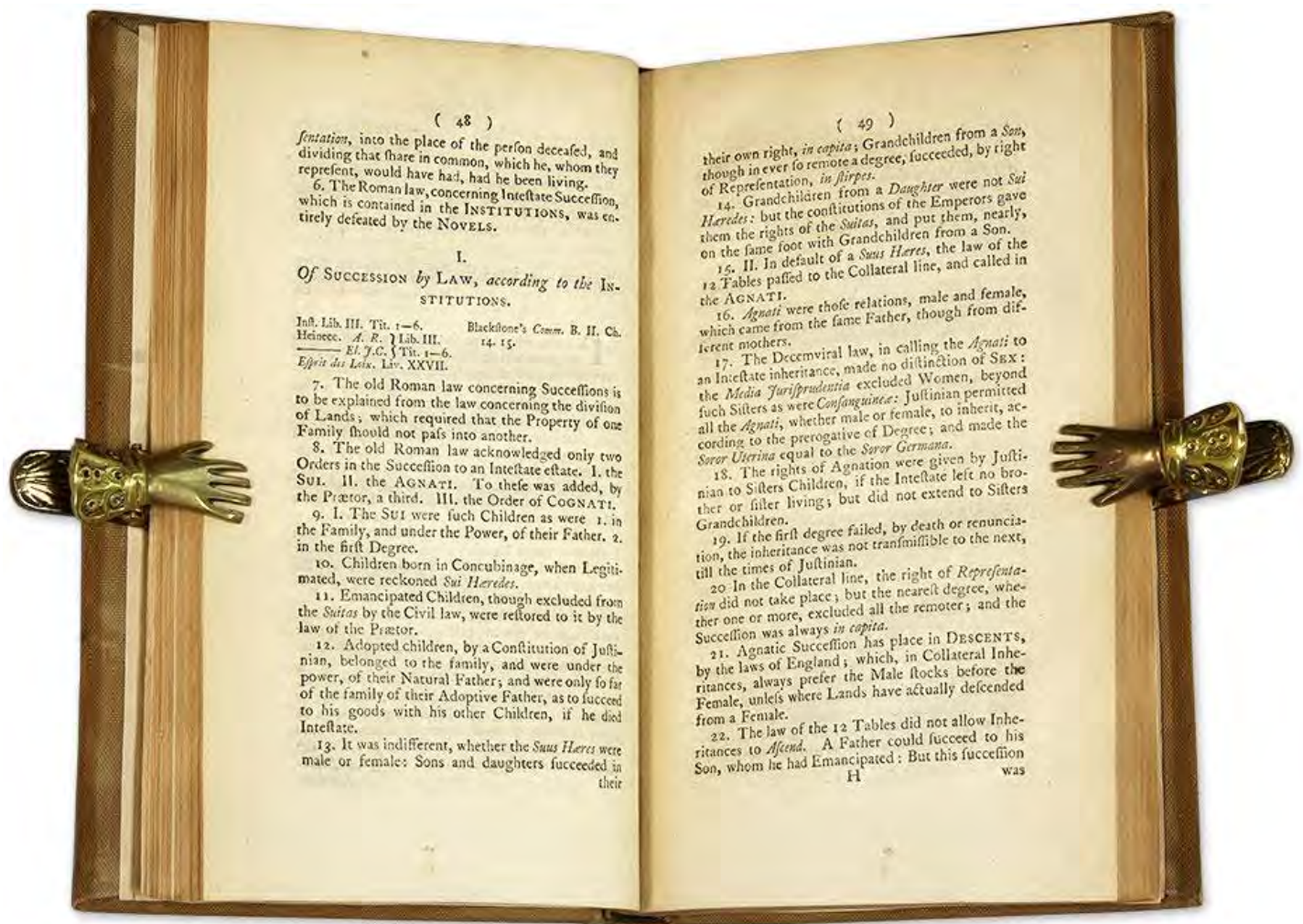
### The Legal Status of Wives in Roman Law

#### 16. Grupen, Christian Ulrich [1692-1767].

*Tractatio De Uxore Romana: Cum Ea, Quae In Manum Convenit, Farre, Coemtione Et Usu, Tum Illa, Quae Uxor Tantummodo Habebatur.* Hanover: Apud Nic. Foersterum et Fil., 1727. [xxx], 348, [20] pp. Lacking blank leaf following p. [xxx]. 5 engraved copperplates, 1 folding. Octavo (6-1/2" x 4-1/2").

Later vellum, faint, mostly erased hand-lettered title to spine, speckled edges, endpapers renewed. A few minor stains to boards, corners lightly bumped, pastedowns just beginning to detach from boards. Title page, with woodcut image of a Roman coin, printed in red and black. Some toning, light foxing in a few places, tiny early owner mark (shelf location number?) to front endleaf. A nice copy. \$750.

\* Only edition. This treatise explores marriage and the legal status and matrimonial responsibilities of women under Roman law. Grupen was a notable legal scholar and historian who served as an advisor to the House of Hanover. He had a particular interest in Woman and issues relating to marriage. His publications include *De Uxore Theoretica* (1748) and *Tractatio Iuridica de Virgine* (1716). *Das Verzeichnis Deutscher Drucke des 18. Jahrhunderts* 10255516-004. [Order This Item](#)



### Notable for Its Insight Into the English Reception of Roman Law

#### 17. Hallifax, Samuel [1733-1790].

*An Analysis of the Roman Civil Law; In Which a Comparison is, Occasionally, Made Between the Roman Laws and Those of England: Being the Heads of a Course of Lectures Publicly Read in the University of Cambridge.* Cambridge: Printed by J. Archdeacon and J. Burges, 1795. viii, vii-xxiv, [6], 175, [1] pp. Pagination irregular, text complete. Octavo (8-1/2" x 5-1/4").

Later cloth, calf lettering piece and paper shelf label to spine, endpapers renewed. Some soiling, light shelfwear, some rubbing to lettering piece, front free endpaper lacking. Moderate toning, early owner signature, faint library mark, embossed stamp and inkstamp to title page, a few library markings to its verso. \$250.

\* Fourth edition. In 1774 Hallifax, Bishop of Gloucester, Regius Professor of Civil Law at Cambridge University and teacher of Sir Henry Maine, offered a course of lectures on "the Roman Civil Law." According to the *Dictionary of National Biography*, they were "attended by persons of the highest rank and fortune at the university." The lectures were published that year and reissued in 1775, 1779, 1795, 1818 and 1836. *English Short-Title Catalogue* T146830.

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Giunta Edition of the  
*Institutes* Illustrated with 23 Woodcuts

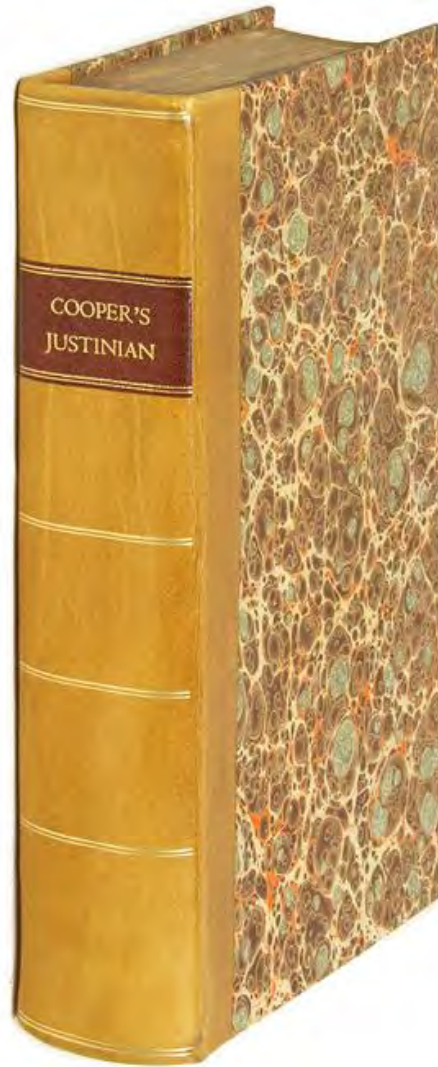
**18. Justinian I [483-565 CE], Emperor of the East.**

**Aldobrandini, Sylvestro [1499-1558], Editor.**

*Institutiones Iuris Civilis. Cum Additionibus Hactenus Impressis. Quibus Adduntur Casus in Quolibet Paragrapho Breves: Sed qui Rationem Dubitandi [et] Decideni Explicent [et] Contineant. Que in uno Quoque Paragrapho Notatu Digna Sunt Brevibus Significantur....Omnia ex Editione et Secunda Recognitione Clarissimi Iureconsulti. D. Sylvestri Aldobrandini Nobilis Florentini.* Venice: [Apud Heredes Lucantonii Iunte Florentini, Mense Decembri], 1543. [lvi], 366, [2] ff. 23 woodcut text illustrations, 1 full-page. Main text in parallel columns with linear gloss. Octavo (6-1/4" x 4-1/2").

Later vellum. Spine ends lightly bumped, light wear to corners, hinges cracked. Text printed in red and black, large woodcut Giunta device to title page, woodcut decorated initials. Moderate toning, text block loosening in a few places, brief early annotations to a few leaves. \$4,500.

\* Commissioned by the Emperor Justinian in 530 CE, the body of writings known collectively as the *Corpus Iuris Civilis* preserved and restated all existing Roman law. It has four books: the *Code*, *Novels*, *Institutes* and *Digest*. Intended for students, the *Institutes* is a synopsis of the reformed legal system. Aldobrandini, who edited this edition and added commentary, was a Florentine jurisconsult. First published by Giunta in 1534, Aldobrandini's text went through several editions during the sixteenth and seventeenth centuries. It was one of the most popular and influential early editions of the *Institutes*. The charming woodcut vignettes that appear in the earlier Giunta editions offer visual summaries of the more important titles. Among the images depicted in the woodcuts are court scenes, farmers at work, a battle and the administration of punishments. The full-page woodcut is an ornate table of descents in the form of a man holding up branches of a family tree. All illustrated Giunta editions are rare. OCLC locates no copies of the 1543 edition in North America. *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE13469. [Order This Item](#)



First Edition of Cooper's Translation of the *Institutes*

**19. Justinian I [483-565 CE], Emperor of the East.  
Cooper, Thomas [1759-1839], Translator and Editor.**

*The Institutes of Justinian. With Notes.* Philadelphia: Printed for P. Byrne, 1812. xiv, 714 (i.e. 716) pp. Latin and English translation in parallel columns. Octavo (9" x 5-1/2").

Recent period-style quarter calf over marbled boards, lettering piece and gilt fillets to spine, original endpapers retained. Moderate toning to text, somewhat heavier in places, occasional light foxing. An attractive copy. \$600.

\* First edition. Includes a bibliography of civil law and the complete text of *The Law of the Twelve Tables*. A landmark in the American reception of Roman law and the first translation of Justinian produced in the United States, this edition includes fascinating notes that compare Roman law with that of the United States. (He even includes a table of cases.) Cooper, a chemist and lawyer by training, was a polymath who published books on law, political science, economics, medicine and the natural sciences. A friend of Joseph Priestley and Thomas Jefferson, he was a professor of chemistry at Dickinson College and the University of Pennsylvania. He joined the faculty of South Carolina College in 1819 and became its president in 1820. Cohen, *Bibliography of Early American Law* 1644. [Order This Item](#)





Handsomely Printed Pocket-Sized  
Edition with Commentaries by Sassoferrato

20. [Justinian I (483-565 CE), Emperor of the East].

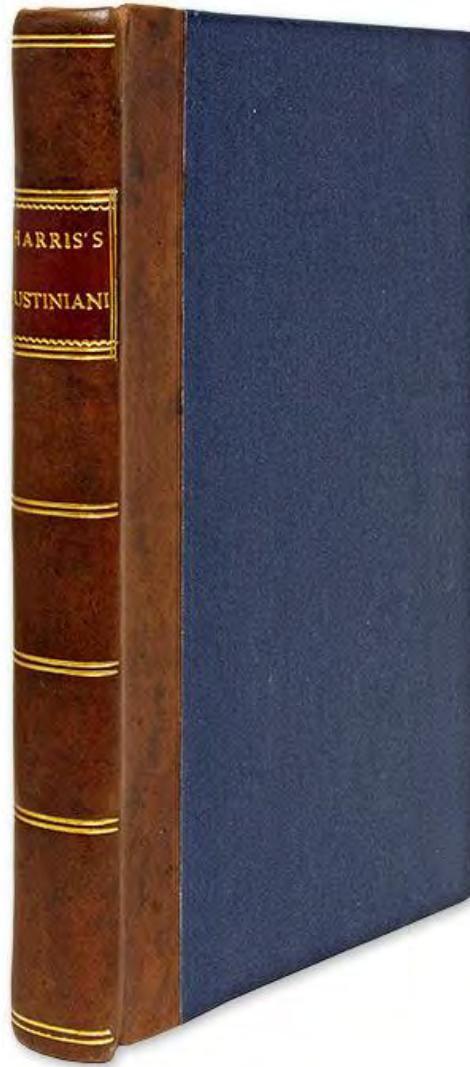
D'Aurigny, Gilles, Editor.

[Sassoferrato, Bartolo de (1313-1357), Glossator].

*Textus Infortiati: D[omi]ni Justiniani Imp[er]atoris Sacratissimi. Cu[m] Summarijs.* [Paris: Francois Regnault, c.1530]. 290, [24] ff.  
Main text in parallel columns. Octavo (5-1/2" x 3-3/4").

Recent three-quarter cloth over paper-covered boards, contemporary thumb-tabs to fore-edge of text block, early hand-lettered title to top-edge, endpapers renewed. Light soiling, light rubbing to extremities. Title page and text printed in red and black, handsome woodcut title-page vignette of Justinian and his court, repeated on verso of third leaf and recto of final leaf, large Regnault elephant device to verso of leaf preceding "Tabula Legum" and verso of final leaf, criblé initials. Light toning, light soiling and small stain to title page, library stamp to its verso and to a few other leaves. A handsomely printed edition. \$1,500.

\* This is a pocket-sized volume of the *Infortiatum* of Justinian's *Digest* surrounded by commentaries, chiefly by Bartolo de Sassoferrato, the preeminent early expositor of Roman law. (These are printed within the text columns and distinguished from the main text by pointing hands.) Summaries of the titles are included as well. The medieval glossators divided the *Digest* into three sections, or *Volumina*: the *Digestum Vetus*, the *Digestum Novum* and the *Infortiatum*. Comprising Books XXIV, Title 2 to XXXVIII, the *Infortiatum* addresses donations between husband and wife, divorce, curatorship, wills and testaments and trusts and legacies. OCLC locates 11 copies, 4 in North America, 1 in a law library (University of Georgia). Not in Adams. *Universal Short-Title Catalogue* 181299. [Order This Item](#)



**Final Edition of Harris's Edition of the Institutes.**

**21. Justinian I, Emperor of the East [483-565 CE].**

**Harris, George [1722-1796], Editor and Translator.**

*D. Justiniani Institutionum Libri Quatuor. The Four Books of Justinian's Institutions, Translated Into English, With Notes.* Oxford: Printed by Collingwood, Newman, And Baxter, 1811. 11, 370, [2] pp. Copperplate table of descents. Quarto (10-1/2" x 8-1/4").

Recent period-style quarter calf over cloth, gilt fillets and lettering piece to spine, endpapers renewed. Some toning to text, light foxing in places. An attractive copy. \$1,250.

\* Third and final edition. This well-respected edition is notable for its elegant parallel translation. Harris, an advocate of Doctor's Commons, provides an interesting historical introduction and notes that compare the rules of Roman and English law. The final section is a translation of "Concerning the Succession of Descendents," Book 118 of the Novels. This work was owned by many sophisticated lawyers in Great Britain and America, such as Thomas Jefferson, who owned a copy of the second edition. Sowerby, *Catalogue of the Library of Thomas Jefferson* 2191 (second edition). *English Short-Title Catalogue* T102256. [Order This Item](#)





### An Attractive Collection of Texts from the *Corpus Juris Civilis*

#### 22. Justinian I [483-565 CE], Emperor of the East.

La Porte, Hugues de, Compiler.

Vincent, Antoine, Compiler.

*Volumen: Complectitur hoc Volumen (Sic Enim Peculiari Vocabulo Vocant) Novellas Constitutiones Iustiniani Principis Post Repetitam Codicis Prelectionem Editas, Authentica Vulgò Appellant, Tres Item Posteriores libros Codicis, Feudorum seu Beneficiorum Duos, Constitutiones Friderici II. Imper., Extravagantes Duas Henrici II. Imper. & Tractatum de Pace Constantiae....* Lyon: Apud Hugonem à Porta, & Antonium Vincentium, 1551. [xx], 359, [1], 226, [2], 145, [3] pp. Main text in parallel columns, glosses in margins.

[Bound with]

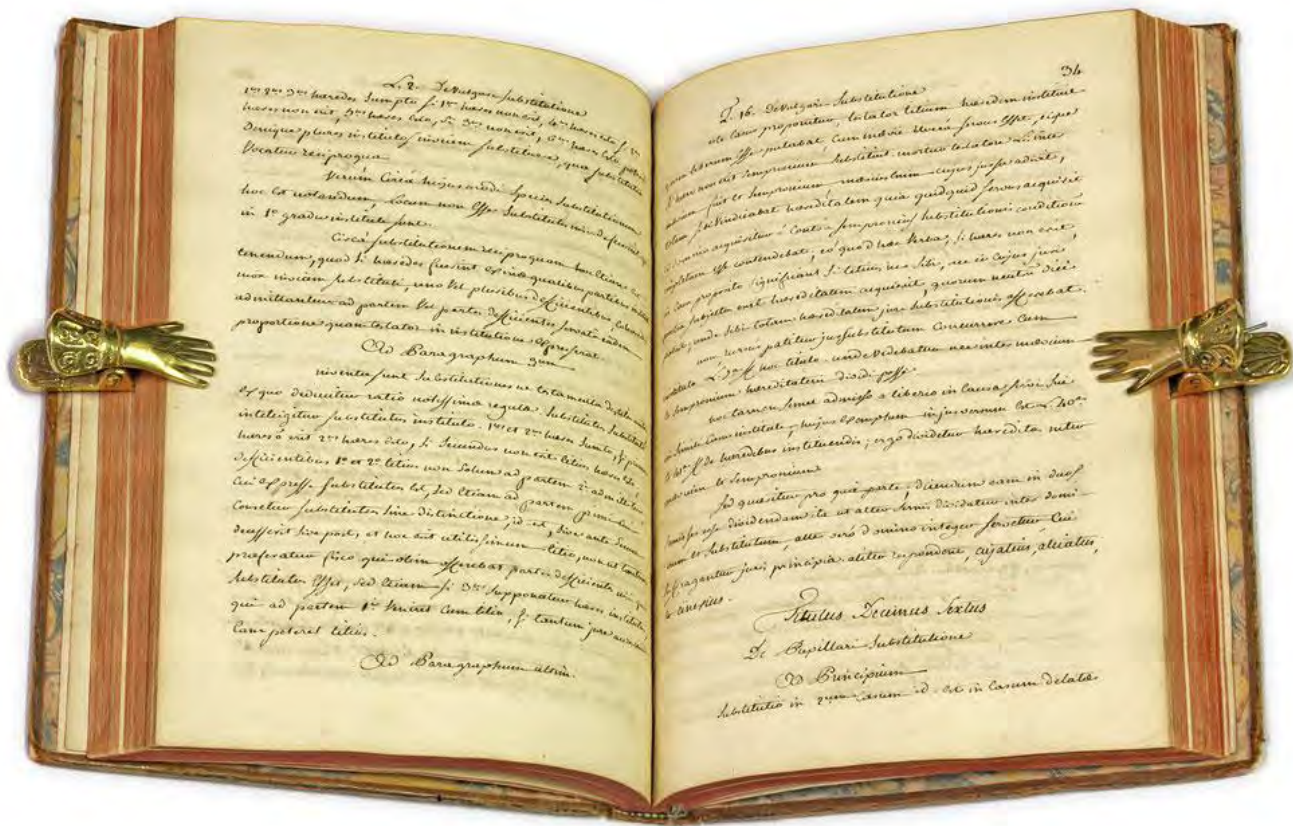
La Porte, Hugues de, Compiler.

Vincent, Antoine, Compiler.

*Institutiones: Imperatoris Semper Maximi Divi Iustiniani Elementa Civilis Facultatis Prima ac Velut Iuris Ipsius Candidatorum Nutritiae Cunae, Cum his Haud Dubiè Omnibus, Quae Etiamnum Coeundi, Simulque Excludi Contigit. Dictis Praeterea ad Marginem Observationibus Annotationibusque....* Lyon: Apud Hugonem à Porta, & Antonium Vincentium, 1551. [xxxviii], [2], 383, [1] pp. Woodcut folding table of consanguinity. Main text in parallel columns, glosses in margins.

Folio (9-1/2" x 6-1/2"). Seventeenth-century speckled sheep, gilt spine with raised bands and lettering piece, gilt tooling to board edges, speckled edges to text block, marbled pastedowns. Light rubbing and light scuffing to boards, minor worming to rear board, moderate rubbing to extremities, small chip to head of spine, corners bumped and lightly worn, hinges cracked. Title page and text printed in red and black. Light to moderate toning, occasional faint dampstaining to margins, light foxing to a few places, annotations in miniscule early hand to 40 pp. of *Institutiones*, legibility of some affected by trimming. An attractive volume. \$950

\* Often purchased individually, these titles are part of an edition of the *Corpus Juris Civilis* in six unnumbered (and bibliographically distinct) volumes compiled and issued by the Lyon printers Hugues de la Porte and Antoine Vincent. The *Volumen* contains the *Authentica*, a selection from the *Novels* that was believed to be intended for Italy, the *Code*, the legal system established by Justinian, the *Arboris Feudorum*, a title from the *Novels* concerning consanguinity, and three texts often included in early editions of the *Corpus Juris Civilis*: the *Consuetudines Feudorum*, an institute of feudal law compiled around 1170 under the direction of Holy Roman Emperor Frederick I (Frederick Barbarossa), the *Constitutiones Friderichi Secundi Imperatoris*, a selection of edicts of Holy Roman Emperor Frederick II, and *De Pace Constantiae* (Edict of Milan), the act of Emperor Constantine that recognized the legitimacy of Christianity in the Roman Empire. The *Institutes* is an elementary textbook on the legal system established in the *Code*. Baudrier, *Bibliographie Lyonnaise* VII:331. [Order This Item](#)



### A Manuscript Paraphrase of Justinian's *Institutes*

23. [Manuscript].

[Roman Law].

[Corpus Iuris Civilis].

*Institutionum Dn. Justiniani SS Principia, Libri Quatuor a Domino Ruffat Editi Anno Domini 1775.* Toulouse, 1775. [i], 41, 56, 29, 29, 6 ff. Quarto (9" x 6-3/4").

Contemporary mottled calf, raised bands gilt ornaments and gilt title (reading Instit/ Justin) to spine, edges rouged, marbled endpapers. Light rubbing and a few minor nicks to boards, moderate rubbing to extremities, chipping to head of spine, joints starting at head, corners somewhat worn. Moderate toning to interior, text in neat hand. A handsome item. \$1,250.

\* This appears to be a fair copy of lectures on the *Institutes* of Justinian or a text that circulated in manuscript. We were not able to locate any information about the author, Ruffat. It is a section-by-section paraphrase of Justinian's text with a table of contents and index. Many sections have cross-references to other sections. A note on the title page states "Ad Usum j. V. Dardignae," likely the owner of the manuscript. [Order This Item](#)





### Gambling Under Roman Law

#### 24. Pantoja de Ayala, Pedro.

*Commentaria in Tit. de Aleatoribus D. et C.* Madrid: Apud Petrum Tazo, 1625. [viii], 272, [12] ff. Copperplate engraved pictorial title page, featuring large female figures representing justice and prosperity. Woodcut table. Quarto (7-3/4" x 5-3/4").

Contemporary limp vellum, traces of early hand-lettered title to spine, ties lacking, endpapers renewed. Light crinkling, spine ends bumped, moderate wear to corners. Moderate toning to text, some places have faint dampstaining. Light edgewear to title page, tiny early owner signature to its top margin, annotation in same tiny hand to its verso. A nice copy of a scarce title. \$2,000.

\* Only edition. The work of a Toledo lawyer, this is a closely argued study of laws concerning gambling in the Digest and Code of Justinian. The book did not have any later editions, but some of its sections were included in Everhard Otto's *Thesaurus Juris Romani* (1741-1744). OCLC locates 7 copies, in North America (UC-Berkeley Law School). Palau, *Manual del Librero Hispano-Americano* 211589. [Order This Item](#)



**With Plates Depicting Executions**

**25. Ramos del Manzano, Juan Francisco [d. 1668].**

*Tribonianus, Sive Errores Triboniani de Poena Parricidii in [Paragraph Symbol] Alia Deinde Lex 6. Inst. De Publicis Judiciis. Academica Analecta.* Leiden: Apud Janssonios Vander Aa., 1728. [xxxii], 384, [20] pp. Three copperplates, two folding. Copperplate text illustrations. Quarto (9-1/2" x 7-1/2").

Recent period-style paneled calf, raised bands and lettering piece to spine. Title page, with large copperplate vignette, printed in red and black, copperplate title page with architectural border. Moderate toning to text, light foxing in places, small faint stains to one of the plates, internally clean. A handsome copy. \$1,500.

\* Third edition. A notable commentary on the sections of the *Institutes* dealing with parricide. Tribonium was the principal author of this section. As the title indicates, Ramos argues that some of his points are erroneous. The three plates depict execution scenes. First published in 1628, this book went through four editions, the last in 1752. All editions are scarce. OCLC locates 7 copies of the third edition in North America, 4 in law libraries (Columbia, Harvard, UC-Berkeley, Yale). Roberts, *A South African Legal Bibliography* 252. [Order This Item](#)





### Humanistic Commentaries on the First and Second Parts of the *Infortiatum*

#### 26. Riva di San Nazarro, Gianfrancesco [c.1480-1535] (Ripa, Giovanni Francesco da).

*In Primam, & Secundam Infortiati Partem Commentaria: Quibus Quid Nuper Accesserit, Quod Hactenus in Caeteris Prioribus Editionibus Desiderabatur, Facile Studioso Lectori Patebit, Si Maximam Diligentiam tum in Conferendis his Nostris cum Vetustissimis Codicibus, Tum vel Maxime in Castigandis Gravissimis Erroribus, Quibus Singulae Scatebat Pagellae, Nunc Adhibitam Perpendat. Communes item Doctorum Sententiae ab Authore Passim Citatae non Inutiliter cur Animus, Ut sub Varia Literarum Figura cum hac Nota [pointing hand] Demonstrantur.* Venice: Apud Iuntas, 1575. 143 ff. Main text in parallel columns.

[Bound After].

#### Riva di San Nazarro, Gianfrancesco. (Ripa, Giovanni Francesco da).

*Repertorium in Omnia Opera Praestantissimi Iurisconsulti D. Ioannis Francisci Ripae a S. Nazario, Papiensis, Ordine Elementario Singulas Quascunque tum Verborum, Tum Rerum Memorabilium Materias, Ita Facile ac Breviter Demonstrans, Ut Nihil Ultra Studiosus Lector Desiderare Possit.* Venice: Apud Iuntas, 1575. 56 ff. Main text in parallel columns.

Folio (16-1/2" x 11"). Contemporary vellum, raised bands and calligraphic title to spine, ties lacking. Light rubbing, some staining and minor worming to boards, rubbing to extremities with wear to spine bands, spine ends and corners, which are bumped, front pastedown loose, some worming to hinges and rear pastedown. Each title page features large woodcut Giunta device in architectural border. Moderate toning, minor dampstaining and foxing in a few places, early owner inscription to front free endpaper. Ex-private (?) library. Tiny inkstamp to foot of title page of Repertorium. \$2,000.

\* Later editions. Riva di San Nazarro, a Lombard noble, was a learned jurist and humanist scholar. His many works, all commentaries on aspects of Roman and canon law, went through several editions and were often excerpted and anthologized. The two titles in this volume are from a deluxe series published by Giunta in 1575-1576. (All but the *Repertorium* are bibliographically distinct.) The *Repertorium* is an index to this set. *In Primam, & Secundam Infortiati* is a commentary on the books from the *Digest* of the *Corpus Iuris Civilis* concerning aspects of personal and family law, such as donations between husband and wife, divorce, curatorship, wills and testaments and trusts and legacies. (The Medieval Glossators divided the 50 books of the *Digest* into three parts: *Digestum Vetus*, I-XXIV, Title 2, *Infortiatum*, XXIV, Title 3-XXXVIII, and *Digestum Novum*, XXXIX-L. This division was observed into the early modern era.) *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE36378, CNCE36379. [Order This Item](#)



### Legal Maxims from the Corpus Juris Civilis

#### 27. [Roman Law].

#### [Corpus Juris Civilis].

*De Diversis Regulis Iuris Antiqui, Pandectarum Libri Quinquagesimi Titulus Septimus Decimus, Cum Tusco, Aut ex eo Ducto, Accurate Collatus & Emendatus: Capitibus Omnibus, Cum suis Inscriptionibus, Suo Etiam Ordini Restitutis. In Eundem Titulum Vetus, Sed Incerto Autore, Brevis & Elegans Commentarius: Nisi to Placentinum esse Dixeris, Eo Argumento, Quod Sequenti Pagina Proponitur.* Paris: Apud Carolum Stephanum, Typographum Regium, 1557. 128, [8] pp. Octavo (5-3/4" x 4").

Contemporary vellum with later vellum rebacking, endpapers renewed. Light soiling, minor rubbing to spine ends and corners, boards slightly bowed. Moderate toning, light foxing in places, minor wear to corners of text block, brief early annotations to a few leaves. An appealing wide-margined copy of a rare imprint. \$2,500.

\* "De Regulis Iuris Antiqui," Book 50, Title 17 of the Digest of the Corpus Juris Civilis is an anthology of significant pre-Justinianic legal maxims with commentary by prominent jurists. It inspired numerous later commentaries during the later middle ages and Renaissance. This attractively printed pocket edition with anonymous commentary is a reissue of an Etienne imprint from 1552. OCLC locates 2 copies, none in North America. Not in Adams or the STC French. *Universal Short-Title Catalogue* 152236. [Order This Item](#)





**A Rare Sixteenth-Century Edition of  
an Important Set of Praetorian Edicts**

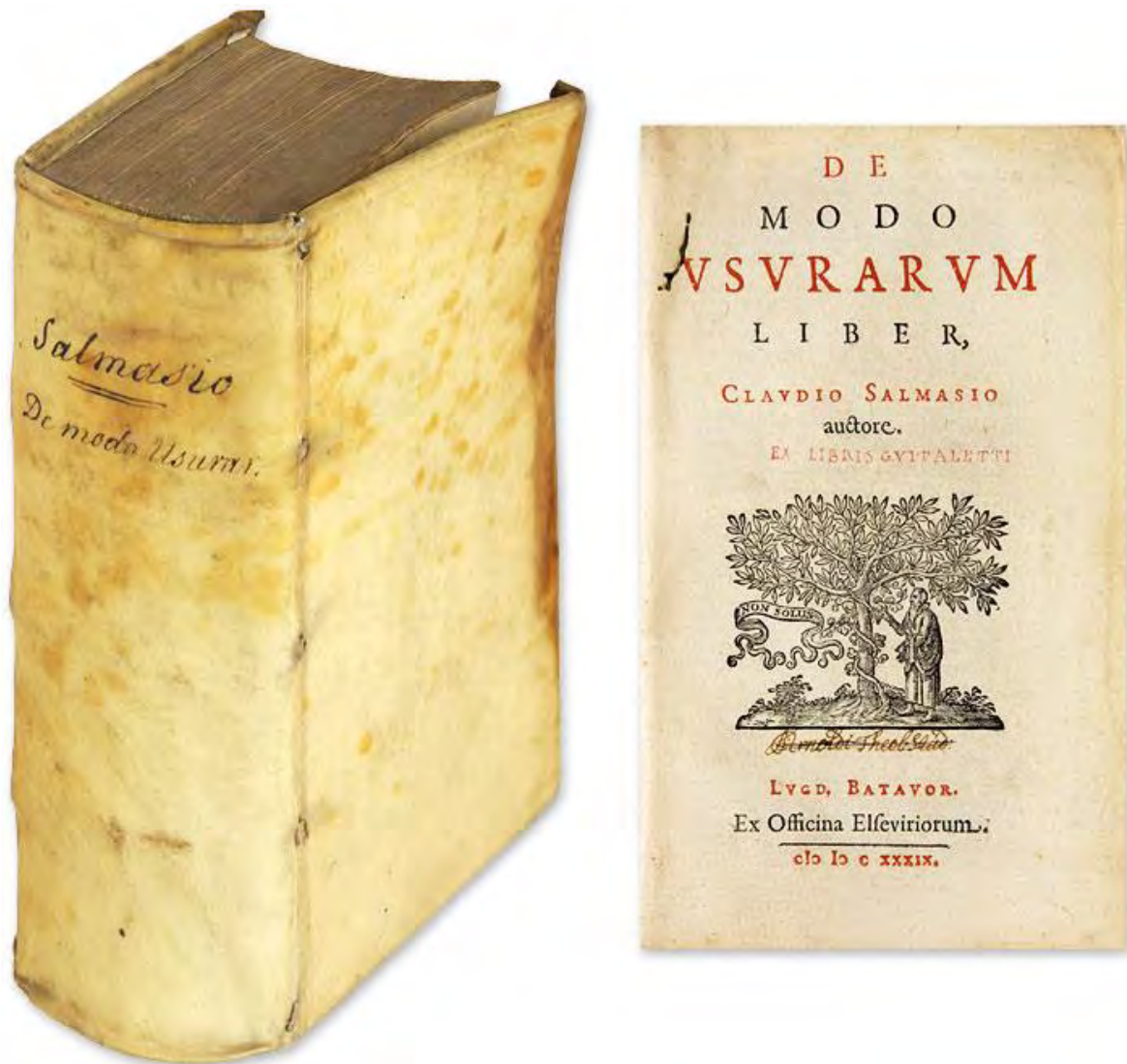
**28. Salvius, Julianus [d.c. 169 CE].**

**Ranchin, Guillaume [1559-1605], Editor.**

*Edictum Perpetuum a Salvio Juliano Jurisc. Compositum. A Gulielmo Ranchino in Mospeliensi Schola Antecessore, & In Suprema Subsidiorum Curia Occitana Fisci Advocato, Restitutum.* Paris: In Officina Plantiniana, 1597. [xxviii], 78, [1]; [xii], 88, 80 pp. Two parts in one, the second in two parts, both with title page and individual paginations. Part two is a work by Ranchin titled *Variarum Lectionum Libri Tres*. Octavo (6-1/2" x 4").

Seventeenth-century calf, gilt rules to boards, gilt-edged raised bands, lettering piece and gilt ornaments to spine, speckled edges. A few minor nicks and scuffs, moderate rubbing to extremities, front board just beginning to separate, but quite secure, corners bumped, rear hinge cracked. Light toning to text, foxing to first half of text block. An attractive copy of a rare imprint. \$1,850.

\* First edition. Ordered by Emperor Hadrian, the *Edictum Perpetuum* is the definitive establishment of the praetorian edicts as revised by the second-century Roman jurist Salvius Julianus. This final revision was permanent; the right of the praetors to modify it was abolished. The text of this important first edition was edited by Ranchin, a French jurist and professor of law in Montpellier, who has added a set of comments, which are printed as side-notes. The second part, *Variarum Lectionum Libri Tres*, is a collection of brief essays by Ranchin on various legal themes and classical texts. The first edition of this work is rare. OCLC locates 1 copy in North America (Harvard Law School). We located 2 other copies (Emory University Enoch Pratt Free Library). Walker, *Oxford Companion to Law* 393, 1101. *Universal Short-Title Catalogue* 146571. [Order This Item](#)



**A Scarce Treatise on the Roman Law of Usury**

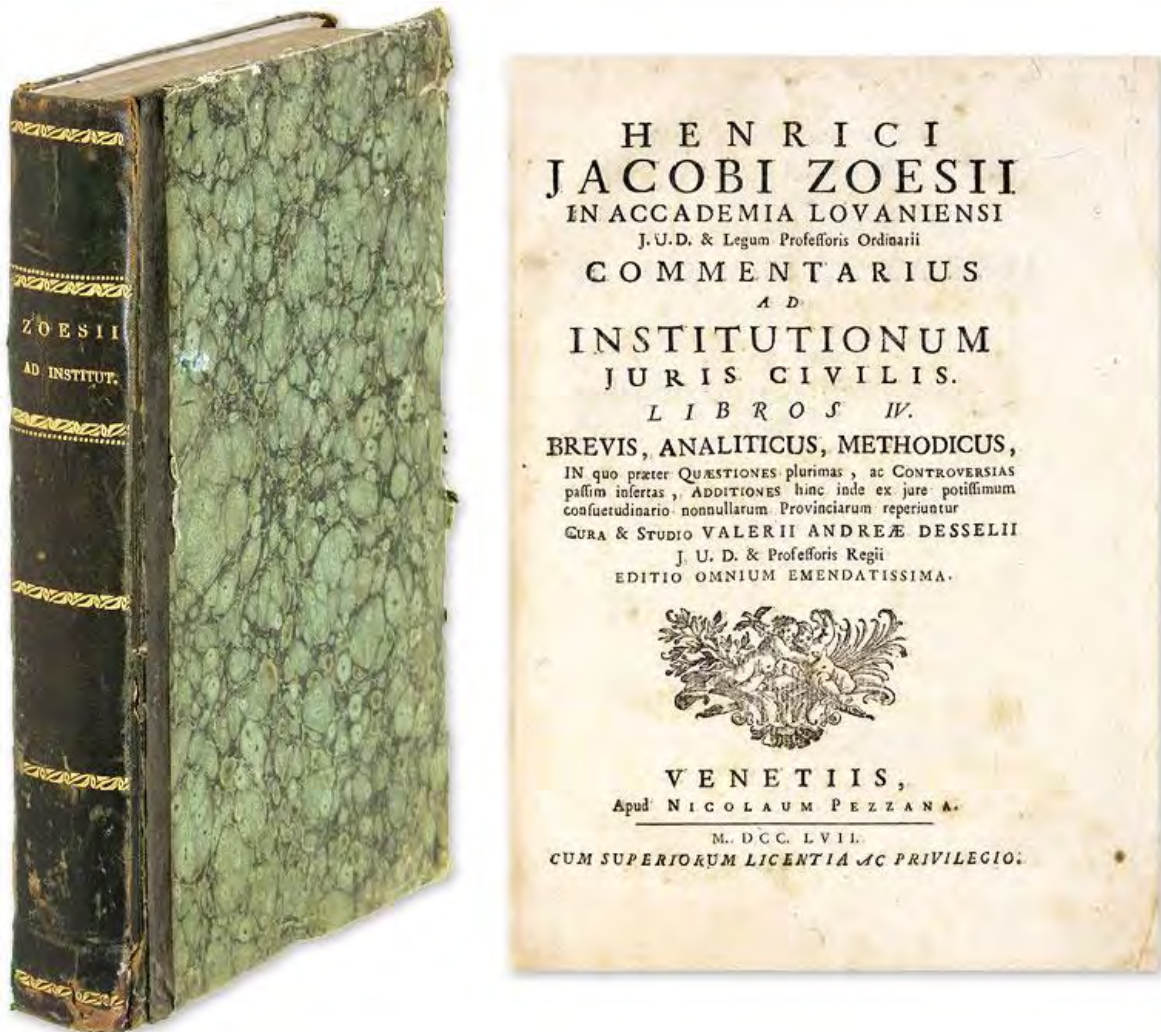
**29. Saumaise, Claude [1588-1653].**

*De Modo Usurarum Liber*. Leiden: Ex Officina Elseviriorum, 1639. [lvi], 891, [93] pp. Octavo (6-1/4" x 4-1/4").

Contemporary vellum with lapped edges, early hand-lettered title to spine. Light staining to binding, spine ends and corners bumped. Title page with Elzevier Solitaire device printed in red and black. Light toning, faint dampstaining to margins in a few places, worm track near upper corner of preliminaries and following 20 leaves with minor loss to text (legibility not affected). Underlining to some passages in an early hand, later annotations to front free endpaper, interior otherwise clean. Ex-library. Bookplate to front pastedown. \$750.

\* Only edition. An interesting treatise of usury and other matters relating to interest rates, principally in Roman and canon law. Saumaise was an *avocat* of the *Parlement* of Paris. OCLC locates 5 copies in North American law libraries (Library of Congress, Social Law, UC-Berkeley, University of Michigan, Yale). Another copy located at George Washington University Law School. Willems, *Les Elzevier: Histoire et Annales Typographiques* 488. [Order This Item](#)





Commentary on the *Institutes* by a Notable Dutch Humanist

30. Zoes, Hendrik [1571-1627].

Andreas, Valerius [1588-1655], Editor.

*Commentarius ad Institutionum Juris Civilis. Libros IV. Brevis, Analiticus, Methodicus, In quo Praeter Quaestiones Plurimas, Ac Controversias Passim Insertas, Additiones hinc Inde ex Jure Potissimum Consuetudinario Nonnullarum Provinciarum Reperiuntur.* Venice: Apud Nicolaum Pezzana, 1757. [viii], 554, [2] pp. Main text in parallel columns. Quarto (10" x 7-1/4").

Contemporary quarter calf over marbled boards, gilt fillets and title to spine, speckled edges. Moderate rubbing to extremities with wear to fore-edges of boards, corners bumped, a few minor scuffs to boards, front joint starting at ends, rear joint cracked, minor worming to hinges, leaf Mm2 (pp. 545-546) detached and mildly edgeworn. Light toning to text, foxing in a few places, internally clean. \$500.

\* Later edition. Zoes was a notable Dutch humanist jurist, later the rector of the University of Louvain. His commentaries on the *Code*, *Digest* and *Institutes* of Justinian and the *Decretals* of Gregory IX were highly regarded works that went through several editions. His commentary on the *Institutes* was first published in 1653. All editions of this work are scarce. OCLC locates 2 copies of our 1757 edition, neither in North America. This edition not in Dekkers. Saporì, *Antichi Testi Giuridici* 1:668. [Order This Item](#)