

RECENT AQUISITIONS & SPECIAL OFFERS

May 5, 2015

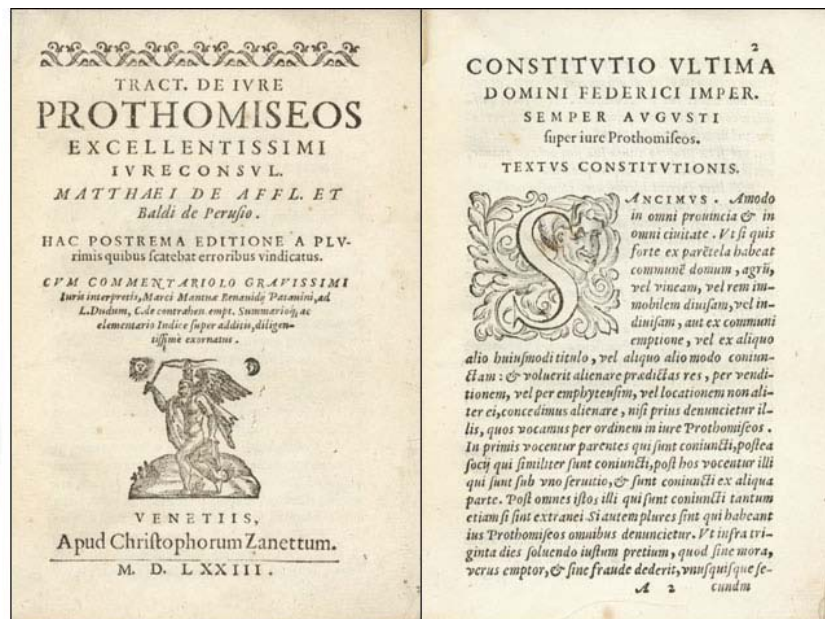


THE
LAWBOOK EXCHANGE
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Recent Acquisitions and Special Offers

5 May 2015



Afflito's Principal Treatise

1. D' Afflito, Matteo [c.1443-c.1523].

Baldus de Ubaldus, Petrus [1327-1406].

Tract. de Iure Prothomiseos. Hac Postrema Editione a Pluribus Quibus Scatebat Erroribus Vindicatus. Cum Commentariolo Gravissimi Iuris Interpretis, Marci Mantuae Benavidii Patavini, ad L. Dudum, C. de Contrahen. Empt. Summarioq, ac Elementario Indice Super Additis, Diligentissime Exornatus. Venice: Apud Christophorum Zanettum, 1573. [iii], 4-108, [8] ff. Octavo (6" x 4").

Contemporary limp vellum. Light soiling, central section of spine, half of front cover and all of front free endpaper lacking, rear pastedown loose, binding secure. Attractive woodcut printer device, head-piece, tail-piece and decorated initials. Occasional light foxing, light browning in a few places, internally clean. \$600.

* Later edition. D'Afflito was an important Italian jurist and royal official. *Tractatus de Jure Protomiseos*, a treatise on preemption, purchase and sale is a commentary on the *Constitutio de Jure Protomiseos* of Holy Roman Emperor Frederick I (Barbarossa) [1122-1190]. One of his principal works, it was first published in 1544 and went through several issues and editions into the eighteenth century. In Zennetti's 1573 edition offered here D'Afflito's treatise is followed by a discussion of the same topic by the great Bolognese commentator Baldus de Ubaldis. KVK locates 3 copies of this edition, OCLC locates 2 (Library of Congress and Penn State University). Adams, *Catalogue of Books Printed on the Continent of Europe, 1501-1600* A318.



Procedure Manual Attributed to Alciati

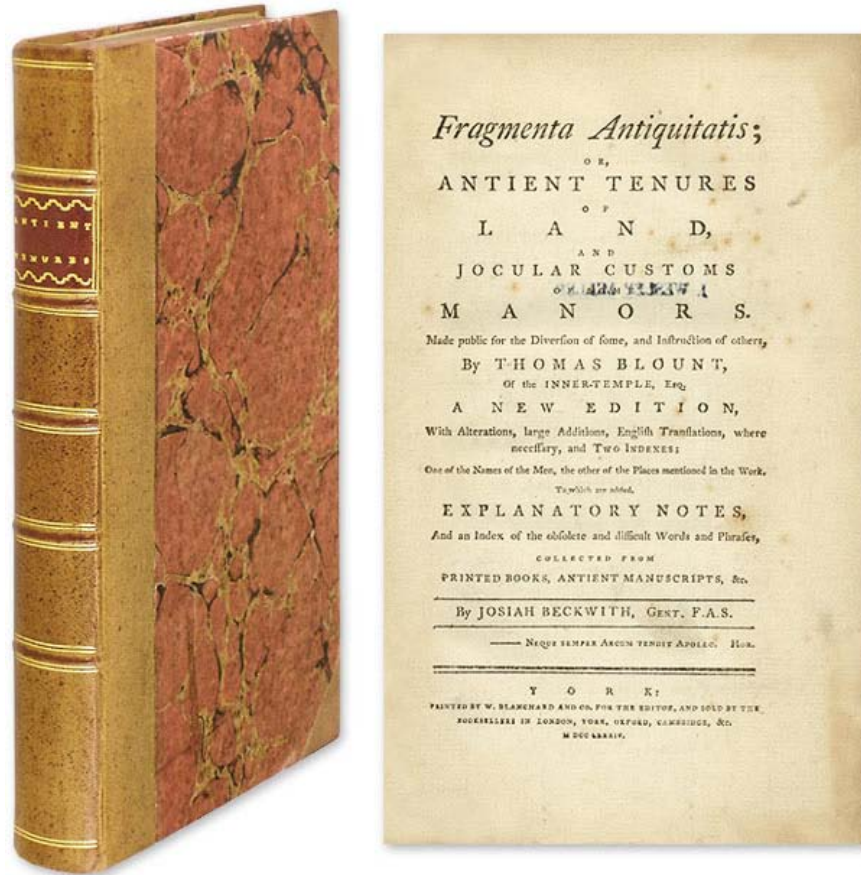
2. Alciati, Andrea[s] [1492-1550], Attributed.

Hegendorph, Christoph [1500-1540], Editor.

Iudicarii Processus Compendiu[m], Atque Adeo Iuris Utrius[ue]; Praxis. Locis tam Multis, Tamq[uam] Insignibus Integritati Suae Restitutus, Fere ut Nov[um], Ac Pene Aliud Opus hoc Nostrum Iudicet, Qui Primo Illi Coloniensi Contulerit. Accessit huc & Iuris Discendi Methodus, & De Artibus Iurisconsulto Futuro Necessariis, Oratio Elegantissima, Authore Christophoro Hegendorphino. Paris: Apud Ioannem Paruum [Chevallon], 1537. [viii], 271 ff. Signatures M and N (ff. 97-104) bound in reverse order. Octavo (6-1/2" x 4").

Contemporary vellum, raised bands and early hand-lettered title to spine, another title to foot of text block in early hand, ties lacking. Light soiling, rubbing to extremities with some wear to spine ends, top edge of front board and corners, a few worm holes to boards and front pastedown, partial crack between text block and rear free endpaper. Attractive crible initials. Toning, faint dampstaining to endleaves and a few text leaves. Early owner signature to foot of title page, annotation in his hand to endleaves, interior otherwise clean. \$1,000.

* Later edition of a work first published in 1530 (one of three imprints issued in 1537, the others in Cologne and Venice). An important Italian humanist and professor of law at Avignon, Bologna, Milan, Padua, Ferrara and Bourges, Alciati was one of the first jurists to base his interpretation of civil law on the history, languages and literature of antiquity, and to conduct original research on the texts rather than merely copy earlier glosses. His work was deeply influential and his services were retained by the kings of France and Spain, as well as by several Italian princes. As one would expect, there was a large market for his works. In addition to those published by Alciati there are several unauthorized publications based on lecture notes compiled by his students. First published in Cologne in 1530, *Iudicarii Processus Compendium*, a treatise on procedure in civil and canon law, appears to fall into this latter category. Some sources say it is not based on Alciati's work and is the work of an anonymous author. It was nevertheless a popular work that went through several editions and issues over the next 30 years. OCLC locates 3 copies of this imprint, 1 in North America (at the University of Iowa). Not in Adams or the USTC.



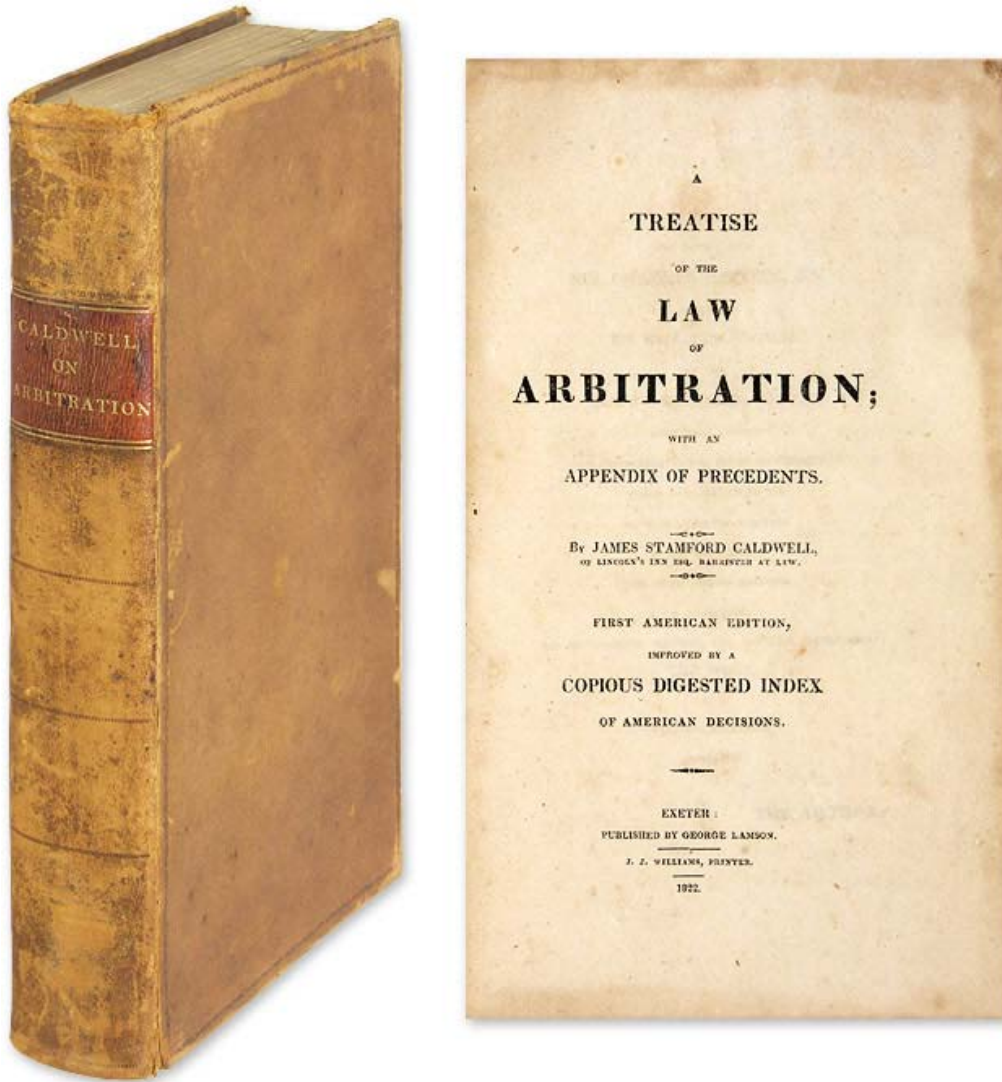
"Meant Both to Amuse and Instruct"

3. Blount, Thomas [1618-1679].

Fragmenta Antiquitatis; or Ancient Tenures of Land, and Jocular Customs of Some Manors. Made Public for the Diversion of Some, and the Instruction of Others, ...With Alterations, Large Additions, English Translations, Where Necessary, and Two Indexes; One of the Names of Men, The Other of Places Mentioned in the Work. To Which are Added, Explanatory Notes, And an Index of the Obsolete and Difficult Words and Phrases, Collected from Printed Books, Ancient Manuscripts, &c. By Josiah Beckwith. York: Printed by W. Blanchard and Co. For the Editor, 1784. xix, [1 errata], 363 pp. Octavo (8" x 5").

Recent period-style speckled calf over marbled boards, gilt-edged raised bands to spine. Later owner inkstamp to bottom edge of text block, verso of title page and a few additional leaves. A very attractive binding. \$200.

* Second edition of a work first published in 1679. Blount's final work, it provides "under the heads of various places in which the land was situate, various curious tenures, and customs of manors, which he had come across in his study of records. It was meant both to amuse and instruct; and it does instruct, because it is a painstaking piece of work, taken from the original authorities, which preserved the memory of many old customs which were rapidly decaying when the book was written.": Holdsworth, *History of English Law* VI:611. An "Index of the Obsolete and Difficult Words and Phrases" is found in this work on pages 358 to 363. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:398 (7).



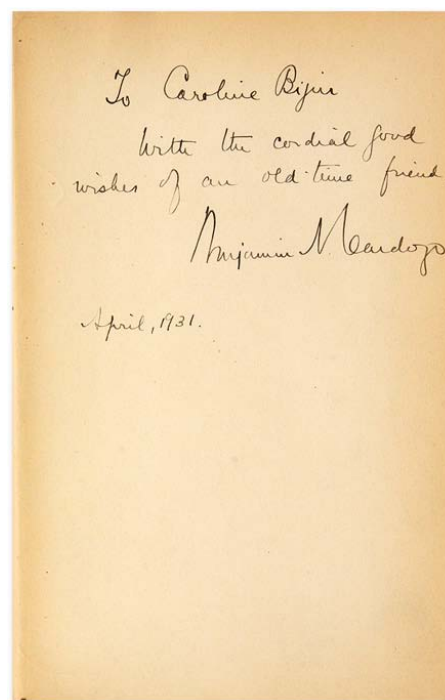
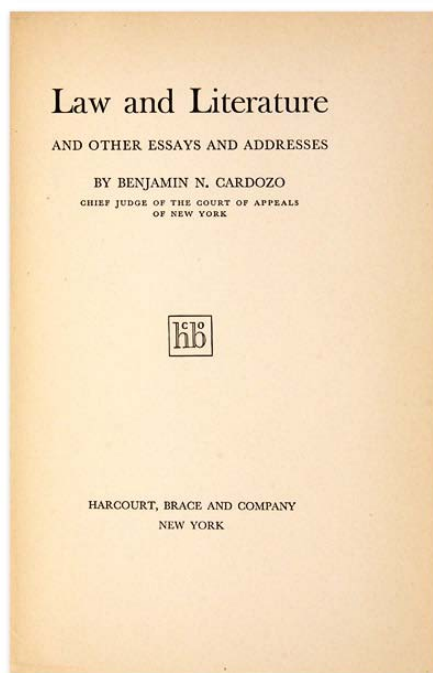
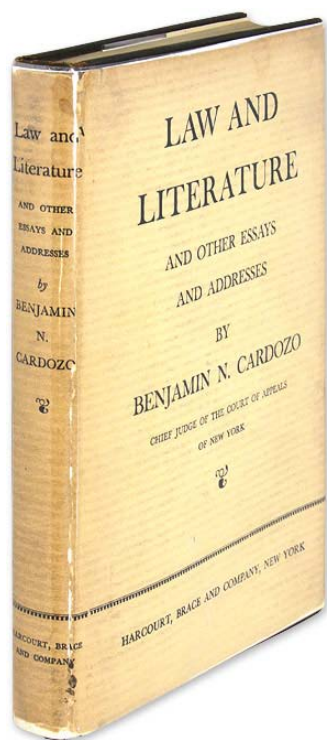
The First Treatise on Arbitration Published in the United States

4. Caldwell, James Stamford [?1786-1858].

A Treatise of the Law of Arbitration; With an Appendix of Precedents. Improved by a Copious Digested Index of American Decisions. Exeter: Published by George Lamson, 1822. xv, 496, [4], 37, [1], xxx pp. Octavo (8-1/2" x 5").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine. Moderate rubbing to extremities, light rubbing and a few minor scuffs to boards, heavier rubbing to spine with light chipping to head, corners bumped and somewhat worn, small worm hole to rear joint. Offsetting to margins of preliminaries and final few leaves, toning to portions of text, internally clean. An appealing copy. \$450.

* First American edition. Based on the first British edition (1817) and enhanced with notes on American cases, this was the first treatise on arbitration published in the United States. Caldwell intended this work to replace Kyd's *A Treatise of the Law of Awards* (1791), which Caldwell felt was out of date. It contains a thorough overview of the subject and provides a large number of precedents. Cohen, *Bibliography of Early American Law* 9098.



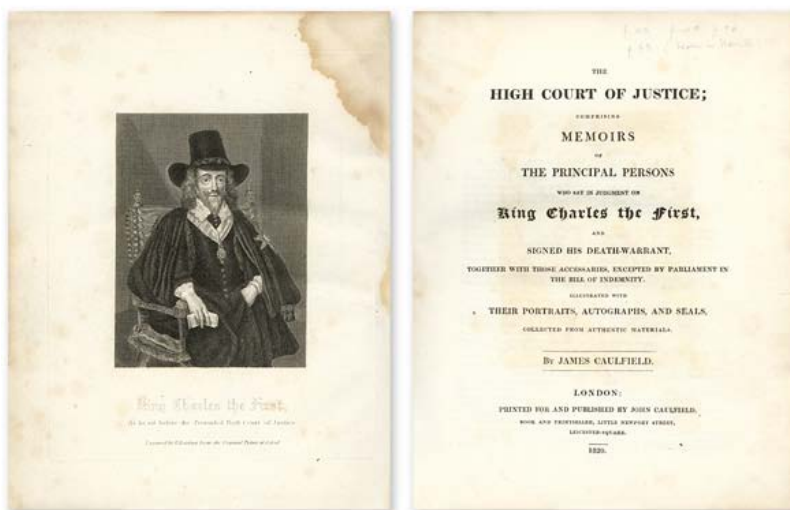
**Inscribed Copy of One of the Most
Important Legal Books of the Twentieth Century**

6. Cardozo, Benjamin N. [1870-1938].

Law and Literature and Other Essays and Addresses. New York: Harcourt, Brace and Company, [1931]. [ix], 190 pp.

Cloth in dust jacket. Moderate shelfwear and a few minor dampstains to cloth, moderate soiling and edgewear to dust jacket, folds mended on verso with archival tape, which is preserved in a Mylar jacket. Inscription signed "Benjamin N. Cardozo" in bold hand to front free endpaper, internally clean. \$1,500.

* First edition. The inscription reads: "To Caroline Bijur/ with the cordial good/ wishes of an old-time friend./ Benjamin N. Cardozo/ April, 1931." One of the most important legal books published in the twentieth century, it changed the way lawyers thought about the law. "It has remained for Judge Cardozo to give us the first real analysis of the literature of the bench. Himself one of America's outstanding judicial stylists, he brings to this task the rare combination of legal and literary learning, and our only loss is that we are foreclosed from an analysis of the judge's own decisions." (Garfinkel). Bijur [1883-1964], the daughter of a prominent New York lawyer, worked for several charities and civic organizations. John H. Garfinkel, *California Law Review* 19 (1930-31) 654.



With 24 Copperplates

7. Caulfield, James [1764-1826].

The High Court of Justice; Comprising the Memoirs of the Principal Persons Who Sat in Judgment on King Charles the First, and Signed His Death-Warrant, Together With Those Accessories, Excepted by Parliament in the Bill of Indemnity. Illustrated With Their Portraits, Autographs, and Seals, Collected From Authentic Materials. London: Printed For and Published by John Caulfield, 1820. xi, 112, [4]. Engraved portrait frontispiece, 23 plates. Quarto (10-1/2" x 8").

Contemporary three-quarter morocco over marbled boards, gilt spine. Light rubbing to spine ends and corners with negligible wear. Light toning to text, minor foxing in a few places, dampstaining to upper corners of frontispiece, title page and final few leaves, images and text not affected. A very good copy in a lovely binding. \$250.

* Only edition. A collection of brief biographies and portraits of the judges who sent Charles I to the scaffold. A staunch Monarchist, Caulfield offers an unabashedly partisan perspective. An interesting feature of each portrait plate, which has a border featuring the skull and crossbones, chains, beheading axes, execution scenes and the Tower, is a caption that states the unpleasant demise of each Regicide. Caulfield seems pleased to report that most were executed, imprisoned or exiled. *British Museum Catalogue* (Compact Edition) 5:230.



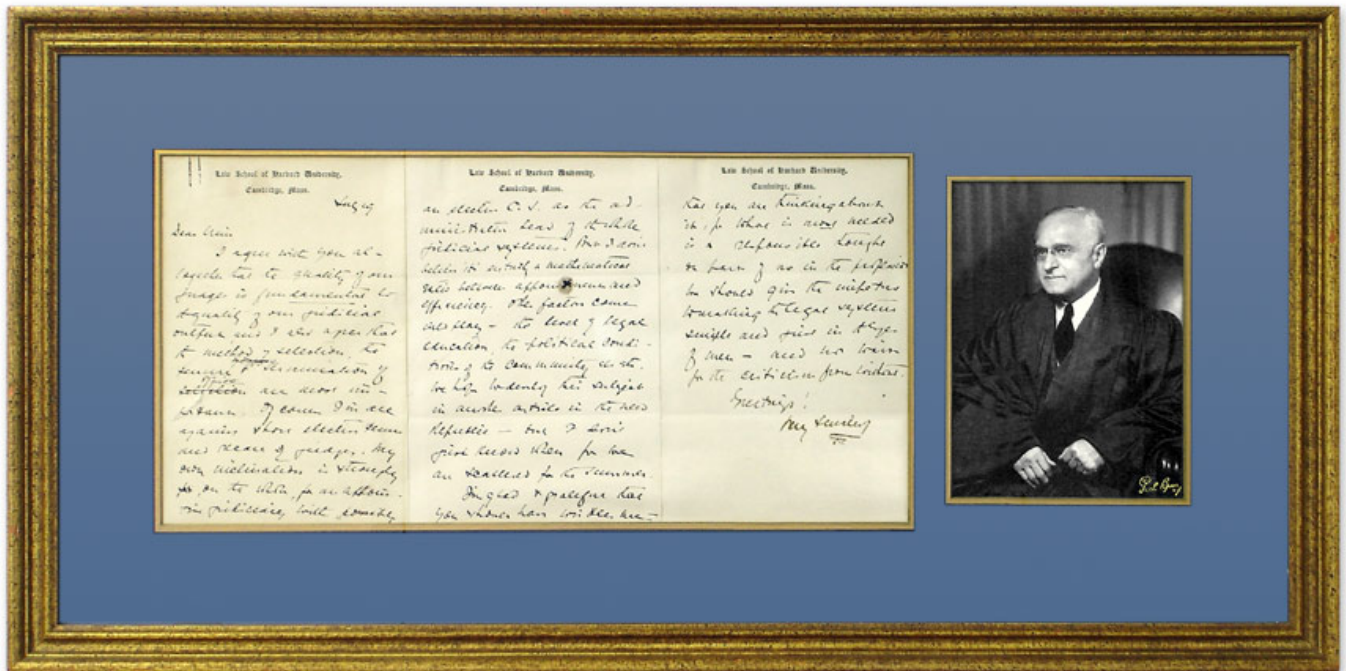
Darrow Attends the 1932 Democratic National Convention

8. Darrow, Clarence [1957-1938].

[9" x 7" Black-and-White Press Portrait Photograph of Darrow at the 1932 Democratic National Convention]. [Chicago: Acme Newspictures, June 25, 1932].

Negligible edgewear, stamps, annotations and tipped-in caption to verso. \$150.

* The caption reads: "SIDELIGHTS ON THE CONVENTION. Pictured above are three prominent men attending the Democratic convention in Chicago, Ill. and pictured as they chatted in the lobby of the Congress Hotel, Chicago, Ill. Left to right, Roy W. Howard of the Scripps-Howard Newspapers; Clarence Darrow, noted attorney; and Senator Burton K. Wheeler of Montana."



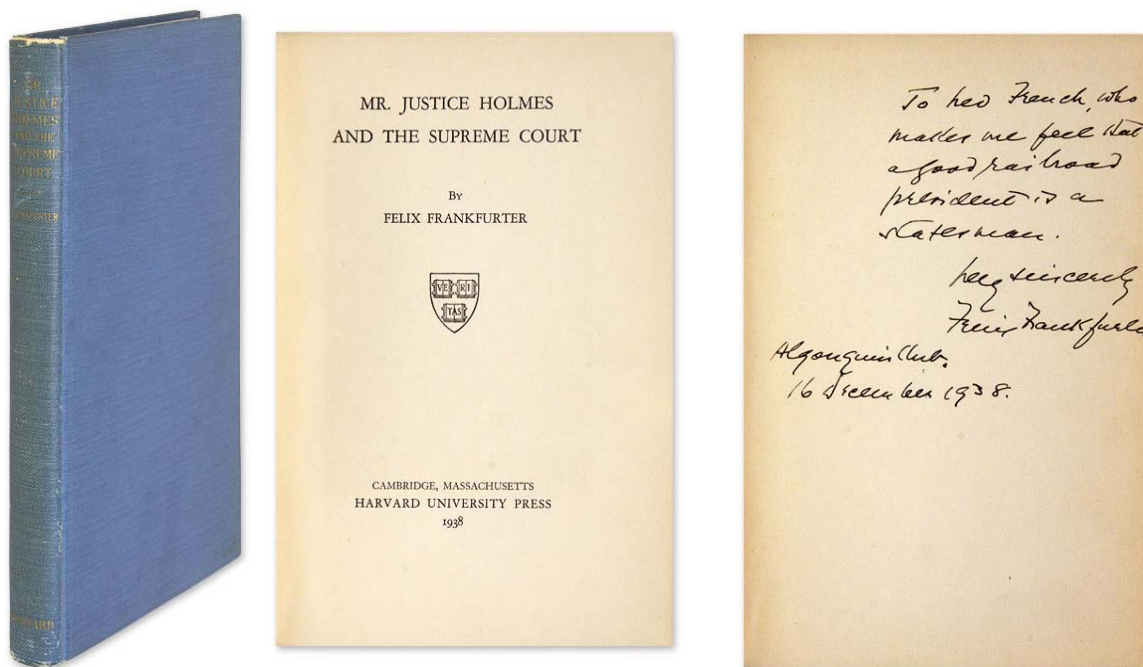
Frankfurter ALS With Interesting Content Concerning Judges

9. Frankfurter, Felix [1882-1965].

[Autograph Letter, Signed, On Harvard Law School Letterhead, Signed F.F. and Dated Sept. 19] c.1935.

Three-page letter on three 5" x 8" and 5" x 7" portrait photograph of Frankfurter in judicial attire in attractively matted 28" x 14" glazed frame. \$1,250.

* In this interesting letter to an unidentified recipient Frankfurter shares his thoughts on the judicial system and elected judges. "I agree with you altogether that the quality of our judges is fundamental to the quality of our judicial output and I also agree that the method & selection, the tenure & termination of office are most important. Of course I am all against short election terms and recall of judges. My own inclination is strongly, on the whole, for an appointive judiciary particularly with, possibly, an elected C.J. as the administrative head of the whole judicial system..." Frankfurter was a professor at Harvard Law School from 1914 to 1939.



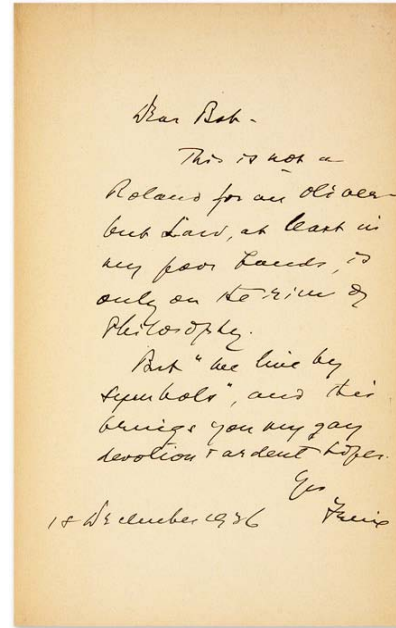
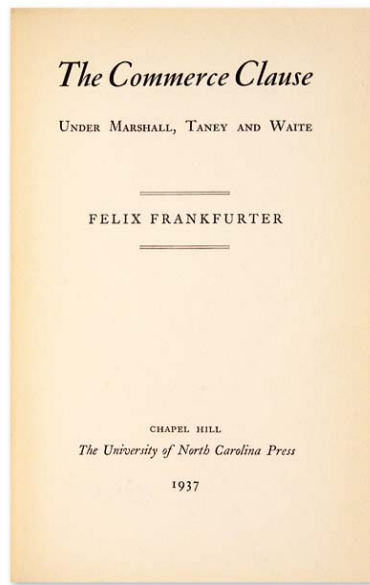
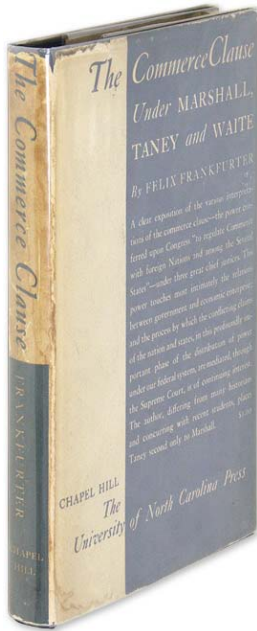
Inscribed by Frankfurter

10. Frankfurter, Felix.

Mr. Justice Holmes and The Supreme Court. Cambridge: Harvard University Press, 1938. 137 pp. Frontispiece.

Original, gilt title to spine. Light rubbing to extremities, light fading to spine, some fraying to spine ends. Author inscription front free endpaper signed "Felix Frankfurter" in bold hand, interior otherwise clean. \$600.

* First edition. The inscription reads: "To Ned French, who/ makes me feel that/ a good railroad/ president is a/ statesman./ Yours sincerely/ Felix Frankfurter/ Algonquin Club/ 16 December 1938. *Mr. Justice Holmes* is one of Frankfurter's finest statements of his admiration for Holmes. This and other books did much to establish Holmes's posthumous reputation.



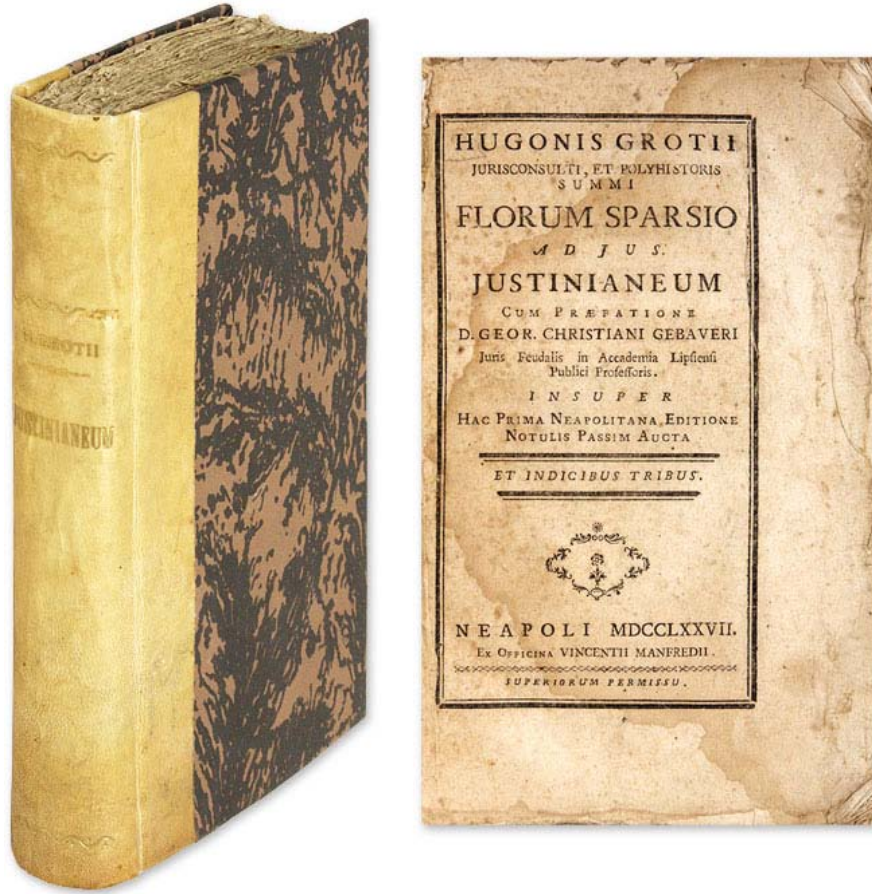
With a Warm Inscription

11. Frankfurter, Felix.

The Commerce Clause Under Marshall, Taney and Waite. Chapel Hill: The University of North Carolina Press, 1937. 114 pp.

Lightly shelfworn cloth in moderately worn and lightly edgeworn and moderately soiled dust jacket, faint dampstaining to rear panel. Warm author inscription, most likely to Robert H. Jackson, signed "Felix," interior otherwise clean. \$1,250.

* First edition. The inscription reads: "Dear Bob/ This is not a Roland for an Oliver, but law, at least in my poor hands, is only on the river of philosophy./ But 'we live by symbols,' and this brings you my gay devotion & ardent hopes./ Yrs/ Felix/ 18 December 1936." "Bob" is probably Robert H. Jackson [1894-1954], one of Frankfurter's closest friends. In 1936 Jackson was the assistant attorney general heading the Tax Division of the Department of Justice. He was attorney general from 1937 to 1941 and an associate justice of the Supreme Court from 1941 to 1954.



Excerpts from Roman Law Selected by Grotius

12. Grotius, Hugo [1583-1645].

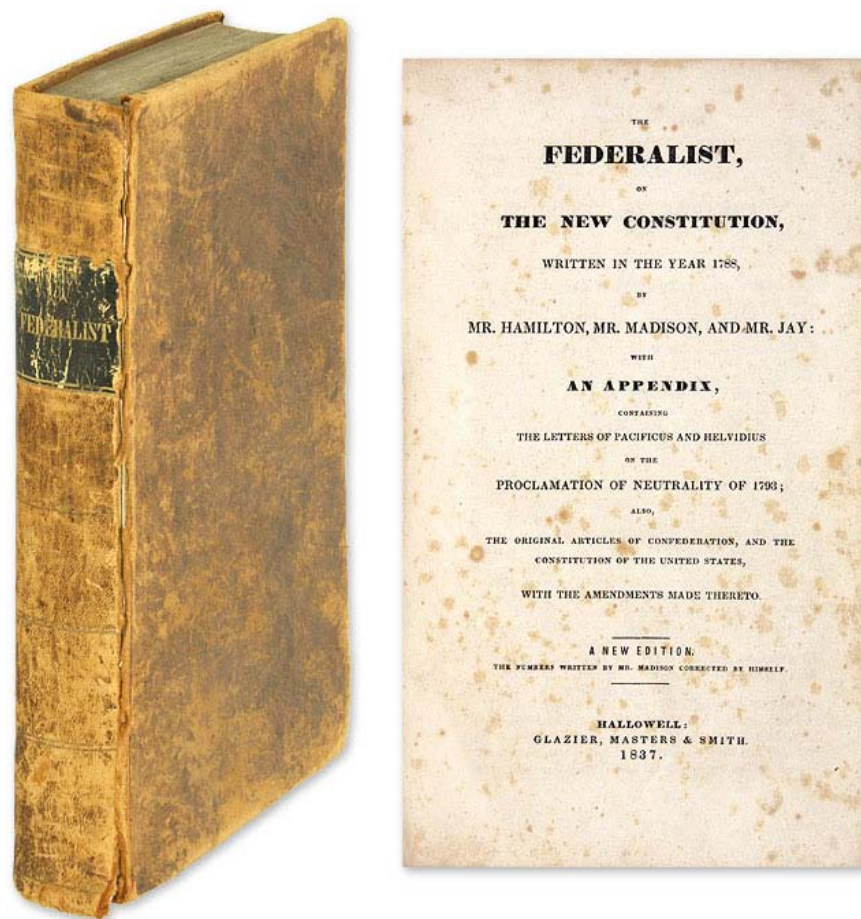
Gebauer, Georg Christian [1690-1773].

[Somma, Gabriele, Notes].

Florum Sparsio ad jus Iustinianeum, 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").

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. \$1,750.

* 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 2 copies in North America (Library of Congress, UC-Berkeley Law School). Ter Meulen and Diermanse, *Bibliographie de Grotius* 795.



Early Edition of *The Federalist*

13. Hamilton, Alexander [1755-1804].

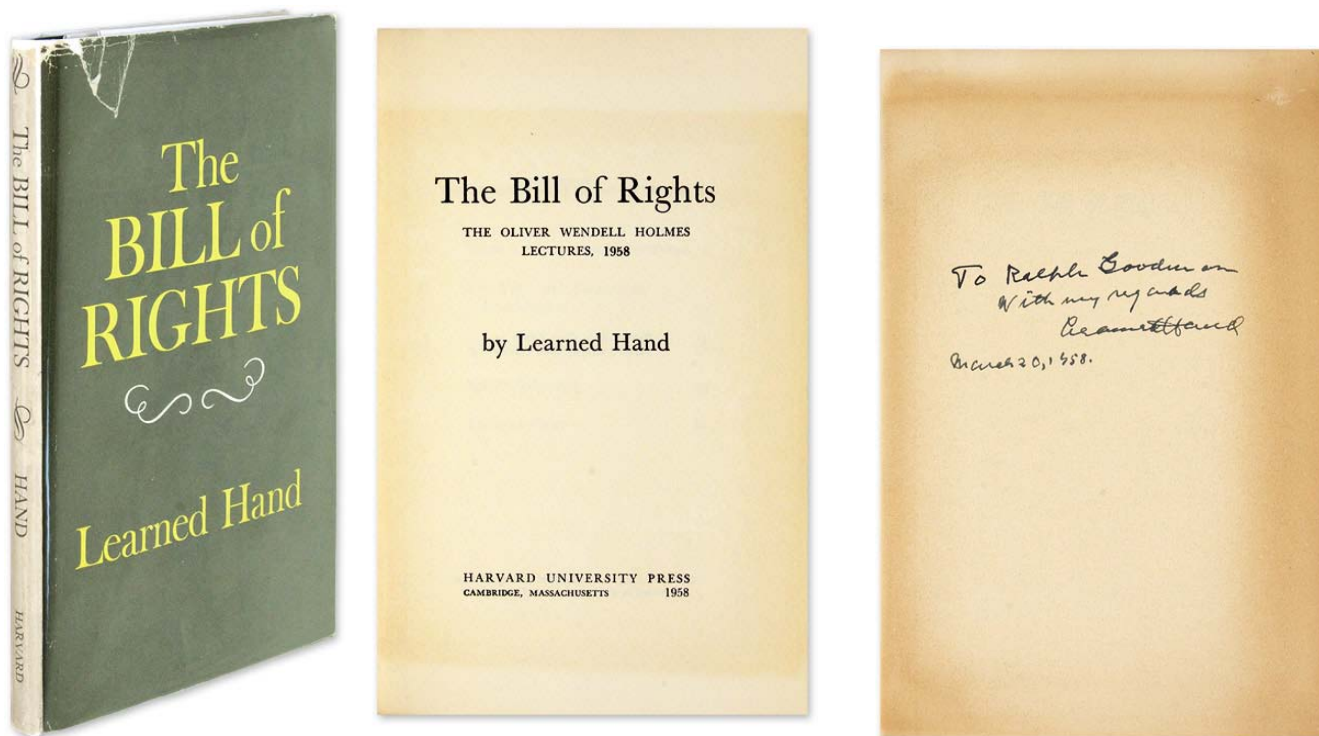
Madison, James [1751-1836].

Jay, John [1745-1829].

The Federalist, or The New Constitution, Written in the Year 1788, by Mr. Hamilton, Mr. Madison, and Mr. Jay: With an Appendix, Containing the Letters of Pacificus and Helvidius on the Proclamation of Neutrality of 1793; Also, The Original Articles of Confederation, and the Constitution of the United States, With the Amendments Made Thereto. A New Edition. The Numbers Written by Mr. Madison Corrected by Himself. Hallowell, ME: Glazier, Masters & Smith, 1837. 500 pp. Octavo (9" x 5-1/4").

Contemporary sheep, gilt fillets to spine, with lettering piece. Moderate rubbing, front board beginning to separate, rear hinge starting. Toning, occasional light foxing, offsetting to small section of pp. 324 and 325 from laid-in newspaper clipping. Early owner signature (of J.A. Ackley) to front pastedown, interior otherwise clean. \$400.

* Later edition. With index and the text of the U.S. Constitution. Of the eighty-five essays John Jay wrote numbers 1-5 and 54, Madison wrote numbers 10, 14, and 37-48. Numbers 18-20 were written by all three. The remaining 50 were written by Hamilton. The essays aimed to encourage ratification of the proposed constitution by New York State, but were immediately recognized as the most compelling commentary on the most radical form of government the world had yet seen. The present item follows the text of the 1818 Gideon edition, which was the first to contain Madison's notes and corrections. The author of each essay is indicated. Cohen, *Bibliography of Early American Law* 2818.



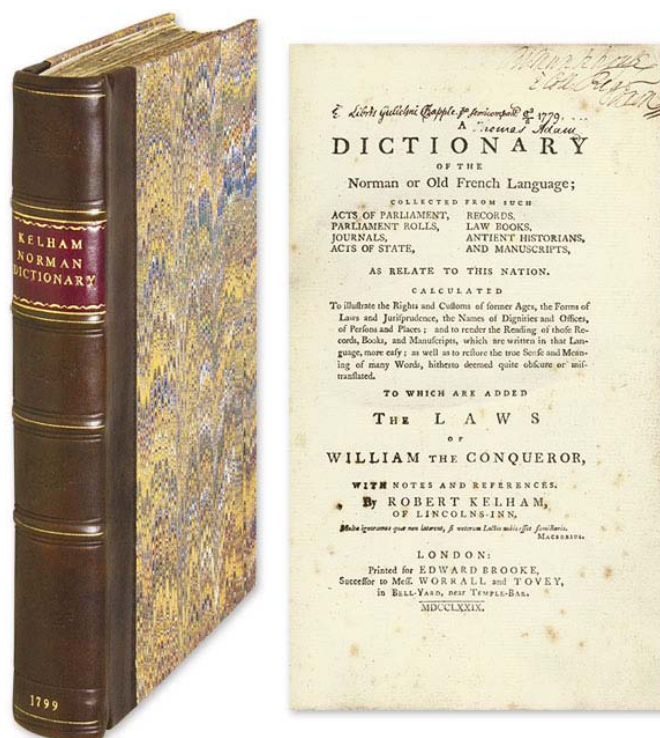
Inscribed by Learned Hand

14. Hand, Learned [1872-1961].

The Bill of Rights. Cambridge: Harvard University Press, 1958. v, 82 pp.

Cloth very good in moderately worn dust jacket with lightly soiled rear panel. Author inscription to front free endpaper in bold hand, internally fresh. \$1,500.

* First edition. The inscription reads To Ralph Goodman/ With my regards/ Learned Hand/ March 20, 1958. The published version of the Oliver Wendell Holmes Lectures delivered at Harvard University in 1958, this influential book discusses the propriety of judicial efforts to expand the scope of the first ten amendments. It has three chapters, "When a Court Should Intervene," "The Fifth and Fourteenth Amendments" and "The Guardians."



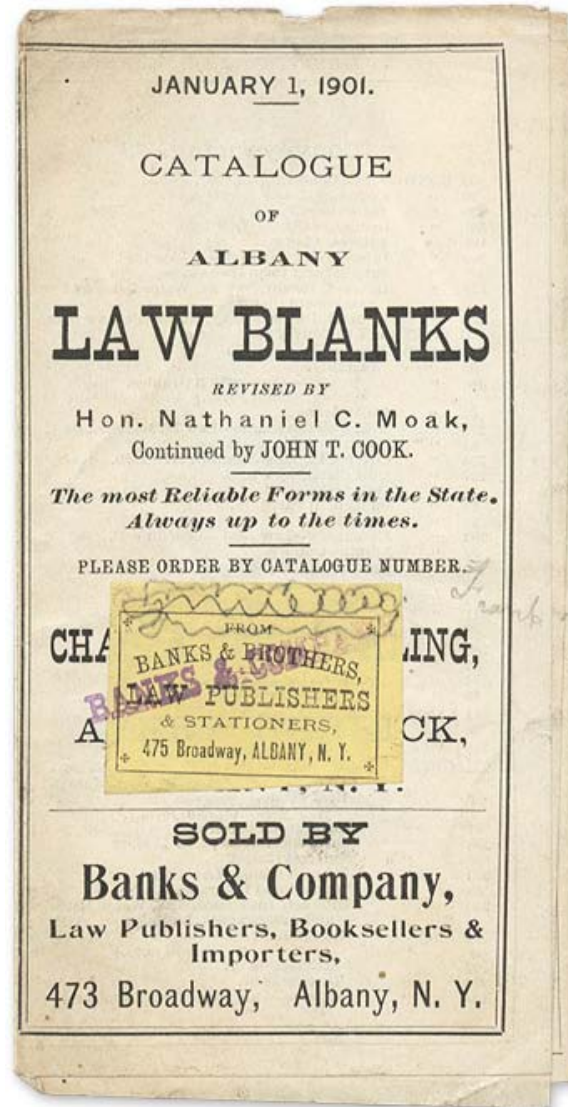
Pioneering Law-French Dictionary and Treatise on Early Anglo-Saxon Laws

15. Kelham, Robert [1717-1808].

A Dictionary of the Norman or Old French Language; Collected From Such Acts of Parliament, Parliament Rolls, Journals, Acts of State, Records, Law Books, Antient Historians, Acts of State, and Manuscripts, as Relate to This Nation. Calculated To Illustrate the Rights and Customs of Former Ages, the Forms of Laws and Jurisprudence, the Names of Dignities and Offices, of Persons and Places; and to Render the Reading of Those Records, More Easy; As Well as Restore the True Sense and Meaning of Many Words, Hitherto Deemed quite Obscure or Mistranslated. To Which are Added The Laws of William the Conqueror, With Notes and References. London: Printed For Edward Brooke, 1779. viii, 259, [1]; xii, 88 [i.e. 90] pp. Two parts in one book with individual title pages and paginations. Octavo (8-1/4" x 5").

Recent period-style quarter calf over marbled boards, raised bands and lettering piece to spine, untrimmed edges, endpapers renewed. Toning, light foxing to a few leaves, some soiling to title page and verso of final index leaf. Early owner signatures (of Thomas Adam, William Chapple and one other that is illegible) to head of title page, hand, interior otherwise clean. A handsome copy. \$450.

* First edition. This pioneering work was not superseded until the twentieth century. In 1843 it was reprinted and appended to Bouvier's *Law Dictionary*. The second part containing the laws of William the Conqueror is printed in three columns containing the text in Norman, Latin translations by a Dr. Wilkins and English translations by Kelham. "Though far from complete, it is the best work of the Kind": Marvin, *Legal Bibliography* 435. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:9 (35).



Pocket-Sized Catalogue of an Albany Legal Publisher

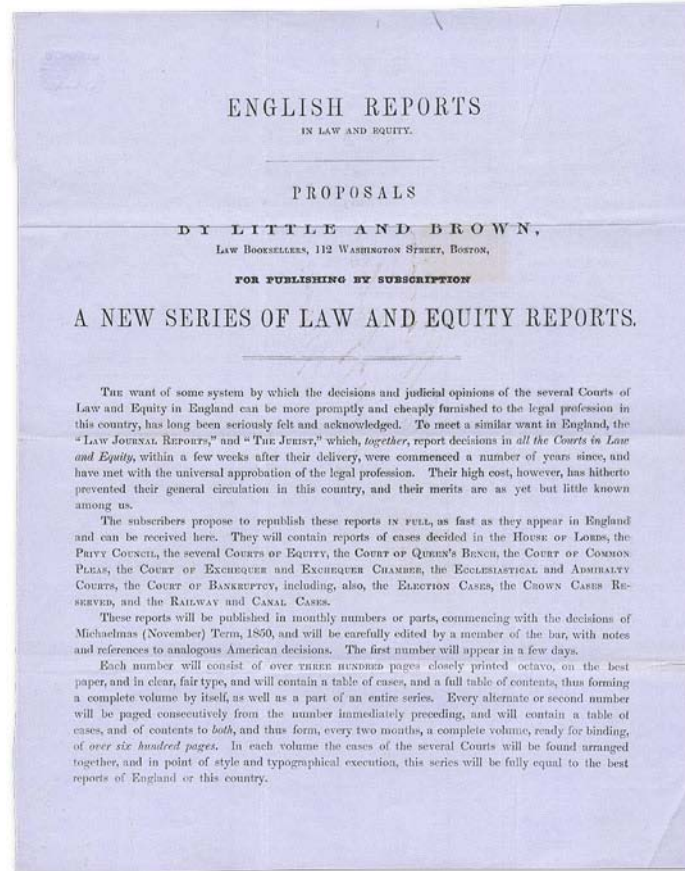
16. [Legal Publishing].

Banks & Company.

Catalogue of Albany Law Blanks Revised by Hon. Nathaniel C. Moak, Continued by John T. Cook. The Most Reliable Forms in the State. Always Up to the Times. Albany, NY: Banks and Company, January 1, 1901. 8 pp. 12mo. (6" x 3").

Single leaf folded to form 8-page brochure, light soiling and edgewear, early owner signature and bookseller ticket to first page. An interesting item. \$100.

* Organized for quick reference, this catalogue offers forms under the following headings: Conveyancing, Foreclosure of Mortgage, Imprisoned Debtor, Highway Blanks, Sale of Infants' Estates, Summary Proceedings to Remove Tenant, Supplementary Proceedings and Justices' Court.



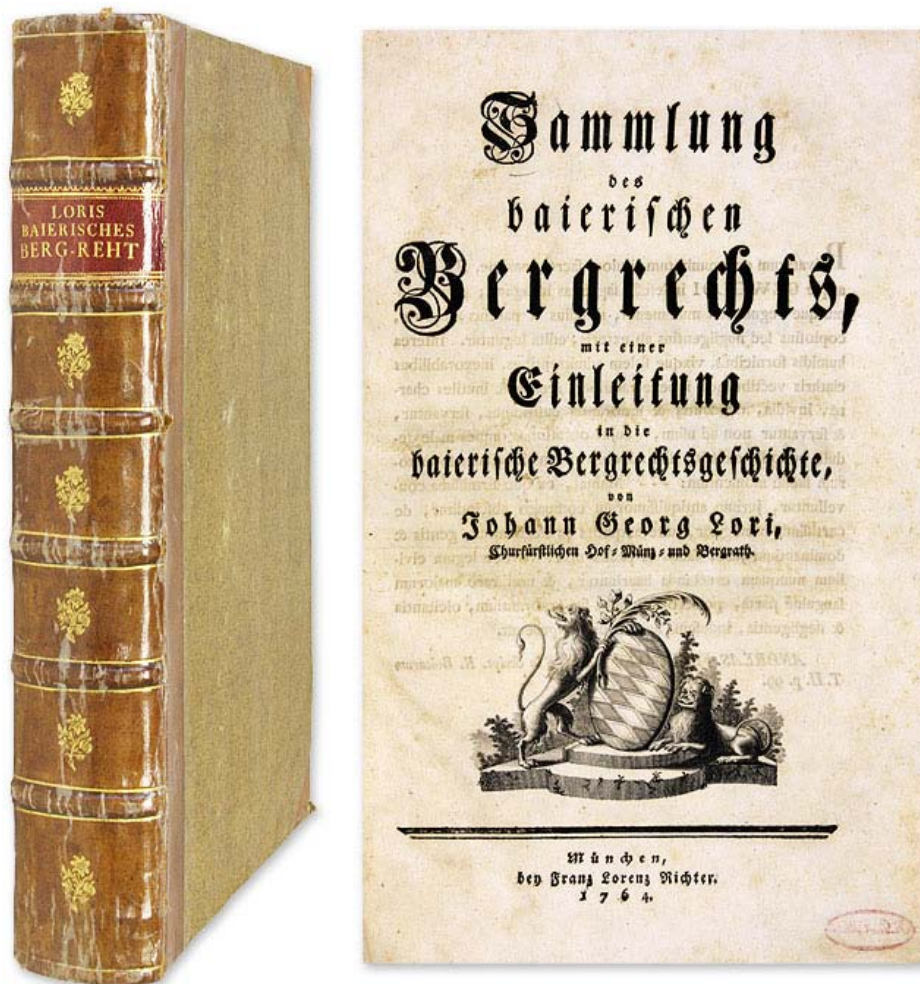
Little & Brown Seek Subscribers for a New Series of Law Reports

17. [Legal Publishing].

Little & Brown.

[*Subscription Prospectus for English Reports in Law and Equity*]. Boston: [Little & Brown]: March, 1851. Single 10" x 7-3/4" sheet, text to both sides. Light shelfwear, horizontal and vertical fold lines, contemporary annotations to foot of verso. A remarkably well-preserved item. \$200.

* This prospectus would have been folded, sealed, addressed and mailed to a potential buyer. It promises "a new series of English Law and Equity Reports, which shall, in all respects, be far in advance of any other reprint of English Reports in this country, and which shall furnish to the American lawyer the decisions of Westminster Hall, nearly two years before they could otherwise be obtained, and long before the publication of the contemporaneous decisions of most of our tribunals." This was a successful pitch: publication commenced in 1851.



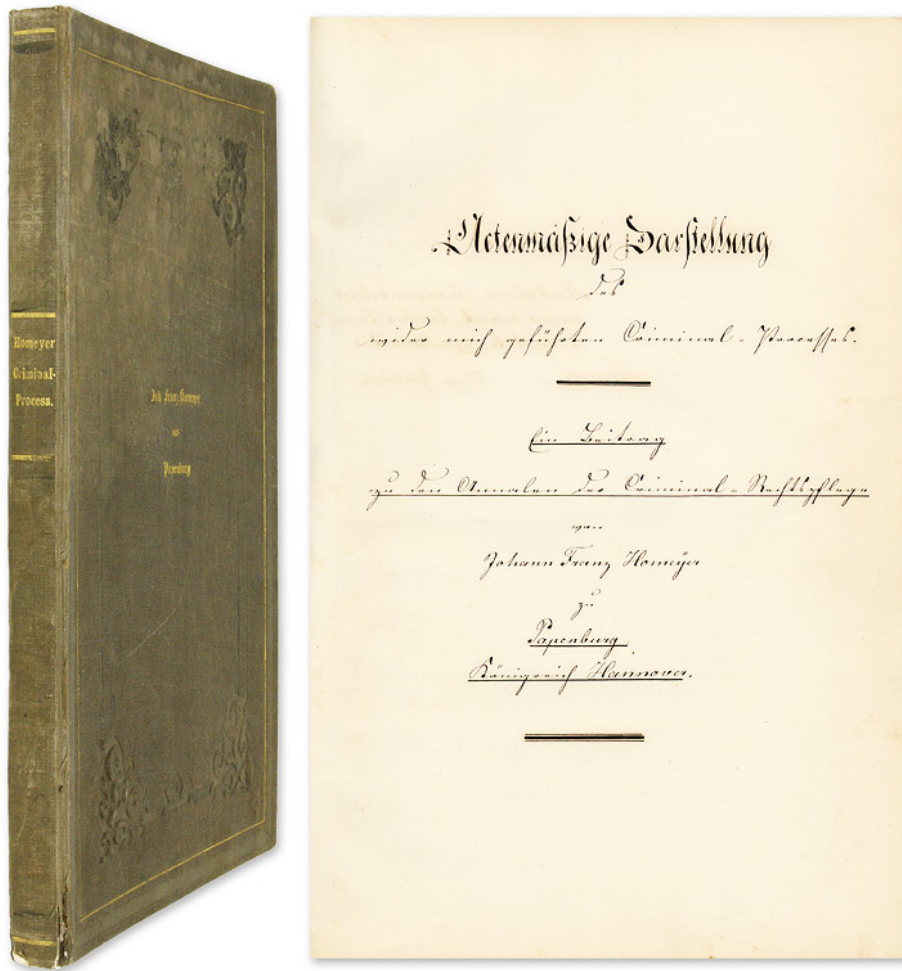
Early Bavarian Mining Laws

18. Lori, Johann Georg von [1723-1787].

Sammlung des Baierischen Bergrechts, Mit Einer Einleitung in die Baierische Bergrechtsgeschichte. Munich: Bey Franz Lorenz Richter, 1764. [viii], cxx, [xvi], 647 pp. Majority of text in parallel columns. Folio (13-1/4" x 8-1/4").

Contemporary three-quarter calf, with later shellacking, over speckled boards, raised bands, lettering piece and gilt ornaments to spine, speckled edges, ribbon marker. Light rubbing to boards and extremities, corners bumped and lightly worn, shellac flaking along joints and center of spine. Attractive woodcut title vignette, head-pieces, tail-pieces and decorated initials (depicting cherubs engaged in mining activities). Some toning to text, small early owner inkstamp to verso of title page, internally clean. Ex-library. Bookplate to front pastedown. \$1,500.

* Only edition. Bavarian mines were an important source of salt, graphite and iron from the middle ages to the mid-twentieth century. Lori's collection of Bavarian mining laws, arranged chronologically from 1285 to 1760 is both a legal and a historical work. The work begins with a brief treatise on Bavarian mining law and concludes with a well-organized index. Lori, a state official, was a Hof-Muenz-und Bergrath in the Kingdom of Bavaria. OCLC locates 4 copies in North America, 3 in law libraries (Harvard, UC-Berkeley, Yale). *Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 18. Jahrhunderts* 10200630.



**Mid-Nineteenth Century German
Lecture Notes on Criminal Procedure**

19. [Manuscript].

Homeyer, Johann Franz.

[*A Course of Lectures in Criminal Procedure (Criminal-Process)*]. Papenburg, [1851]. 193 pp. Folio (12-3/4" x 8-1/4").

Contemporary cloth, blind frames and gilt rules to boards and spine ends, gilt titles to front board and spine. Moderate rubbing to extremities with some fraying to spine ends, corners and joints, light dampstaining to boards, crack in text block between pp. 16 and 17. Text to rectos and versos of most leaves in neat calligraphic script. Light toning to interior. A handsome manuscript. \$1,500.

* With a detailed table of contents. This is a carefully written fair copy by an anonymous student or scribe based on a set of lectures at the University of Papenburg by Homeyer. It covers the principal topics of criminal procedure (in the context of the local legal systems). Inherently interesting, this item is also worthy of careful study due to its insight into contemporary debates on the reform of criminal law in the German states and elsewhere.



Criminal Law in Seventeenth-Century Milan

20. [Milan].

Carpani, Orazio [1496-1595].

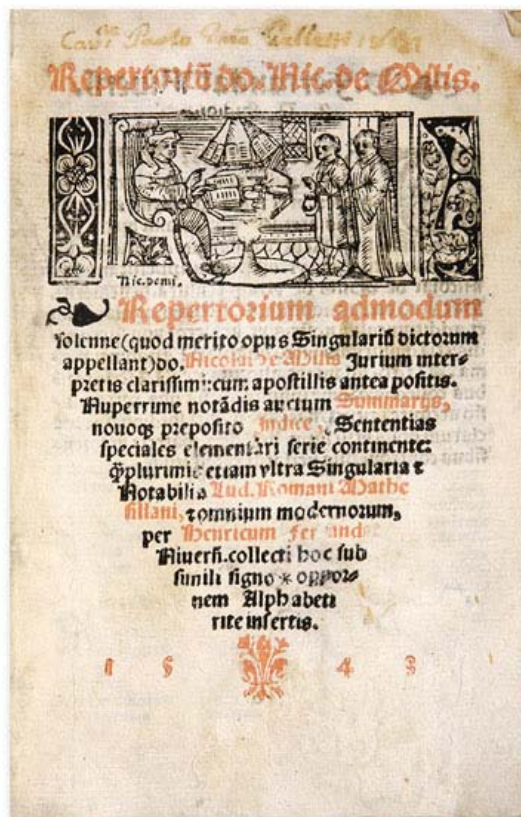
[Benedetto, Somasco, Editor].

Ruginello, Giulio C. [d. 1628], Notes.

In Quatuor Insigniores, Novarum Mediolani Constitutionum Nempe Homicida, Quicunque, Collegijs, De Poenis, Omnium, De Iur. & Privil. Fisci. Doctissimi Commentarii, Cum Novis Adnotationibus Collectis ex Plurimis Gravissimorum Virorum Codicibus Manuscriptis per Iulium Caesarem Ruginellum I.C. Mediolan. His Accesserunt Diversorum I.C. Comment. Tract. et Allegat. In Quibus Omnibus Exactissime Declarantur Materiae: Homicidiorum Omnium, Ac Auxilij ad ea., Prohibitae Alienationis in Forensem, Confiscationis, Sive Publicationis Bonorum, Dationis in Solutum, Iuxta Aliud Decretum dd. Constitut, Prohibitae Conversationis cum Bannitis, Interpretationis Proclamatum, & Excusationum a Poenis Homicidij, & Aliorum Criminum, Cum Summarijs, & Indice Locupletissimo. Cum Privilegijs, Et Superiorum Licentia. Milan: Ex Typographia Benedicti Somaschi, 1608. [xxxii], 292 pp. Main text in parallel columns. Folio (12" x 8").

Later marbled boards, endpapers renewed. Moderate rubbing to extremities with some wear to spine ends and joints, corners bumped and somewhat worn, hinges partially cracked. Title page, with large woodcut printer device, printed in red and black, woodcut decorated initials. Light toning, somewhat heavier in places, light foxing to a few leaves, some edgewear and soiling to endleaves, light soiling to title page, internally clean. Ex-library. Small inkstamps to title page and a few other leaves. \$750.

* Second edition. Carpani was the author of several commentaries on the laws of Milan. His commentary on Milan's criminal law, and its relation to canon law, was first published in 1583. Punishments are also discussed. A durable work, it went through three later editions, the last in 1646. Our 1608 edition is enhanced by notes by Ruginelli and additional commentary by "diversorum I.C.": Giulio Cesare Giussani, Giovanni Battista Cavazza, Pietro Cantone, Girolamo Saraceni and Claudius Vacarius. This is a rare title, especially in North America. Counting all editions, OCLC locates 4 in North America, 2 in law libraries: Library of Congress, which was a 1583 edition, and UC-Berkeley, which has one from 1609. This edition not in the *British Museum Catalogue*.



Venerable Alphabetically Digested Handbook on Canon Law

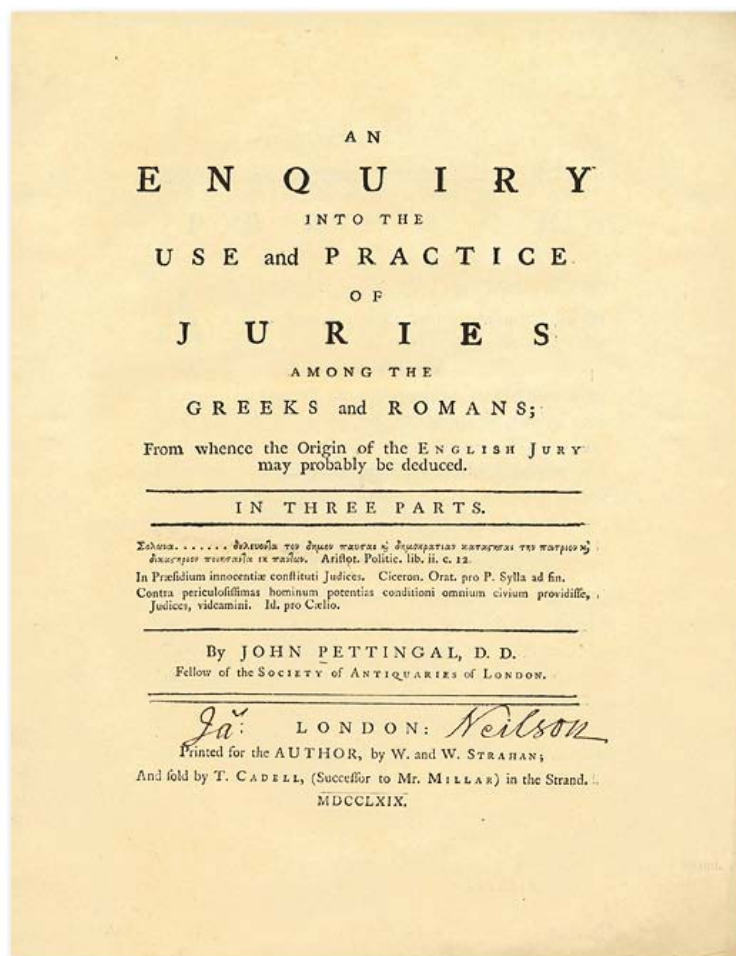
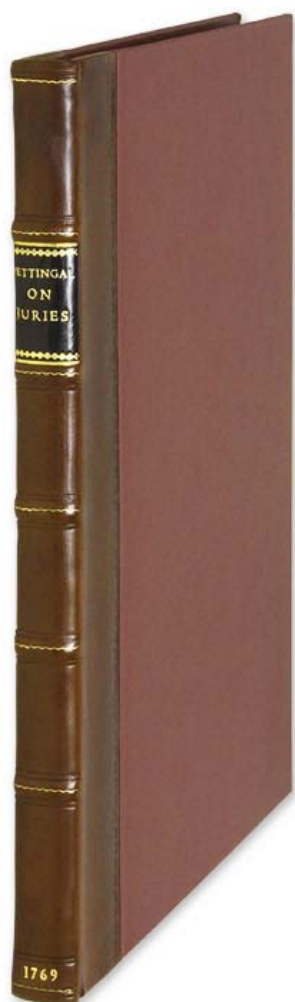
21. Milis, Joannes Nicolaus de [15th C.].

Ferrandat, Henri, Editor.

[*Repertorium Aureum*] *Repertorium Aureum do Nicolai de Milis, Repertorium Admodum Solenne (Quod Merito Opus Singulariu[s] Dictorum Appellant...* [Lyons: Jacques Giunta and Jean Flajollet], 1543. [xvi], 396 ff. Octavo (5-1/2" x 3-3/4").

Contemporary limp vellum, early calligraphic title to spine, endpapers renewed, thong ties lacking. Moderate soiling and a few minor inkstains to covers, spine darkened, chipping to spine ends. Title page, with handsome large vignette and Giunta device, printed in red and black, large Giunta device to verso of final leaf, woodcut decorated initials. Some toning, faint staining in a few places, internally clean. A nice copy. \$2,950.

* Written in the early fifteenth century and first printed in Rome around 1471, this work was issued with various titles but is generally known as the *Repertorium Juris Canonici* or *Repertorium Aureum*. Arranged alphabetically by topic, it is a venerable handbook on canon law for clerics. The identity of the author is uncertain, but most sources attribute authorship to Niccolo di Milis, a 15th-century Franciscan friar from Sardinia. It went through numerous editions, but all are scarce today. OCLC locates 3 copies of this imprint, 1 in North America (at George Washington University Law School). Schulte, *Die Geschichte der Quellen und Literatur des Canonischen Rechts* 2:299. Baudrier, *Bibliographie Lyonnaise* XII:434.



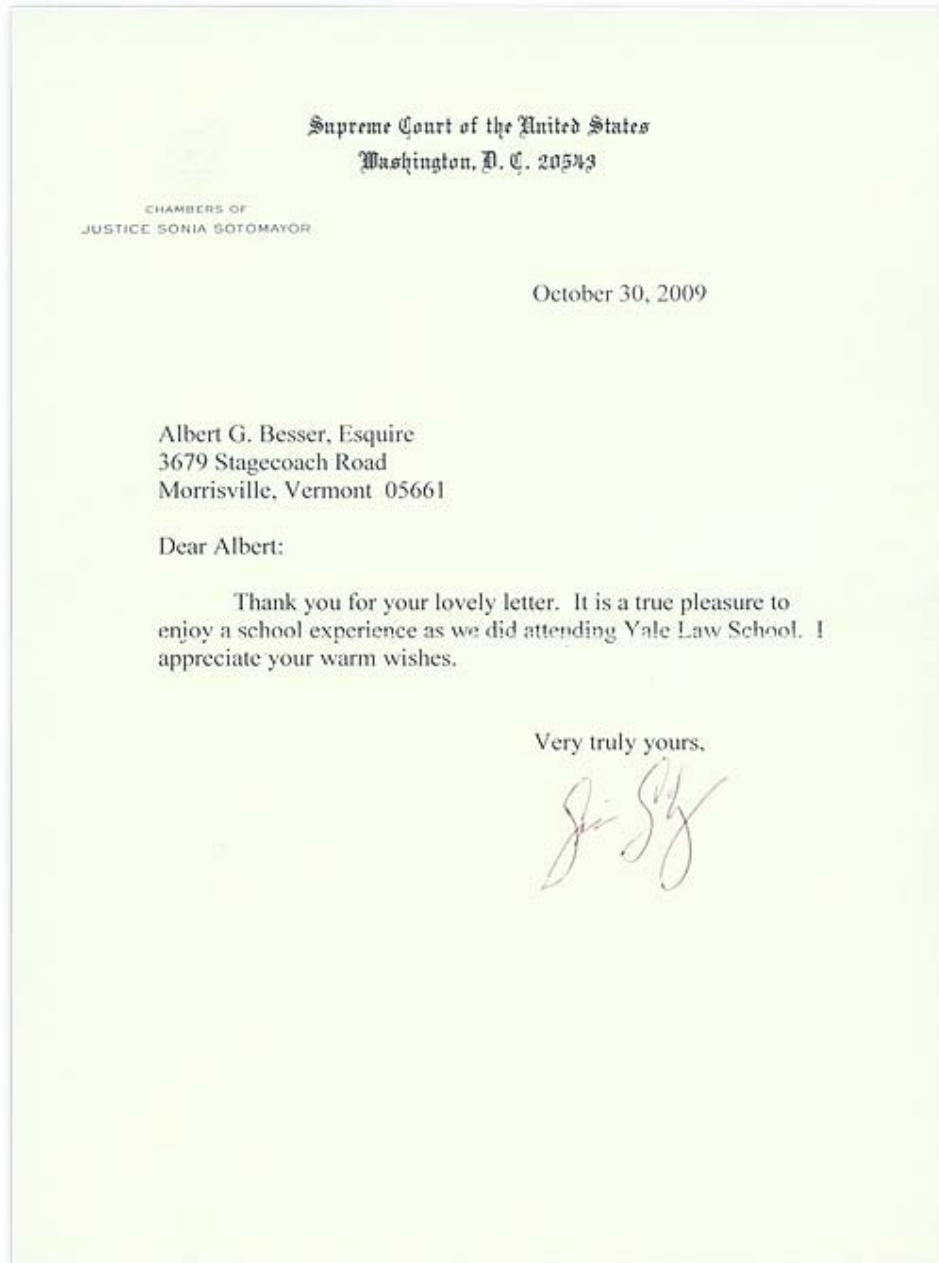
Classical Roots of the English Jury

22. Pettingal, John [1708-1781].

An Enquiry Into the Use and Practice of Juries among the Greeks and Romans; from whence the Origin of the English Jury May Probably be Deduced. London: Printed for the Author, by W. and W. Strahan, 1769. xv, [1], 200 pp. Quarto (10-3/4" x 8-1/4").

Recent period-style quarter calf over cloth, raised bands and lettering piece to spine, endpapers renewed. Light browning to text, faint dampstaining to margins in a few places. Early owner signature (of Jas. Neilson) to foot of title page, interior otherwise clean. \$1,000.

* Only edition. This early history of juries is enriched with numerous citations from Greek and Latin authors. "[T]he Reader (...) will be pleased to find the glorious Characteristic of this Nation, a Jury, to be originally founded in the Liberty of Greece, and handed down to us Through the Channel of the Commonwealth of Rome, and the Colonies Planted in their conquests.": Preface xiii. Pettingal, a Doctor of Divinity and a Fellow of the Society of Antiquaries, was a prebendary of Lincoln Cathedral. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:377 (28).

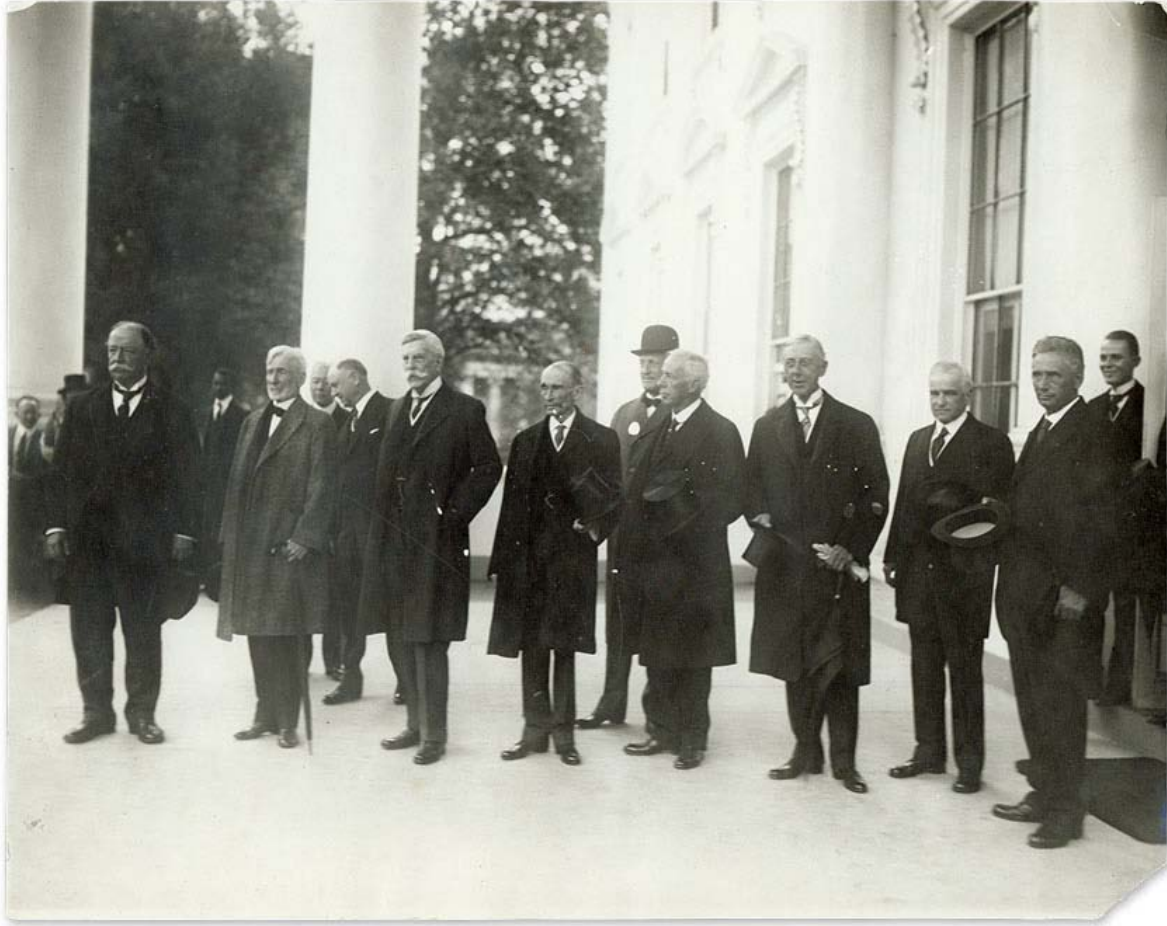


Justice Sotomayor Remembers Yale Law School

23. Sotomayor, Sonya [b. 1954].

[*Typed Letter, Signed, On Supreme Court Letterhead, October 30, 2009*]. Single 8-1/2" x 6-1/24 sheet and 6-1/2" x 4-1/2" envelope. Single horizontal fold line to letter, which has a full signature. Fine. \$150.

* Friendly letter to fellow alumnus Albert Besser. The letter reads, in part: "It is a true pleasure to enjoy a school experience as we did attending Yale Law School."



The Taft Court Visits the White House

24. Supreme Court, United States.

[9" x 7" Black-and-White Press Portrait Photograph of the Taft Court]. [(Washington, DC): National Photo, October 4, 1921].

Some edgewear and minor wrinkling, piece of bottom right corner lacking, stamps, pencil markings and tipped-in caption to verso. \$100.

* The caption reads: "Members of the United States Supreme Court photographed at the White House today. Left to right: Chief Justice Taft, Justices McKenna, Holmes, Day, McReynolds, Van Devanter, Pitney, Clarke, Brandeis."



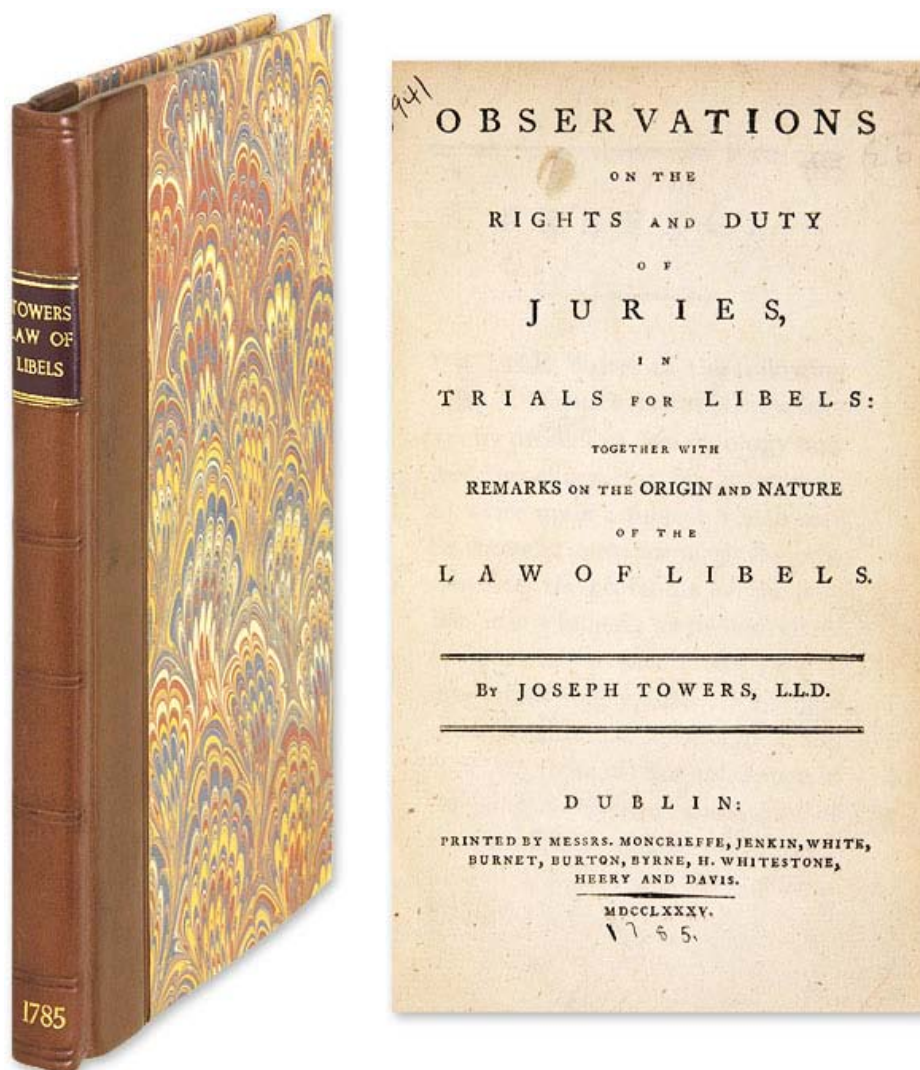
Remembering the Hughes Court

25. Supreme Court, United States.

[9" x 7" Black-and-White Press Portrait Photograph of the Hughes Court]. [New York: Wide World Photo, 1935. Printed September 14, 1947].

Some edgewear, annotation to upper margin, considerable retouching to image, stamps, pencil markings and tipped-in caption to verso. \$50.

* The caption reads: "SUPREME COURT IN 1935-None of the members of the Supreme Court of the United States (1935-36), shown here, are on the nation's highest tribunal today. Death and retirement have removed them. Much of the work of this court has been overruled in the past ten years. Front row, left to right: Associate Justices Louis D. Brandeis, Willis Van Devanter; Chief Justice Charles Evans Hughes; Associate Justices James Clark McReynolds and George Sutherland. Back row, left to right: Associate Justices Owen J. Roberts, Pierce Butler, Harlan Stone and Benjamin Cardozo. Their opinions often aroused New Dealers."



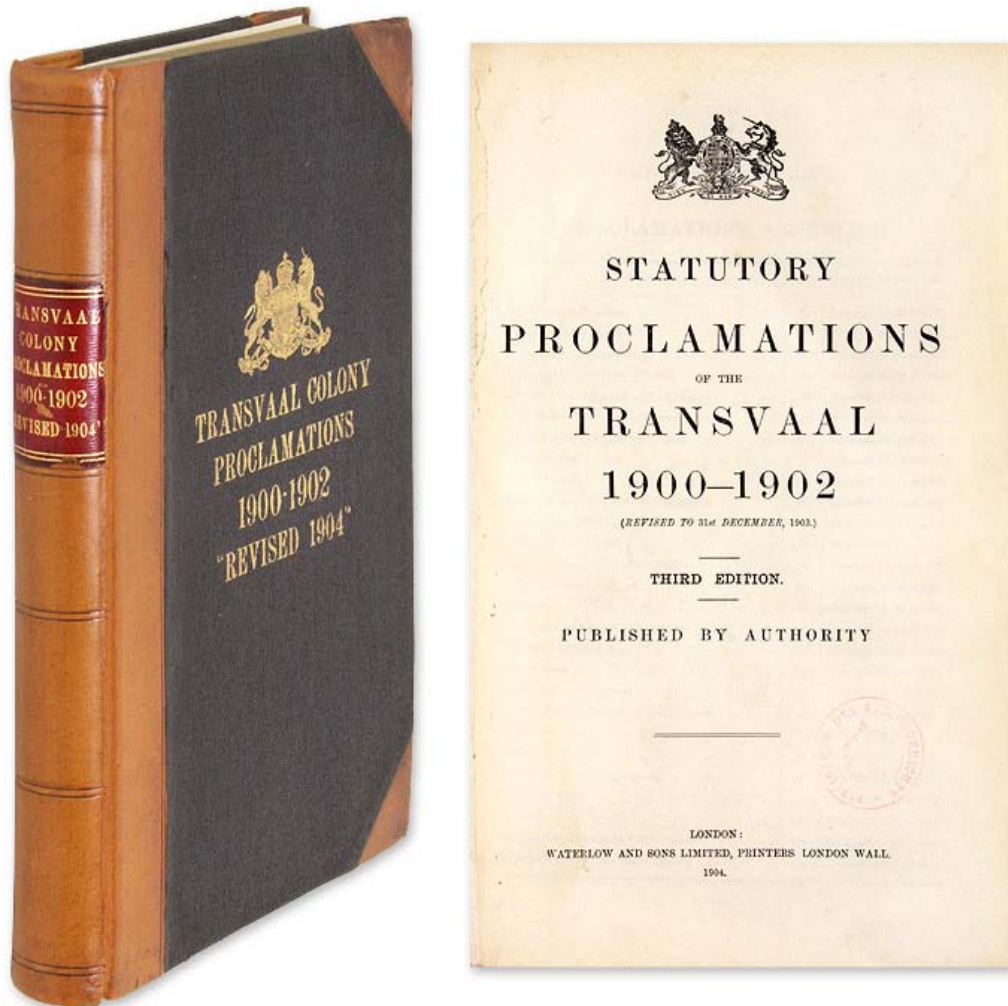
The Role of Juries in the Determination of Seditious Libel

26. Towers, Joseph [1737-1799].

Observations on the Rights and Duty of Juries in Trials for Libels: Together with Remarks on the Origin and Nature of the Law of Libels. Dublin: Printed by Messrs. Moncrieffe, Jenkin, White, Burnet, Burton, Byrne, H. Whitestone, Heery and Davis, 1785. viii, 147, [1] pp. Octavo (7-1/2" x 4-1/2").

Recent period-style quarter calf over marbled boards, lettering piece and blind fillets to spine, endpapers renewed. Light toning, finger smudges to a few leaves, small tear to fore-edge of title page, minor repair to following leaf. Early owner signature to half-title, "1785" to foot of title page, interior otherwise clean. \$950.

* Second edition, and the only Irish edition. Originally published in London in 1784, this is the first work to popularize Erskine's famous argument in the Dean of St. Asaph's case seeking the jury's right to determine seditious libel. It is notable for its faith in juries and distrust of government. OCLC locates 7 copies of this imprint in North American law libraries. Not in Sweet & Maxwell, which lists the 1784 London edition. *English Short-Title Catalogue* N10039.



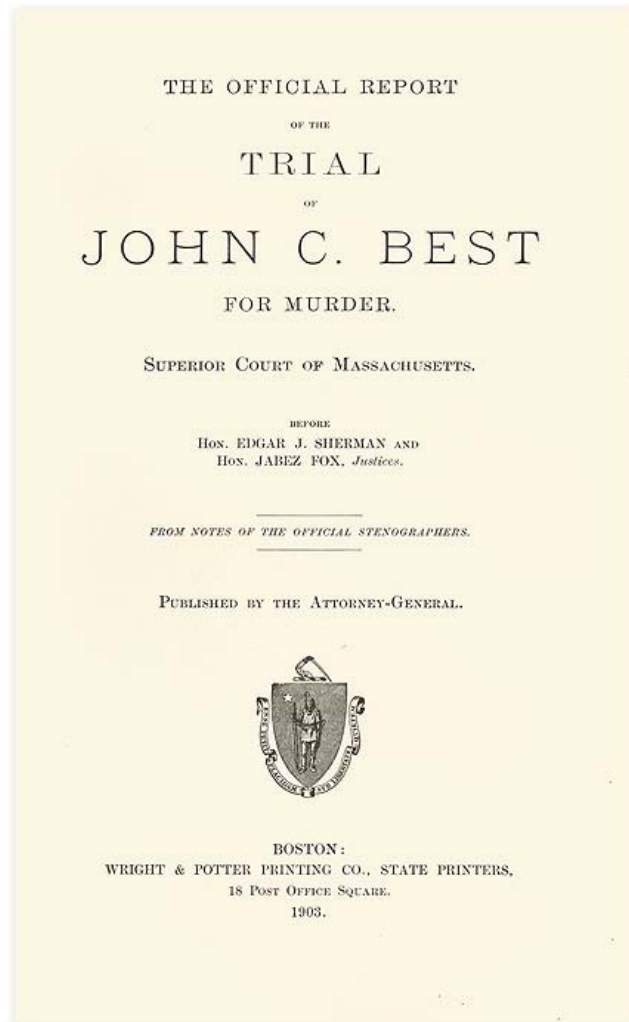
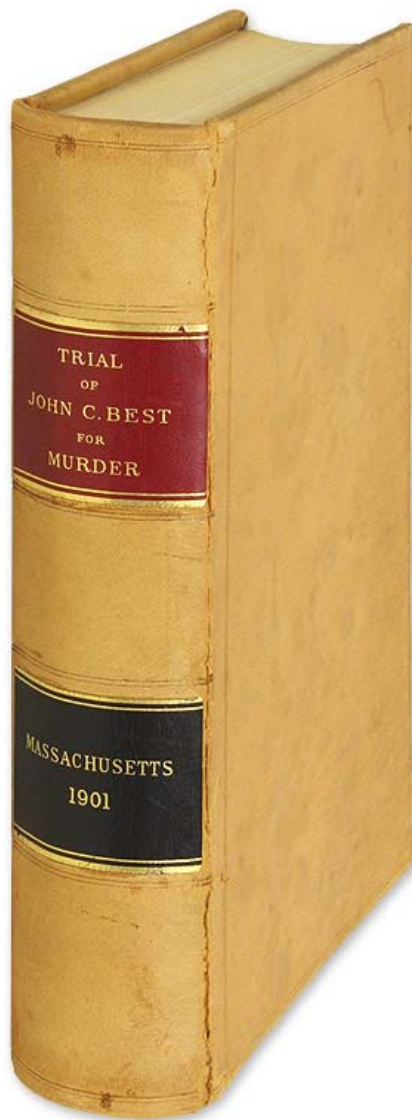
Transvaal Proclamations, 1900-1902

27. [Transvaal].

Statutory Proclamations of the Transvaal 1900-1902 (Revised to 30th November, 1902). Published by Authority. London: Waterlow and Sons, 1904. xiv, 531 pp.

Three-quarter calf over pebbled cloth, rebaked, gilt title to front board, blind rules and existing lettering piece to spine, endpapers renewed. Light rubbing to extremities with some wear to corners. Light toning, internally clean. Ex-library. Small stamp to title page. \$350.

* Third edition. With index, alphabetical list of reprinted proclamations and a chronological table. OCLC locates 7 copies. Not in Sweet & Maxwell. *Catalogue of the Library of the Harvard Law School* (1909) II:762.



A Trial Discussed by Wigmore

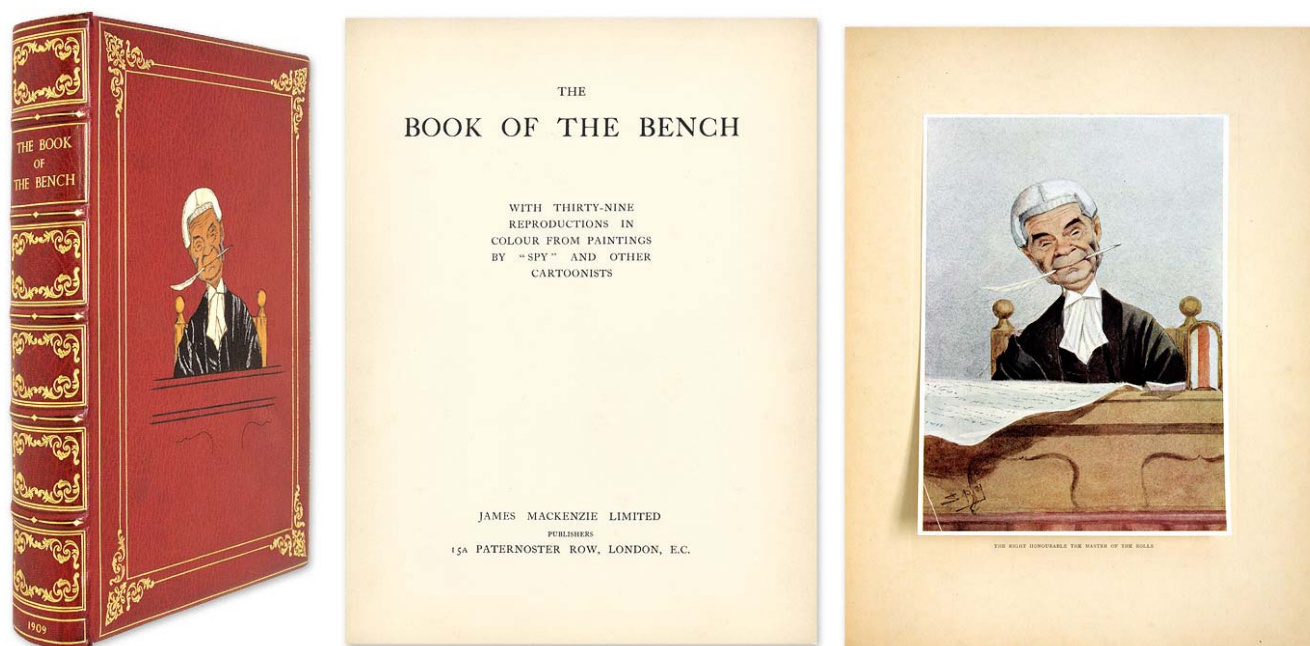
28. [Trial].

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

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

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

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



***The Book of the Bench* in a Remarkable Signed Binding (With Slipcase)**

29. [Vanity Fair].

Spy (Sir Leslie Ward [1851-1922]), and Others.

The Book of the Bench: With Thirty-Nine Reproductions in Color by "Spy" and Other Cartoonists. London: James Mackenzie Limited, [1909]. Unpaginated. 39 tipped-in color portrait plates. Quarto (10-1/2" x 8").

Mid-twentieth century period-style morocco signed binding in cloth clamshell box with morocco spine (by Christopher Lewis of Brian Frost & Company, Bath, England). Gilt double frames with corner fleurons to boards, which have beveled edges, front board has a color portrait (based on the plate of Sir Herbert Hardy Cozens-Hardy), raised bands, gilt rules to board edges, all edges gilt, pastedowns and free endpapers covered in silk moire, pastedowns have gilt-ruled morocco margins with corner fleurons. Spines of book and slipcase have identical spines with raised bands, gilt titles and gilt ornaments. Light toning to text, negligible foxing to a few leaves. Light shelfwear to box, edges along spine carefully mended. A notably handsome copy. \$1,750.

*Deluxe folio edition. A marvelous collection of color portrait plates by Sir Leslie Ward, Carlo Pellegrini and others, each accompanied by a brief biography, were originally published in *Vanity Fair*.



Handsome Copy of a Principal Treatise on Roman-Dutch Law

30. Voet, Johannis [1647-1713].

Commentarius ad Pandectas. In Quo Praeter Romani Juris Principia ac Controversias Illustriores Jus Etiam Hodiernum, Et Praecipuae Fori Quaestiones Excutiuntur. The Hague: Apud Anthonium van Dole, 1734. Two volumes. [xx], 974, [31]; [ii], 1180, [34] pp. Main text in parallel columns. Folio (13-1/2" x 8").

Contemporary paneled vellum over wooden boards with elaborate blind tooling, raised bands and early hand-lettered titles to spines, edges of text block colored green, bronze clasps, one lacking. Light soiling, light rubbing to extremities, a few minor stains to boards, front hinge of Volume II partially cracked. Title page printed in red and black, woodcut decorated initials. Light toning to text, somewhat heavier in places, minor worming in places with negligible loss to text, internally clean. A nice copy in handsome bindings. \$1,250.

* Sixth edition. With indexes. First published in 1698-1704, this exhaustive commentary on Justinian's *Digest* is one of the principal works of Roman-Dutch law. A deeply influential work that was translated into Italian, Dutch and English, it was a part of the law libraries of such men as John Adams and Joseph Story. It remains an authority in South Africa. Voet discusses all of the titles, then explains how they were influenced by customary and local law. The second volume pays special attention to subjects relevant to the Netherlands, such as maritime law. Voet was Professor of Law at the Universities of Utrecht and Leiden. Walker, *The Oxford Companion to Law* 1280. Dekkers, *Bibliotheca Belgica Juridica* 181 (9).

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