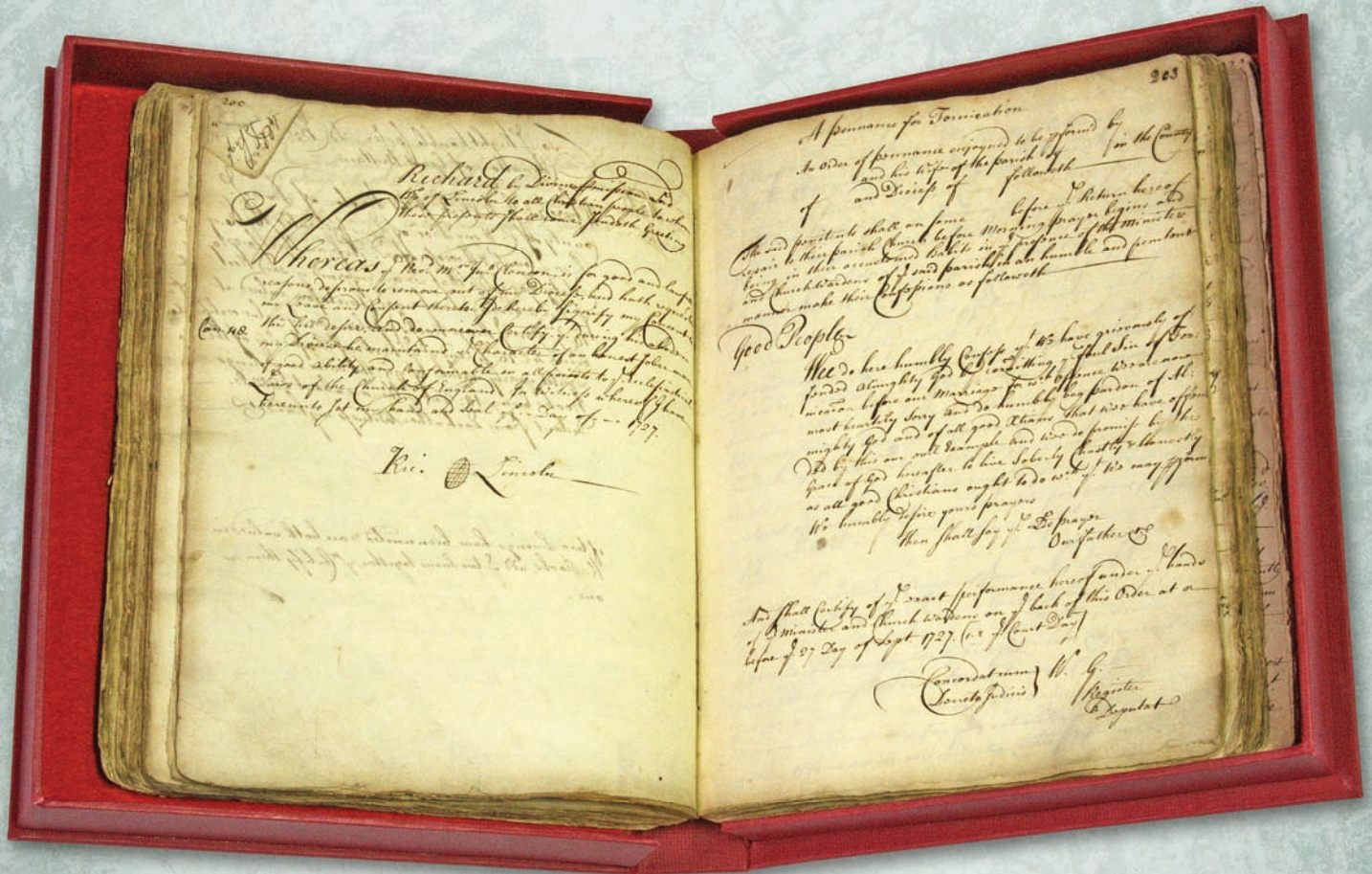


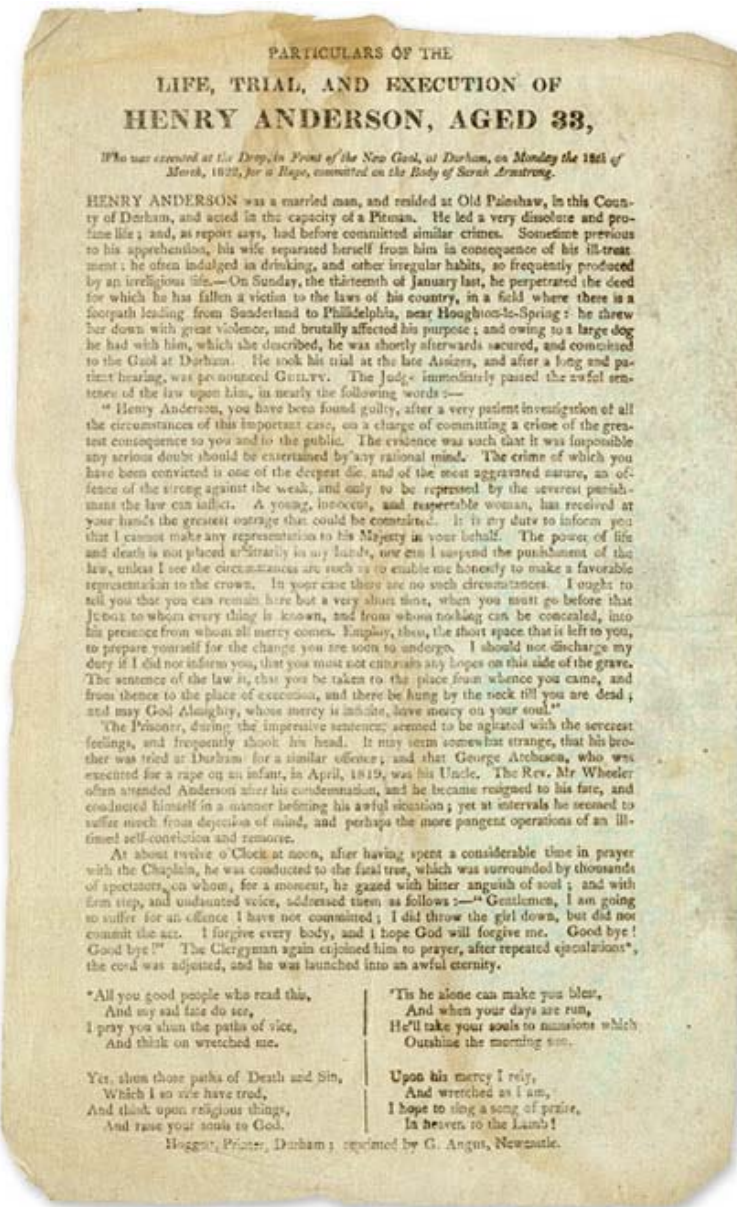
30 (MOSTLY) NEW ARRIVALS

BOOKS, BROADSIDES, MANUSCRIPTS,
PAMPHLETS & PHOTOGRAPHS

April 18, 2017



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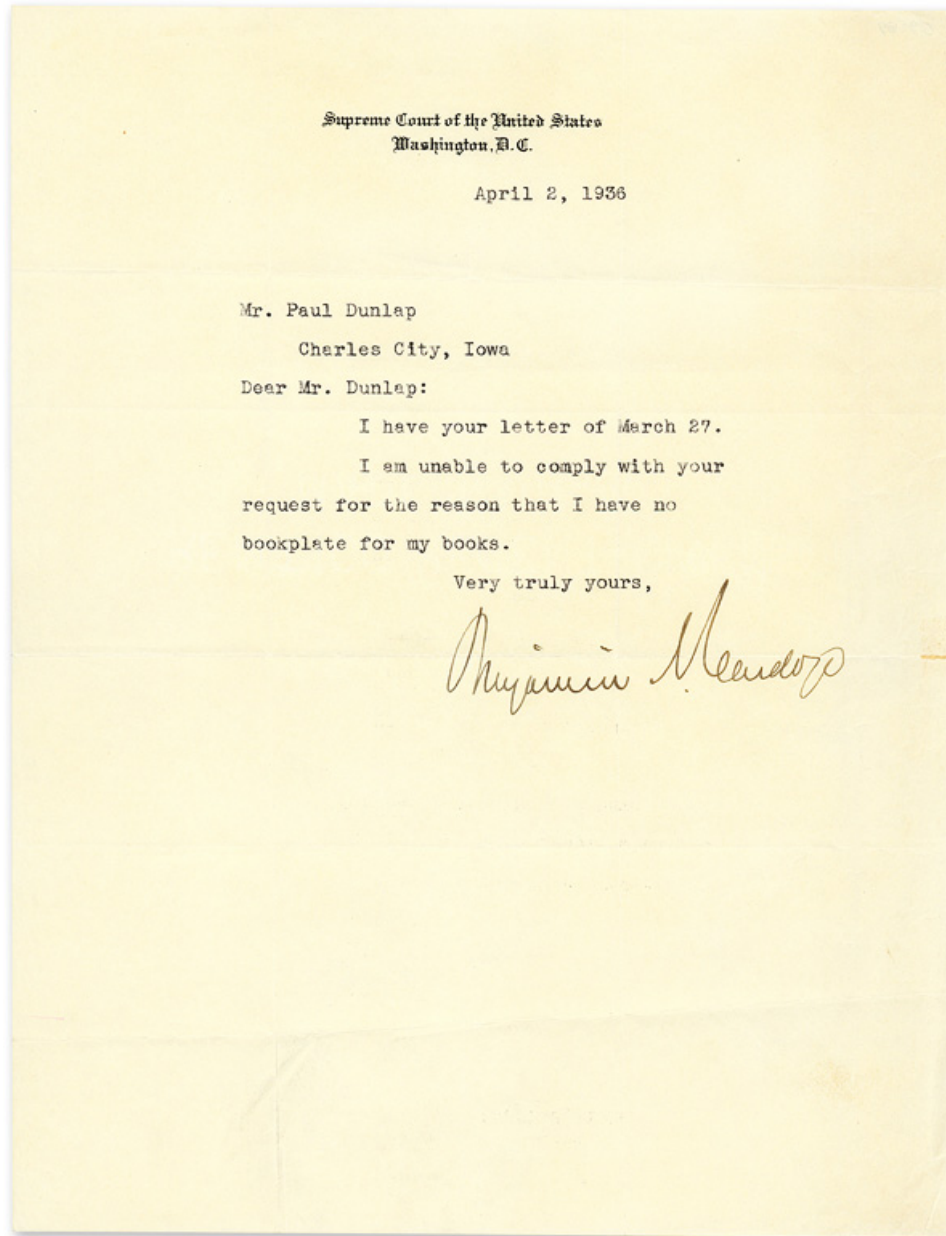


An Unrecorded Broadside?

1. [Broadside]. [Rape].

Particulars of the Life, Trial, and Execution of Henry Anderson, Aged 33, Who Was Executed at the Drop, in Front of the New Goal, at Durham, on Monday the 18th of March, 1822, for a Rape, Committed on the Body of Sarah Armstrong. Hoggett, Printer, Durham; reprinted by G. Angus, Newcastle, [c. 1823]. 12" x 7-1/2" broadsheet, verso blank, light edgewear, faint dampstain, slightly creased. \$650.

* Henry Anderson, a coal miner, was a resident of Old Painshaw (Penshaw?) County Durham. The crime for which he was hanged, was committed in a field where there is a footpath leading from Sunderland to Philadelphia, near Hought-le-Spring. The given account shows that both his brother and his uncle had been tried for similar offenses in earlier times. No copies found on OCLC or COPAC. Order this item: <http://www.lawbookexchange.com/details.php?record=57610>



Cardozo TLS Regarding the Non-Existence of His Bookplate

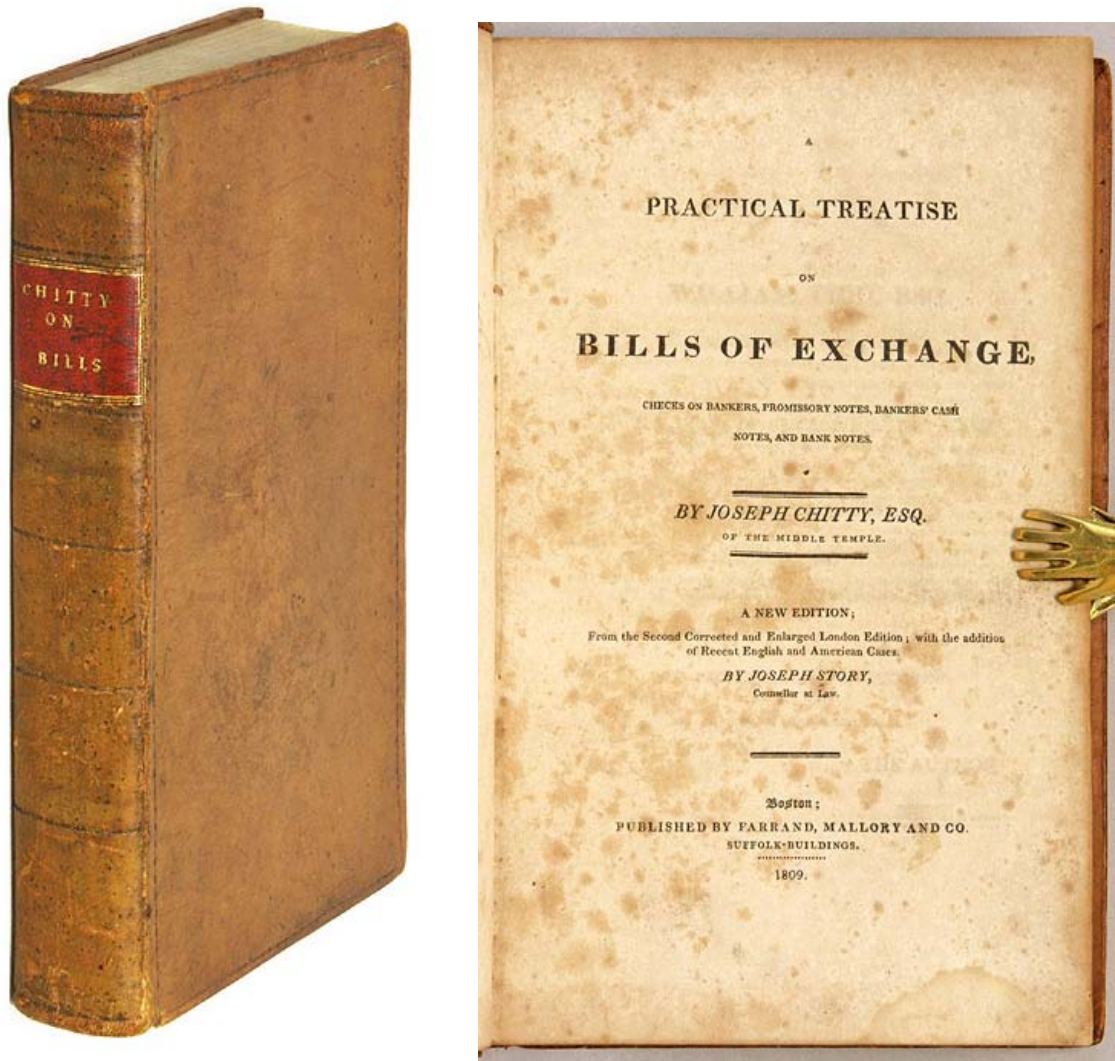
2. Cardozo, Benjamin N. [1870-1938].

[Typewritten Letter, Signed, on Supreme Court Stationary]. Washington, DC: April 2, 1936.

Single 8" x 10-1/2" sheet. Light toning to letter, faint vertical and horizontal fold lines, minor short tear near center of right-hand margin along fold. An interesting letter with a large full signature. \$500.

* This letter is a reply to a bookplate collector. Cardozo says he is unable to give him one because he does not use them. This letter relates to what was to become a confusing issue. Sometimes books are found with "Cardozo" bookplates. These were added posthumously to mark books that were in his library.

Order this item: <http://www.lawbookexchange.com/details.php?record=59289>



The First Edition with Additions by Joseph Story

3. Chitty, Joseph [1775-1841].

Story, Joseph [1779-1845], Notes.

A Practical Treatise on Bills of Exchange, Checks On Bankers, Promissory Notes, Bankers' Cash Notes, And Bank Notes. A New Edition; From the Second Corrected and Enlarged London Edition; With the Addition of Recent English and American Cases by Joseph Story. Boston: Published by Farrand, Mallory and Co., 1809. xxii, 464 pp. Octavo (8-1/2" x 5-1/4").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine. A few minor nicks, scratches and scuffs to boards and spine, moderate rubbing to extremities, corners bumped and lightly worn, front hinge cracked. Moderate toning and light foxing to text, faint dampstaining to margins of a few leaves, early owner signature to front endleaf. \$250.

* Third American edition, the first with additions by Story, from the second London edition, 1807, to which it is star-paged. First published in London in 1799, this was a standard treatise in England and America until it was supplanted by Story's treatise on the subject, which was first published in 1843. Cohen, *Bibliography of Early American Law* 2524. Order this item: <http://www.lawbookexchange.com/details.php?record=66641>



Rare Seventeenth-Century Danish Decree
Regulating Gunpowder and One of Its Main Components

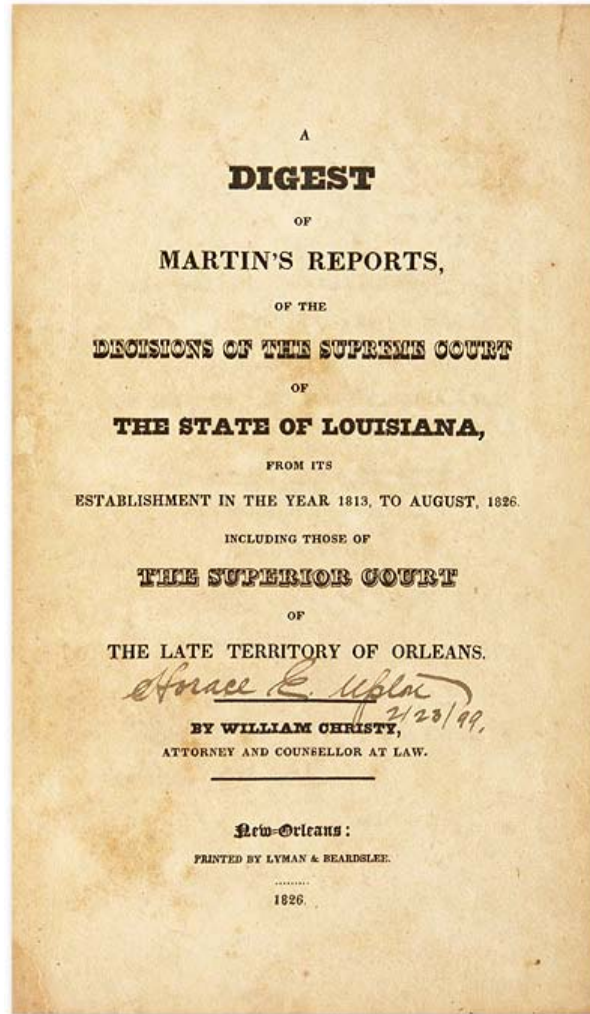
4. Christian IV, King of Denmark.

Forordning om Salpeter oc Krud. Copenhagen: S.n., 19 September 1628. [4] pp. Quarto (7" x 6").

Disbound (?) folded sheet forming 2 leaves laid into recent textured paper folder, hand-lettered title label to front. Some edgewear, toning and faint dampstaining to text, otherwise fine. \$400.

* This is a royal decree regarding saltpeter and gunpowder, or "Krud" as it was known in Old Danish. It aimed to discourage unauthorized shipments into his kingdom. OCLC locates no copies. *Bibliotheca Danica* 19000000.

Order this item: <http://www.lawbookexchange.com/details.php?record=59282>



A Useful Digest of the First Louisiana Reporter

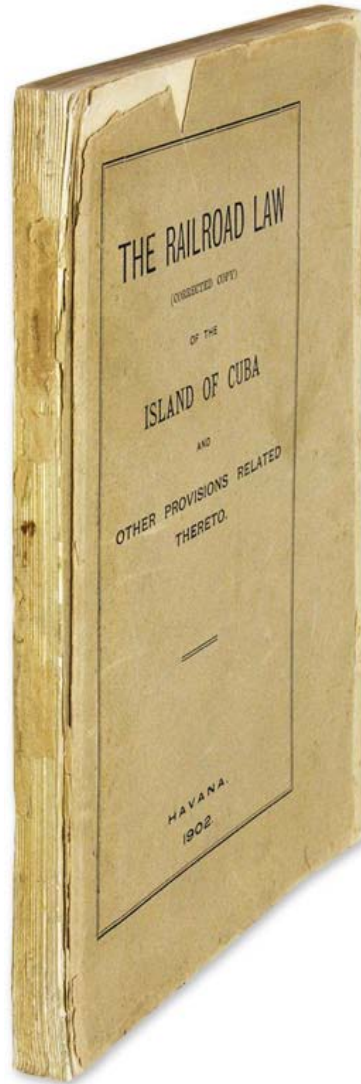
5. Christy, William [1791-1865].

[Martin, François-Xavier (1762-1846)].

A Digest of Martin's Reports, Of the Decisions of the Supreme Court of the State of Louisiana, From Its Establishment in the Year 1813, To August, 1826. Including Those of the Superior Court of the Late Territory of Orleans. New Orleans: Printed by Lyman & Beardslee, 1826. vii, 399 pp. Octavo (8-1/2" x 5-1/2").

Recent period-style calf, blind fillets to boards, blind fillets and original lettering piece to spine, endpapers renewed. Moderate toning, occasional browning and light foxing to text, owner signature dated 1899 to foot of title page. \$500.

* Only edition. Martin sat on the Louisiana Supreme Court from 1815-1846, the last ten years as its presiding judge. Prior to his tenure on the Supreme Court, he served on the Superior Court of the Territory of Orleans. His reports, which commenced in 1809, were the first produced in Louisiana. Christy's *Digest* was intended to "facilitate the researches of professional gentlemen, and to present to the public in the most simple and condensed form, the points of law which have been decided by the highest tribunals of the state of Louisiana and the late territory of Orleans" (v). OCLC locates 9 copies in North American law libraries (Harvard, Library of Congress, Louisiana State University, Loyola, Osgoode Hall, Tulane, University of Miami, University of Michigan, Yale). Jumonville, *Bibliography of New Orleans Imprints* 478. Cohen, *Bibliography of Early American Law* 5538. Order this item: <http://www.lawbookexchange.com/details.php?record=66605>



The U.S. Army Regulates the Railroads of Cuba

6. [Cuba].

[Cuba Railroad Commission].

The Railroad Law (Corrected Copy) of the Island of Cuba and Other Provisions Related Thereto. Havana: S.n., 1902. Various paginations.

Printed wrappers, rear lacking, some wear and creases to front cover, chip to head. Toning, light browning and foxing in a few places, internally clean. \$150.

* Only edition. English and Spanish. The United States assumed custodial power over Cuba under the treaty ending the Spanish-American War. Cuba gained formal independence in 1902 as the Republic of Cuba, but the U.S. continued to keep troops in Cuba and retained the right to intervene in its internal and foreign affairs. During this period, which lasted to 1908 with later incursions, the U.S. military supervised the development of the local military and implemented several public-works projects, such as a modern railroad system. *The Railroad Law* records the legal side of this aspect of state-building. OCLC locates 5 copies in law libraries (Duke, Harvard, Universities of Arizona, Michigan and Minnesota).

Order this item: <http://www.lawbookexchange.com/details.php?record=57230>



"Noted Lawyer and Dry Senator Debate Liquor Law"

7. Darrow, Clarence [1857-1938].

[6" x 10" Black-and-White Press Photograph of Darrow and Senator Smith W. Brookhart]. [New York: International New Photos, March 19, 1930].

Negligible edgewear and minor crinkling, stamps, pencil markings and tipped-in caption to verso. \$150.

* The caption reads: "Noted Lawyer and Dry Senator Debate Liquor Law. New York--Clarence Darrow, famous Chicago criminal lawyer (left), who urges a repeal of the liquor law, with Senator Smith W. Brookhart, the dry champion from Iowa, as they appeared during their debate on Prohibition at Mecca Temple. The senator declared that the dry law was here to stay while Mr. Darrow insisted a repeal of the Volstead Act would solve the present problem."

Order this item: <http://www.lawbookexchange.com/details.php?record=66526>



**"First Published
Photo of Mr. and Mrs. Darrow Together"**

8. Darrow, Clarence.

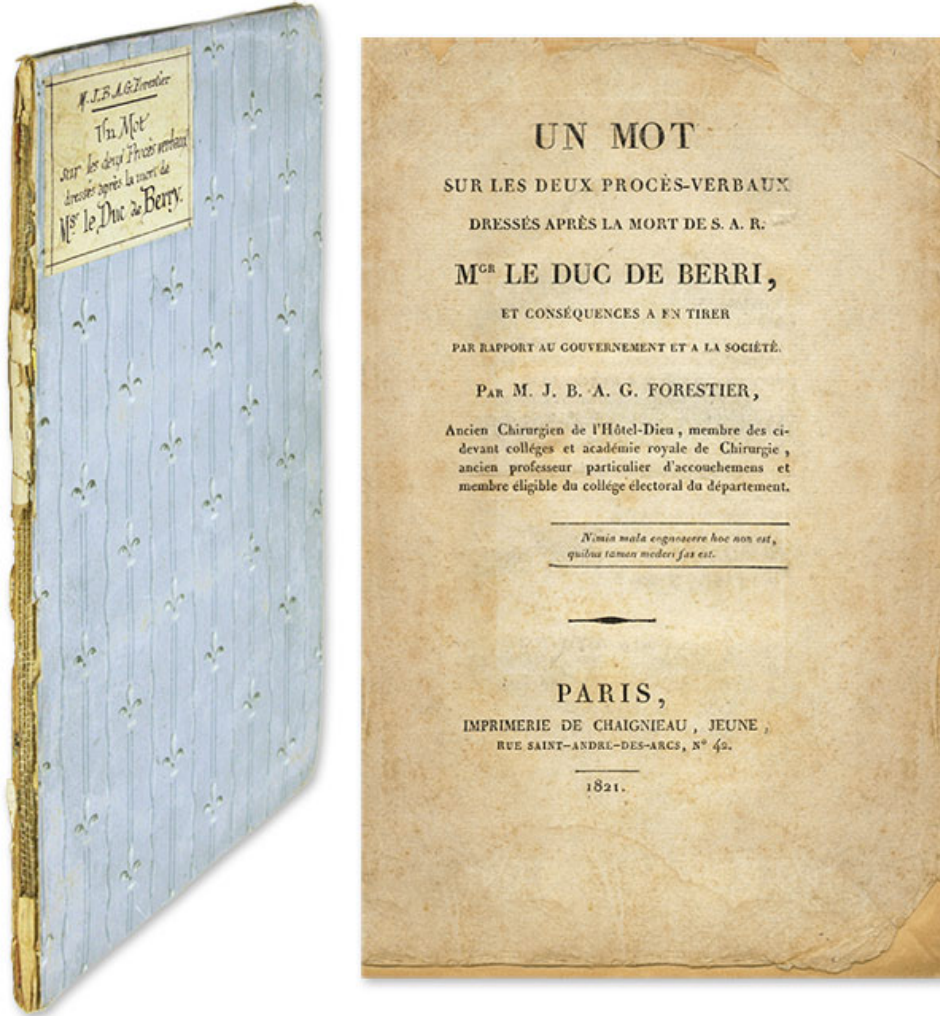
Darrow, Ruby [1878-1957].

[6" x 10" *Black-and-White Press Photograph of Clarence and Ruby Darrow*]. [New York: International New Photos, March 12, 1931].

Negligible edgewear and minor crinkling, stamps, pencil markings and tipped-in caption to verso. \$75.

* The caption reads: "First Published Photo of Mr. And Mrs Darrow Together. New Orleans--One more precedent was broken by Clarence Darrow, world-famed attorney, when he permitted this photo to be made of himself and Mrs. Darrow together. Mrs. Darrow explained that she was 'only the boy who stands on the burning deck for Mr. Darrow.' The latter visited New Orleans to debate with a Jew, a Catholic, and a Protestant on Religion."

Order this item: <http://www.lawbookexchange.com/details.php?record=66525>



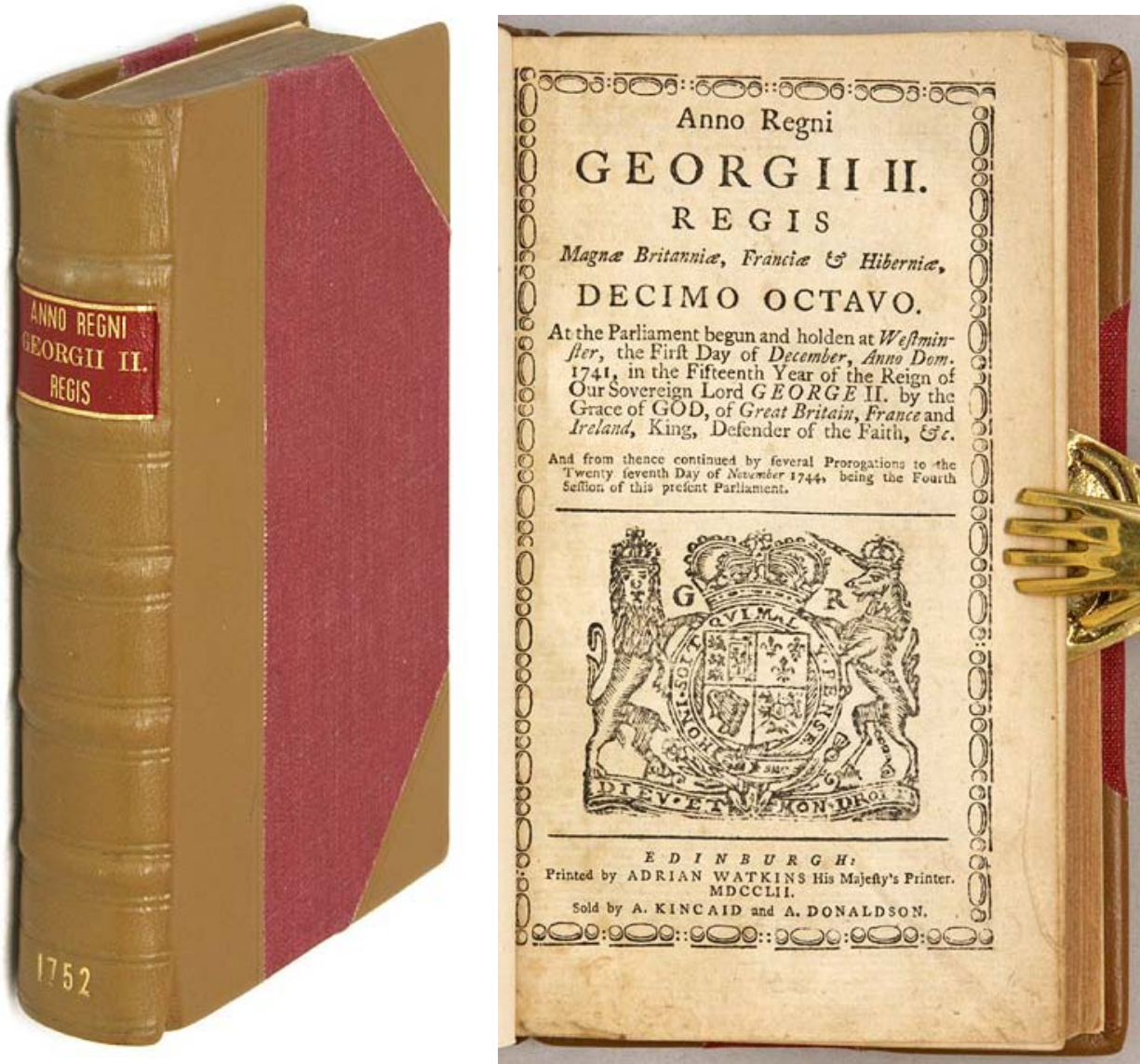
The End of the Bourbon Line

9. Forestier, J[ean]-B[aptiste]-A[ntoine]-G[aspard].

Un Mot Sur Les Deux Procès-Verbaux Dressés Après La Mort de S.A.R. Mgr. le Duc de Berri, Et Conséquences a en Tirer par Rapport au Gouvernement et a la Société. Paris: Imprimerie de Chaigneau, Jeune, 1821. 48 pp. Two added tipped-in color plates of the Duke and Dutchess de Berry. Octavo (8-1/2" x 5").

Stab-stitched pamphlet bound into contemporary stiff-wrappers covered in contemporary wallpaper, hand-lettered title panel pasted to front. Light shelfwear to boards, spine abraded, most of backstrip worn away, a few cracks to text block, binding secure. Engraved bookplate of Cardinal Ernest-Louis Dubois [1856-1929], Archbishop of Paris, to front pastedown. Toning and light foxing to text, internally clean. A rare title. \$650.

* In February 1820, Charles-Ferdinand, Duke of Berry, the last living male in the Bourbon line, was stabbed to death in front of the Paris Opera by an apparently deranged citizen. The murder (or as some claimed, assassination) had profound repercussions for French society and closed the final chapter of the Bourbon dynasty. The present work critiques the official coroner's reports following the assassination. The author describes himself as "Ancien Chirurgien de l'Hotel-Dieu, membre des ci-devant colleges et academie royale de Chirurgie, ancien professeur particulier d'accouchemens et membre éligible du college électoral du département." OCLC locates 2 copies, both in France. Not in the *Harvard Law Catalogue*. Order this item: <http://www.lawbookexchange.com/details.php?record=58537>



Public and Private Acts of Parliament, 1741-1744

10. [Great Britain].

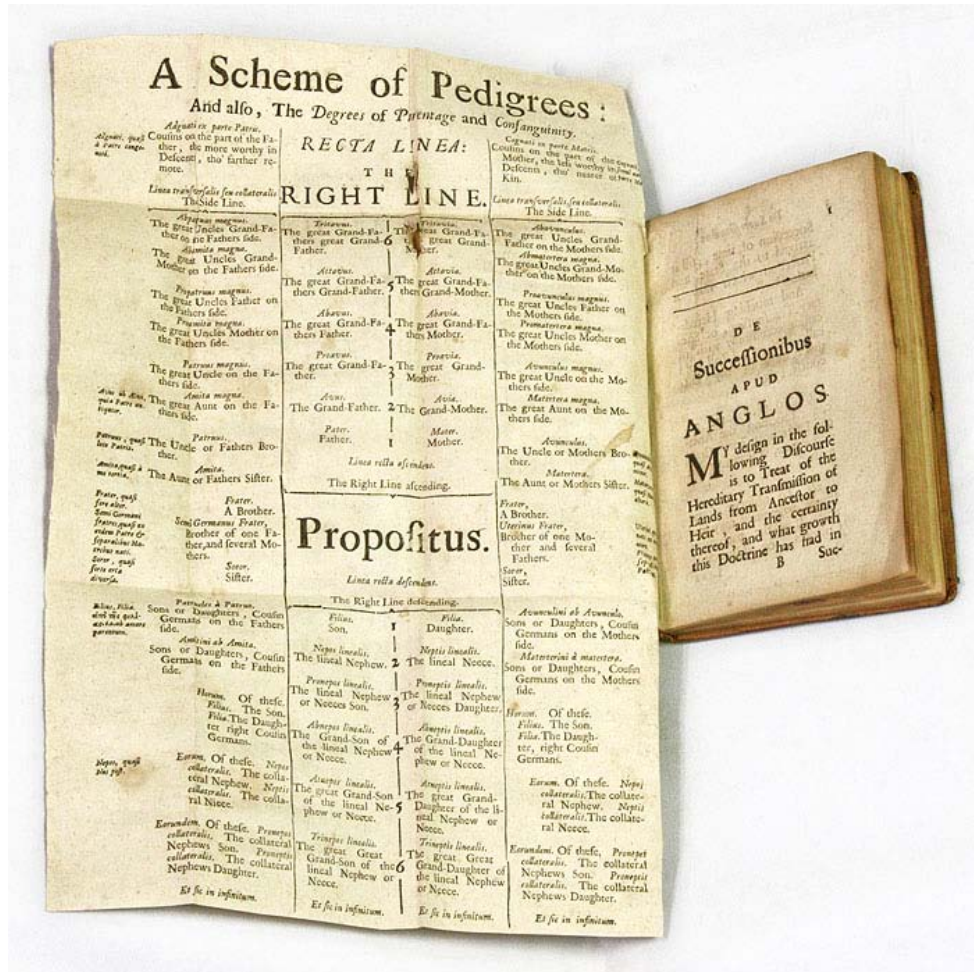
George II [1683-1760], King of Great Britain.

At the Parliament Begun and Holden at Westminster, The First Day of December, Anno Dom. 1741, In the Fifteenth Year of the Reign of Our Sovereign Lord George II. And from Thence Continued by Several Prorogations to the Twenty Seventh Day of November 1744, Being the Fourth Session of this Present Parliament. Edinburgh: Printed by Adrian Watkins, 1752. [663]-1187, [11] pp. 12mo. (5-3/4" x 3-1/2").

Recent three-quarter calf over cloth, raise bands and lettering piece to spine. Some toning to text, light soiling to title page. \$150.

* A collection of acts passed in the fourth sessions of the ninth Parliament of Great Britain, with tables of public and private Acts. *English Short-Title Catalogue* T132999.

Order this item: <http://www.lawbookexchange.com/details.php?record=66548>



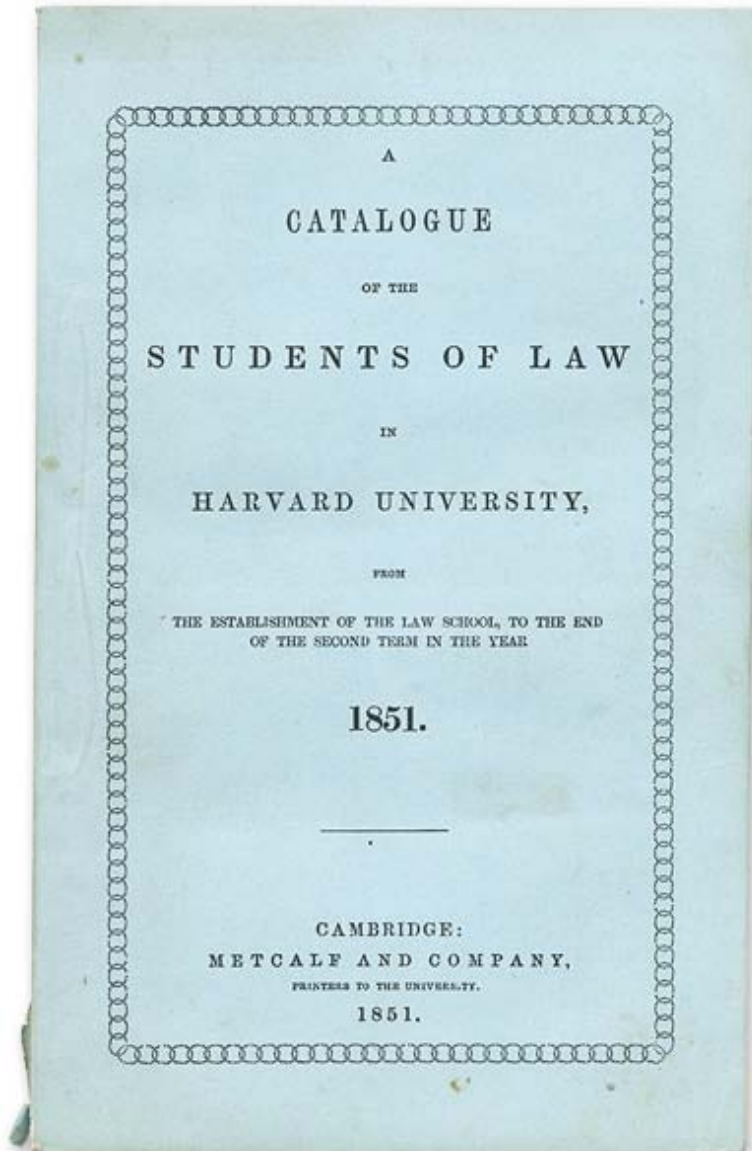
**A Treatise on Inheritance and Succession
Derived from the Manuscript of Hale's *History and Analysis***

11. [Hale, Matthew (1609-1676)].
[Shower, Sir Bartholomew (1658-1701), Editor].

De Successionibus apud Anglos: Or, A Treatise of Hereditary Descents: Shewing the Rise, Progress and Successive Alterations Thereof. And Also, The Laws of Descent, As They are Now in Use. With a Scheme of Pedigrees; And the Degrees of Parentage and Consanguinity. London: Printed, And are to be Sold by Robert Battersby, 1700. [x], 104 pp. Folding table. Title page preceded by publisher advertisement. Octavo (6-1/2" x 4").

Contemporary sheep, blind rules to boards, blind fillets to spine. Light staining and a few negligible nicks and scuffs to boards, front joint partially cracked, rear joint starting at foot, corners bumped and lightly worn, small recent owner bookplate to front pastedown, front hinge starting at foot, partial crack between advertisement leaf and title page with a few minor tears. Light toning to text, a few minor tears and small stains to table. Early owner signature to title page, some leaves have brief annotations. An appealing copy of a scarce title. \$950.

* One of two reissues of the first edition, both from 1700. First published in 1699, this work is derived from the manuscript of Hale's *History of the Common Law of England*, which was first published in 1713. Shower edited the text liberally and added some original material, most notably the folding table, "A Scheme of Pedigrees." With a few exceptions, the manuscript annotations in our copy are references to statutes, cases and Littleton's *Tenures*. A second edition was published in 1735. *English Short-Title Catalogue* R173. Order this item: <http://www.lawbookexchange.com/details.php?record=66610>



"Cumulative" 1851 Harvard Law School Catalogue

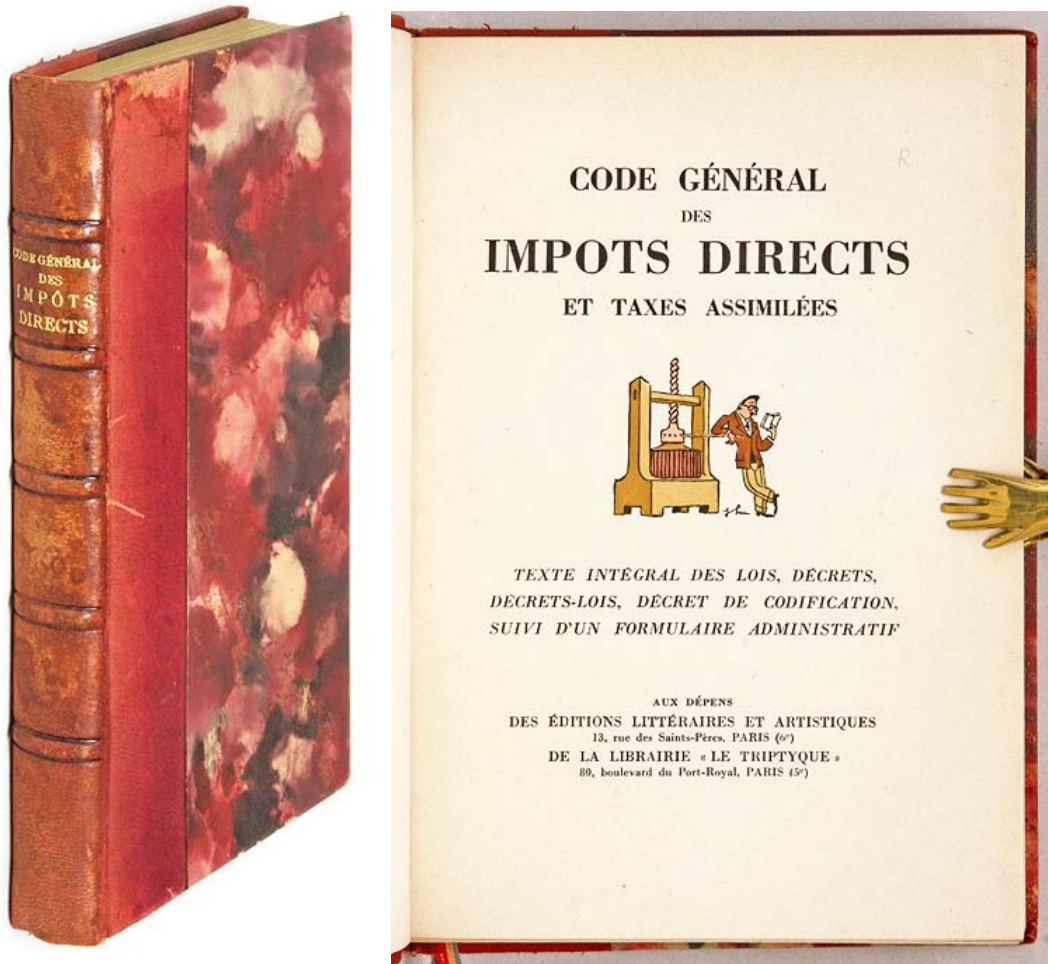
12. [Harvard Law School].

A Catalogue of the Students of Law in Harvard University, From the Establishment of the School, To the End of the Second Term in the Year 1851. Cambridge: Metcalf and Company, Printers to the University, 1851. 96 pp. Octavo (7-1/4" x 4-3/4").

Stab-stitched pamphlet in printed wrappers. A few minor stains, chipping to foot of spine. Light toning to text, internally clean. \$150.

* This catalogue was published for prospective and incoming students in the year when the faculty consisted of Jared Sparks, Theophilus Parsons, Joel Parker and Luther Stearns Cushing. It contains general information about the school, regulations, course outlines and lists of required and recommended texts. This catalogue is especially interesting because of its alphabetical and chronological lists of all students who attended the school.

Order this item: <http://www.lawbookexchange.com/details.php?record=58771>



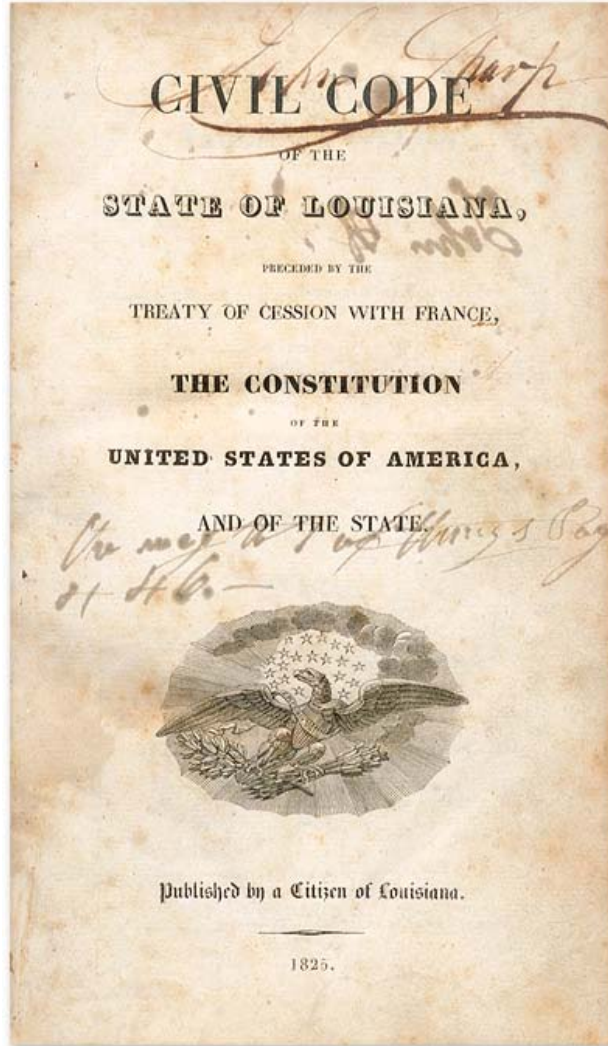
**Hémard's Illustrated
French Tax Code in a Handsome Binding**

13. Hémard, Joseph [1880-1961].

Code Général des Impôts Directs et Taxes Assimilées. Texte Inégréal des Lois, Décrets, Décrets-Lois, Décret de Codification, Suivi d'un Formulaire Administratif. Paris: Editions Litteraires et Artistiques/Librairie "Le Triptyque", [1944]. x, 330, [1] pp. Caption and text illustrations, those at beginning of sections are hand-colored (pochoir). Quarto (9-1/4" x 6-1/2").

Illustrated stiff color wrappers bound into contemporary quarter sheep over marbled boards, raised bands, lettering piece and gilt title to spine, top-edge gilt, deckle fore and bottom edges, marbled endpapers, ribbon marker. Light rubbing to extremities, a few shallow nicks and scuffs to boards, light rubbing to spine, minor wear to corners, internally fresh. A handsome copy. \$750.

* Hémard presents the official text of the French Tax Code with witty, and often racy illustrations, colored (*au pochoir*) by E. Charpentier. It is a sequel to his *Code Civil: Livre Premier, Des Personnes* (1925) and *Code Penal: Commentaires Images* (c. 1940). Hémard, a prolific artist, illustrator, designer and author, is best-known for his humorously illustrated editions of serious non-fiction books. The *Code Général* was issued in several forms. Ours is a trade edition of 1,000 copies. It was also issued in a limited edition of 800 numbered copies, the first 145 with an original sheet of text illustrations and a sheet of their original sketches. There is also a signed and numbered edition of 160 printed on Arches paper (*papier vélin*), an edition of 40 non-commercial copies intended for friends and associates (*hors commerce*) and 60 portfolios of the images alone. Order this item: <http://www.lawbookexchange.com/details.php?record=66612>



First Foreign Edition of the Louisiana Civil Code

14. [Livingston, Edward (1764-1836), Compiler].

[Moreau-Lislet, Louis, (1766-1832), Compiler].

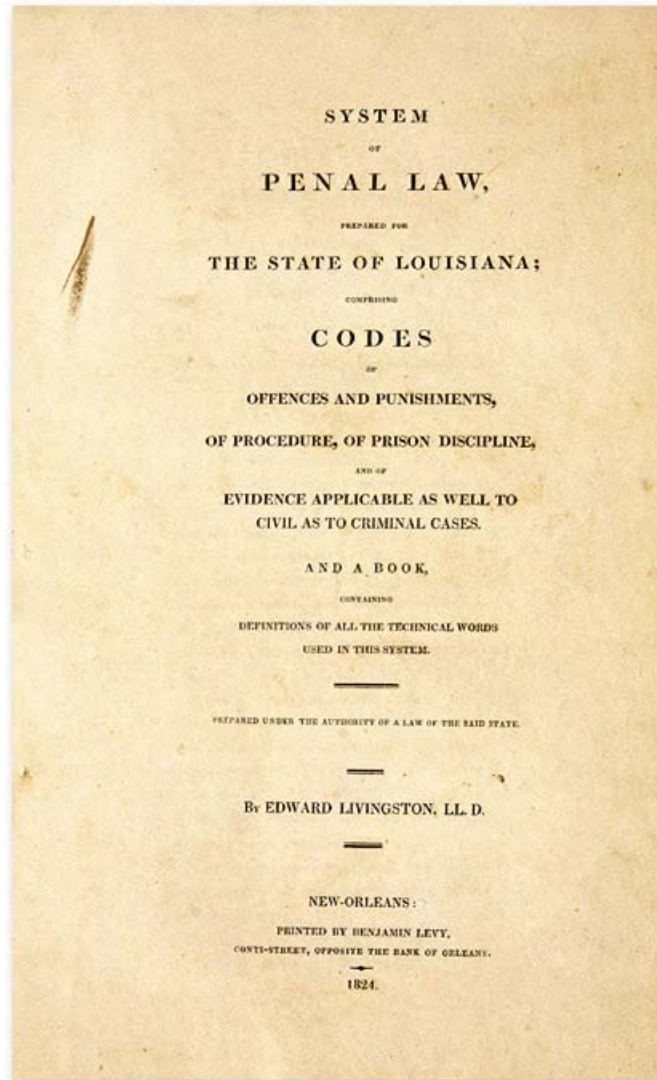
[Derbigny, Pierre (1767-1829), Compiler].

Civil Code of The State of Louisiana, Preceded by the Treaty of Cession with France, The Constitution of the United States of America, And of the State. Published by a Citizen of Louisiana. [Paris: De L'Imprimerie de E. Duverger], 1825. xvi, 714 pp. Octavo (7-1/2" x 4-1/2").

Recent period-style calf, blind fillets to boards, blind fillets and original lettering piece to spine, pastedowns and free endpapers renewed. Moderate toning and light foxing to text, early owner signatures to title page, brief annotations to a few leaves, extensive annotations to rear endleaves. \$1,500.

* First French edition, one of two issues, the other in French. In 1822 Derbigny, Livingston and Lislet-Moreau were commissioned to revise the 1808 compilation of Louisiana territorial laws. Principally the work of Livingston, the result of their effort was the Civil Code of 1825, one of the great codes of the nineteenth century. Duverger's was the first foreign edition. Jumonville, *Bibliography of New Orleans Imprints* 459.

Order this item: <http://www.lawbookexchange.com/details.php?record=66606>



First Issue of Livingston's Louisiana Penal Code

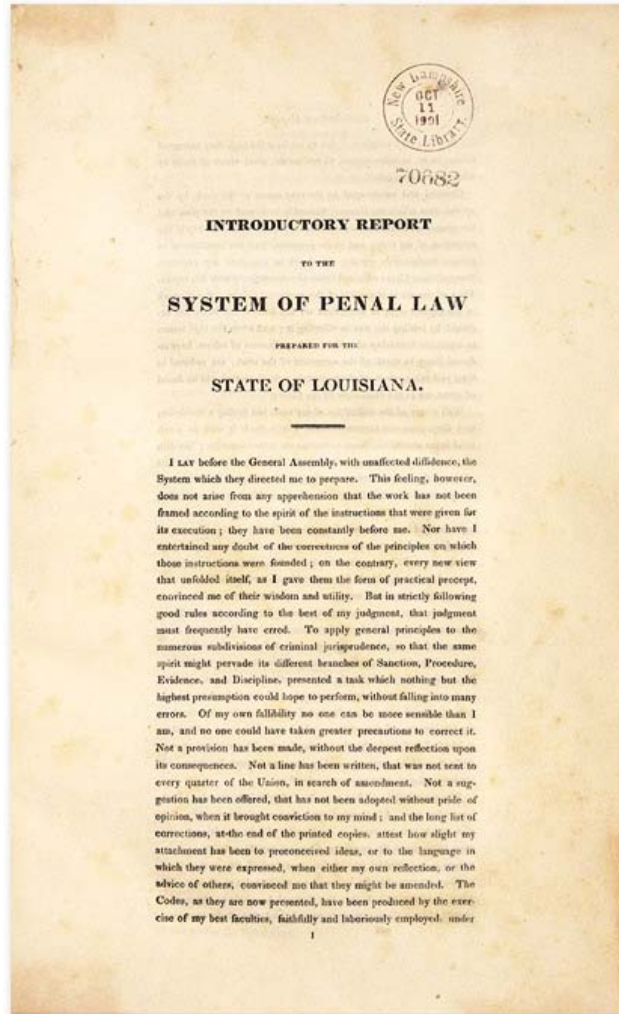
15. Livingston, Edward.

System of Penal Law, Prepared for the State of Louisiana: Comprising Codes of Offenses and Punishments, Of Procedure, Of Prison Discipline, And of Evidence Applicable as Well to Civil as to Criminal Cases. And a Book, Containing Definitions of All the Technical Words Used in This System. New Orleans: Benjamin Levy & Co., 1824. 164 pp.

Recent period-style quarter calf over marbled boards, lettering piece and gilt fillets to spine. Light toning to text, negligible light foxing in a few places. \$3,000.

* First edition. Livingston's *Penal Code* marked an epoch in the broad international movement for penal reform. Profoundly influenced by Bentham, it stressed prevention over vengeance. Never enacted, it nevertheless established itself as one of the great standards for other reformers. Hicks marvels at the scope and clear organization of this code and notes that Bentham, Hugo, Lafayette, Story, Marshall, Madison, Kent and Jefferson considered it "the most comprehensive and enlightened system of criminal law that has ever been presented to the world." Hicks, *Men and Books Famous in the Law* 180. Jumonville, *Bibliography of New Orleans Imprints* 430. Cohen, *Bibliography of Early American Law* 10329.

Order this item: <http://www.lawbookexchange.com/details.php?record=66595>



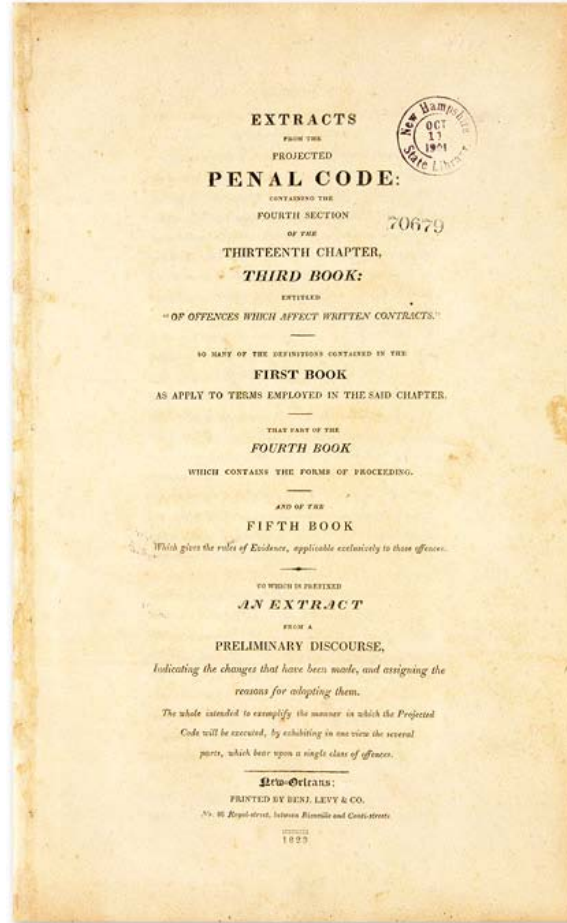
**First Issue of the *Introductory Report*
to Livingston's Louisiana *System of Penal Law***

16. [Livingston, Edward].

Introductory Report to a System of Penal Law Prepared for the State of Louisiana [headline title]. [New Orleans: Benjamin Levy & Co., 1824]. 185 pp.

Recent period-style quarter calf over marbled boards, lettering piece and gilt fillets to spine. Light toning to text, negligible light foxing in a few places. Ex-library. Small inkstamp to head of p. 1. \$2,000.

* First edition. Livingston's *Penal Code* marked an epoch in the broad international movement for penal reform. Profoundly influenced by Bentham, it stressed prevention over vengeance in every facet of his work. Never enacted, it nevertheless established itself as one of the great standards for other reformers. The *Introductory Report* reviews the issues addressed by the *Code*. Bibliographically distinct, it was probably transmitted to the Louisiana General Assembly with the *Code*, a point suggested by its first sentence: "I lay before the General Assembly, with unaffected diffidence, the System which they directed me to prepare" (1). Bibliographic data is not included in the first edition of the *Introductory Report*, but Jumanville and Korn attribute the printing to Levy. Hicks, *Men and Books Famous in the Law* 180. Jumanville, *Bibliography of New Orleans Imprints* 428. Korn, *Benjamin Levy: New Orleans Printer and Publisher* 205. Cohen, *Bibliography of Early American Law* 10327. Order this item: <http://www.lawbookexchange.com/details.php?record=66622>



**Livingston Solicits Opinions
on His Penal Code for Louisiana**

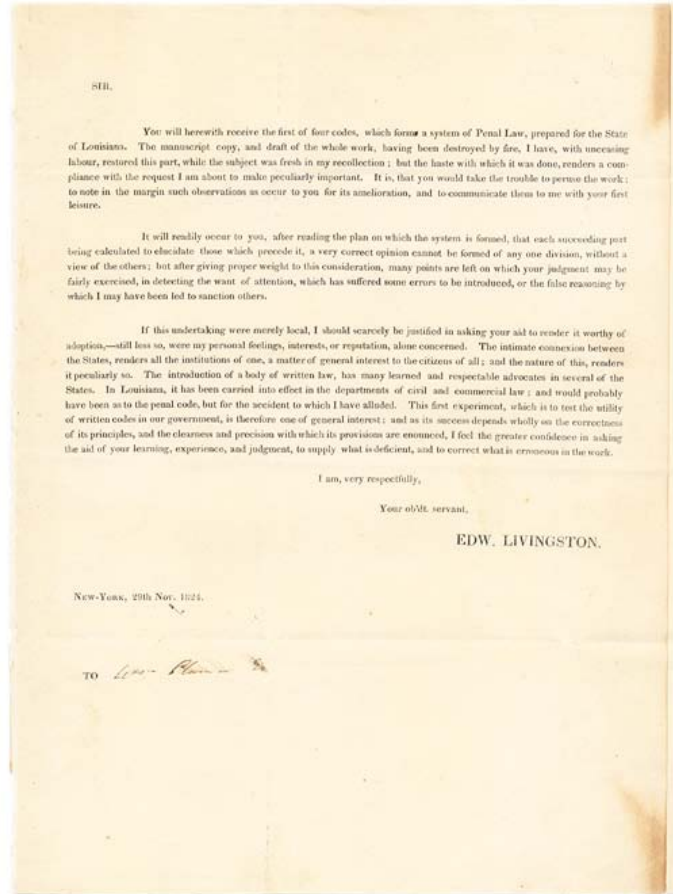
17. Livingston, Edward.

Extracts from the Projected Penal Code: Containing the Fourth Section of the Thirteenth Chapter, Third Book: Entitled "Of Offences Which Affect Written Contracts." So Many of the Definitions Contained in the First Book as Apply to Terms Employed in the Said Chapter. That Part of the Fourth Book which Contains the Forms of Proceeding. And of the Fifth Book Which Gives the Rules of Evidence, Applicable Exclusively to Those Offences. To Which is Prefixed an Extract from a Preliminary Discourse, Indicating the Changes that Have Been Made, And Assigning the Reasons for Adopting Them. The Whole Intended to Exemplify the Manner in Which the Projected Code will be Executed, By Exhibiting in One View the Several Parts, Which Bear Upon a Single Class of Offences. New Orleans: Printed by Benj. Levy & Co., 1823. 31, [2] pp. Folio (12-1/4" x 7-1/2").

Stab-stitched pamphlet bound into recent marbled stiff wrappers, printed title panel to front cover. Light toning to text, negligible light foxing in a few places. Ex-library. Small inkstamp to head of title page. \$1,500.

* Only edition. Livingston produced this set of excerpts when he was completing the draft of his *System of Penal Law, Prepared for the State of Louisiana*. He sent copies to James Kent and other distinguished jurists, as well as several politicians and journalists, in order to "point out such of the many errors I must have committed, as you may discover; and suggest such alterations and improvements as may occur to you" [2]. OCLC locates 12 copies, 6 in law libraries (George Washington University, Harvard, Loyola, Tulane, University of Michigan, Yale). Hicks, *Men and Books Famous in the Law* 180. Jumonville, *Bibliography of New Orleans Imprints* 395. Cohen, *Bibliography of Early American Law* 10321.

Order this item: <http://www.lawbookexchange.com/details.php?record=66597>



**Livingston Seeks
Criticism of His *System of Penal Law***

18. Livingston, Edward.

[Plumer, William (1759-1850)].

Sir, You Will Herewith Receive the First of Four Codes, Which Forms a System of Penal Law, Prepared for the State of Louisiana. [Running Title]. New York, November 29, 1824.

Single sheet folded once to form two 9-3/4" x 7-1/4" leaves. Printed text on recto of first leaf, signed in type, verso of second leaf addressed. Light toning, a bit of discoloration to corners, fold lines, fold between the two sheets torn, but mended on verso with archival tape, small stain from sealing wax, light rubbing to edges. A rare item. \$750.

* Livingston mailed this circular letter to distinguished jurists and political figures to solicit feedback on the final draft of the first part of his *System of Penal Law*. It was, in effect, a cover sheet. He explains the nature of the code and asks his readers "to note in the margin such observations as occur to you for its amelioration, and to communicate them to me with your first leisure. He ends his letter with a request for "the aid of your learning, experience, and judgment, to supply what is deficient, and to correct what is erroneous in the work." Plumer, the recipient of this copy was an important New Hampshire lawyer, politician and Baptist lay preacher. He is best known for his efforts to convert Dartmouth College into a public institution while governor of New Hampshire, a post he held in 1812-1813 and 1816-1819. His efforts resulted in the great U.S. Supreme Court case *Trustees of Dartmouth College v. Woodward*. Livingston's circular is a rare item. However, a few copies are found today bound into copies of the *System*. Shaw and Shoemaker, *American Imprints* 16927. Order this item: <http://www.lawbookexchange.com/details.php?record=66607>



Seventeenth-Century Edition of Lyndwood's *Provinciale*

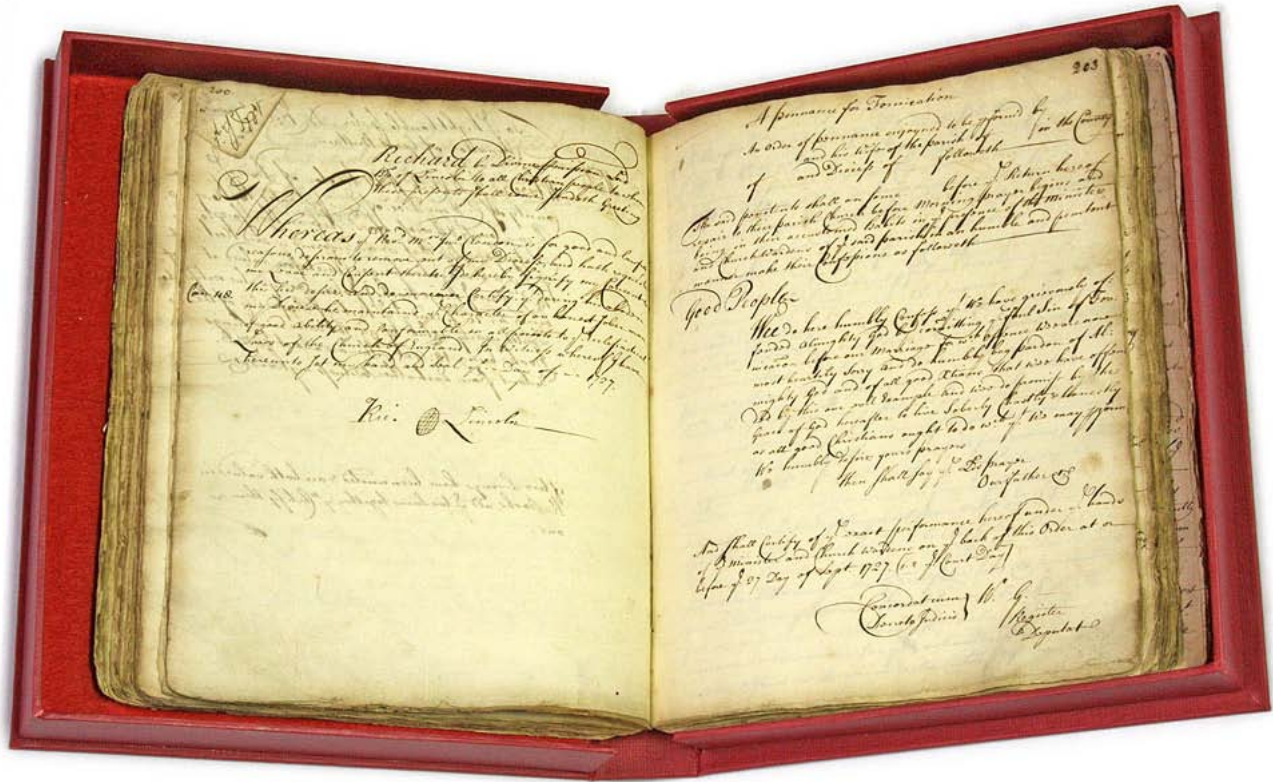
19. Lyndwood, William [1375?-1446], Glosses.
[Acton, John (d.1350), Commentaries].
Sharrock, Robert [1630-1684], Editor.

Provinciale Vetus Provinciae Cantuariensis, Cum Selectioribus Lindvodi Annotationibus. Quibus Subnexae sunt Constitutiones Othonis & Othoboni. Cardinalium & Sedis Romani in Anglia Legatorum. Revisa Omnia, & Cum Veteribus Comparata. Oxford: Excudebat Hen: Hall, Academiae Typographus, Impensis Ri: Davis, 1664. [lxxxvi], 514, [2]; [2], 135, [7] pp. Two parts, the second has individual title page and pagination. Copperplate frontispiece (of the arms of the Province of Canterbury). 12mo (5-3/4" x 3-1/2").

Nineteenth-century three-quarter calf over marbled boards, gilt fillets and lettering piece to spine, speckled edges, endpapers renewed. Light rubbing to boards, slightly heavier rubbing to extremities, corners bumped, partial crack to text block between front free endpaper and following leaf. Moderate toning to text, negligible foxing to a few leaves. A handsome copy. \$650.

* Only edition by Sharrock, one of two issues, both from 1664. Compiled around 1433 and first published around 1483-1485, *Provinciale* is the main authority for early English canon law. Divided into five books, it is a digest of the synodal constitutions of the province of Canterbury, from the period of Archbishop Stephen Langton [c.1155-1228] to that of Archbishop Henry Chichele [1414-1443], with Lyndwood's gloss and Acton's commentaries. It is considered the law of the Church of England by many authorities. The notes in this 1664 edition are abridged by Sharrock. A notable English churchman, he is best known for his contributions to botany, association with Robert Boyle and philosophical disputes with Thomas Hobbes. Our copy is desirable because it has the copperplate frontispiece, which was not included in all copies. *English Short-Title Catalogue* R216655.

Order this item: <http://www.lawbookexchange.com/details.php?record=66611>



**Eighteenth-Century English Manuscript
Formbook that Includes a "Pennance for Fornication"**

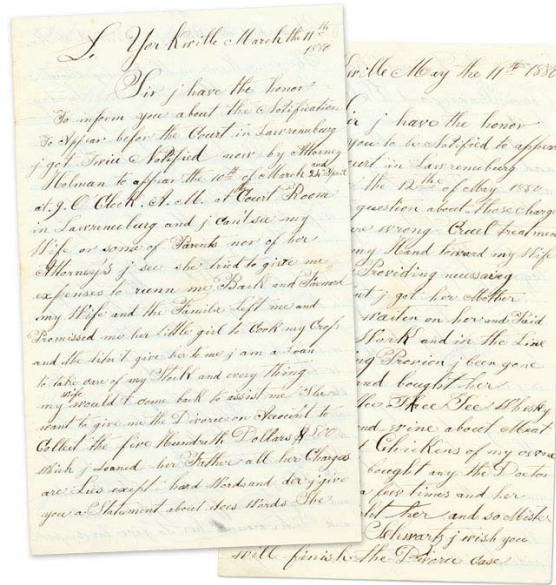
20. [Manuscript].

[Great Britain].

[*Commonplace Book of Legal and Religious Forms*]. [Great Britain, c. 1723-1727]. 341, [1] pp. Quarto (9-1/2" x 7-3/4").

Disbound, text in English and Latin in neat hand to rectos and versos of most leaves. Moderate toning, occasional edgewear and minor tears, some leaves have faint dampstaining, light soiling to outer leaves. Item housed in recent cloth clamshell box, calf lettering piece (reading 18th Century/ Legal MS.) to front. \$2,500.

* Possibly the work of a student or justice of the peace, this is a collection of common law and ecclesiastical law forms, such as contracts, oaths and agreements. Some of the more curious items are "A Pennance for Fornication," a "Nomination to a Perpetual Curacy" and a "Licentia Pedagogue." Most of the content is written carefully with few corrections. The final 16 pages contain information relevant to an estate: expense tables, a list of sums paid and an apparently unfinished tenant list. Order this item: <http://www.lawbookexchange.com/details.php?record=66620>



Documents of a Contentious 1880 Divorce in Indiana

21. [Manuscript]. [Ober, Anthony.]

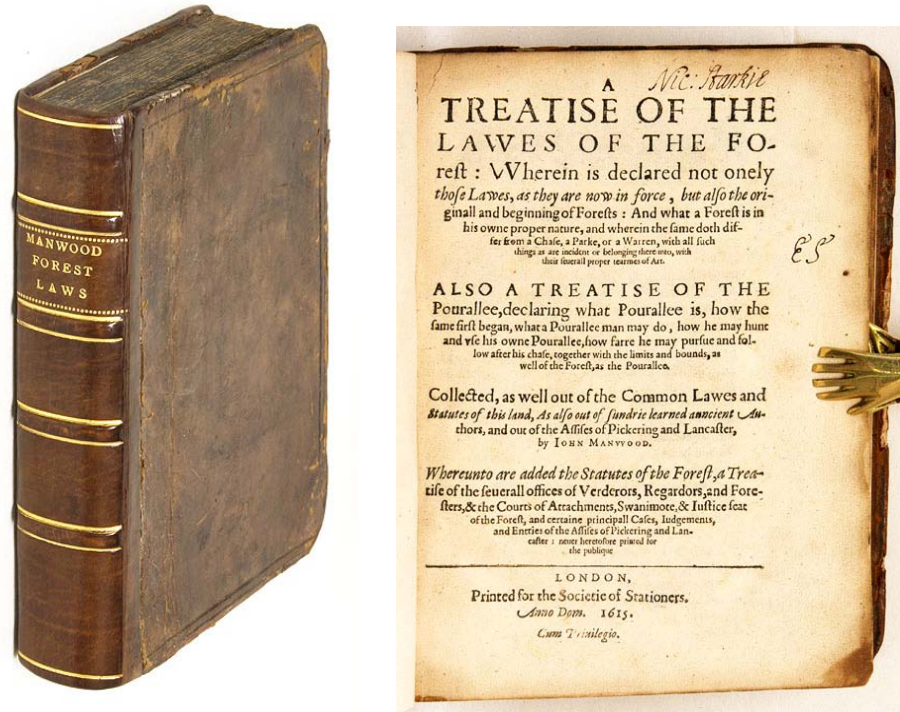
[*Legal Rant Over a Contentious Divorce and a Personal Summons to Appear in Court*]. Yorkville, IN, 1880.

Two bifolio letters, 8" x 5," manuscript in ink, dated March 11 and May 11, 1880. Letter of May 11 docketed "Yorkville Ind." Light toning, vertical and horizontal fold lines. \$250.

* Two almost stream-of-consciousness letters concerning Ober's contentious divorce from his wife. Ober's handsome penmanship is a stark contrast to his poor spelling, lack of punctuation and obviously anxious mental state. (Ober's spelling and sentence construction also suggests that German may be his native language.) Ober's letter of March 11 is a flood of words: "Sir I have the honor To inform you about the Notification To Appear before the Court in Lawrenceburg [Dearborn County, Indiana] i got. Twice Notified now by Attorney Holman to appear the 10th of March and 24th April at 9 O'Clock. A.M. at Court Room in Lawrenceburg and i can't see my Wife or some of Parents nor of her Attorney's i see she tried to give me expenses to runn me Back and Forward my Wife and the familie Left me and Promised me her Little girl to cook my crop... She want to gve me the Divorce on Account to Collect the five hundred Dollars \$500 which i Loaned her father all the Charges are Lies ex[c]ept hard Words and der [there] i give you a Statement about does [those] words She Smashed the Buckey [buggy] and ruined the Horse She came Home in the Evening vitout [without] a Buckey nor Horse that on one Sunday and several other cases and i Notify that i never will Pay nothing about my wife so long She will Stay outside my House...i Married that woman not on Account her good Look or about her Money because it got none around the intire Familie want to get my Money I took her for to doe My work and to Live Still togeter [together]..."

Ober's second letter appears to assume the form of a personal summons to appear in court. He seems to be reconciled to the divorce. The letter may be addressed to his attorneys, Holman and Schwartz, likely former (and future) Congressman William S. Holman and former mayor of Lawrenceburg and Bavarian immigrant, John Schwartz: "Sir i have the honor to inform you to be Notified to appear before the court in Lawrenceburg throuh you the 12the of May 1880 to anwser [answer] the question about those charges those Charges are wrong Cruel treatment i never raised my Hand toward my Wife and Neglect for Providing necessary Care or Treatment...so Mister Holman and Schwartz i wish you will finish the Divorce case to receive the Divorce From my Wife i been praieing [praying] and Talken to her to come Back shee wouldned [wouldn't] doed [do it] She want allways my Money and Put me Now in so deep expences and Shee Brought not one cent in the Marriage so is my will and wish to tak [take] the Divorce from her because we can Live any more Peacefull togeter [together]... It appears that Anthony Ober wants out, at any cost.

Order this item: <http://www.lawbookexchange.com/details.php?record=66608>



**First Expanded Edition of the
First Work on the Law of the King's Forest**

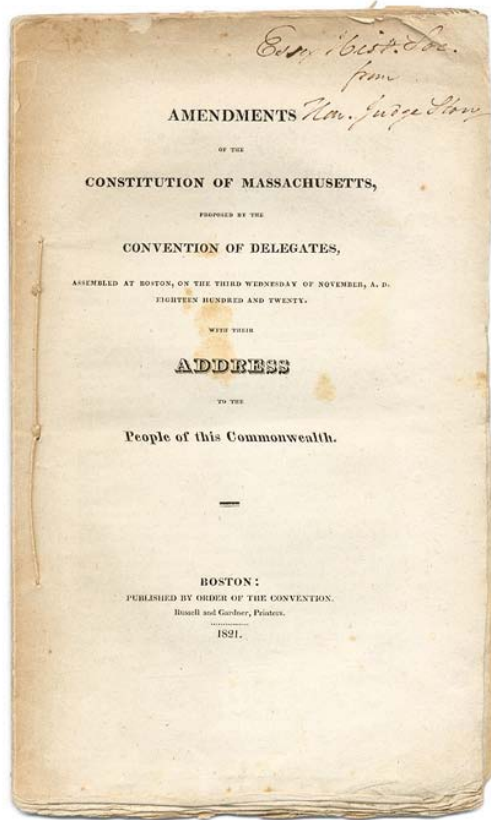
22. Manwood, John [d.1610].

A Treatise of the Lawes of the Forest: Wherein is Declared Not Onely Those Lawes, As They Are Now In Force, But Also the Originall and Beginning of Forests: And What a Forest is In His Owne Proper Nature, And Wherein the Same Doth Differ From a Chase, A Parke, A Warren, With All Such Things As Are Incident or Belonging Thereunto, With Their Severall Proper Termes of Art. Also a Treatise of the Pourallee, Declaring What Pourallee Is, How the Same First Began, What a Pourallee Man May Do, How He May Hunt and Use His Owne Pourallee, How Farre He May Pursue and Follow After His Chase, Together With the Limits and Bounds, As Well of the Forest, As the Pourallee. Collected, As Well Out of the Common Lawes and Statutes of This Land, As Also out of Sundrie Learned Ancient Authors, And Out of the Assises of Pickering and Lancaster. London: Printed for the Societie of Stationers, 1615. [xv], 258 [i.e. 259], [1] ff. Quarto (7-1/4" x 5-3/4").

Contemporary calf, blind rules to boards, rebacked in period style, gilt-edged raised bands and lettering piece to spine, early hand-lettered title (and a few ink spatters) to fore-edge, hinges mended, free endpapers renewed, blank endleaf before rear free endpaper lacking. Moderate rubbing to boards, heavier rubbing to extremities, corners worn, recent owner bookplate to front pastedown. Moderate toning, puncture to outside margins of ff. 212-226, minor worming to fore-edges of final 16 leaves. Later signature (Henry Mathews) to front pastedown, early signature (Nic: Starkie) and initials (ES) to head of title page, occasional brief early annotations, later annotations in pencil to a few other leaves. An appealing copy. \$650.

* First expanded edition. First published in 1598, it remained a standard text well into the twentieth century. This enlarged edition, which is the third chronologically, includes a great deal of information that does not appear in the first and second editions. Forests were central to England's economy from the time of the conquest to the mid-seventeenth century. A member of Lincoln's Inn, a barrister, gamekeeper of Waltham Forest and a justice of the New Forest, Manwood was eminently qualified to write it. Both a history and guide, it contains lengthy extracts from the *Carta de Foresta* and other ancient statutes and charters. (Some of it was taken from a privately-printed collection on the same subject Manwood issued around 1592). *English Short-Title Catalogue* S111855.

Order this item: <http://www.lawbookexchange.com/details.php?record=65687>



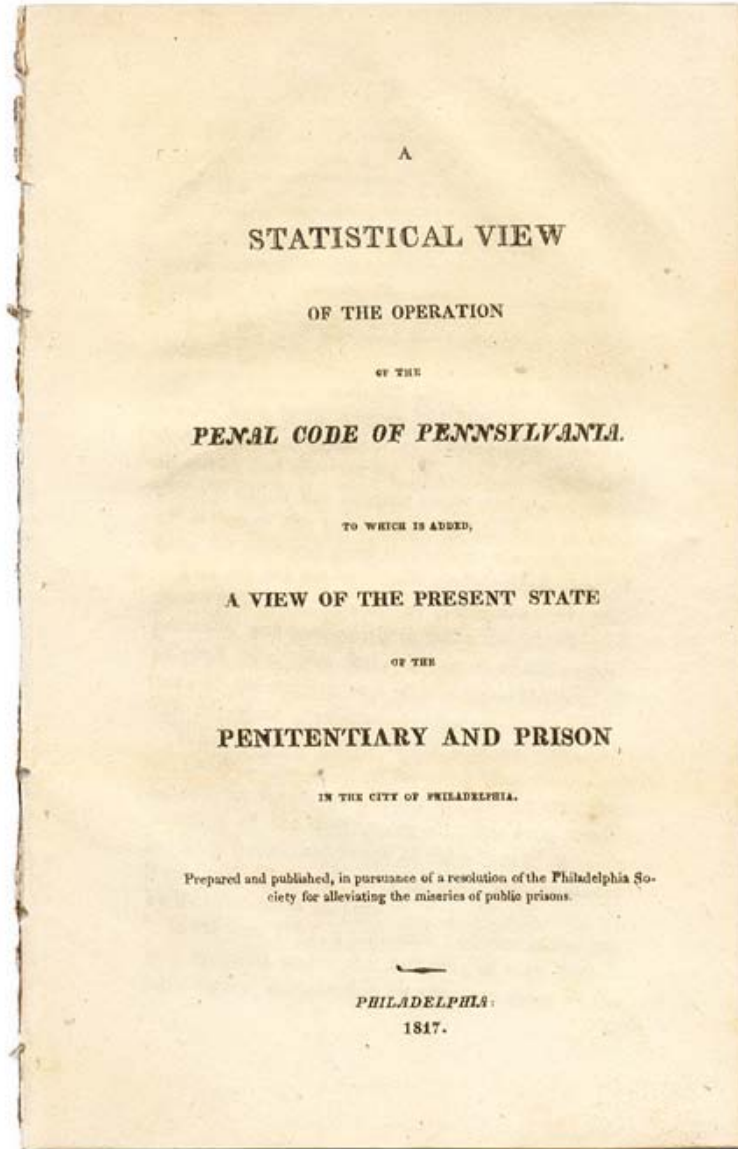
**Amendments to the Massachusetts
Constitution: A Presentation Copy from Joseph Story**

23. [Massachusetts].
[Constitution].
[Story, Joseph (1779-1845)].

Amendments of the Constitution of Massachusetts, Proposed by the Convention of Delegates, Assembled at Boston, On the Third Wednesday of November, A.D. Eighteen Hundred and Twenty. With their Address to the People of this Commonwealth. Boston: Published by Order of the Convention. Russell and Gardner, Printers. 1821. First Edition. [iii], 4-32 pp. Octavo (10-1/4" x 6").

Stab-stitched pamphlet in self-wrappers, untrimmed edges. Moderate toning, minor edgewear to a few leaves, light foxing and presentation inscription to title page, final leaf signed by Convention Secretary Benjamin Pollard. \$1,850.

* First edition. Presented to the Essex Historical Society, this copy is inscribed in the third person "from Hon Judge Story." The great Supreme Court justice was member of the convention to amend to Massachusetts Constitution. Mel A. Topf in wrote about Story's importance at the Convention: "Story brought his prestige and leadership, together with his considerable political and legal skills, to what was for him and his allies at the convention the overriding mission: to save the Massachusetts frame of government from the democratizing forces (or from radicalism, the term Story used) that were threatening the Republic itself. It would be difficult to overemphasize the centrality of this mission to Story's theory of the judiciary. Story, along with Daniel Webster and others, led the conservative faction toward its goal of creating an alliance to protect the Massachusetts constitution from democratic extremes of the radicals, whose program was the convention's main agenda." An excellent association connecting Joseph Story to a critical event in his judicial career in Massachusetts. Topf, *A Doubtful and Perilous Experiment: Advisory Opinions, State Constitutions, and Judicial Supremacy* 32-33. Cohen, *Bibliography of Early American Law* 3144. Order this item: <http://www.lawbookexchange.com/details.php?record=66550>



Useful Compilation of Philadelphia Crime Statistics, 1794-1816

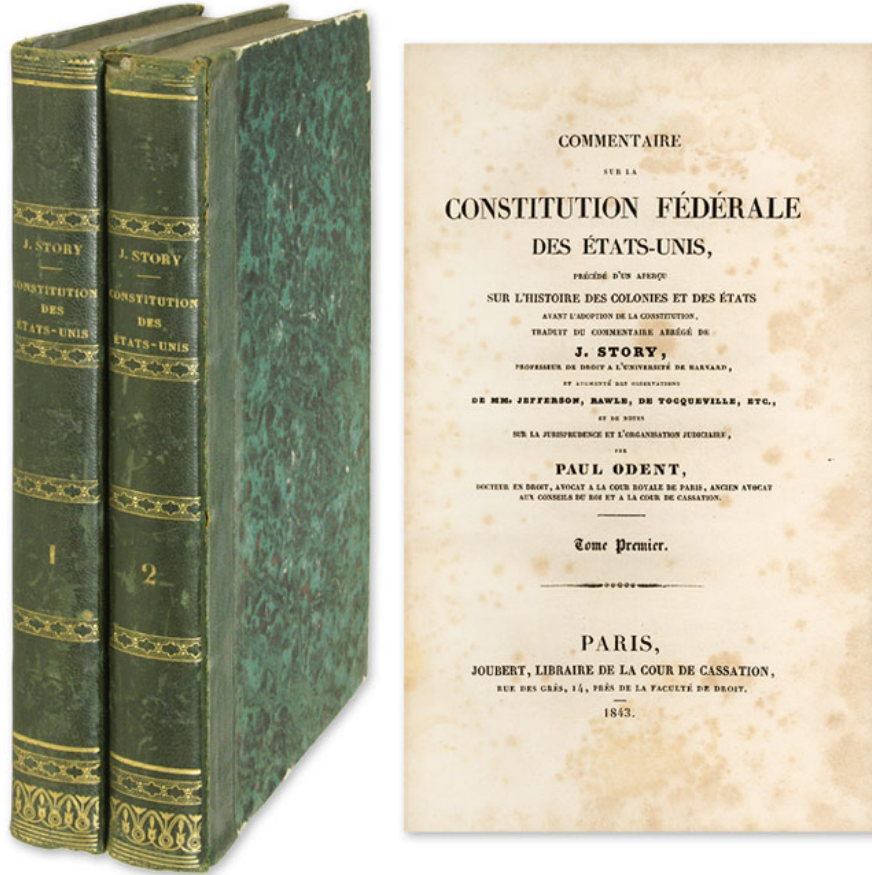
24. Philadelphia Society for Alleviating the Miseries of Public Prisons.

A Statistical View of the Operation of the Penal Code of Pennsylvania. To Which is Added, A View of the Present State of the Penitentiary and Prison in The City of Philadelphia. Philadelphia, 1817. 14 (i.e. 15) pp. 1 folding table. Octavo (8" x 5").

Disbound pamphlet, moderate toning, faint stains to margins of a final two leaves and folding table. \$250.

* Only edition. Enriched with seven statistical tables, this scarce appeal for public funds to expand facilities at the Walnut Street Prison provides concise information on crime in Philadelphia from 1794 to 1816. Tables I-V enumerate specific crimes by year. Table VI lists the geographical distribution of crimes by county. Table VII (mis-labeled III), lists the number of convicts in 1816 by county, with information about trial status, employment, race and gender. OCLC locates 1 copy (Yale Law School). Cohen, *Bibliography of Early American Law* 4538.

Order this item: <http://www.lawbookexchange.com/details.php?record=66584>



First French Edition of Story's Commentaries on the Constitution

25. Story, Joseph.

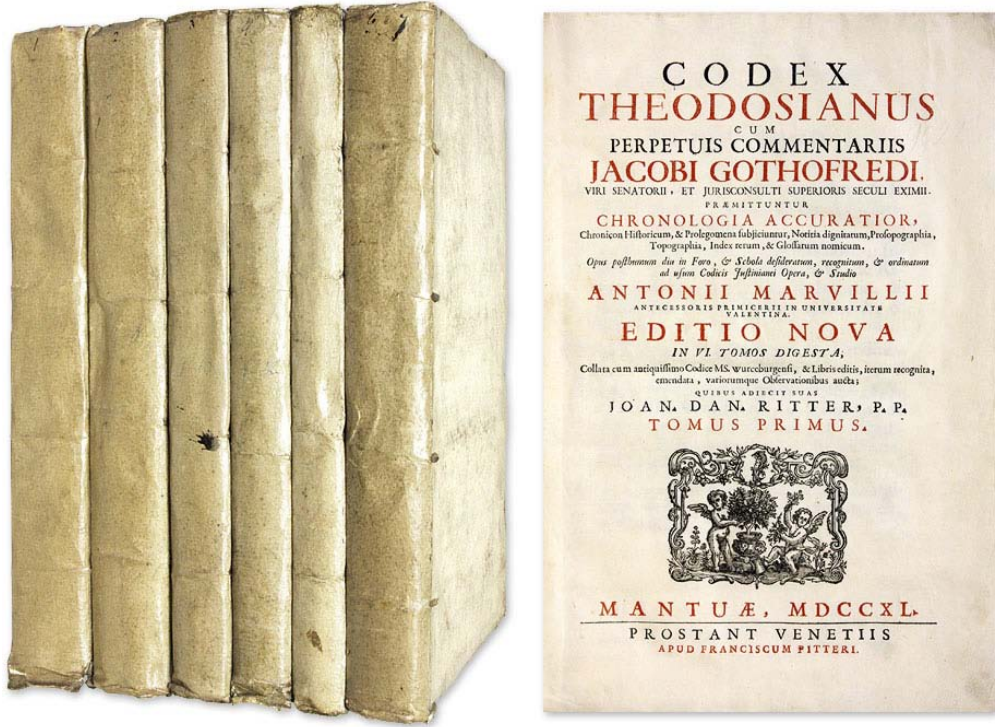
Odent, Paul, Editor and Translator.

Commentaire Sur la Constitution Federale des Etats-Unis, Precede d'un Apercu sur l'Histoire des Colonies et des Etats Avant l'Adoption de la Constitution, Traduit du Commentaire de J. Story, Professeur de Droit a L'Universite de Harvard, Et Augmente des Observations de Mm. Jefferson, Rawle, De Tocqueville, Etc., Et de Notes Sur la Jurisprudence et L'Organisation Judiciaire, par Paul Odent, Docteur en Droit, Avocat a la Cour Royale de Paris, Ancien Avocat aux Conseils du Roi et a la Cour de Cassation. Paris: Joubert, Libraire de la Court de Cassation, 1843. Two volumes. ix, [i], x, lxxi, [1], 390; [iv], 498, [1] pp. Octavo (8" x 5-1/4").

Contemporary quarter sheep over marbled boards, gilt title, fillets and blind-stamped ornaments to spine, speckled edges, marbled endpapers. Some rubbing to extremities, light rubbing and a few minor scuffs to boards, hinges starting. Moderate toning to text, light foxing in places, mostly to margins. Early owner stamp (A. Armand) to front endleaf of each volume, interiors otherwise clean. A nice copy of a scarce title. \$1,500.

* First French edition. The first complete translation into a foreign language, it is taken from Story's first abridged edition (1833). Along with Franz Joseph Buss's *Über die Verfassungs-Urkunde der Vereinigten Staaten von Nord Amerika. Historischer Teil, Nach Story's Commentarien Bearbeitet* (1838), Odent's preface is an important source of information on the European reception of Story's work and the American Constitution. In addition to original notes Odent added relevant commentary by Jefferson, Rawle, Tocqueville and others and discussing aspects of the American government that could be adopted in Europe. OCLC locates 3 copies in North American law schools (George Washington University, University of Alabama, University of Michigan). Cohen, *Bibliography of Early American Law* 2918.

Order this item: <http://www.lawbookexchange.com/details.php?record=60504>



Godefroy's Edition of the Theodosian Code with Later Additions

26. Theodosius II [408-450 CE], Emperor of the East.

Godefroy, Jacques [1587-1652], Editor.

Antoine Marville [1609-1663], Editor.

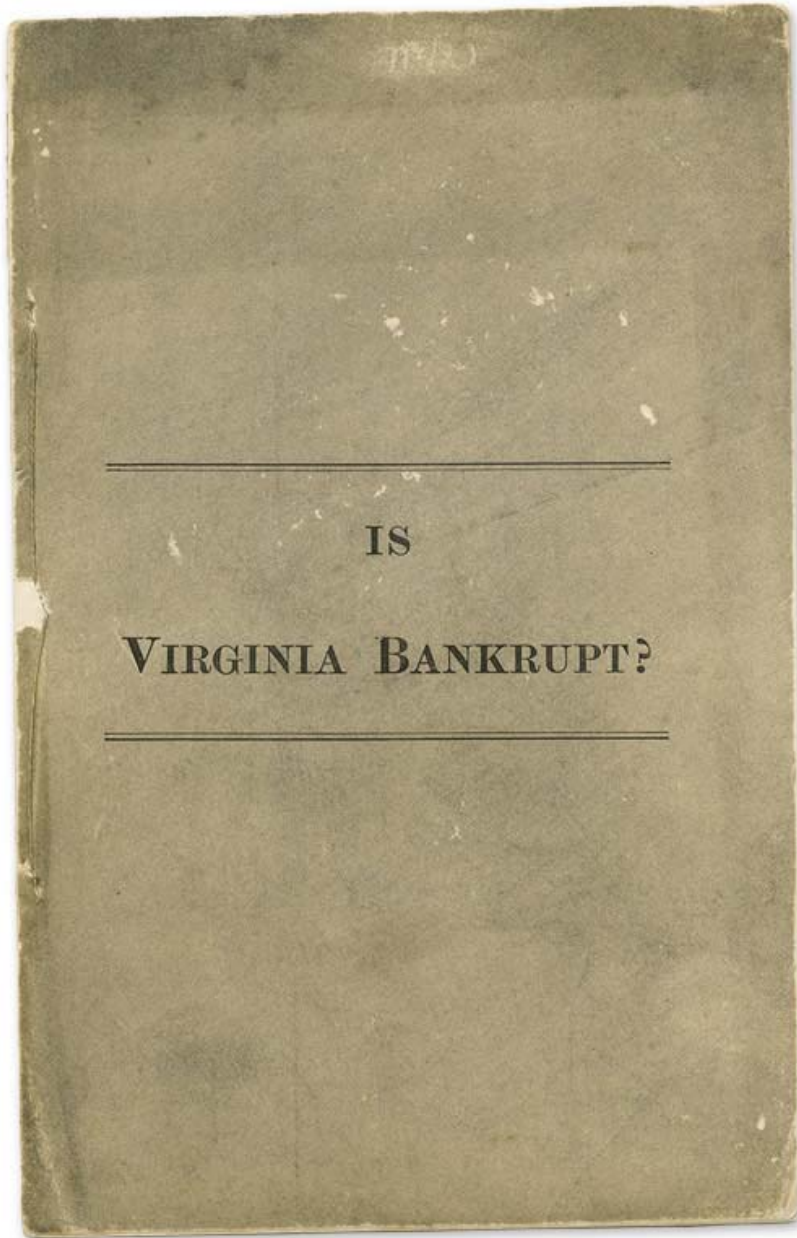
Ritter, Johann Daniel [1709-1775], Editor.

Codex Theodosianus Cum Perpetuis Commentariis Jacobi Gothofredi. Præmittuntur Chronologia Accuratio, Chronicon Historicum, & Prolegomena Subjiciuntur Notitia Dignitatum, Prosopographia, Topographia, Index Rerum, & Glossarum Nomicum. Opus Posthumum Divi in Foro, & Schola Desideratum, Recognitum, & Ordinatam ad Usus Codicis Justinianei Opera, & Studio Antonii Marvillii Antecessoris. Editio Nova in VI. Tomos Digesta, Collata cum Antiquissimo Codice ms. Wurceburgensi, & Libris Editis, Iterum Recognita, Emendata, Variorumque Observationibus Aucta; Quibus Adjecit Suas Joan. Dan. Ritter. Mantua: Prostant Venetiis apud Franciscum Pitteri, 1740-1750. Seven parts in six volumes (Volume VI has two parts). Main text in parallel columns. Folio (14-1/2" x 9-1/2").

Original publisher boards, untrimmed edges. Light soiling, moderate rubbing to extremities with some wear to spine ends and corners, one leaf in Volume IV loose, apparently never bound. Main title page printed in red and black, attractive woodcut title-page devices, head-pieces and tail-pieces, a few copperplate text illustrations (of seals and documents). Light toning to text, somewhat heavier in places, internally clean. Ex-library. Annotations in pencil to front boards and preliminaries, bookplates to front pastedowns. A nice set. \$3,500.

* Reprint of the second, and final, edition. The Theodosian Code is an official compilation of all laws enacted since the reign of Constantine that was commissioned by Emperor Theodosius II in 429 CE. Completed in 438 CE, and ratified that year by the senate, it was the standard legal text of the empire, one that superseded all earlier codes. It would later exert enormous influence on the barbarians who assumed control of the Western Empire. The Visigoths, Ostrogoths, Franks, Lombards and Burgundians used it as the basis for their legal codes. First published in 1665, Godefroy's edition, which includes extensive commentary, was the first modern edition of the *Codex*. It remains a masterpiece of scholarship and erudition. Our Mantua edition, a reissue of a set issued in Leipzig by Weidmann from 1734-1745, contains additional notes by Johann Ritter. *British Museum Catalogue* (Compact Edition) 21:980.

Order this item: <http://www.lawbookexchange.com/details.php?record=62705>



Scarce 1875 Assessment of Virginia's Finances

27. Thomas Branch & Co.

[Johnson, Bradley T. (1829-1903)].

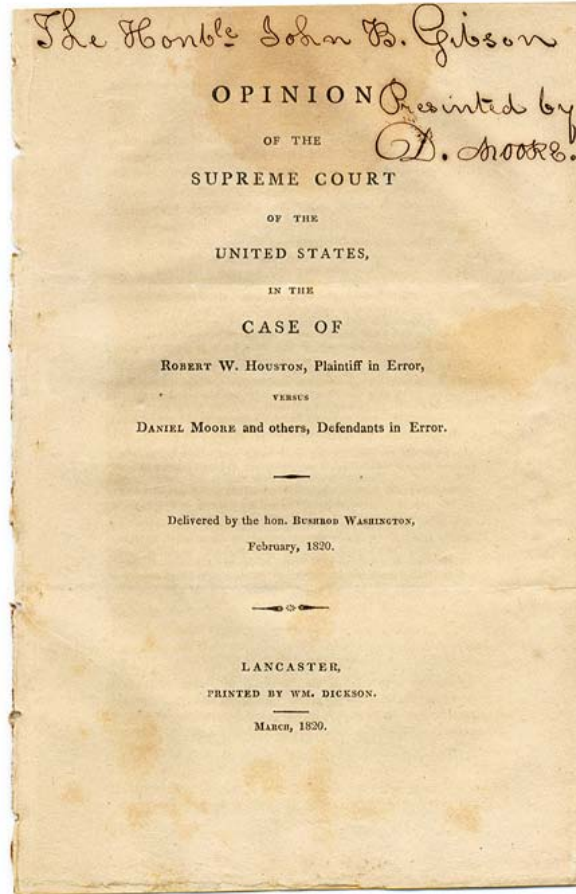
[Pendleton, Edmund (1823-1899)].

Is Virginia Bankrupt? [Richmond?, 1875?]. 34 pp. Tables. Octavo (9" x 6").

Stab-stitched pamphlet in wrappers, rear cover lacking. Moderate soiling, light edgewear, internally clean. \$150.

* An assessment of Virginia's financial condition and a recent funding bill. It comprises four papers by Johnson and a letter by Pendleton originally published in the *Richmond Dispatch*. OCLC locates 9 copies, 3 in Virginia.

Order this item: <http://www.lawbookexchange.com/details.php?record=56949>



**Supreme Court Opinion Concerning a
Conscientious Objector From the War of 1812**

28. [Trial].

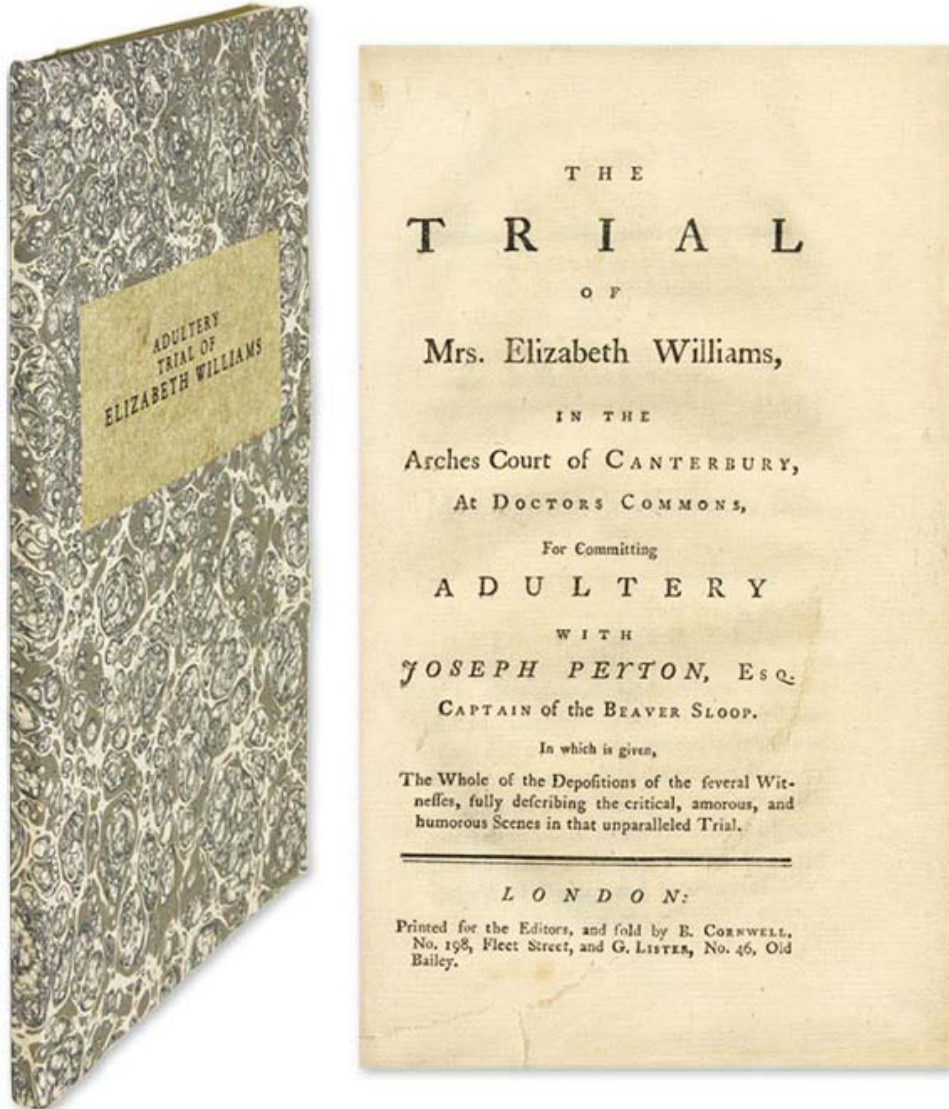
Washington, Bushrod [1762-1829].

Opinion of the Supreme Court of the United States, In the Case of Robert W. Houston, Plaintiff in Error, Versus Daniel Moore and Others, Defendants in Error. Lancaster, PA: Printed by Wm. Dickson. March, 1820. 16 pp. Octavo (8-1/4" x 5-1/4").

Disbound pamphlet. Moderate toning, two faint horizontal fold lines, one line of text on verso final leaf has been rubbed away, presentation inscription to head of title page. \$750.

* Only edition. A presentation copy from Daniel Moore to Judge John B. Gibson. Washington's opinion regards an important early American case concerning a conscientious objector who refused to fight during the War of 1812. "In August 1814 Houston was ordered to march to Yorktown, Pennsylvania, for militia duty. He did not march or secure a substitute. He was declared guilty and fined. Daniel Moore was court appointed to collect the fine. Moore seized two pieces of broadcloth from Houston's store in payment. In a jurisdictional dispute, Houston brought the case against his court-martial and won the case" (Grodzinski). Washington, a long-serving associate justice of the Supreme Court of the United States, was a nephew of George Washington. All accounts of this trial are scarce. OCLC locates 6 copies of Washington's *Opinion*, 4 in North America (American Antiquarian Society, Lancaster County Historical Society, Millersville University Library, University of Virginia). Not in Cohen. Shaw and Shoemaker, *American Bibliography* 3929. Grodzinski, *The War of 1812: An Annotated Bibliography* 1343.

Order this item: <http://www.lawbookexchange.com/details.php?record=66596>



An "Amorous," "Critical," "Humorous" Tale

29. [Trial].

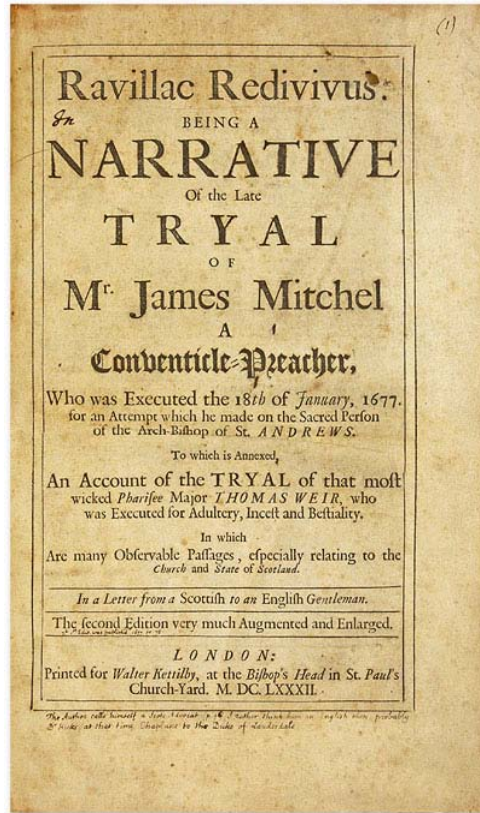
Williams, Elizabeth, Defendant.

The Trial of Mrs. Elizabeth Williams, In the Arches Court of Canterbury, At Doctors Commons, For Committing Adultery with Joseph Peyton, Esq. Captain of the Beaver Sloop. In Which is Given, The Whole of the Depositions of the Several Witnesses, Fully Describing the Critical, Amorous, And Humorous Scenes in that Unparalleled Trial. London: Printed for the Editors, [1782?]. 32,29*-32,33-91,98-100[i.e.98] pp. Text is continuous. Octavo (8-1/2" x 5").

Stab-stitched pamphlet in recent marbled wrappers, printed title label to front. Light soiling to title page, interior otherwise fresh. \$650.

* A spicy account of an affair between Captain William's wife and one of his subordinate officers. The evidence of each "act of c-----n c-----n" is described in detail. This is one of two accounts published c. 1782. Another appeared the following year. All editions are scarce. OCLC locates 5 copies of the present copy. *English Short-Title Catalogue* T53434.

Order this item: <http://www.lawbookexchange.com/details.php?record=56984>



Anti-Presbyterian Propaganda

30. [Trials].

[Hickes, George (1642-1715)].

Ravillac Redivivus. Being a Narrative of the Late Tryal of Mr. James Mitchel a Conventicle-Preacher, Who was Executed the 18th of January, 1677. For an Attempt Which he Made on the Sacred Person of the Arch-Bishop of St. Andrews. To Which is Annexed, An Account of the Tryal of that Most Wicked Pharisee Major Thomas Weir, Who Was Executed for Adultery, Incest and Bestiality. In Which are Many Observable Passages, Especially Relating to the Church and State of Scotland. In a Letter from a Scottish to an English Gentleman. London: Printed for Walter Kettilby, 1682. [iv], 46, [2], 47-54 pp. The unpaginated leaf after page 46 contains publisher advertisements. Folio (12-1/4" x 7-3/4").

Recent period-style quarter calf over marbled boards, gilt title to spine, endpapers renewed, title page and final leaf-rehinged. Moderate toning light foxing in a few places, soiling to title page, early owner annotations to title page in neat small hand, a few marks and brief marks in recent hand in a few places. \$1,250.

* Third and final edition. Hickes was a bishop of the nonjuring Church of England in Scotland. A work on propaganda commissioned by his superior in Scotland, John Maitland, Duke of Lauderdale, *Ravillac Redivivus*, first published in 1678, is an account of the trial of the Scots-nationalist Presbyterian (covenanter) James Mitchell [d.1678] for an attempt to assassinate James Sharpe, the archbishop of St Andrews. Hickes linked Mitchell's story to that of the notorious covenanter Major Thomas Weir [c. 1600-1670], a suspected sorcerer who was executed for bestiality and incest in 1670, in order to demonstrate that fanatical dissenters violated the boundaries of moral law and were capable of committing the most outrageous crimes in the name of religion. A note at the foot of the title page, which identifies the author, reads: "The author calls himself a Scots Advocate: (p. 46). I rather think him an English Man, probably Dr. Hicks, at that time Chaplane to the Duke of Lauderdale." *English Short-Title Catalogue* R19059.

Order this item: <http://www.lawbookexchange.com/details.php?record=66594>