**PUBLICATIONS** 

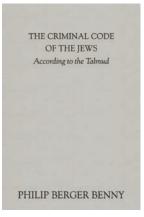
# RELIGION AND THE LAW

July 22, 2015



TALBOT

L'AWBOOK EXCHANGE



## The Criminal Code of the Jews, According to the Talmud

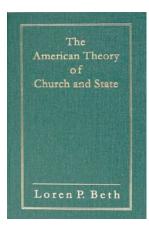
#### Philip Berger Benny

Originally published: London: Smith, Elder, & Co. 1880 133 pp.

This study goes beyond the statutes of the Mosaic Pentateuch to the jurisprudence of the Talmud to create a nuanced description of Jewish criminal law. Examines the constitution of the courts, procedure, rules of evidence, perjury, methods

of punishment and execution, the treatment of murder, adultery and idolatry and cities of refuge.

Hardcover 2006 ISBN 978-1-58477-664-2 \$23.95



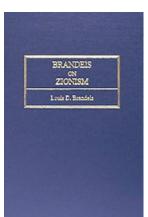
## The American Theory of Church and State

#### Loren P. Beth

Originally published: Gainesville: University of Florida Press, 1958 vii, 183 pp.

In his impassioned theory, Beth defends the separation of church and state, and supports his thesis with a historical perspective that traces the idea from its origins in seventeenth-century English thought to the present day.

Hardcover 2002 ISBN 978-1-58477-179-1 \$26.95



#### Brandeis on Zionism

A Collection of Addresses and Statements

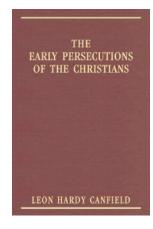
Louis D. Brandeis

With a Foreword by Mr. Justice Felix Frankfurter

Originally published: Washington, D.C.: Zionist Organization of America, [1942] viii, 156 pp.

A collection of thirty-two of Brandeis' addresses and statements convey the evolution of his views regarding Zionism.

Hardcover 1999 ISBN 978-1-88636-360-1 \$29.95



## The Early Prosecution of the Christians

#### Leon Hardy Canfield

Originally published: New York: Columbia University Press, 1913 215 pp.

Canfield shows how the persecution of Christians by law was employed from the reign of Nero through the reign of Hadrian. Each chapter in Part I has a corresponding chapter of relevant source documents in Part II. All appear in translation, some are

also presented in the original Latin or Greek.

Hardcover 2005 ISBN 978-1-58477-481-5 \$26.95



#### **Biblical Law**

Being a Text of the Statutes, Ordinances, and Judgments Established in the Holy Bible - with Many Allusions to Secular Laws - Ancient, Medieval, and Modern - Documented to the Scriptures, Judicial Decisions, and Legal Literature

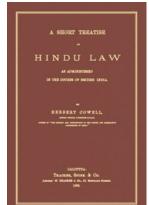
#### H.B. Clark

Originally published: Portland, Ore.: Binfords & Mort, [1943] xxiv, 304 pp.

Reprint of first edition.

Hardcover 2000, 2011 ISBN 978-1-58477-062-6 \$16.95

Paperback 2011 ISBN 978-1-61619-242-6 \$9.95



#### A Short Treatise on Hindu Law As Administered in the Courts of British India

#### Herbert Cowell

#### With a New Introduction by Steve Sheppard

University of Arkansas School of Law

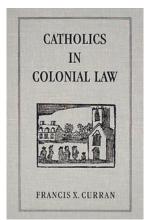
Originally published: Calcutta: Thacker, Spink & Co., 1895

xv (iii-xv new introduction), 175 pp.

Cowell's book deals with the class of laws observed by members of the Hindu community in India that were recognized under British rule

and incorporated into the colonial legal system. These dealt principally with family organization, land tenure and succession.

Hardcover 2008 ISBN 978-1-58477-888-2 \$24.95



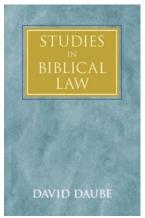
#### Catholics in Colonial Law

Francis X. Curran

Originally published: Chicago: Loyola University Press, [1963] vii, 129 pp.

A useful collection of annotated source texts concerning the persecution of Catholics under the laws of the American colonies from 1607 to 1776. The selections are arranged by period and colony. Compiled and annotated by a Jesuit scholar.

Hardcover 2003 ISBN 978-1-58477-298-9 \$35.



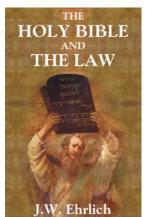
#### Studies in Biblical Law

David Daube

Originally published: Cambridge: At the University Press, 1947 viii, 328 pp.

Collects five important essays by Daube [1909-1999] (Regius Professor of Civil Law at Cambridge and a Professor of Law at the University of California, Berkeley): "Law in the Narratives," "Codes and Codas," "Lex Talionis," "Communal Responsibility" and "Summum Ius-Summa Iniuria."

Hardcover 2004, 2015 ISBN 978-1-58477-431-0 \$45.95



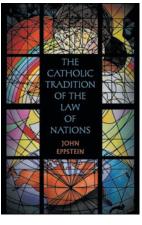
### The Holy Bible and the Law

J.W. Ehrlich

Originally published: New York: Oceana Publications, [1962] 240 pp.

A handy anthology of biblical quotations organized by subject with introductory notes to most sections, the book covers such topics as adoption, bribery, contracts, divorce, drinking, homicide, military law, master and servant, perjury, prostitution and wills.

Hardcover 2002, 2012 ISBN 978-1-58477-192-0 \$49.95 Paperback 2012 ISBN 978-1-61619-261-7 \$39.95



## The Catholic Tradition of the Law of Nations

John Eppstein

Originally published: Washington, D.C.: Published for the Carnegie Endowment for International Peace by the Catholic Association for International Peace, [1935] xxi, 525 pp.

A well-edited collection of annotated documents illustrating the Church's doctrine regarding war and peace, it includes important papal writings that are difficult to locate and otherwise unavailable in English.

Hardcover 2008, 2012 ISBN 978-1-58477-822-6 \$59.95

Paperback 2012 ISBN 978-1-61619-103-0 \$49.95



#### The Jewish Marriage Contract A Study in the Status of the Woman in Jewish Law

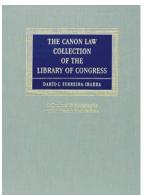
Louis M. Epstein

Originally published: New York: Jewish Theological Seminary, 1927 xvii, 316 pp.

A cogent and compelling examination of the history and significance of the Jewish marriage contract, the Ketubah, with extensive notes in Hebrew English. Will interest those concerned with property rights,

family, divorce, and the evolution of betrothal and marriage.

Hardcover 2005 ISBN 978-1-58477-464-8 \$39.95



## The Canon Law Collection of the Library of Congress

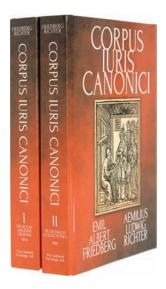
Dario C. Ferreira-Ibarra

Originally published: Washington: Library of Congress, 1981 xiii, 210 pp.

The Library of Congress has one of the largest collections of published Canon Law materials in the world. The first three sections cover early editions of the Code of Canon Law, the code's historical foundations and the decisions of the Roman Rota. The remaining sections

correspond exactly to the divisions of the Code of Canon Law.

8-1/2" x 11" Hardcover 2004 ISBN 978-1-58477-366-5 \$75.



Corpus Iuris [Juris] Canonici Editio Lipsiensis Secunda/Post Aemilii Ludouici Richteri Curas ad Librorum Manuscriptorum et Editionis Romanae Fidem Recognouit et Adnotatione Critica Instruxit

#### Aemilius Friedberg

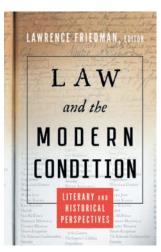
Originally published: Leipzig: Tauchnitz, 1879-1881. 2 Vols. civ, 1472 columns (736 pp.); lxxxii, 1340 columns (670 pp.), illus.

One of the great philological projects of the nineteenth century, Friedberg and Richter's critical edition is the standard version of this work. It remained the law of the Western Church until the promulgation of the Code of

Canon Law in 1917. Attempts to codify the body of canon law began in earnest during the Carolingian Empire.

8-1/2" x 11" 2 vols.

Hardcover 2000, 2013 ISBN 978-1-58477-088-6 \$300.



## Law and the Modern Condition

Literary and Historical Perspectives

Lawrence Friedman, Editor George Dargo, Contributor Karla Spivack, Contributor

Clark, NJ: Talbot Publishing, 2013 xv, 266 pp.

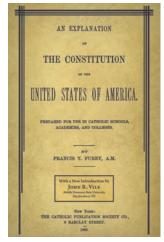
Using fiction as a lens through which to view particular developments in the law, these essays by Friedman, Dargo and Spivack discuss works of literary fiction – including the tale of Ruth

in the Bible – Franz Kafka and Herman Melville, the plays of William Shakespeare and the post-September 11 fiction of Ian McEwan and others that are concerned, directly or indirectly, with the historical development of the law.

These provocative, scholarly essays range from the Bible to a look at how tomorrow's technology may influence fundamental social organization with many startling stops in between - Lady Macbeth, Kafka, Napster and post 9/11 fiction to name a few. Friedman's choices help the reader view the transit of law and culture through novel, sometimes unforgettable, dimensions.

MICHAEL MELTSNER
Northeastern Law School

Hardcover 2013 ISBN 978-1-61619-391-1 \$49.95



#### An Explanation of the Constitution of the United States of America

Prepared for Use in Catholic Schools, Academies, and Colleges

Francis T. Furey

## With a New Introduction by John R. Vile

Middle Tennessee State University, Murfreesboro, TN

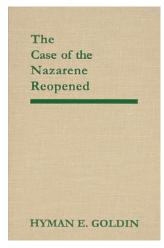
Originally published: New York: The Catholic Publication Society Co., 1889 (iii-xvi new introduction), 156 pp.

With a new introduction by John R. Vile that explains its relevance,

this catechism, originally published in 1889 and written for use in Catholic schools and colleges, explores the United States Constitution from the viewpoint of Catholic issues. Furey points out the Constitution's harmony with Catholic views and its relation to canon law.

It provides a window into the role of Catholic education in the United States, and insight into more recent increases in the number of Protestant schools and homeschoolers in America.

Hardcover 2015 ISBN 978-1-61619-506-9 \$75.



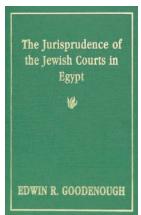
## The Case of the Nazarene Reopened

Hyman E. Goldin

Originally published: New York: The Exposition Press, [1948]. 863 pp.

Written in the form of a court transcript, this book offers Goldin's position that the Jews were not responsible for the crucifixion of Jesus Christ. To prove his case, the author, a lawyer and rabbi, summons such witnesses as Saints Matthew, Mark, Luke, John and Peter as well as an array of legal, exegetical, linguistic and historical experts.

Hardcover 2003 ISBN 978-1-58477-306-1 \$75.



## The Jurisprudence of the Jewish Courts in Egypt

Legal Administration by the Jews under the Early Roman Empire as Described by Philo Judaeus

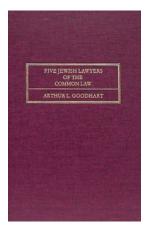
#### Edwin R. Goodenough

Originally published: New Haven: Yale University Press, 1929 vii, 268 pp.

Goodenough takes a look at the work of the great ancient Jewish philosopher from the unique point of view of the practical lawyer, rather

than the theologian, and as such illuminates much about law as practiced in the Jewish courts in Alexandria.

Hardcover 2002 ISBN 978-1-58477-152-4 \$29.95



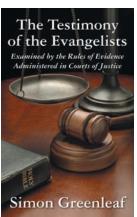
## Five Jewish Lawyers of the Common Law

Arthur L. Goodhart

Originally published: London: Oxford University Press, 1949 [4], 74 pp.

Considered in light of the leading roles they have played in the history of the common law, the five British and American lawyers are Judah Philip Benjamin, Sir George Jessel, Louis Brandeis, Rufus Isaacs, and Benjamin Cardozo.

Hardcover 2000 ISBN 978-1-58477-045-9 \$35.



#### The Testimony of the Evangelists Examined by the Rules of Evidence Administered in Courts of Justice

#### Simon Greenleaf

Originally published: New York: James Cockcroft & Company, 1874 xxiii, 613 pp.

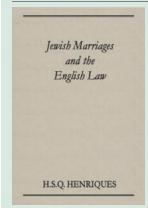
A fascinating work grounded in an impressive command of sources, it is also a landmark in the development of juridical apologetics, the defense of faith through legal reasoning.

Greenleaf [1783–1853] was Dane

Professor at Harvard Law School during its formative period.

Hardcover 2001 ISBN 978-1-58477-095-4 \$35.95

# An authority on the legal status of English Jews, H.S.Q. HENRIQUES [1866-1925] was a barrister and Vinerian Scholar at Oxford.



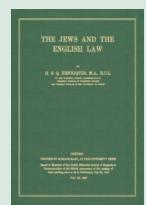
## Jewish Marriages and the English Law

#### H.S.Q. Henriques

Originally published: London: The Bibliophile Press, 1909 [iv], 59 pp.

A compact treatise that analyzes the law and its historical development, it offers an interesting perspective on English marriage law.

Hardcover 2006 ISBN 978-1-58477-642-0 \$19.95



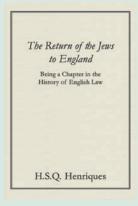
#### The Jews and the English Law

#### H.S.Q. Henriques

Originally published: Oxford: Printed by Horace Hart, At the University Press, 1908 xxvii, 324 pp.

An informative and well-written legal history of English Jews from the Saxon period to the early 1900s, it is both an excellent introduction and a handy reference. Reprint of the sole edition. With a table of statutes and a table of cases.

Hardcover 2006 ISBN 978-1-58477-645-1 \$24.95



#### The Return of the Jews to England Being a Chapter in the History of English Law

#### H.S.Q. Henriques

Originally published: London: MacMillan and Company, Limited, 1905 viii, 132 pp.

Jews were banished from England in 1290. They were not allowed to return until the time of the Commonwealth and Restoration. Henriques discusses the statutes

and cases relating to this period and reconstructs this complex chapter in English history.

Hardcover 2005 ISBN 978-1-58477-667-3 \$24.95



## The History of the Last Trial by Jury for Atheism in England

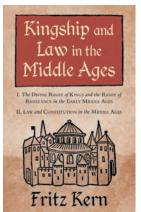
A Fragment of Autobiography, Submitted for the Perusal of Her Majesty's Attorney-General and the British Clergy

#### George Jacob Holyoake

Originally published: London: James Watson, 1851 vi, 100 pp.

Holyoake [1817-1906] was the last person in England indicted for blasphemy based on remarks during a debate after one of his speaking engagements. Though convicted, he

emerged the moral victor. His stirring critique of the blasphemy laws did much to undermine their validity in the popular mind. Hardcover 2005 ISBN 978-1-58477-553-9 \$24.95



## Kingship and Law in the Middle Ages

I. The Divine Right of Kings and the Right of Resistance in the Early Middle Ages. II. Law and Constitution in the Middle Ages

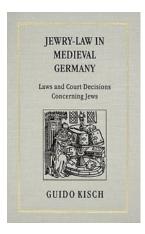
#### Fritz Kern

Originally published: New York: Frederick A. Praeger Publishers, 1956 xxxi, 214 pp.

First published in 1914, this is one of the most important studies of early constitutional law. Kern [1884-1950] examines the origin of the dispute

between ruler and the ruled in church doctrine and the history of the early German states.

Hardcover 2006, 2013 ISBN 978-1-58477-570-6 \$50.



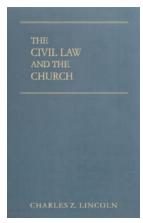
#### Jewry-Law in Medieval Germany Laws and Court Decisions Concerning Jews

#### Guido Kisch

Originally published: New York: American Academy for Jewish Research, 1949 xiv, 274 pp.

A valuable compilation of source records, all in their original languages. With an extensive introductory essay, a bibliography of manuscript and later editions, an index of subjects, an index of Jewish names and an index of places.

Hardcover 2003 ISBN 978-1-58477-259-0 \$24.95



#### The Civil Law and the Church

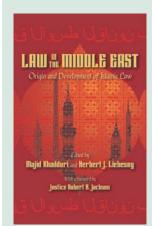
#### Charles Z. Lincoln

Originally published: New York: The Abington Press, [1916] lii, 951 pp.

A powerful resource for students of church-state relations, this book is a detailed compilation of principal judicial decisions rendered by the courts of Great Britain, Canada, and the United States that deal with questions relating to religious matters, religious societies, and civil matters

with religious aspects. Arranged by denomination and topic, with a table of cases and a thorough index.

Hardcover 2005 ISBN 978-1-58477-474-7 \$34.95



#### Law in the Middle East Origin and Development of Islamic Law

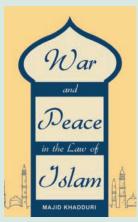
#### Majid Khadduri and Herbert J. Liebesny, Editors

Originally published: Washington, D.C.: Middle East Institute, 1955 xviii, 395 pp.

Outstanding authorities on Middle East law provide chapters on specific topics. With an extensive glossary of Islamic legal terms.

Hardcover 2008, 2010 ISBN 978-1-58477-864-6

Paperback 2010 ISBN 978-1-61619-117-7 \$85.



## War and Peace in the Law of Islam

#### Majid Khadduri

Originally published: Baltimore: Johns Hopkins Press, 1955 x, 321 pp.

Working primarily with original Muslim sources, Khadduri presents a lucid analysis of classical Islamic doctrine concerning war and peace and its adaptation to modern conditions.

Hardcover 2006, 2010 ISBN 978-1-58477-695-6 \$59.95

Paperback 2010 ISBN 978-1-61619-048-4 \$49.95



Geschichte der Quellen und der Literatur des Canonischen Rechts im Abendlande bis zum Ausgange des Mittelalters

#### Friedrich Maassen

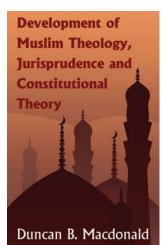
Originally published: Graz: Leuschner & Lubensky, 1870 lxx, 981, [1] pp.

An important study of medieval canon law, centered on the early papacy and the history of canon law. Maassen intended to produce a work in five volumes, but only

succeeded in publishing the first, which covers the period spanning the end of the Roman Empire to the later decades of the ninth century. Outdated in certain points today, as one would expect, it remains a standard title in bibliographies devoted to post-medieval legal history and canon law.

Reprint of the only edition. Volume I (all published): *Die Rechtssammlungen bis zur Mitte des 9. Jahrhunderts*.

Hardcover 2009 ISBN 978-1-58477-944-5 \$225.



#### Development of Muslim Theology, Jurisprudence and Constitutional Theory

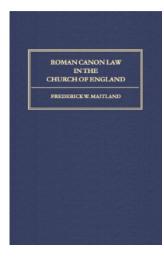
#### Duncan B. Macdonald

Originally published: New York: Charles Scribner's Sons, 1903 xii, 386 pp.

Despite its age, this is one of the best general introductions to Islamic law. It remains a standard work in scholarly bibliographies. Offering both a history and a critical analysis, this

book is enriched by a 66-page appendix containing complete translations of primary texts. Macdonald [1863–1943], a professor at the Hartford Seminary, established the field of Islamic studies in the United States in 1893. His efforts led to the creation of what is now the Duncan Black Macdonald Center for the Study of Islam and Christian-Muslim Relations at the Hartford Seminary.

Hardcover 2010 ISBN 978-1-58477-858-5 \$29.95



#### Roman Canon Law in the Church of England Six Essays

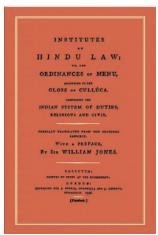
#### Frederick William Maitland

Originally published: London: Methuen & Co., 1898 vii, 184 pp.

Reprint of six essays that proclaim the authority of Roman canon law over the English Ecclesiastical Courts. The essays are: I. William Lyndwood, II. Church, State and Decretals, III. William of Drogheda and the Universal Ordinary, IV. Henry II and the Criminous Clerks,

V. "Execrabilis" in the Common Pleas, VI. The Deacon and the Jewess.

Hardcover 1998 ISBN 978-1-886363-57-1 \$19.50



#### Institutes of Hindu Law

Or, the Ordinances of Manu, According to the Gloss of Culluca. Comprising the Indian System of Duties, Religious and Civil. Verbally translated from the original Sanscrit

With a Preface By Sir William Jones

#### Manu [Lawgiver]

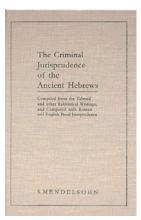
Originally published: Calcutta: Printed by the order of the Government. London: reprinted for J. Sewell ... and J. Debrett, 1796 xvi, 366 pp.

#### With a New Introduction by Steve Sheppard

University of Arkansas School of Law

The *Manusmriti*, or Laws of Manu, is an important statement of Hindu law. Attributed to Manu, the progenitor of humanity in Hindu theology, it was compiled in its final form around 200 BCE. It is a collection of laws governing individuals, communities and nations and is an important (and somewhat controversial) source of information about the caste system and the status of women. This work achieved its international prominence through Jones [1746–1794], the able judge of the High Court of Calcutta and brilliant linguist, who produced the first complete English translation. Jones was attracted to this work because of its structural similarities to the *Institutes* of Justinian. Intending to become the "Justinian of India," he intended to follow this translation with translations of other texts that resembled other parts of the *Corpus Juris Civilis*. He did not live long enough to complete his great project.

Hardcover 2007 ISBN 978-1-58477-731-1 \$34.95



## The Criminal Jurisprudence of the Ancient Hebrews

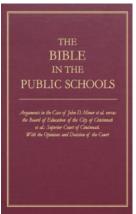
Compiled from the Talmud and other Rabbinical Writings, and Compared with Roman and English Penal Jurisprudence

#### S. Mendelsohn

Originally published: Baltimore: M. Curlander, 1891 270 pp.

Mendelsohn offers his interpretation of criminal jurisprudence based on his analysis of the Talmud, and makes comparisons to Roman and English systems of same.

Hardcover 2002 ISBN 978-1-58477-150-0 \$29.95



#### The Bible in the Public Schools

Arguments in the Case Of John D. Minor et al. versus The Board of Education of the City of Cincinnati et al.: Superior Court of Cincinnati. With The Opinions and Decision of the Court

#### **Iohn Minor**

Originally published: Cincinnati: Robert Clarke & Co. 1870 420 pp.

[With]

The Board of Education of the City of Cincinnati *v*. John D. Minor Et. Al.

43 pp.

Hardcover 2005 ISBN 978-1-58477-514-0 \$28.95



## The American Constitutions and Religion

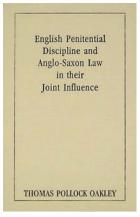
Religious References in the Charters of the Thirteen Colonies and the Constitutions of the Forty-Eight States. A Source-Book on Church and State in the United States

#### Conrad Henry Moehlman

Originally published: Berne, Indiana: [Published by the Author], 1938 142 pp.

A valuable resource for students of church-state relations, this painstakingly assembled anthology

lists every passage with a religious reference in the charters of the thirteen colonies and constitutions of forty-eight states. Hardcover 2007 ISBN 978-1-58477-736-6 \$29.95



#### English Penitential Discipline and Anglo-Saxon Law in Their Joint Influence

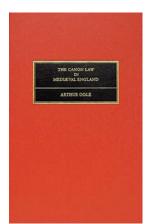
#### Thomas Pollock Oakley

Originally published: New York: Columbia University Press, 1923 226 pp.

Penitentials are manuals for confessors that outline penances and their fines. They originated in the Celtic church and their use spread throughout the British Isles during the early middle ages. Though restricted

to church discipline, they often influenced secular law.

Hardcover 2003 ISBN 978-1-58477-302-3 \$24.95



## The Canon Law in Mediaeval England

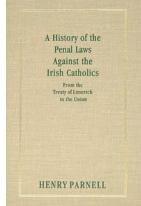
An Examination of William Lyndwood's "Provinciale," in Reply to the Late Professor F.W. Maitland

#### Arthur Ogle

Originally published: London: John Murray, 1912 xv, 220 pp.

Disputes Maitland's arguments in Roman Canon Law in the Church of England (see p. 6 this catalogue) that advance the authority of Roman canon law over the English ecclesiastical courts.

Hardcover 2000 ISBN 978-1-58477-026-8 \$27.95



## A History of the Penal Laws Against the Irish Catholics

From the Treaty of Limerick to the Union

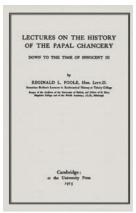
#### Henry Parnell

Originally published: Dublin: Printed by H. Fitzpatrick, 1808 226, xxii pp.

Sir Henry Parnell was an Anglo-Irish parliamentarian and treasury official sympathetic to the plight of Irish Catholics. Enhanced by its extensive quotation of source records, this book traces the history of laws against

"religious non-conformists" between 1689 and 1801.

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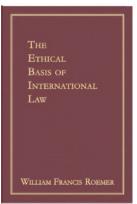
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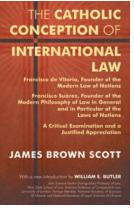
#### William Francis Roemer

Originally published: New York: Oceana Publications, [1962] 240 pp.

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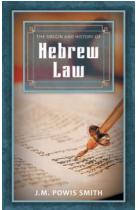
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Originally published: Stuttgart: Verlag von Ferdinand Enke, 1875 Two vols. viii, 264, xviii, 582; xvi, [2], 783, [2], 415 pp.

Reprint of the still definitive classic bibliography on canon law. Schulte [1827-1914] was a German ecclesiastical law historian.

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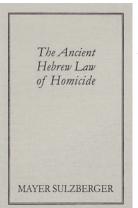
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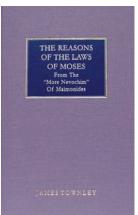
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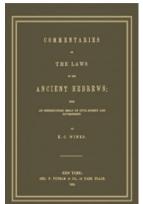
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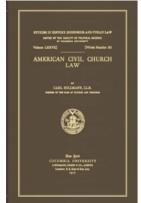
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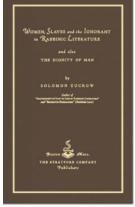
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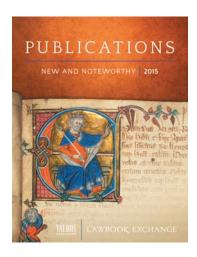
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