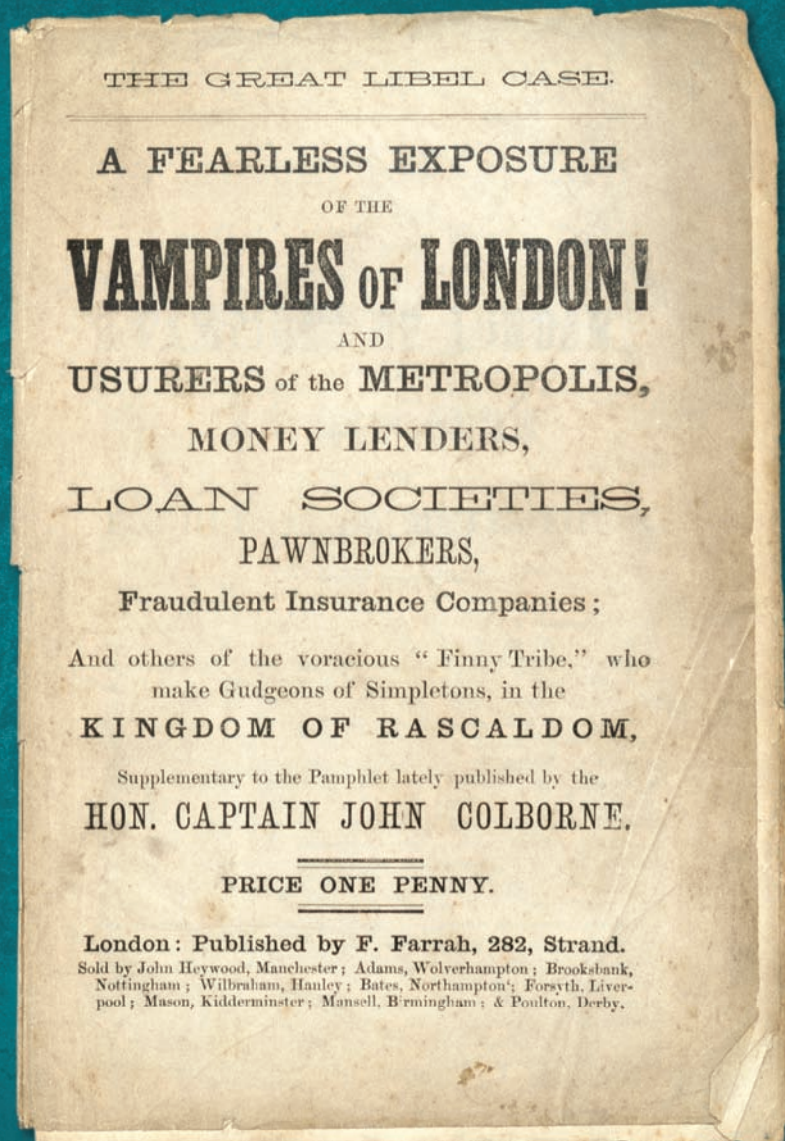


30 RECENT ACQUISITIONS

ANTIQUARIAN

April 26, 2016



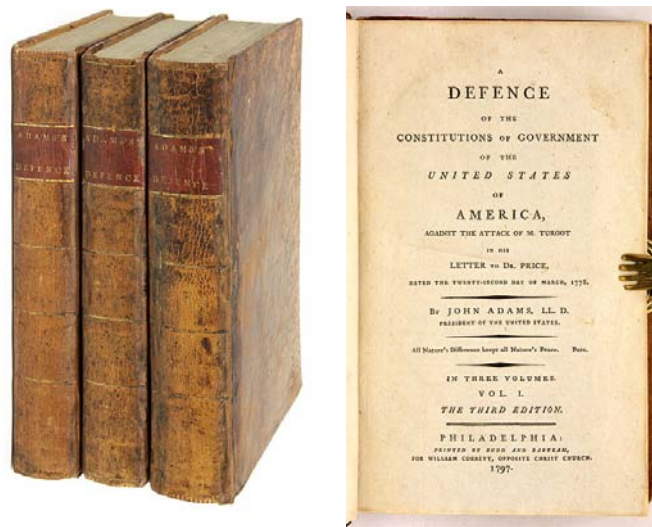
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30 Recent Antiquarian Acquisitions



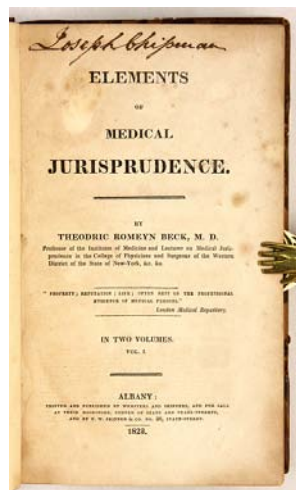
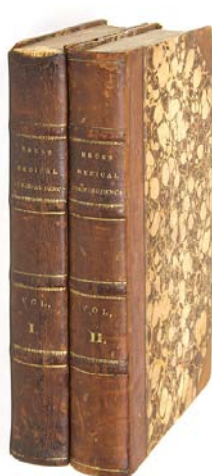
Published Under Adams's Supervision

1. Adams, John [1735-1826].

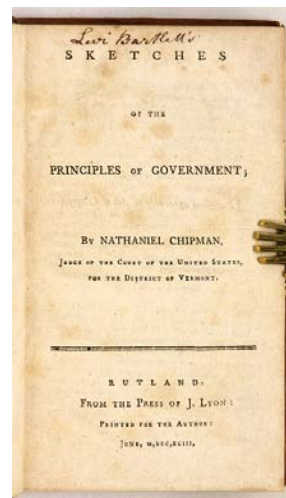
A Defence of the Constitutions of Government of the United States of America, Against the Attack of M. Turgot in His Letter to Dr. Price, Dated the Twenty-Second Day of March, 1778. Philadelphia: Printed by Budd and Bartram, for William Corbett, 1797. Three volumes. 6, xxxiii, [2], 4-392; [iv], 451; [ii] 528, [36] pp. Volume I has six-page subscriber list; copperplate portrait frontispiece not present (see note at end of annotation below). Volume II has half-title, it lacks the blank front endleaf. Final two leaves of Volume III bound in reverse order. Octavo (8" x 5").

Contemporary tree sheep, carefully rebacked retaining spines with lettering pieces and gilt fillets, hinges mended. Light rubbing and a few shallow scuffs and nicks to boards, moderate rubbing to spines and extremities with some wear to corners and spine ends. Light toning to text, somewhat heavier in places, light foxing to some leaves. A notably handsome copy. \$4,500.

*Third, final and best edition, the last one published under Adams's supervision. He wrote this fundamental contribution to American political theory when he was the American ambassador at the Court of St. James. First published in London, the *Defence* was a profound influence on the delegates to the Constitutional Convention of 1787 and the framers of several post-Revolutionary state constitutions. It also did much to familiarize Europeans with the novel political events taking place in America. Adams intended the *Defence* to be a one-volume work. He added two more volumes in 1787 and 1788 to offer more examples and address issues raised by critics. The first volume, reprinted from the London edition, was reprinted in New York and Philadelphia in 1787 and Boston in 1788. An abridged two-volume French translation was published in Paris in 1792. The third edition, a corrected reprint of the second and final London edition, 1794, was the only complete three-volume text published in the United States. Many copies have a copperplate portrait frontispiece of Adams in Volume I, but not all. We have seen several copies without one. Also, Cohen's collation does not call for one, though he notes a frontispiece in the London edition of 1794. Close inspection of our copy gives no indication of a now-lost frontispiece, such as offsetting on the adjacent leaf. (The semi-circular mark above the title page of Volume I is an impression from a circular object that is visible in the first few pages.) These reasons lead us to conclude that our copy is complete as issued. Howes, *USIana* 60. Cohen, *Bibliography of Early American Law* 2736.



Item 2



Item 3

Rare First Edition of the First Significant American Work on Forensic Medicine

2. Beck, Theodric Romeyn [1791-1855].

Elements of Medical Jurisprudence. Albany: Websters and Skinners, 1823. Two volumes. xxxiv, 418; viii, [9]-471 pp. Octavo (5" x 8-1/2").

Contemporary three-quarter calf over marbled boards, lettering pieces and gilt volume numbers to spines, speckled edges. Moderate rubbing with some wear to extremities, corners bumped, chip to head of spine of Volume I, its joints just starting at ends, its front hinge cracked, its rear hinge starting. Moderate toning and light foxing, minor tears and chips to afore-edges of a few leaves. Early owner signature (of Joseph Chipman) to head of each title page, near-contemporary owner stamps (of J. Yorston's Library) to p. v of Volume I and p. 9 of Volume II. A nice copy of a rare set. \$1,000.

* First edition. An authority when the field was in its earliest stages, Beck's treatise was the first significant American work on forensic medicine. Embracing "all that is really useful either to the physician or the lawyer," Dr. Beck's work supplanted both Smith's *Principles of Forensic Medicine* (1821) and Paris and Fonblanque's *Medical Jurisprudence* (1823) as the preeminent text in English. It went through five editions in the United States, the last in 1835. Foreign editions were published in England and Germany. Volume I treats feigned and disqualifying diseases, impotence and sterility, doubtful sex, rape, pregnancy, delivery, infanticide (contributed by his brother Dr. John Beck), legitimacy, survivorship, age and identity, and mental alienation. Volume II examines persons found dead, wounds and poisons, whether mineral, vegetable or animal. At the beginning of the work is a useful bibliography of texts consulted by Beck. The first edition of this book is rare. OCLC locates 5 copies worldwide, 3 in North America, none in law libraries. See Kronick, "Landmark Books in Legal Medicine," in *Collecting and Managing Rare Law Books* 359-410. Cohen, *Bibliography of Early American Law* 8750.

One of the Earliest American Books on Political Science

3. Chipman, Nathaniel [1752-1843].

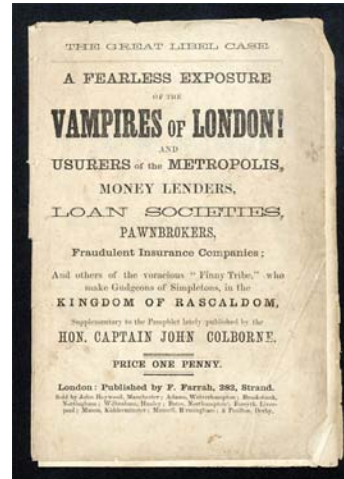
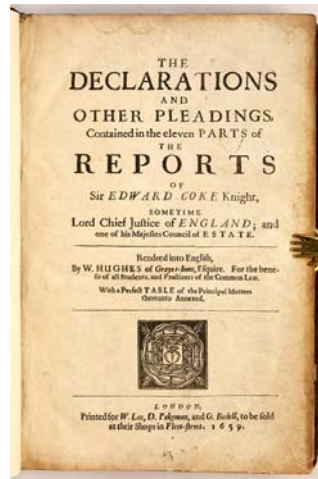
Sketches of the Principles of Government. Burlington [VT]: From the Press of J. Lyon, 1793. xii, [13]-292 pp. 12mo. (6-1/4" x 4-1/4").

Contemporary speckled sheep, lettering piece and gilt fillets to spine. Light rubbing to boards, heavier rubbing to spine and extremities with wear to spine ends and corners, which are bumped, front joint cracked, later owner bookplate to front pastedown. Some toning to text, light foxing to a few leaves. Owner signature of Levi Bartlett to head of title page, interior otherwise clean. \$1,500.

* Only edition. Among the first American books on political science, *Sketches* is a study of civil laws and obligations, the social state, rights of property, sovereignty and political power. He published an expanded version of this in 1833 titled *The Principles of Government*. Chipman was a Hamiltonian Federalist who played a key role in Vermont's admission to the Union. He was a United States Senator from 1797 to 1803, Vermont's Chief Justice from 1813 to 1815 and professor of law at Middlebury College from 1816-1843. Levi Bartlett [1763-1828], a New Hampshire physician and politician, was the son of Josiah Bartlett, a signer of the Declaration of Independence for New Hampshire, later New Hampshire's chief justice and governor. Jefferson owned a copy of this book: Sowerby, *Catalogue of the Library of Thomas Jefferson* 2361. Cohen, *Bibliography of Early American Law* 5751.



Item 4



Item 5

An Important Supplement to the First English-Language Edition of Coke's Reports

4. Coke, Sir Edward [1552-1634].

Hughes, William, Translator.

The Declarations and Other Pleadings, Contained in the Eleven Parts of the Reports of Sir Edward Coke Knight, Sometime Lord Chief Justice of England; And One of His Majesties Council of Estate. Rendred Into English, by W. Hughes of Grayes-Inne, Esquire. London: Printed for W. Lee, D. Pakeman, And G. Bedell, 1659. [ii], 399, [11] pp. Folio (11-1/4" x 7").

Contemporary sheep, blind rules to boards, corners reinforced, rebacked, blind-tooled raised bands and gilt title to spine, endpapers renewed. Shallow scuffing and a few minor stains to boards. Moderate toning to text, a few minor stains to margins of title page. Brief early annotations to a few leaves, interior otherwise clean. A nice copy of a scarce title. \$750.

* Only edition. Volumes of Coke's great *Reports*, all in Law-French, were published from 1600 to 1615. The first edition in English (of the 11 parts then published) followed in 1658. However, it did not include declarations and pleadings. This oversight is addressed by Hughes's translation. It is an important supplement. The contents are arranged alphabetically by topic. It includes an index and table of cases (arranged by topic). OCLC locates 8 copies in North American law libraries. *English Short-Title Catalogue* R7332.

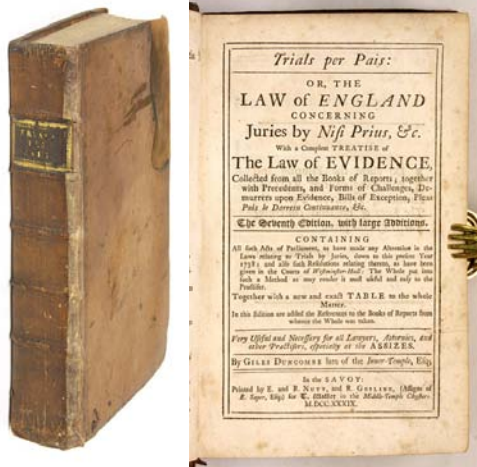
The (Jewish) Vampires of London

5. Colborne, The Hon. Captain John.

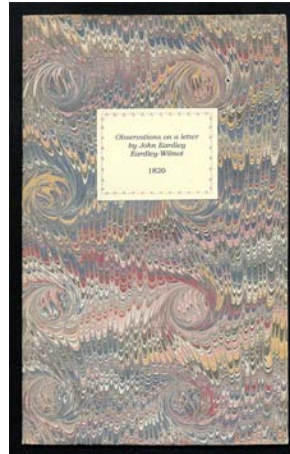
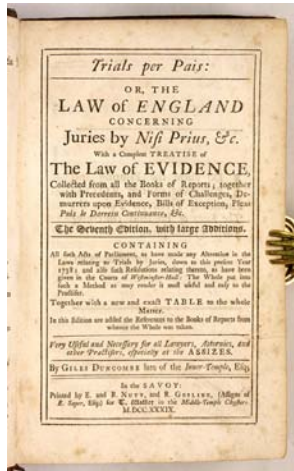
The Great Libel Case. A Fearless Exposure of the Vampires of London! And Usurers of the Metropolis, Money Lenders, Loan Societies, Pawnbrokers, Fraudulent Insurance Companies; And Others of the Voracious "Finny Tribe," Who Make Gudgeons of Simpletons, In the Kingdom of Rascaldom, Supplementary to the Pamphlet Lately Published by the Hon. Captain John Colborne. London: Published by F. Farrah, 282, Strand, [1865]. 15, 1 pp. Octavo (7-1/2" x 5").

Stab-stitched pamphlet with untrimmed edges. Some edgewear and a few short marginal tears, light soiling to title-page and verso of final leaf. A well-preserved copy of a rare title. \$650.

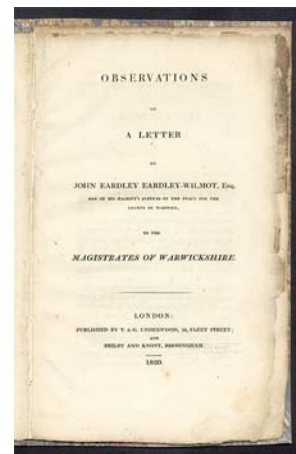
* Only edition located. Like its predecessor *Money to Any amount Advanced at an Hour's Notice* (1865), *The Great Libel Case* is, for the most part, an anti-Semitic rant against "Hebrew solicitors," "Jew Jackals," "dark haired Rebeccas," "black-eyed Rachahels" and "beaky Leahs." All of these "will get up a catching Loan Society at some public house, in which the landlord perhaps is concerned as Treasurer, for custom sake; and by means of bills and advertisements will hold out baits for flats as borrowers, such as "low interest," no "equity money," "personal security only," &c., and then charge by a prior reduction from the loan double and treble the interest charged by bona-fide fair-dealing money lenders" (14-15). OCLC locates 2 copies (at the British Library). COPAC adds a copy at the Bodleian Library, Oxford.



Item 6



Item 7



The First Substantial English Treatise on Juries and Evidence

6. Duncombe, Giles.

Trials per Pais: Or, The Law of England Concerning Juries by Nisi Prius, &c. With a Compleat Treatise of the Law of Evidence, Collected from all the Books of Reports; Together with Precedents, And Forms of Challenges, Demurrers upon Evidence, Bills of Exception, Pleas Puis le Darrein Continuance, &c. With Large Additions. Containing All Such Acts of Parliament, As Have Made Any Alteration in the Laws Relating to Trials by Juries, Down to this Present Year 1738; And Also such Resolutions Relating Thereto, As Have Been Given in the Courts of Westminster-Hall: The Whole put into Such a Method as May Render it Most Useful and Easy to the Practiser. Together with a New and Exact Table to the Whole Matter. In this Edition are Added the References to the Books of Reports from Whence the Whole was Taken. Very Useful and Necessary for all Lawyers, Attornies, And Other Practisers, Especially at the Assizes. London: Printed by E. and R. Nutt and R. Gosling, 1739. [xxiv], 527, [41] pp. Title page preceded by one-page publisher advertisement. Octavo (7-3/4" x 4-3/4").

Contemporary calf, blind rules to boards, blind fillets along joints, raised bands and lettering piece to spine, front joint reinforced, early calf repair to fore-edge of front board. Some rubbing to extremities, a few shallow scuffs, nicks and minor stains to boards, corners bumped and somewhat worn. Moderate toning to text, faint spotting to a few leaves. A nice copy. \$500.

* Seventh edition. First published in 1665, this is the first substantial English treatise on juries and the law of evidence. A work of authority for more than a century, it went through several editions, the final appearing in 1793. Originally published anonymously, it is sometimes attributed erroneously to Samson Euer. *English Short-Title Catalogue* T134688.

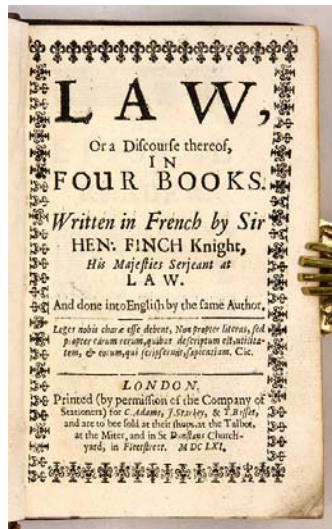
Juvenile Offenders in Nineteenth-Century Warwickshire

7. [Eardley-Wilmot, Sir John Eardley (1783-1847)].

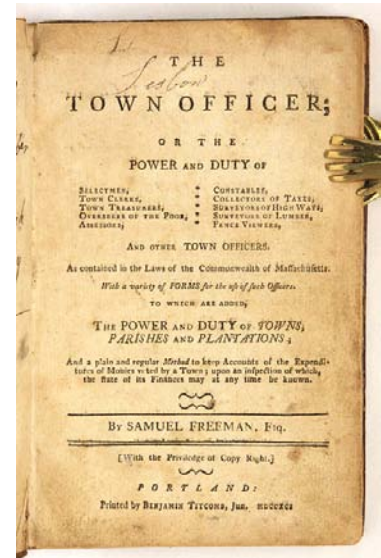
Observations on a Letter by John Eardley Eardley-Wilmot, Esq. One of His Majesty's Justices of the Peace for the County of Warwick, To the Magistrates of Warwickshire. London: Published by T. & G. Underwood and Beilly and Knott, Birmingham, 1820. [iv], 23 pp. With a half-title.

Recent staff marbled wrappers, printed paper title label to front cover. Moderate toning to text, some edgewear to title page. A very good copy of a rare pamphlet. \$500.

* Only edition. A paper on the increase in crime in Warwickshire, relative to the size of population, its causes and possible remedies. The author suggests that young offenders must be punished as much as older offenders. The paper was in response to Eardley-Wilmot's *A Letter to the Magistrates of England on the Increase of Crime: And an Efficient Remedy Suggested for Their Consideration*, first published in 1820, which suggesting that severe punishment of juvenile offenders often led them to a lifetime of criminal activity. He also argued for better prison conditions as an aid to rehabilitation of offenders, a claim refuted in *Observations*. OCLC and COPAC locate 2 copies (Cambridge University, Senate House Library of the University of London). *Goldsmiths'-Kress Library of Economic Literature* 22967.



Item 8



Item 9

A Distinguished Predecessor to Blackstone's Commentaries

8. Finch, Sir Henry [1558-1625].

Law, Or a Discourse Thereof, In Four Books. Written in French by Sir Hen: Finch Knight, His Majesties Serjeant at law. And Done Into English by the Same Author. London: Printed (By Permission of the Company of Stationers) for C. Adams, J. Starkey, & T. Bassett, 1661. [vi], 496, 499-506, [16] pp. With an index and 3-page publisher advertisement. Octavo (5-1/2" x 3-1/2").

Contemporary sheep, blind rules to boards, blind fillets to spine. Light rubbing and a few scuffs to boards, moderate rubbing to extremities, corners bumped, two tiny worm holes to spine, front hinge cracked, a few minor scuffs to rear pastedown. Title printed within typographical border. Light toning to text, somewhat heavier in places. A handsome copy. \$450.

* Later edition. Originally published in Law-French in 1613 as *Nomotechnia: Un Description del Common Leyes D'Angleterre*, "Finch's Law, till the publication of Blackstone's *Commentaries*, was regarded as the best elementary book to be placed in the hands of the law students. It is one of the few attempts that have been made to reduce the common law into system... [Finch's] definitions were exact, his style concise and nervous, and his illustrations clear and authentic. Most of the valuable parts of Finch are incorporated in Blackstone's *Commentaries*" (Sweet & Maxwell). The first English-language edition was published in 1627. Holdsworth says the English version was the "pioneer book on the institutes of English law" and a model for several writers. OCLC locates 14 copies of the 1661 edition in North America, 9 in law libraries. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:238 (10). Holdsworth, *A History of English Law* V:399-400. *English Short-Title Catalogue* R215624.

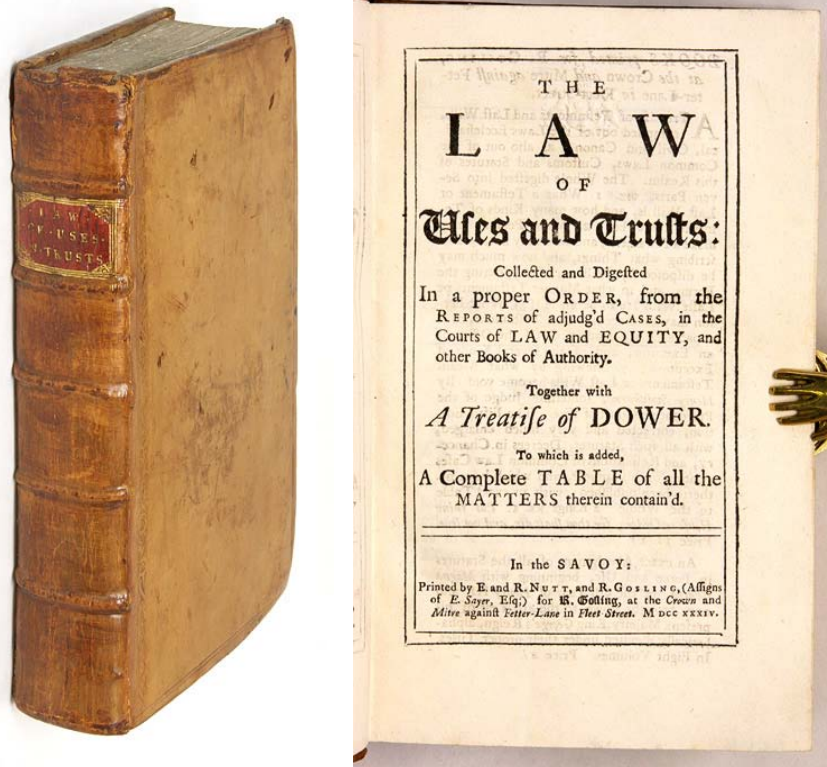
Scarce First Edition of Freeman's Town Officer

9. Freeman, Samuel [1743-1831].

The Town Officer; Or, The Power and Duty of Selectmen, Town Clerks, Town Treasurers, Overseers of the Poor, Assessors, Constables, Colectors of Taxes, Surveyors of High Ways, Surveyors of Lumber, Fence Viewers, and Other Town Officers. As Contained in the Laws of the Commonwealth of Massachusetts. With a Variety of Forms for the Use of Such Officers. To Which Are Added, The Power and Duty of Towns, Parishes and Plantations; And a Plain and Regular Method to Keep Accounts of the Expenditures of Monies Voted by a Town; Upon an Inspection of Which, The State of Its Finances May at Any Time be Known. Portland [ME]: Printed by Benjamin Titcomb, Jun. 1791. 178 pp. Final advertisement leaf and rear endleaf lacking. Octavo (6-3/4" x 4-1/2").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine. Moderate rubbing to extremities and rear board, light rubbing and a few inkstains to front board, hinges cracked. Light browning to text, some leaves have minor edgewear, cellotape repairs to two clean tears on front free endpaper. Nineteenth-century annotations to endleaves (recording family tree of the Jack family), interior otherwise clean. A nice copy of a scarce title. \$500.

* First edition. Freeman's long career included two terms in the Massachusetts House of Representatives (1776, 1778) and a long tenure as clerk to the state courts. At other times he served as a probate judge. He also wrote several legal manuals. *The Town Officer* includes oaths, instructions, descriptions of powers and duties of officials, tables and also an extensive appendix that includes an outline of the power and duty of a grand jurors, a table of crimes and punishments, and an index. The final edition of this guide, the eighth, was published in 1815. Cohen, *Bibliography of Early American Law* 8278.



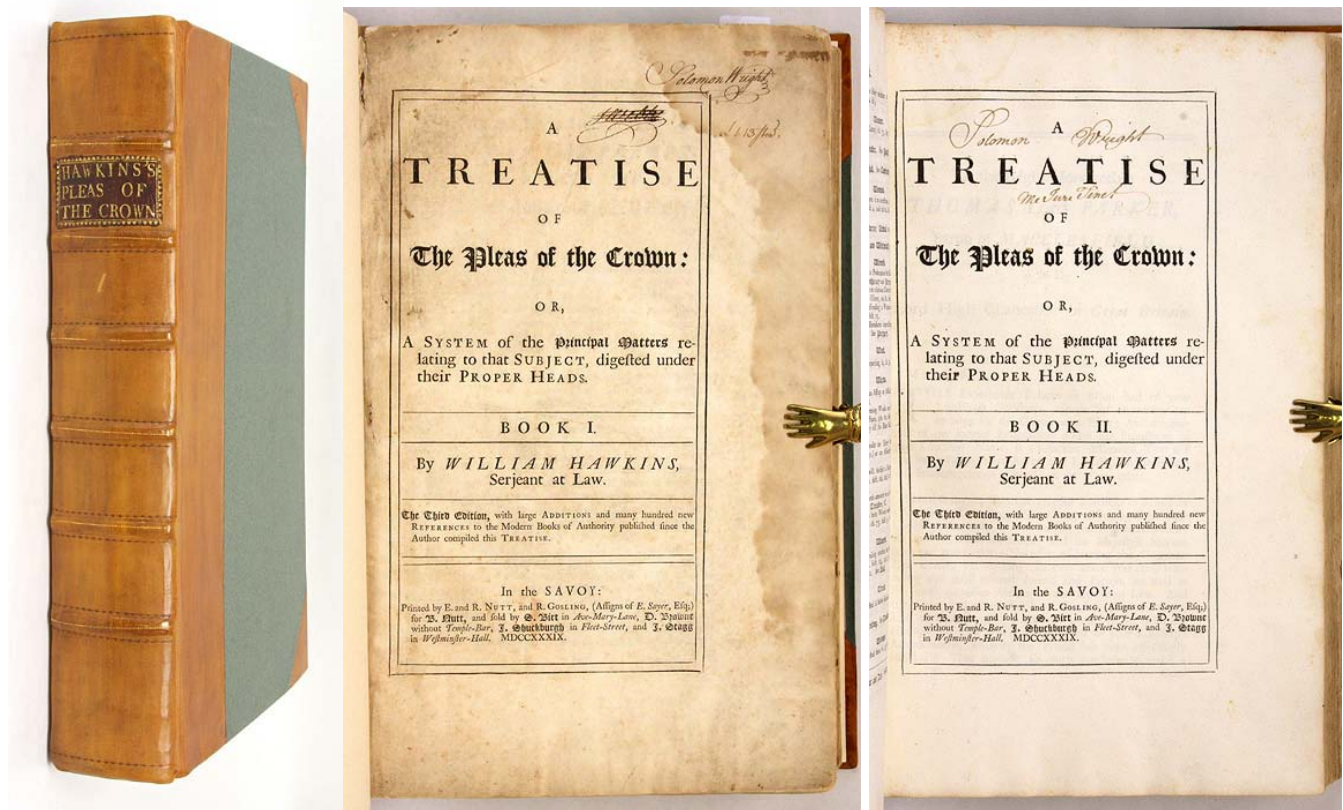
Important Treatise on Uses and Trusts

10. [Gilbert, Sir Geoffrey (1674-1726)].

The Law of Uses and Trusts: Collected and Digested in a Proper Order, From the Reports of Adjudg'd Cases, In the Courts of Law and Equity, and Other Books of Authority. Together With a Treatise of Dower. To Which is Added, A Complete Table of All the Matters Therein Contain'd. [London]: Printed by E. and R. Nutt, And R. Gosling, 1734. [iv], 437, [81] pp. With a half-title, publisher advertisement and errata leaf. Octavo (7-3/4" x 4-3/4").

Contemporary calf, blind rules to boards, blind fillets along joints, raised bands and lettering piece to spine. Light rubbing to boards, moderate rubbing to extremities, minor chipping to head of spine, rear joint starting, corners bumped and lightly worn, hinges partially cracked, front free endpaper partially detached, armorial bookplate of the Earls of Macclesfield to front pastedown, small embossed Macclesfield stamp to head of title page. Light toning to text. Early owner signature (of Thomas Clarke) to head of front free endpaper, some leaves have brief contemporary annotations. An appealing copy. \$650.

* First edition. Gilbert's important work on property law went through two more editions in 1794 and 1811. Kent says this is "[a] work of high authority." The final 81 pp. contains a notably thorough "Table to the several matters contained in the two foregoing Treatises." This copy belonged to the library of the Earls of Macclesfield, one of the finest private libraries in Great Britain. Kent, *Commentaries on American Law* I:511 cited in Marke, *A Catalogue of the Law Collection at New York University* 874. *English Short-Title Catalogue* T94192.



Hawkins's Classic Treatise on Criminal Law

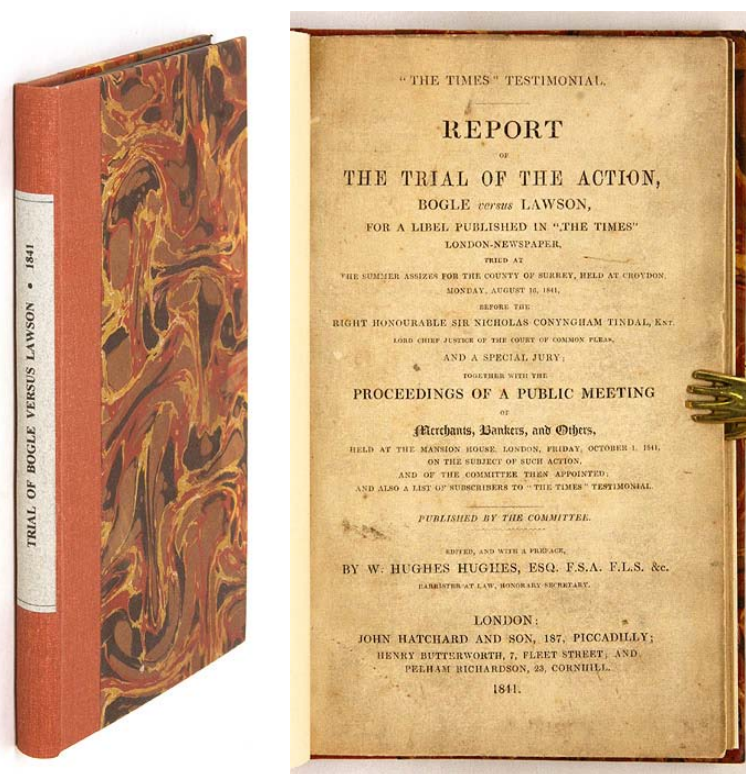
11. Hawkins, William [1673-1746].

A Treatise of the Pleas of the Crown: Or, A System of the Principal Matters Relating to that Subject, Digested Under Their Proper Heads.

[London]: Printed by E. and R. Nutt, and R. Gosling, 1739. Two volumes bound as one. [xvi], 266, [48]; [viii], [78] pp. Folio (13-3/4" x 9").

Recent three-quarter calf over speckled paper boards, raised bands and earlier lettering piece to spine. Light toning to text, light soiling and some dampstaining to title page of Volume I, a one-inch square neatly removed from a leaf on Volume II. Early owner signatures to title pages, brief annotations and inkspots to a few leaves in each volume. Handsome. \$600.

* Third edition, the last edition in the author's lifetime. Considered one of the four major law books of the eighteenth century by Holdsworth, *Pleas* is the first comprehensive English treatise on criminal law. A seminal work in criminal procedure and jurisdiction, it is "deservedly of high authority and still cited. It was the starting-point of modern laborious treatises on the criminal law which are valuable as digests of the subject, but which have no advance on Hawkins plan or style" (Winfield). Holdsworth, *History of English Law* XII:415. Winfield, *Chief Sources of English Legal History* 326. *English Short-Title Catalogue* T107637.



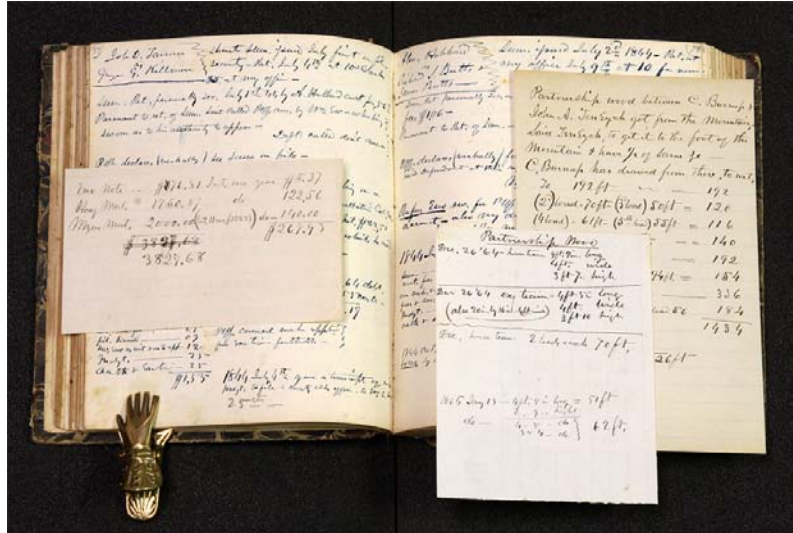
**One of the Most Detailed Accounts of a
Major Nineteenth-Century Financial Swindle**

12. Hughes, W. Hughes, Editor.

"The Times" Testimonial: Report of the Trial of the Action, Bogle Versus Lawson, For a Libel Published in "The Times" London-Newspaper, Tried at the Summer Assizes for the County of Surrey, Held at Croydon, Monday, August 16, 1841, Before the Right Honourable Sir Nicholas Conyngham Tindal, Knt. Lord Chief Justice of the Court of Common Pleas, And a Special Jury; Together with the Proceedings of a Public Meeting of Merchants, Bankers and Others, Held at the Mansion House, London, Friday, October 1, 1841, On the Subject of Such Action, And of the Committee then Appointed; And Also a List of Subscribers to "The Times" Testimonial. Published by the Committee. London: John Hatchard and Son, Henry Butterworth and Pelham Richardson, 1841. 179, [1] pp. Half-title lacking. Octavo (8-1/4" x 5").

Recent quarter cloth over marbled boards, printed paper title label to spine. Some toning to text, light soiling to title page. A nice copy of a rare title. \$1,250.

* First edition. A sensational case of a million-pound plot to defraud continental bankers by forged letters of credit, or *lettres circulaires*, purporting to have been issued by the bankers Glyn, Hallifax, Mills, & Co. The plot was exposed by a *Times of London* correspondent in a letter, published in the newspaper on 26th May 1840, which referred to "the great forgery company established on the continent lately detected," and naming the co-conspirators. These included the Marquis of Bourbel, "the chief of the gang," the Baron Louis d'Arjuzon, alias De Castel, Pipe "an Englishman who professes to be a solicitor in London," and Cunningham Graham "an anonymous partner in the house of Bogle, Kerrich, and Co." The case was sensational in both social and in banking circles. It exposed the largely unregulated and certainly sloppy banking practices associated with letters of credit (easy to forge and difficult to police) and the almost brilliant ingenuity of an international gang of con men. The naming of Allan George Bogle—who was almost certainly involved-triggered this libel action against John Joseph Lawson, the printer and publisher of the *Times*, and resulted in the award of one farthing damages for Bogle, but enormous expense and the considerable gratitude of bankers and investors for the *Times*. The present report is without much doubt one of the most detailed accounts of a major financial swindle of this period, particularly one involving letters of credit. A second edition was published the same year as the first, the third and final edition in 1842. All three are rare. OCLC locates 6 copies worldwide of the first edition, 2 in North America (Newberry Library, Temple University). COPAC adds a copy at the Society of Antiquaries. This edition not in Kress, which lists the 3rd edition (C.5743).



Nineteenth-Century Justice in New York's Hudson Valley

13. [Manuscript].

[Jordan, J.D.].

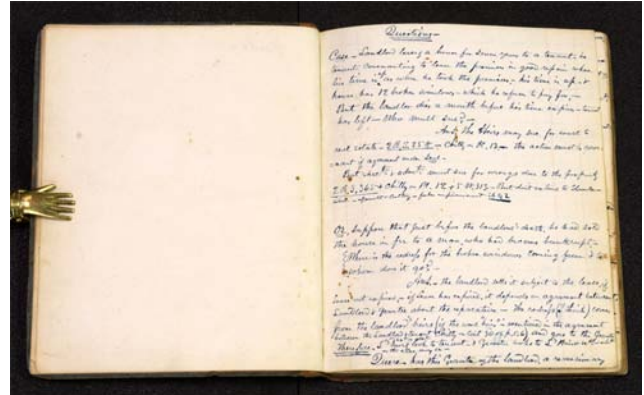
[*Docket Book of Justice J.D. Jordan*]. [Pine Plains, NY: January 1, 1842-August 28, 1843]. 118 pp. A few items laid in. Quarto (7-1/4" x 6"). Quarter sheep over marbled boards.

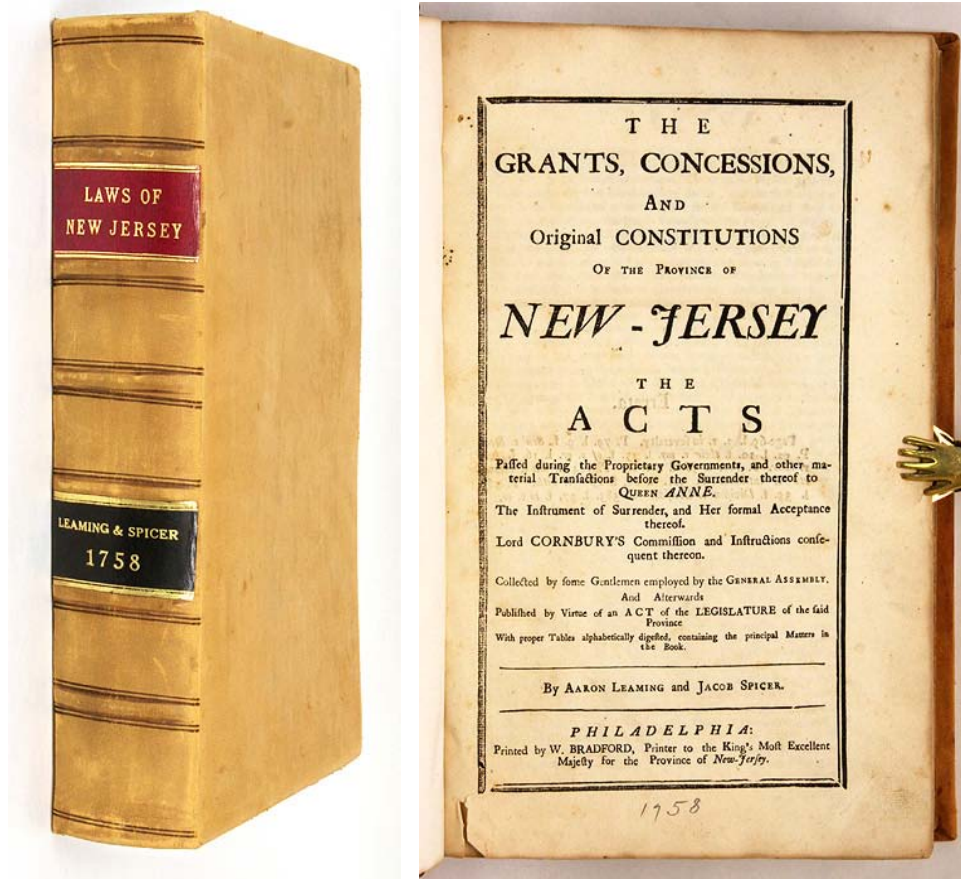
[And]

[*Jordan's Book of Surveying Exercises and Notes Concerning Property Law*]. [87] pp. Quarto (7-1/4" x 6-1/4"). Quarter sheep over speckled boards.

Moderate rubbing to extremities with wear to spine ends and corners. Moderate toning, somewhat heavier in places, staining to a few leaves in each book. Text in neat hand to numbers pages, several blank leaves at ends of each book. \$1,500.

* Jordan's carefully organized docket book offers a valuable look at everyday legal life in the lower Hudson Valley in the early 1840s. Among the laid-in items is a two-leaf manuscript of examples illustrated the "Dangers of Presumptive Evidence." The other book is quite interesting. It is surveying textbook oriented towards legal questions with sections dealing with property and estate law. Taken together, we get the impression that Jordan was not content to apply the rules he applied as a justice; he aimed to understand their underlying principles.





**The First Retrospective
Compilation of New Jersey Law**

14. [New Jersey].

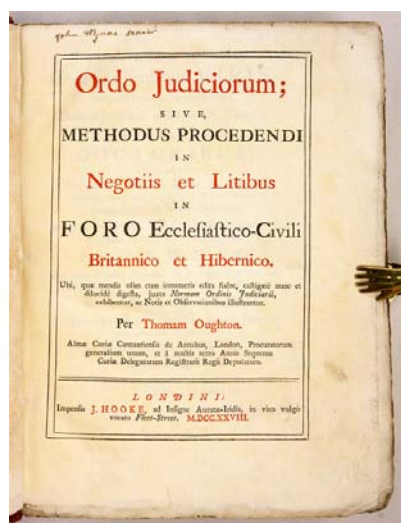
Leaming, Aaron, Compiler.

Spicer, Jacob Compiler.

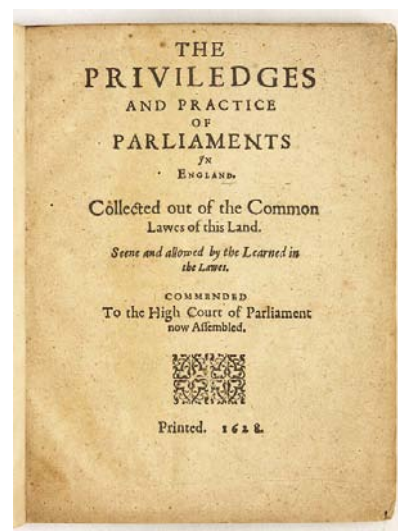
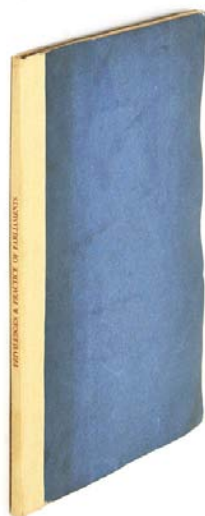
The Grants, Concessions, And Original Constitutions of the Province of New-Jersey: The Acts Passed During the Proprietary Governments, And Other Material Transactions Before the Surrender Thereof to Queen Anne, The Instrument of Surrender, And Her Formal Acceptance Thereof, Lord Cornbury's Commission and Instructions Consequent Thereon. Collected by Some Gentlemen Employed By the General Assembly, And Afterwards Published by Virtue of an Act of the Legislature of the said Province With Proper Tables Alphabetically Digested, Containing the Principal Matters in the Book. Philadelphia: Printed by W. Bradford, [1758]. [iv], 763 pp. Folio (11-1/4" x 7").

Later sheep, raised bands, black fillets and red and black lettering pieces to spine. Light rubbing to boards and spine and extremities, small recent bookseller ticket to front pastedown. Internally quite clean and fresh, with very light foxing in places, small tear to fore-edge of leaf Z6 (pp. 549-550). A very appealing copy. \$2,200.

* First edition. With indexes for East Jersey and West Jersey. The third official compilation of New Jersey law, and the scarcest according to Felcone, it is the first to print fundamental laws, constitutions and documents from 1663 to 1702 and session laws from 1668 to 1702. "This handsome volume, generally known as Leaming and Spicer's Laws, was prepared under the authority of an act of Assembly passed in 1752, and is the largest work issued from the press of Wm. Bradford. Subscribers' names were first solicited in February, 1755, the compilers having spent nearly two years in its preparation. Three more years were consumed in printing, and it was not until May, 1758, that it was ready for delivery. Up to that time 170 copies had been subscribed for, and the editors say, in the Pennsylvania Journal, May 11. 1758, 'a number of copies yet remain not subscribed for,' and 'any person may be supplied' until 'the 17th of July next, after which we will not further extend the sale': *The Charlemagne Tower Collection of American Colonial Laws* 165. Felcone, *New Jersey Books* 156.



Item 15



Item 16

"The Accepted Authority on the Practice of the Ecclesiastical Courts"

15. Oughton, Thomas.

Ordo Judiciorum; Sive, Methodus Procedendi in Negotiis et Litibus in Foro Ecclesiastico-Civili Britannico et Hibernico. Ubi, Quae Mendis Olim cum Innumeris Edita Fuere, Castigate nunc et Dilucide Digesta, Juxta Normam Ordinis Judiciarii, Exhibentur, Ac Notis et Observationibus Illustrantur. London: Impensis J Hooke, 1728. [xii], 20, xvi, 487, [1] pp. Quarto (10" x 8").

Contemporary marbled boards with recent period-style calf rebacking with raised bands, endpapers retained, untrimmed edges. Moderate rubbing to boards, corners bumped, front hinge cracked, rear hinge starting, early armorial book plate to front pastedown. Title page printed in red and black, woodcut head and tail-pieces. Light toning to text, minor worming to margins in a few places. Early owner signature to head of title page, interior otherwise clean. \$250.

* First edition. According to Holdsworth, Oughton's study of the practice of the ecclesiastical courts "was scientific, accurate, and historically correct. (...) [It] became the accepted authority on the practice of the ecclesiastical courts" (Holdsworth). In 1738 Oughton published a companion volume, *Ordo Judiciorum; Seu Formularium in Negotiis et Litibus in Foro Ecclesiastico-Civili*, a collection of formularies. Holdsworth, *A History of English Law* XII:616. *English Short-Title Catalogue* T108877.

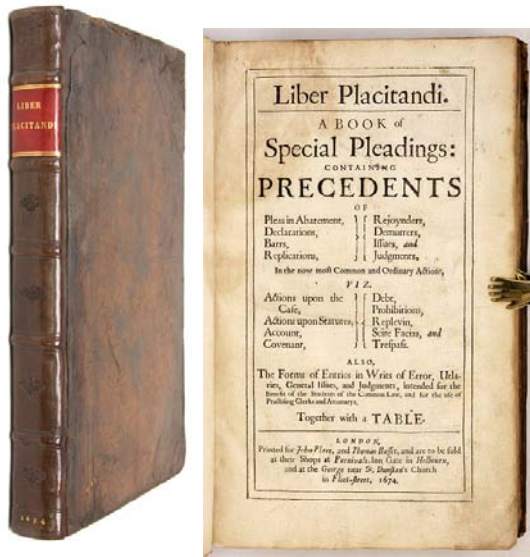
A Stuart-Era Defense of Parliament

16. [Parliament, Great Britain].

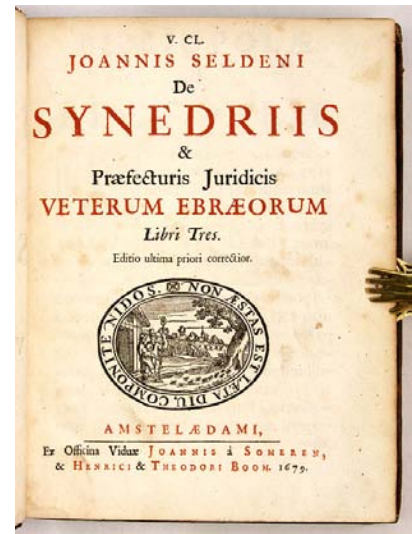
The Priviledges and Practice of Parliaments in England. Collected Out of the Common Lawes of this Land. Seene and Allowed by the Learned in the Lawes. Commended to the High Court of Parliament Now Assembled. [London]: Printed [by B. Alsop and T. Fawcett], 1628. [vi], 46 pp. Quarto (7" x 5-1/4").

Stab-stitched pamphlet bound into recent stiff boards with contrasting paper spine with printed title. Some rubbing to extremities, a few minor stains and offsetting from an old signature to rear board, hinges cracked. Moderate toning to text, light soiling to title page. \$450.

* Second issue. First published in 1627, this anonymous pamphlet was reissued in 1628, 1640, 1641, 1643, 1680. These publication dates are significant because they coincide with points of tension between parliament and Charles I, Cromwell, Charles II and James II. Two imprints were issued at the time of the Civil War [1642-1651]. All of these are scarce. OCLC locates 5 copies of the 1628 issue in North American law libraries (Harvard, Library of Congress, University of Georgia, University of Michigan, Yale). *English Short-Title Catalogue* S100615.



Item 17



Item 18

"The Hands of Some of the Best Pleaders of the Age"

17. [Pleading].

Liber Placitandi: A Book of Special Pleadings: Containing Precedents of Pleas in Abatement, Declarations, Barrs, Replications, Rejoynders, Demurrers, Issues, And Judgments, In the Now Most Common and Ordinary Actions, Viz. Actions Upon the Case, Actions Upon Statutes, Account, Covenant, Debt, Prohibitions, Replevin, Scire Facias, And Trespass. Also, The Forms of Entries in Writs of Error, Utlaries, General Issues, And Judgments, Intended for the Benefit of the Students of the Common Law, and For the Use of Practicing Clerks and Attorneys. Together With a Table. London: Printed for J. Place, and T. Bassett, 1674. [iv], 460, [28] pp. Folio (8-1/4" x 12-1/2").

Contemporary calf, blind rules to boards, recently rebaked in period style with raised bands, lettering piece and blind ornaments, hinges repaired. A few scuffs to boards, moderate rubbing to edges, repairs to upper corners, lower corners bumped and somewhat worn. Moderate toning to text, occasional faint dampstaining, some soiling to title page. Early owner signature to front free endpaper, brief early annotations to a few leaves, interior otherwise clean. \$500.

* Only edition. Some pleader's manuals, such as Rastell's *Book of Entries* (1564), were semi-official compilations by single authors. Others, such as the *Liber Placitandi*, were collections drawn from various authors. Sometimes cited as Thompson's *Entries*, it was first published in 1671. One of its sections, "Actions sur le Case," is notable as the first treatment of torts as a separate category. Holdsworth considers it a fine example of the genre. The preface assures the reader that "[m]ost of the pleadings are Modern, having occur'd in the Court of King's Bench, since his Majesties Happy Restauration; whereof many received Approbation under the hands of some of the best pleaders of the Age: (as by their Originals may be Attested).": To The Reader [iii]. Holdsworth, *A History of English Law* V:386. Sweet & Maxwell list a 1671 edition, but it appears to be a ghost. *English Short-Title Catalogue* R34978.

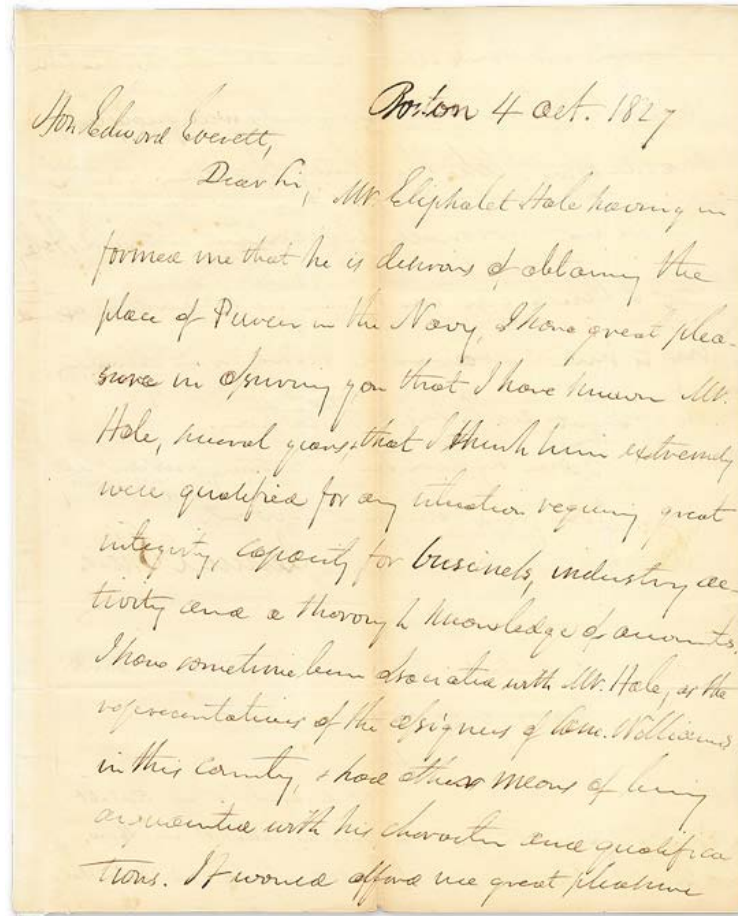
One of Selden's Path-Breaking Studies of Rabbinical Law

18. Selden, John [1584-1654].

De Synedriis & Praefecturis Juridicis Veterum Ebraeorum Libri Tres. Editio Ultima Priori Correctior. Amsterdam: Ex Officina Viduae Joannis a Someren, & Henrici & Theodori Boom, 1679. Three volumes. [xvi], 361, [7]; 428, [xii]; 266, [xii] pp. Quarto (8-3/4" x 6-1/2").

Contemporary speckled sheep, gilt spines with raised bands, gilt tooling to board edges, edges rouged, marbled endpapers. Moderate rubbing to extremities with some wear to spine ends and corners, which are bumped, a few joints starting at ends, a few cracks to text blocks, a few light scuffs to boards. Moderate toning to text, somewhat heavier in places, faint dampspotting and foxing in places. Early owner inscription to front endleaf of each volumes, interior otherwise clean. A handsome set. \$1,500.

* Later edition. Path-breaking and influential works that went through several editions, Selden's studies of rabbinical law are among the first significant examples of comparative law. *De Synedriis*, a work on civil laws and government, was begun around 1638 but never completed. Planned as a three-part work, the second part was published in 1650. The incomplete third part followed in 1653. "[Selden's] familiarity with rabbinical literature was such as has been acquired by few non-Israelite scholars; and many details of oriental civilization were certainly brought to the knowledge of Europeans for the first time in them. (...) Their extraordinary erudition won them much praise...": *Dictionary of National Biography* XVII:1157. *British Museum Catalogue* 23:113.



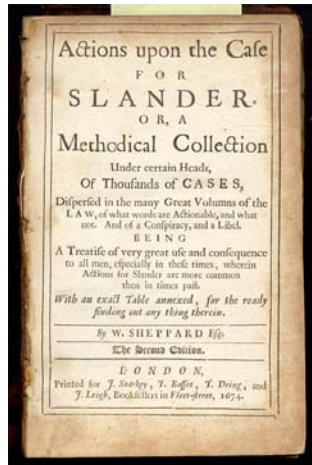
**Lemuel Shaw Asks Edward Everett
to Help a Friend Seeking a Naval Commission**

**19. Shaw, Lemuel [1781-1861].
Everett, Edward [1795-1865].**

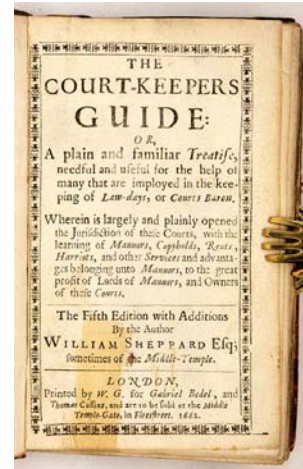
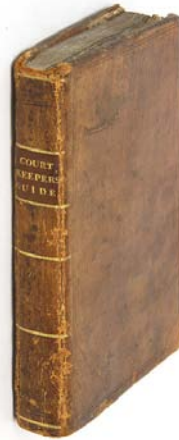
[Autograph Letter by Shaw, Signed, to Edward Everett with Everett's Appended, And Signed, Letter of Transmittal, Boston, October 4, 1827 and October 12, 1827]. Single leaf folded to form 9-3/4" x 7-3/4" bifolium with integral address leaf, franked in red on verso of second leaf.

Some toning, old lines with short tears at ends, some remnants of paper from old mounting on back with no loss of legibility. \$750.

* This 1827 letter from future Chief Justice of Massachusetts Lemuel Shaw to then Congressman and future Gettysburg orator Edward Everett contains two letters. It contains Shaw's original letter, requesting help for a friend who was seeking a commission as a purser in the Navy, and Everett's appended letter on behalf of Shaw's friend to the Secretary of the Navy, Samuel L. Southward. In the 19th century, Edward Everett was celebrated as a preacher and public orator. He is most famous for delivering a two-hour oration in 1863 at the dedication of the Gettysburg military cemetery. Everett's speech was subsequently eclipsed by President Abraham Lincoln's immortal, two-minute Gettysburg Address. At the time this letter was written Shaw had already served in both houses of the Massachusetts Legislature and had drafted the first charter of the City of Boston. In 1830, he became the Chief Justice of the Commonwealth of Massachusetts. He served on that court for 30 years and participated in such notable cases as the "Parkman-Webster" murder case and in *Commonwealth v. Hunt*, an important labor law precedent establishing that labor unions were not criminal conspiracies.



Item 20



Item 21

"Iniquity of the Tongue"

20. Sheppard, William [d. 1675?].

Actions Upon the Case for Slander. Or, A Methodical Collection Under Certain Heads, Of Thousands of Cases, Dispersed in the Many Great Volumes of the Law, Of What Words are Actionable, And What are Not. And of a Conspiracy, And a Libel. Being a Treatise of Very Great Use and Consequence to All Men, Especially in These Times, Wherein Actions for Slander are More Common Than in Times Past. With an Exact Table Annexed, For the Ready Finding Out Any Thing Therein. London: Printed for J. Starkey, T. Basset, T. Dring, and J. Leigh, 1674. [viii], 287, [17] pp. Octavo (6-3/4" x 4-1/4").

Recent period-style calf. Blind rules to boards, raised bands and lettering piece to spine. Woodcut head-pieces and decorated initials. Moderate toning to text, somewhat heavier in places, faint spotting to a few leaves, some discoloration and minor edgewear to title page. A nice copy in a handsome binding. \$1,500.

* Second and final edition. William March's *Actions for Slaunder*, 1647, and Sheppard's treatise, originally published in 1662 as *Action Upon the Case for Slander*, were the first books to address the topic. As indicated by its preface, Sheppard's is especially interesting. "[A]mong the abiding Iniquity of this Age, the iniquity of the Tongue, that little Member, set on fire by Hell, is not the least; And among the evils of the Tongue, is there any more pernicious and deadly, and yet more common and epidemical then Backbiting and Slander? (...) It is true, that in former times, wee finde Actions of the Case for Slanderous words very rarely brought; which speaks this much, that such words were then very rarely spoken. But in these daies they are become almost as natural to men, as their language and discourse; and therefore the disease, so deeply rooted, and over-spreading, calls for the application of the Remedy, which our Law doth abundantly furnish us withall. And hence it is, I have been encouraged to ingage in this work; which is nothing else but a naked and Methodical Collection of the remedies prescribed by the Law against this Malady." OCLC locates 5 copies in North American law libraries (Library of Congress, State of Oregon Law Library, University of Pennsylvania, University of Washington, Yale). *English Short-Title Catalogue* R31192.

The "Longest Lived" Treatise on Courts Leet and Baron

21. Sheppard, William.

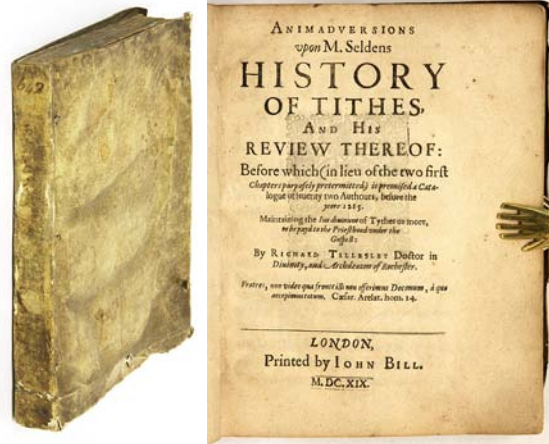
The Court-Keepers Guide: Or, A Plain and Familiar Treatise, Needful and Useful for the Help of Many That are Employed in the Keeping of Law-Days, Or Courts Baron. Wherein is Largely and Plainly Opened the Jurisdiction of These Courts, With the Learning of Mannors, Copyholds, Rents, Harriots, And Other Services and Advantages Belonging unto Mannors, To the Great Profit of Lords of Mannors, And Owners of These Courts. With Additions by the Author. London: Printed by W[illiam] G[odbid] for Gabriel Bedel, and Thomas Collins, 1661. [iv], 254, [4], [14] pp. Includes 14-page publisher catalogue. Octavo (5-3/4" x 3-1/2").

Contemporary sheep, blind rules to boards, later lettering piece and gilt fillets to spine. Moderate rubbing to extremities with wear to head of spine, corners bumped and somewhat worn, a few shallow scuffs to boards, early repair to lower corner of rear board, later owner bookplate to front pastedown, a few cracks to text block. Light toning to text, a few leaves loose and lightly edgeworn, small stain and tiny hole to title page. A nice copy. \$450.

* Fifth edition. In his discussion of the common law in the sixteenth century Holdsworth observes "[t]here was still a considerable amount of works to be done by [the courts leet and baron]. The common field system of agriculture needed regulation; the rights and duties of copy-holders were matters for the manorial court to determine, subject to the control of the courts of common law; and statutes of this period had assigned new duties to the leet. Thus a want was felt for something more than the single stereotyped tract which various publishers went on issuing from the press during the first half of this century. (...) [T]he longest lived...was the Court Keeper's Guide of William Sheppard, first published in 1641 and re-issued as late as 1791." Holdsworth, *A History of English Law* IV:120-121. *English Short-Title Catalogue* R33880.



Item 22



Item 23

Thorough 1766 Handbook on the Duties of Sheriffs

22. [Sheriffs].

[Great Britain].

The Under-Sheriff: Containing the Office and Duty of High-Sheriffs, Under-Sheriffs and Baliffs, In the Following Order, Viz. Arrest, County-Court, Bail, Return of Writs, Venire Facias, Habeas Corpora Juratorum, Distringas, Juries, Habeas Corpus, Writs of Inquiry, Goals and Prisoners, Execution, Rescue, Escapes, False Imprisonment, Sheriffs of London and Middlesex, Assizes and Sessions of the Peace, Fees, Bonds, Covenants, &c., Members of Parliament, Sheriff's Accounts. With an Appendix of Precedents, Never Before Published. By a Gentleman of the Inner-Temple. London: Printed for His Majesty's Law-Printers, 1766. 6, 601, [1] pp. Last page blank. Octavo (8" x 5").

Recent quarter calf over marbled boards, blind fillets, gilt title and gilt ornaments to spine. Moderate toning to text, light foxing in a few places, a few cracks to text block. A handsome copy of a scarce title. \$350.

* Only edition, one of two issues, both from 1766. This is an unusually thorough guidebook that considers the relation of sheriffs to other parts of the legal system. OCLC locates 13 copies in North American law libraries. *English Short-Title Catalogue* N35407.

An Important Early Critical Response to Selden's *History of Tythes*

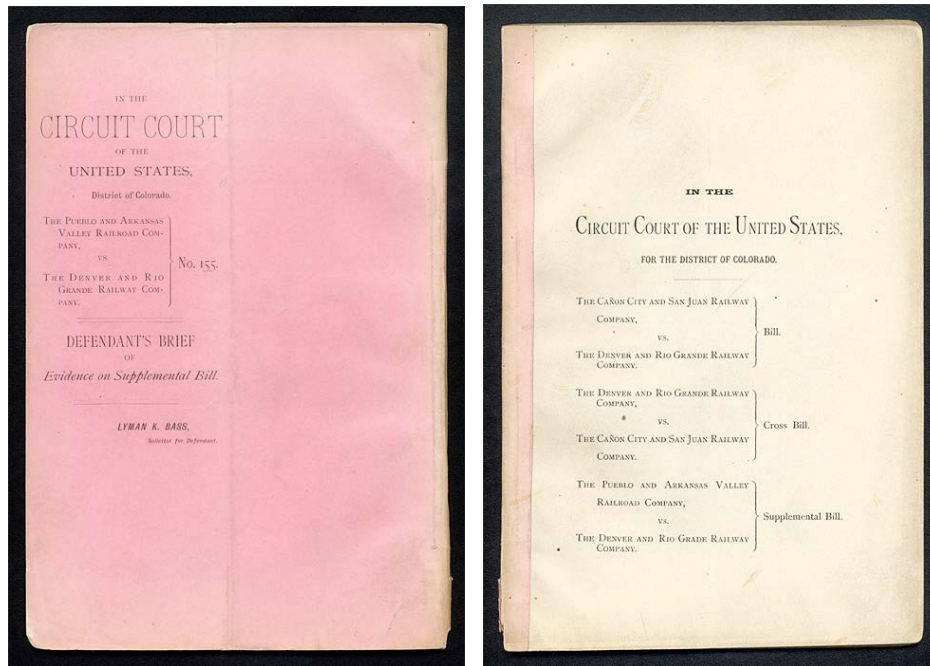
23. Tillesley, Richard [1582-1621].

[Selden, John (1584-1654)].

Animadversions Upon M. Seldens History of Tithes, And his Review Thereof: Before Which (In Lieu of the Two First Chapters Purposely Pretermitted) is Premised a Catalogue of Seventy Two Authours, Before the Yeere 1215. Maintaining the Ius Divinum of Tythes or More, To be Payd to the Priesthood Under the Gospell. London: Printed by Iohn Bill, 1619. [xlv], 236 pp. Signature Q (pp. 121-128) misbound after Signature X (pp. 161-168). First leaf blank except for a fleuron in a mortised ornament. Quarto (7-1/4" x 5-3/4")

Contemporary limp vellum with lapped edges and fragments of thong ties, very faint later hand-lettered title to spine. Moderate rubbing and soiling, spine darkened, some chipping along bottom edge of front cover, rear pastedown loose. Attractive woodcut head and tail-pieces, woodcut arms of England to verso of title page. Moderate toning, somewhat heavier in places, some edgewear and chipping to front free endpaper, which has an owner signature dated 1815, tiny (library?) stamp to rear endleaf. A nice copy. \$950.

* First edition. This volume contains one of the most important responses written by clerics in the controversy immediately following the publication of John Selden's *History of Tythes* (1618). Tillesley, Archdeacon of Rochester, disputes Selden's work because it finds a great deal of support for tithing under positive law and almost none under divine law. In other words, Selden questioned the divine right to tithes while supporting the right under positive law. This is no minor controversy; Stubbe cited the publication of Selden's *Historie of Tythes* and the controversy surrounding it as one of the leading causes of the English Civil War. As one would expect, Tillesley's work was widely lauded by clergy, nobility and royalty. A second edition was published in 1621. Both editions are scarce. OCLC locates 7 copies of the first edition in North American law libraries (Harvard, Northwestern, SMU, University of Georgia, University of Pennsylvania, UC-Berkeley, UT-Austin). *English Short-Title Catalogue* S117059.



Court Brief Relating to the Grand Canyon War

24. [Trial].

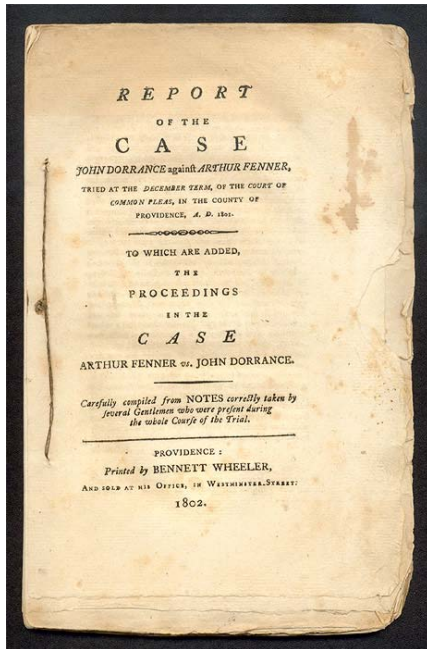
Bass, Lyman K. [1836-1889].

In the Circuit Court of the United States, District of Colorado. The Pueblo and Arkansas Valley Railroad Company vs. the Denver and Rio Grande Railway Company. No. 155. Defendant's Brief of Evidence on Supplemental Bill. Lyman K. Bass, Solicitor for Defendant [Caption docket title to rear printed wrapper]. [Denver?]. Late December, 1879]. [ii], 3-51, [1] pp. Octavo (9" x 6").

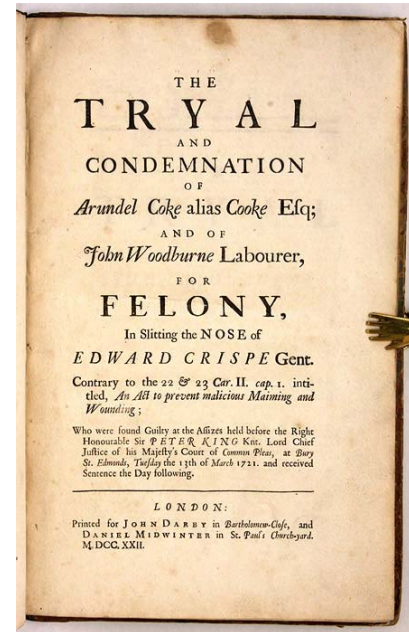
Stab-stitched pamphlet, pink publisher half-wrapper with docket title printed on left side of back cover. Light soiling to exterior, minor edgewear, vertical center fold. A well-preserved copy. \$950.

* Likely the only printing. Lyman Kidder Bass had been a Buffalo, New York attorney and was Grover Cleveland's law partner. Bass's brief on behalf of the Denver and Rio Grande Railway Company was filed with the U.S. Circuit Court in Colorado in late December 1879, subsequent to a U.S. Supreme Court ruling in favor of the railway company that reversed an injunction against the company's intended route from Denver to Leadville. It includes a statement of facts, his arguments against and objections to the supplemental bill, and an extensive review of the testimony. Witnesses here include Oliver Wendell Holmes, Jr. and extensive testimony from General William Jackson Palmer, co-founder of the Denver and Rio Grande Railroad. This brief was a concluding event in what became known as the Grand Canyon War, which pitting the Atchison, Topeka and Santa Fe Railroad Company against the Denver and Rio Grande Railway Company. Both railroads sought dominance to monopolize the right of way through the Grand Canyon of the Arkansas River. The "War" was not limited to the courts; it involved violence between "armies" of the railroad laborers and townsfolk.

Despite the ruling of the U.S. Supreme Court, new issues were raised by a supplemental bill in December 1879 opposing the Denver and Rio Grande Company to which Bass responds here. On the 13th day of May the opinion and mandates of the Supreme Court were filed in the Circuit Court, and a motion was made for a decree in conformity thereto. After several more rounds of legal action culminating in a January 2, 1880 decision by the Circuit Court for Colorado affirming the Denver and Rio Grande's right of way and the U.S. Supreme Court's announcement to review the case, both parties decided to settle out of court. No copies listed on OCLC, which locates single copies of other titles relating to this case.



Item 25



Item 26

Body Snatching in Rhode Island

25. [Trial].

Dorrance, John [1747-1813], Plaintiff.

Report Of The Case John Dorrance Against Arthur Fenner, Tried at the December Term, of the Court of Common Pleas, In the County of Providence, A.D. 1801. To Which are Added, The Proceedings of the Case of Arthur Fenner vs. John Dorrance, Carefully Compiled from Notes Correctly Taken by Several Gentlemen Who Were Present During the Whole Course of the Trial. Providence: Printed by Bennett Wheeler, 1802. iv, 116 pp. Octavo (8" x 5").

Stab-stitched pamphlet, untrimmed edges. Moderate toning, foxing and faint stains to a few leaves, light soiling to exterior, internally clean. \$450.

* First edition. A bizarre case involving a suit and counter suit between a justice of the Court of Common Pleas (Dorrance) and the Governor of Rhode Island (Fenner), who libeled Dorrance with a charge that he exchanged the body of a suicide left in his care to one Dr. Pardon Bowen for a one beaver hat, which Dorrance "had the impudence to wear ... while ... officiating as moderator of a town meeting ..." Dorrance and Fenner were obviously political rivals, and the trials resulted in two confusing verdicts, but the real interest here is the medical background, which recounts in great detail the measures taken by local medical doctors and their students to acquire corpses for classroom dissection. OCLC locates 11 copies in law libraries. Cohen, *Bibliography of Early American Law* 11968.

Scarce English Trials Concerning a Botched Murder Attempt and the Murder of a Quaker Woman

26. [Trials].

Coke, Arundel [d. 1722], Defendant.

Woodburne, John, [d. 1722], Defendant.

The Tryal and Condemnation of Arundel Coke Alias Cooke Esq; And of John Woodburne Labourer, For Felony, in Slitting the Nose of Edward Crispe Gent. Contrary to the 22 & 23 Car. II. Cap. I. Intitled, An Act to Prevent Malicious Maiming and Wounding; Who Were found Guilty at the Assizes Held Before the Right Honourable Sir Peter King Knt. Lord Chief Justice of his Majesty's Court of Common Pleas, At Bury St. Edmonds, Tuesday the 13th of March 1721. And Received Sentence the Day Following. London: Printed for John Darby in Bartholomew-Close, And Daniel Midwinter in St. Paul's Church-Yard, 1722. 16, *17-*18, 17-37, [1] pp. With an initial imprimatur leaf; text is continuous (and complete).

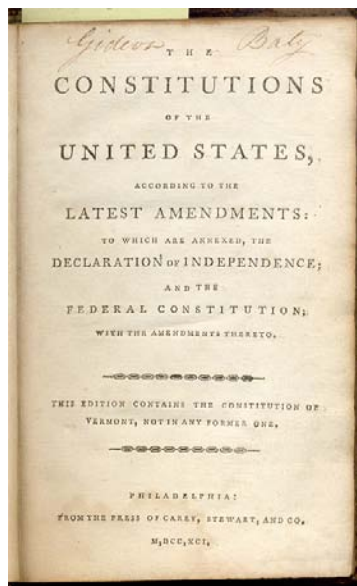
[Bound with]

Cowper, Spencer [1669-1728], Principal Defendant.

The Tryal of Spencer Cowper, Esq; John Marson, Ellis Stevens, And William Rogers, Gent. Upon an Indictment for the Murther of Mrs. Sarah Stout, A Quaker. Before Mr. Baron Hatsell, At Hertford Assizes, July 18, 1699. Of Which They Were Acquitted. With the Opinions of the Eminent Physicians and Chirurgeons on Both Sides Concerning Drowned Bodies, Delivered in the Tryal. And the Several Letters Produced in Court. London: Printed and Are to be Sold by the Booksellers of London and Westminster, 1699. 38 pp.

Folio (12-1/2" x 8"). Contemporary marbled boards with recent period-style re-backing, raised bands and lettering piece to spine, endpapers retained, hinges repaired. Moderate rubbing and scuffing to boards, corners bumped and somewhat worn, early armorial bookplate to front pastedown, tiny wormhole through bottom margin of text block. Moderate toning, somewhat heavier in places, some leaves have light foxing or stains. Early owner annotation to front free endpaper, interior otherwise clean. Two scarce trials in a handsome binding. \$1,750.

* Coke: first edition; Cowper: only edition, one of three issues from 1699. Coke, a barrister, lost his money in the South Sea Bubble. He hired Woodburn to kill his brother-in-law, Edward Crisp, aiming to inherit his money. In his failed murder attempt Woodburn managed to cut Edward Crisp's nose. This led to the first convictions under the Coventry Act, which outlawed assault with the intention to maim or mutilate. Both men were convicted and hanged. Spencer Cowper, a judge, was indicted for the murder of Sarah Stout. He was at her house late on the evening before she was found drowned in a river. Cowper's alleged motivations were a desire to end an illicit love affair and avoid payment of a debt. Cowper's lawyers argued that Stout's parents wanted to hide the fact that their daughter committed a suicide, a heinous act among Quakers. The defence also suggested a political motivation: a desire by local Tories to harm the career of a rising Whig. Cowper had been at the woman's house late on the evening before she was found drowned in the river, but there was little material evidence against him. Also, his lawyers benefited from expert medical testimony from three leading physicians, Samuel Garth, Hans Sloane and William Cowper. He was acquitted. The trial attracted a good deal of attention and generated several pamphlets, including post-verdict pamphlets that attempted unsuccessfully to reopen the case. The *Tryal of Spencer Cowper* is one of the standard accounts of the trial. *English Short-Title Catalogue* T136036, R219713.



The First Post-Ratification Collection of State Constitutions, Includes the Declaration of Independence, U.S. Constitution and Bill of Rights in Its Original Form

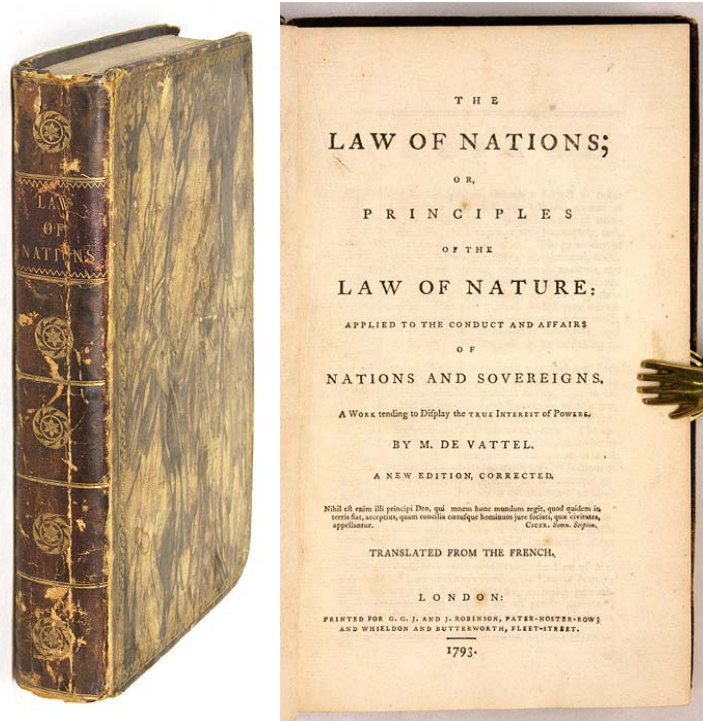
27. [United States].

[Constitutions].

The Constitutions of the United States, According to the Latest Amendments: To Which are Annexed, The Declaration of Independence; And the Federal Constitution; with the Amendments Thereto. This Edition Contains the Constitution of Vermont, Not in any Former One. Philadelphia: From the Press of Carey, Stewart, and Co., 1791. [iv], 176 pp. Pages 1, 71 unnumbered as issued. 12mo. (6-3/4" x 4").

Recent period-style calf, lettering piece and gilt fillets to spine. Some toning to text, occasional faint but unobtrusive dampstaining. Early owner signature to head of title page, interior otherwise clean. A notably handsome copy. \$5,000.

* This is the first collection of state constitutions published after the ratification of the U.S. Constitution, and the first to contain a printing of the Constitution of the United States, with the first twelve proposed constitutional amendments, ten of which would become the Bill of Rights. A statement dated August 1791 says amendments one and two were not ratified by enough states and that the other 10 had been ratified by nine states. Virginia became the 10th state, completing the ratification process on December 15, 1791. This edition is also the first to include the Constitution of Vermont, along with those of the 13 original states. Sabin, *A Dictionary of Books Relating to America* 16097. Howes, *USIana* C716. Evans, *American Bibliography* 23887. Cohen, *Bibliography of Early American Law* 3036.



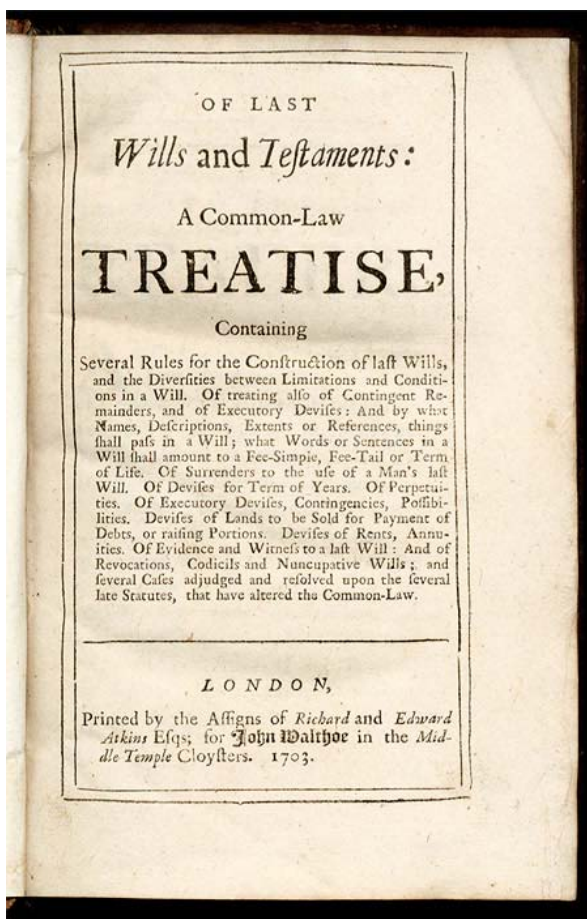
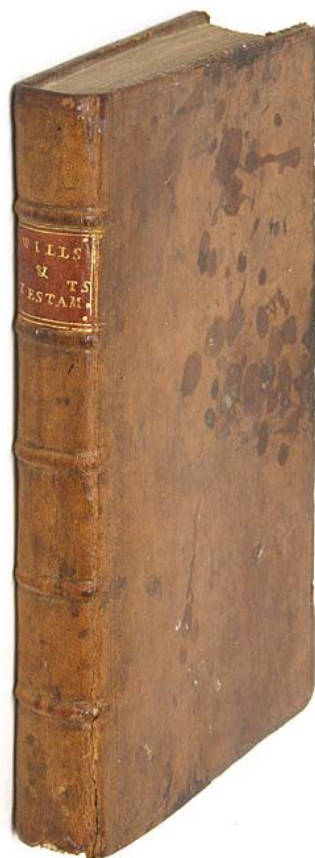
Vattel's *Law of Nations*

28. Vattel, [Emmerich de] [1714-1767].

The Law of Nations; Or, Principles of the Law of Nature, Applied to the Conduct and Affairs of Nations and Sovereigns. A Work Tending to Display the True Interest of Powers. A New Edition, Corrected. Translated from the French. London: printed for G. G. J. and J. Robinson, 1793. lvi, 444 [i.e. 454] pp. Pp. 449-454 are misnumbered 439-444. Text complete. Octavo (9" x 5-1/2").

Contemporary tree sheep, gilt fillets to boards, contrasting brown spine with lettering piece, gilt fillets and gilt ornaments, gilt tooling to board edges, marbled endpapers. A few light scuffs to boards, moderate rubbing to extremities, some chipping to head of spine, corners bumped and somewhat worn, front hinge cracked. Some toning to text, light foxing in a few places, internally clean. \$500.

* Later edition. The decisive influence of this classic study may be attributed to its eclecticism. Vattel rejected the extreme claims of the natural law of nations which went back to Aquinas. Instead, he recognized that the universal law of nature might have subsidiary force when customary or consensual international law was silent. "Le Droit de Gens is certainly a work of the first magnitude. It modernized the whole theory and business of International Law, brought it out of the study into the field, the mart, the council chamber, and the palace. (...) He did indeed, much for nations, for he imposed upon them theories of moral rational development up to which it became, in a sense, necessary for them to live": MacDonnell, *The Great Jurists of the World* 479, 504. *English Short-Title Catalogue* T138245.



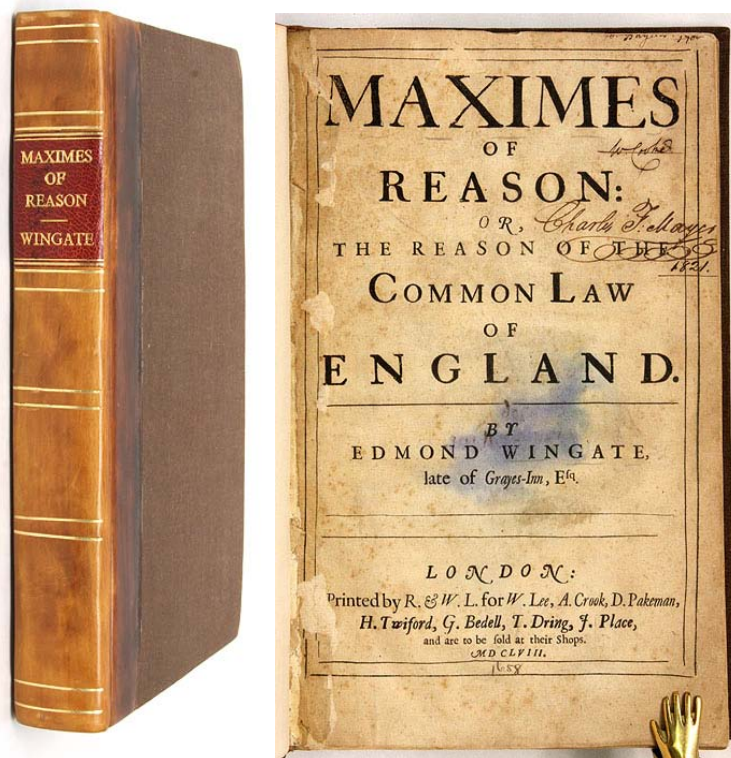
One of the Earliest English Treatises on Wills

29. [Wills].

Of Last Wills and Testaments: A Common-Law Treatise, Containing Several Rules for the Construction of Last Wills, And the Diversities Between Limitations and Conditions in a Will. Of Treating Also of Contingent Remainders, And of Executory Devises: And by What Names, Descriptions, Extents or References, Things Shall Pass in a Will; What Words or Sentences in a Will Shall Amount to a Fee-Simple, Fee-Tail or Term of Life. Of Surrenders to the Use of a Man's Last Will. Of Devises for Term of Years. Of Perpetuities. Of Executory Devises, Contingencies, Possibilities. Devises of Lands to be Sold for Payment of Debts, Or Raising Portions. Devises of Rents, Annuities. Of Evidence and Witness to a Last Will: And of Revocations, Codicils and Nuncupative Wills; And Several Cases Adjudged and Resolved Upon the Several Late Statutes, That Have Altered the Common-Law. London: Printed by the Assigns of R. and E. Atkins for J. Walthoe, 1703. [xxviii], 247, [21] pp. Lacking 16-page publisher catalogue. Octavo (8" x 5").

Contemporary sheep, blind rule to boards, blind fillets along joints, raised bands and lettering piece to spine. Light rubbing and some inkstains to boards, moderate rubbing to extremities with some wear to spine ends and corners, which are bumped, front joint just starting at foot. Light toning to text, foxing and finger smudges to some leaves. Early owner signatures to front free endpaper, brief early annotations to a few leaves. A nice copy of a scarce title. \$750.

* Only edition. This is one of the earliest treatises devoted to wills and their construction, legacies and conditional and executory devises. OCLC locates 8 copies in North American law libraries. *English Short-Title Catalogue* T95469.



A Notable Collection of English Legal Maxims

30. Wingate, Edmund (or Edmond) [1596-1656].

Maximes of Reason: Or, The Reason of the Common Law of England. London: R. & W. L. for W. Lee, A. Crook, D. Pakeman, H. Twiford, G. Bedell, T. Dring, J. Place, 1658. [xiv], 192, 183-270, 281-508, 545-648, 665-772, [12] pp. Pagination irregular. Text complete. Lacking first leaf, a blank. Folio (11-1/4" x 7").

Recent three-quarter calf over cloth, lettering piece and gilt fillets to spine, title page re-hinged. Light rubbing to extremities, fading to spine, corners bumped. Light browning to text, light foxing and faint dampstaining in places, minor chips and short tears to a few leaves, faint inkstain to title page. Early corrections and annotations to a few leaves, two later owner signatures to head of title page. An attractive copy. \$1,250.

* Only edition. Drawn from such authors as Coke, Fitzherbert, Littleton and Plowden, this work outlines the essentials of the common law and its "reason" through maxims organized under the following headings: "Theology," "Grammar," "Logick," "Personall Things," "Law," "Morality" and "Wife." Some examples: "To such laws as have warrant in holy scripture, our law giveth credence," "the law delighteth in apt expressions," "Personall things cannot be done by another," "The law esteemeth and judgeth of all things according to their nature and quality" and "The husband is the woman's head." The left-hand margins have glosses relating the maxims to their legal context, the right-hand margins have citations. *English Short-Title Catalogue* R10401.

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