

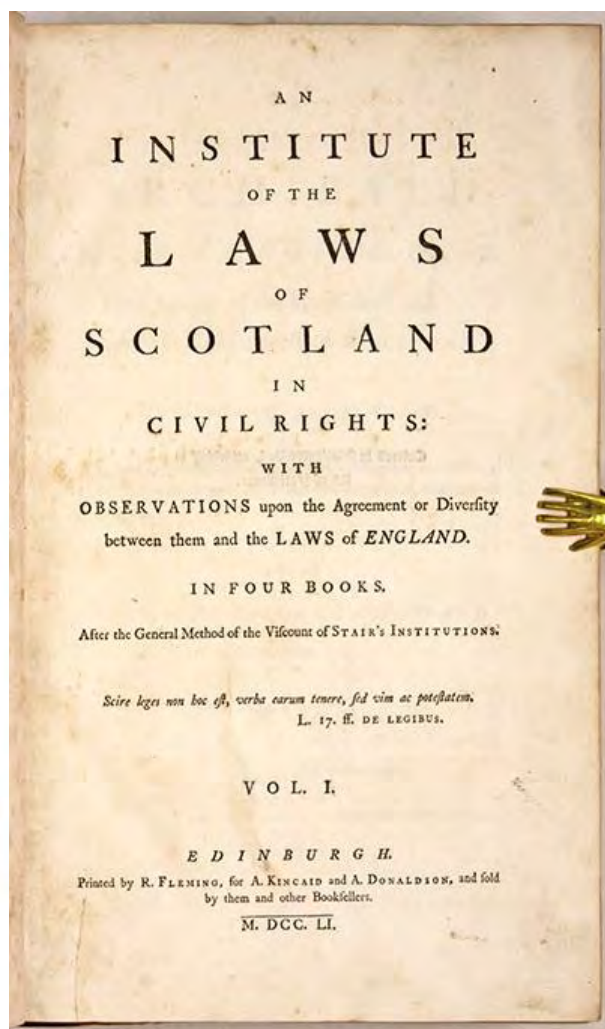
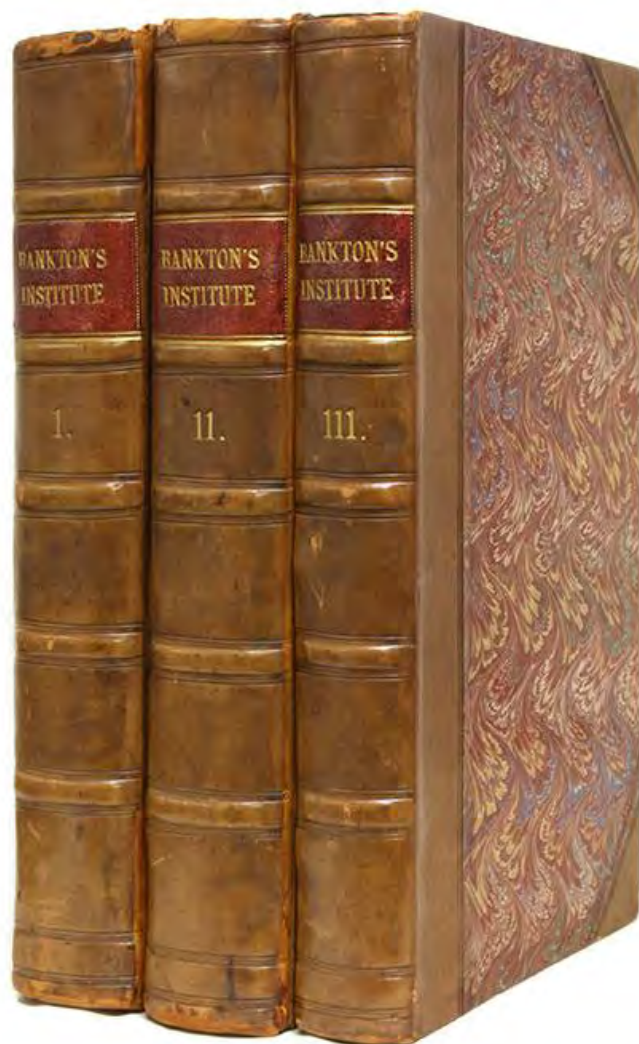
30 Recent Acquisitions

CANON, CIVIL, COMMON,
ROMAN & SCOTS LAW

May 1, 2018



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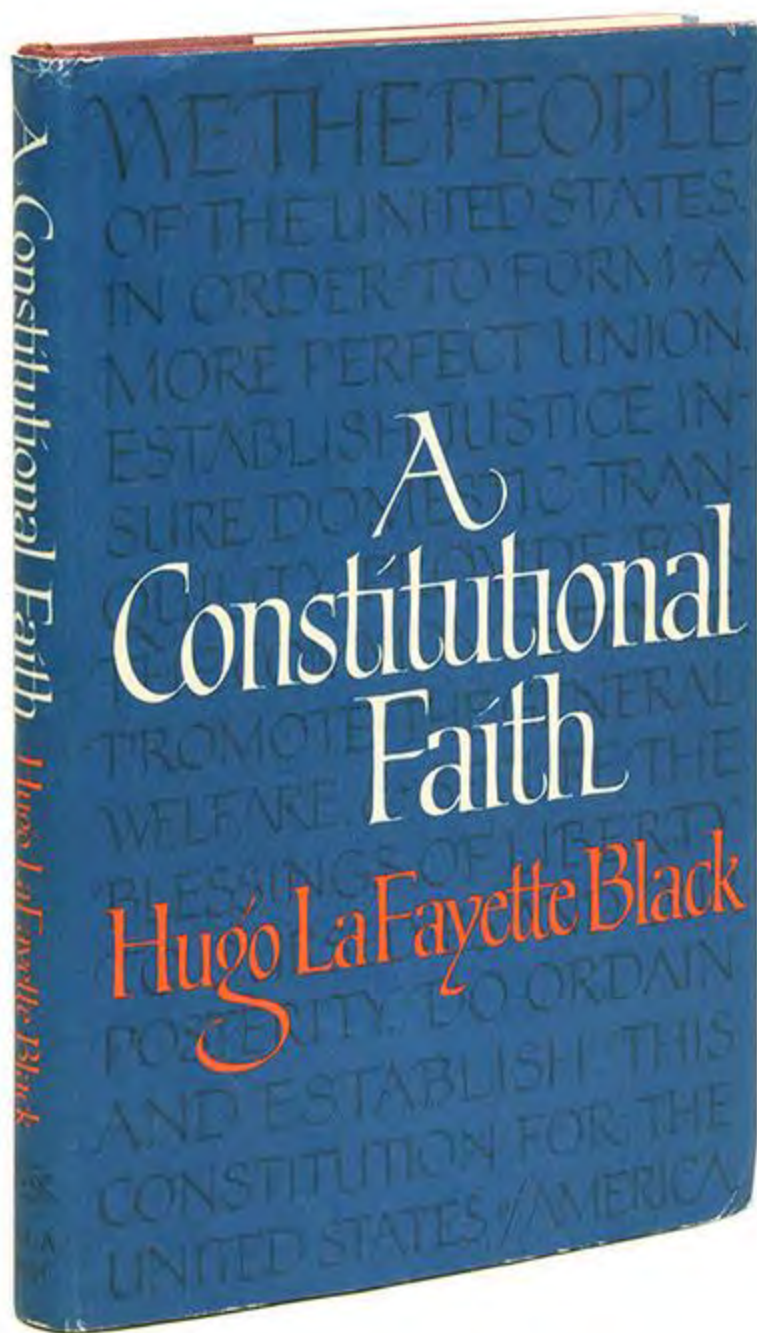
**A Comparative-Law
Response to the Act of Union**

2. Bankton, Andrew MacDowall, Lord [1685-1760].

An Institute of the Laws of Scotland in Civil Rights: With Observations Upon the Agreement or Diversity Between Them and the Laws of England. In Four Books. After the General Method of the Viscount of Stair's Institutions. Edinburgh, Printed by R. Fleming, for A. Kincaid and A. Donaldson, 1751-1753. Three volumes. xii, [ii], 696; [viii], 681; [iv], 190 pp. Folio (12" x 8").

Later three-quarter calf over marbled boards, Volumes I and II rebacked retaining existing spines, repair to head of spine of Volume II, endpapers of all volumes renewed. Some rubbing to boards, slightly heavier rubbing to extremities with minor wear to corners and spine ends of Volume I. Light toning to text, foxing to endleaves. A nice set. \$1,500.

* Only edition. With side-notes and comprehensive indexes. The 1707 Act of Union compelled Scottish and English jurists to comprehend each other's legal systems. As Bankton put it, "now, since the union of the two kingdoms, there is such an intercourse between subjects of South and North Britain, that it must be of great moment that the laws of both be generally understood, and their agreement or diversity attended to; so that people, in their mutual correspondence, may regulate themselves accordingly" (Preface). As one would expect of an eighteenth-century Scottish jurist, the arrangement of the *Institute* is strongly influenced by the *Institutes* of Justinian. *English Short-Title Catalogue* T90336. [Order This Item](#)

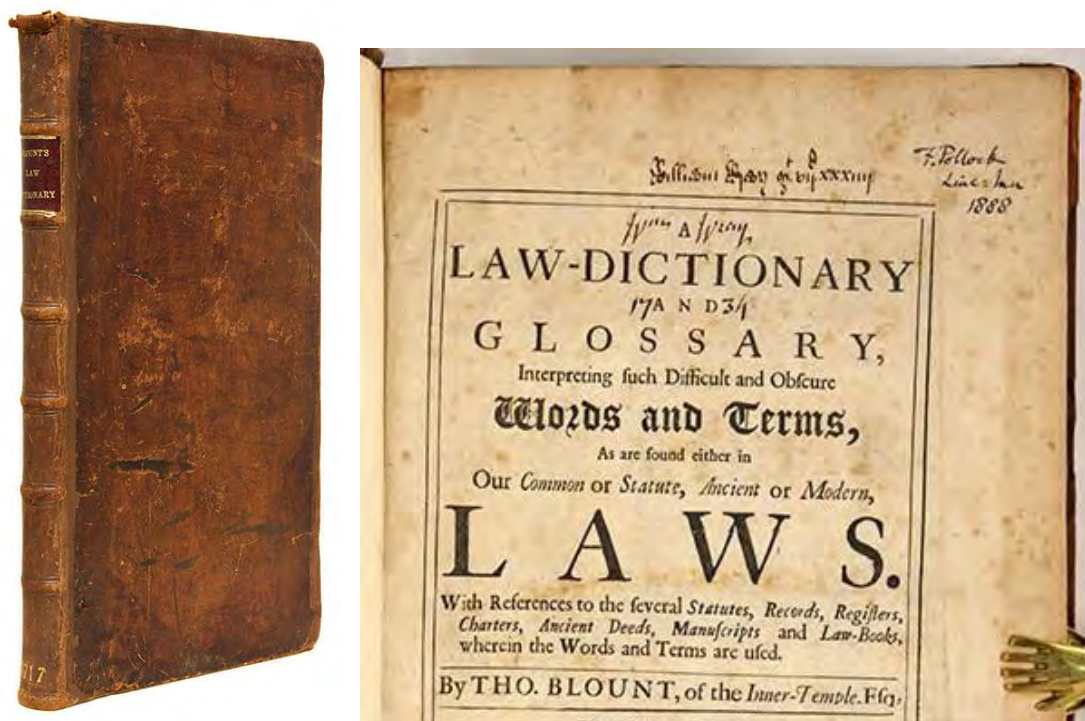


Justice Black's *Constitutional Faith*

3. Black, Hugo LaFayette [1886-1971].

A Constitutional Faith. New York: Alfred A. Knopf, [1968]. [xvii], 76 pp. Cloth very good in lightly worn dust jacket. \$10.

* First edition. Associate Justice Black's book is the published form of his Carpentier lectures delivered at Columbia Law School in 1968. [Order This Item](#)



Final Edition of Blount's Dictionary, Sir Frederick Pollock's Copy

4. Blount, Thomas [1618-1679].

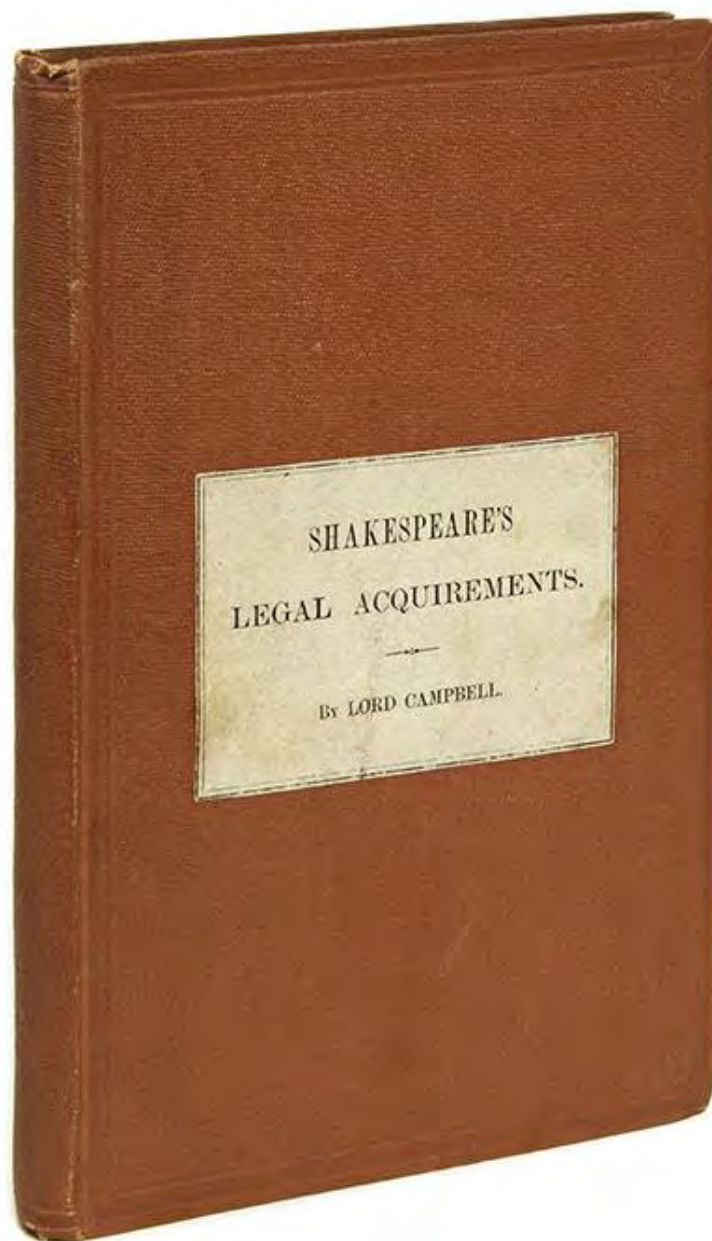
Nelson, William, Editor.

[Pollock, Sir Frederick (1845-1937)].

A Law-Dictionary and Glossary, Interpreting Such Difficult and Obscure Words and Terms, As are Found Either in Our Common or Statute, Ancient or Modern, Laws. With References to the Several Statutes, Records, Registers, Charters, Ancient Deeds and Manuscripts, Wherein the Words and Terms are Used. To Which are Added Above Two Thousand Two Hundred Words, Collected from All the Laws of the Saxon, Danish and Norman Kings: And From All the Ancient Books of the Common Law, From the Monasticon Anglicanum, Du Fresne's Glossary, The Chronicon Saxonicum, And the Volumes Lately Published by Dr. Gale. [London]: Printed by Eliz. Nutt and R. Gosling, 1717. [330] pp. Main text in parallel columns. Folio (13" x 8").

Contemporary calf with later rebacking, blind rules to boards, blind fillets along joints, raised bands and lettering piece to spine, recent repairs to edge of front board, endpapers renewed. Moderate rubbing and some shallow scuffing to boards, moderate rubbing to extremities, hinges cracked, light browning and occasional faint dampspotting to text, annotations in early hand to a few leaves, two early owner signature, written twice and dated 1734, and "F. Pollock/ Linc: Inn/ 1888" to head of title page. A nice association copy. \$1,000.

* Third and final edition, one of two issues from 1717. Blount was a barrister and a member of the Inner Temple. Prohibited to practice at the Bar because he was a Catholic, Blount turned to legal scholarship and lexicography. Blount aimed to correct the defects he found in Cowell's *Interpreter* (1607) and Rastell's *Termes de la Ley* (1523). Nelson, the editor of the final edition, claimed to have added nearly three thousand words, which he collected from all the laws of the Saxon, Danish and Norman kings. Blount's *Law-Dictionary* was first published in 1670, and along with Rastell's, Cowell's and Spelman's, is one of the earliest English law dictionaries. Pollock was one of the greatest British judges and legal scholars of his day. His treatises on contracts, jurisprudence the common law and other subjects did much to clarify and systematize English law. Several of these were standard texts that went through several editions. He is also remembered for his collaboration with F.W. Maitland on *The History of English Law Before the Time of Edward I* (1895) and his correspondence with Oliver Wendell Holmes, which was published posthumously as *The Holmes-Pollock Letters* (1961). Cowley, *A Bibliography of Abridgments, Digest, Dictionaries and Indexes to the Year 1800* 202. *English Short-Title Catalogue* T143722. [Order This Item](#)



**Classic Study of
Shakespeare's Knowledge of the Law**

5. Campbell, John Campbell, Baron [1779-1861].

Shakespeare's Legal Acquirements Considered. London: John Murray, 1859. vi, 117 pp. Octavo (8" x 5-1/4").

Textured cloth, blind rules to boards, printed title panel to front board. Light rubbing to extremities, corners and spine ends bumped, recent owner bookplate to front pastedown. A nice copy. \$20.

* First edition. Campbell's treatise is organized into chapters by play title. He also examines Shakespeare's sonnets and his will from a legal viewpoint. See Holdsworth, *A History of English Law* XV:415. [Order This Item](#)

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Humorous Paraphrases of Sections of the *Corpus Juris Civilis*

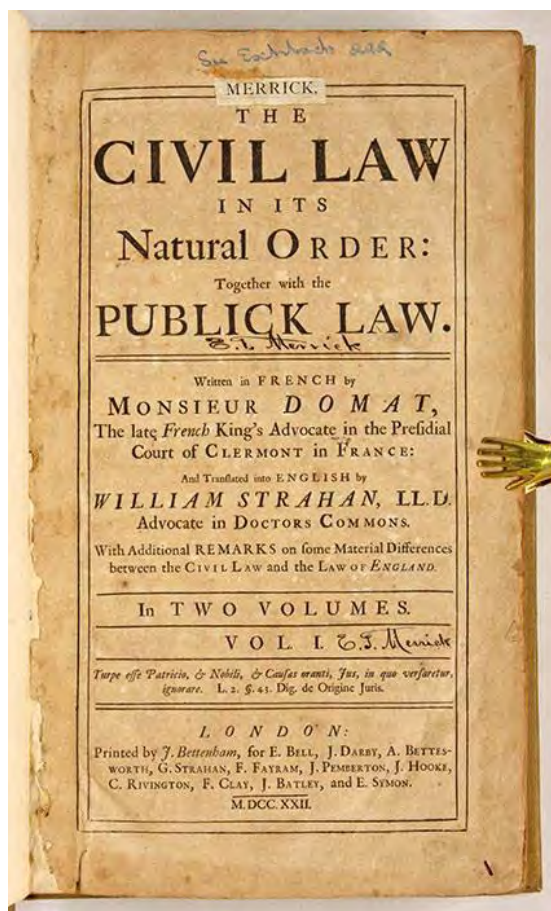
6. [Demme, Wilhelm Ludwig].

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

Pictorial paper-covered boards, title label to foot of front board. Moderate rubbing to boards with some loss to paper around edges, corners worn, sections of paper rubbed away from spine along joints. Moderate toning and light foxing to text, minor worming to margins of a few leaves. A scarce title. \$1,250.

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

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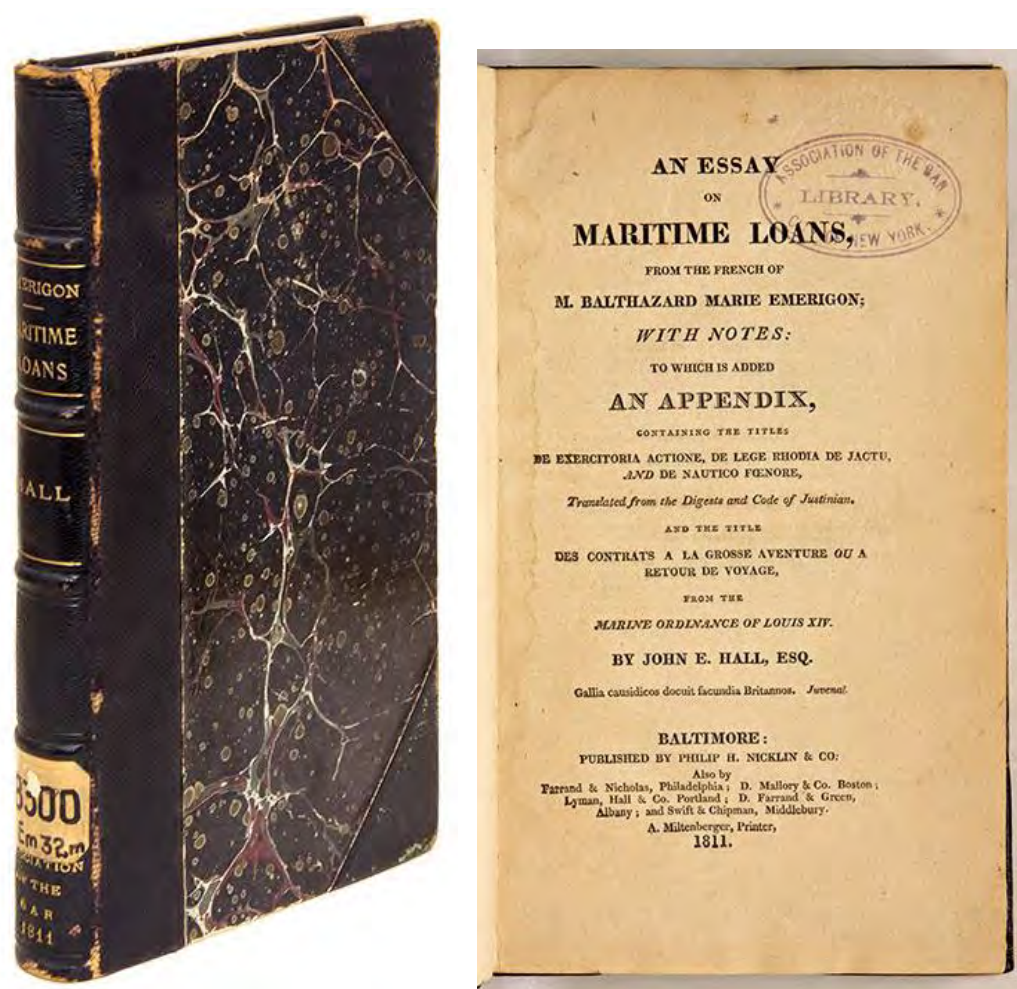
Important English Translation of Domat's Great Study of the Civil Law

**7. Domat, Jean [1625-1696].
Strahan, William, Translator.**

The Civil Law in its Natural Order: Together with the Publick Law. Written in French by Monsieur Domat, The Late French King's Advocate in the Presidial Court of Clermont in France: And Translated into English by William Strahan, LL.D. Advocate in Doctor's Commons. With Additional Remarks on Some Material Differences between the Civil Law and the Law of England. London: Printed by J. Bettenham for E. Bell [et al.], 1722. Two Volumes. [xxxvi], lxxi, 696; [ii], 663 pp. Includes four-page subscriber list. Main text in parallel columns. Folio (13" x 8").

Later buckram, red and black lettering pieces and small black owner labels to spine, endpapers renewed. Soiled, light rubbing to extremities, some chipping to lettering pieces, later owner signature to front pastedowns, early owner signatures and a small printed owner label to title pages. Light browning and foxing, annotations in later hand to a few leaves in each volume. \$300.

* First complete edition in English. Domat's *Civil Law* is a great work that combines the materials of Roman and French law into a single system and places it on a foundation of ethical principles. "*The Civil Law in its Natural Order*, considering the age and the circumstances in which it was written, is a truly wonderful performance. His method is excellent, and his matter clear, exact, and comprehensive. Pothier, and other continental jurists, have drawn largely upon him to assist their own labors" (Marvin). Holdsworth says this edition is better than Wood's incomplete 1705 translation. "Strahan's translation...is a very much more considerable book, both as a book on Roman law, and, by reason of the translator's notes, as a book on comparative law." Holdsworth, *History of English Law* XII:428. Marvin, *Legal Bibliography* 271. *English Short-Title Catalogue* T96069. [Order This Item](#)



An "Unrivalled" Authority on Commercial Law

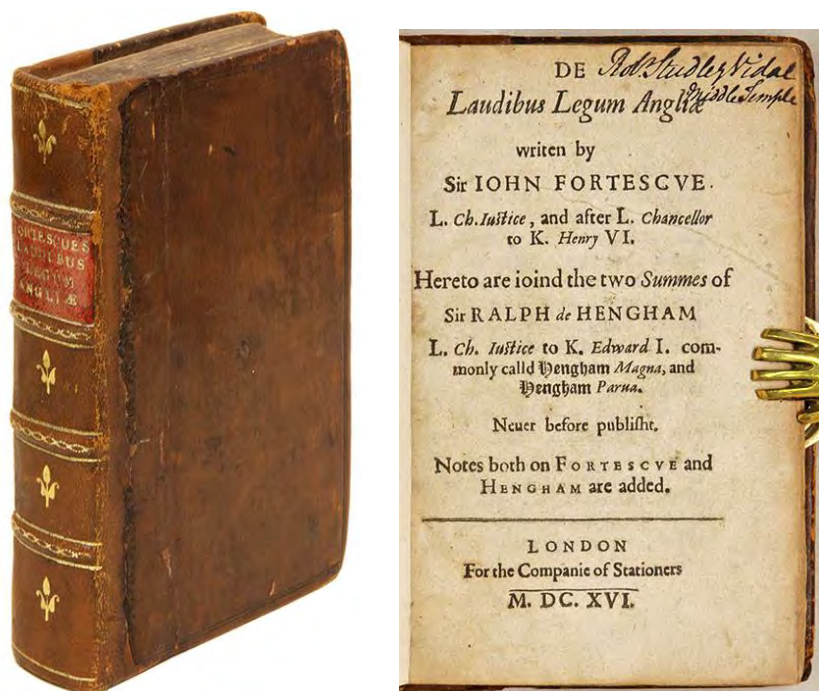
8. Emerigon, Balthazard-Marie [1716-1785].

[Hall, John E., Translator].

An Essay on Maritime Loans, From the French; With Notes: To Which is Added an Appendix, Containing the Titles De Exercitoria Actione, De Lege Rhodia de Jactu, and De Nautico Foenore, Translated From the Digest and Code of Justinian. And the Title Des Contracts a la Grosse Aventure ou a Retour de Voyage, From the Marine Ordinance of Louis XIV. Baltimore: Published by Philip H. Nicklin & Co., 1811. xvi, [17]-313, [1] pp. Octavo (8-1/2" x 5-1/4").

Later three-quarter morocco over marbled boards, raised bands and gilt title to spine, gilt private-library stamp and paper shelf label to foot of spine, endpapers renewed. Moderate rubbing to extremities with light wear to spine ends and corners, front free endpaper detached. Very light browning to text, light foxing to a few leaves, faint dampstain and two small library stamps, one embossed, to title page, other brief library annotations to verso of title page and rear pastedown. An appealing copy. \$450.

* Only American edition. With notes and references to English and American cases. Emerigon was the leading French authority on commercial law. His work was held in the highest regard by English and American jurists. James Kent observed that "no subject in Emerigon is discussed without being exhausted." Lord Ellenborough said he was an "unrivalled" theorist and practical writer. This treatise on bottomry and respondentia is a useful companion to his treatises on maritime law and maritime insurance. Citations from Marvin, *Legal Bibliography* 293. Cohen, *Bibliography of Early American Law* 7060. [Order This Item](#)



First Selden Edition of Fortescue's *De Laudibus*

9. Fortescue, Sir John [1394?-1476?]

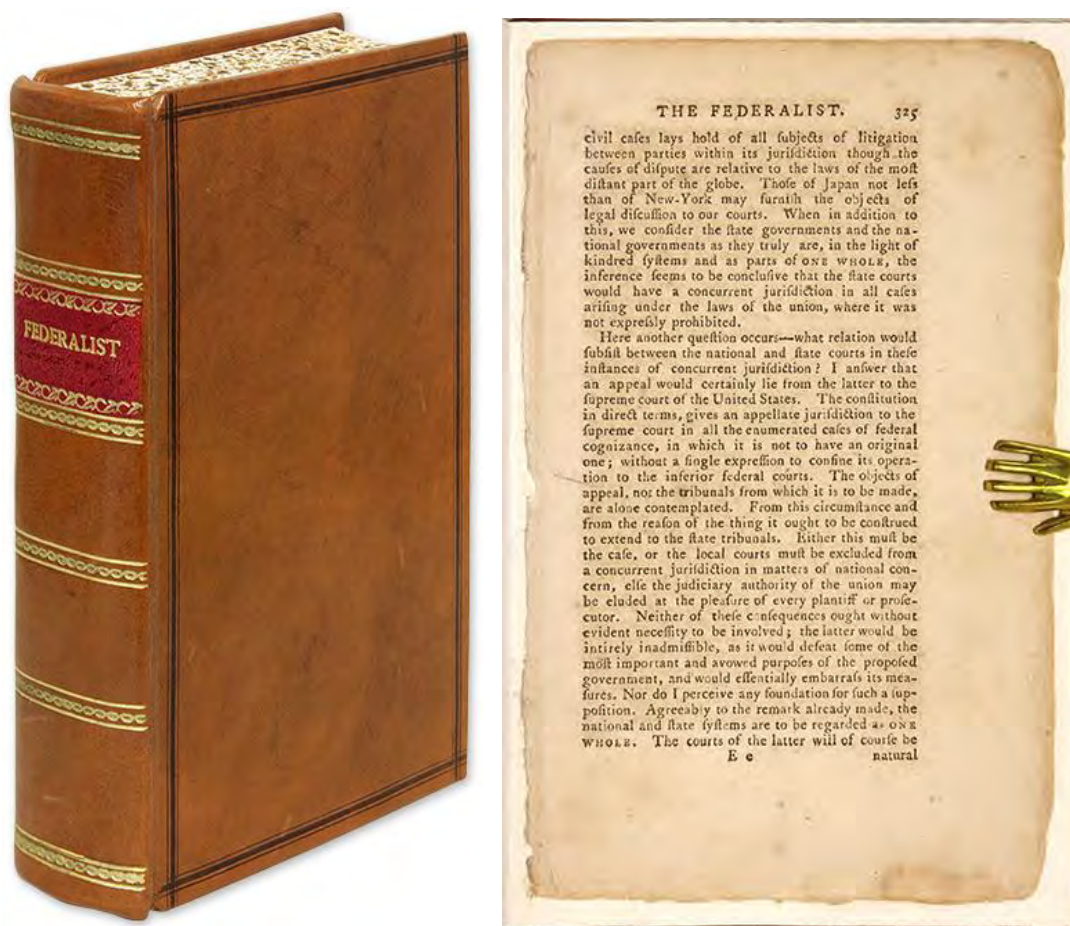
[Selden, John (1584-1654), Editor].

[Mulcaster, Robert, Translator and Editor].

De Laudibus Legum Angliae Written by Sir Iohn Fortescue L. Ch. Iustice, and After L. Chancellor to K. Henry VI. Hereto are Joind the Two Summes of Sir Ralph de Hengham L. Ch. Iustice to K. Edward I. Commonly Calld Hengham Magna, And Hengham Parva. Never Before Publisht. Notes Both on Fortescue and Hengham are Added. London: Printed [by Adam Islip] for the Companie of Stationers, 1616. [viii], 132, [3] ff.; 56, [12], 35, 34-159, [1] pp. Lacking first leaf, blank except for a small paragraph symbol on the recto, and the last leaf, a blank. Two parts, each with title page and individual pagination. First part in parallel columns; Latin with running English translation. Texts of *Summes* in Latin with notes in English. Octavo (5-1/2" x 3-1/2").

Contemporary calf with later rebacking, blind rules to boards, blind fillets along joints, gilt-decorated raised bands, gilt ornaments and gilt title to spine, endpapers renewed. Light rubbing, corners bumped and somewhat worn, armorial bookplate to front pastedown, front hinge partially cracked. Light toning to text, somewhat heavier in places, faint stains and light edgewear to a few leaves. Early owner signature in tiny hand to head of title page, brief early annotations to a few leaves. \$1,250.

* First Selden edition. *De Laudibus Legum Angliae*, a history of English law, was written for the instruction of Edward, the young Prince of Wales. Cast in dialogue form, it demonstrates that the common law was the oldest and most reasonable legal system in Europe. It also compares the common and Roman systems and extols the superiority of a constitutionally limited monarchy. *De Laudibus* was written around 1470 and first printed in 1567. Selden's was the first critical edition of this work, perhaps the first critical editions of an early English legal work. Aside from their value to the elucidation of Fortescue's text, Selden's notes interrogate aspects of Fortescue's text and offer rich insights into jurisprudence and the nature of the English constitution. As noted by Christianson, his conclusions disputed "the concept of immemorial custom argued by [Sir John] Davies and the anachronistic historical interpretations displayed by [Sir Edward] Coke." It was reissued in 1660, 1672 and 1737 with various additions. "Fortescue was a favorite among the old lawyers, and will be read with profit in modern times by those who are interested in the origin and progress of the Common Law." Marvin, *Legal Bibliography* 321. Christianson, *Discourse on History, Law, and Governance in the Public Career of John Selden* 63. *English Short-Title Catalogue* S102544. [Order This Item](#)



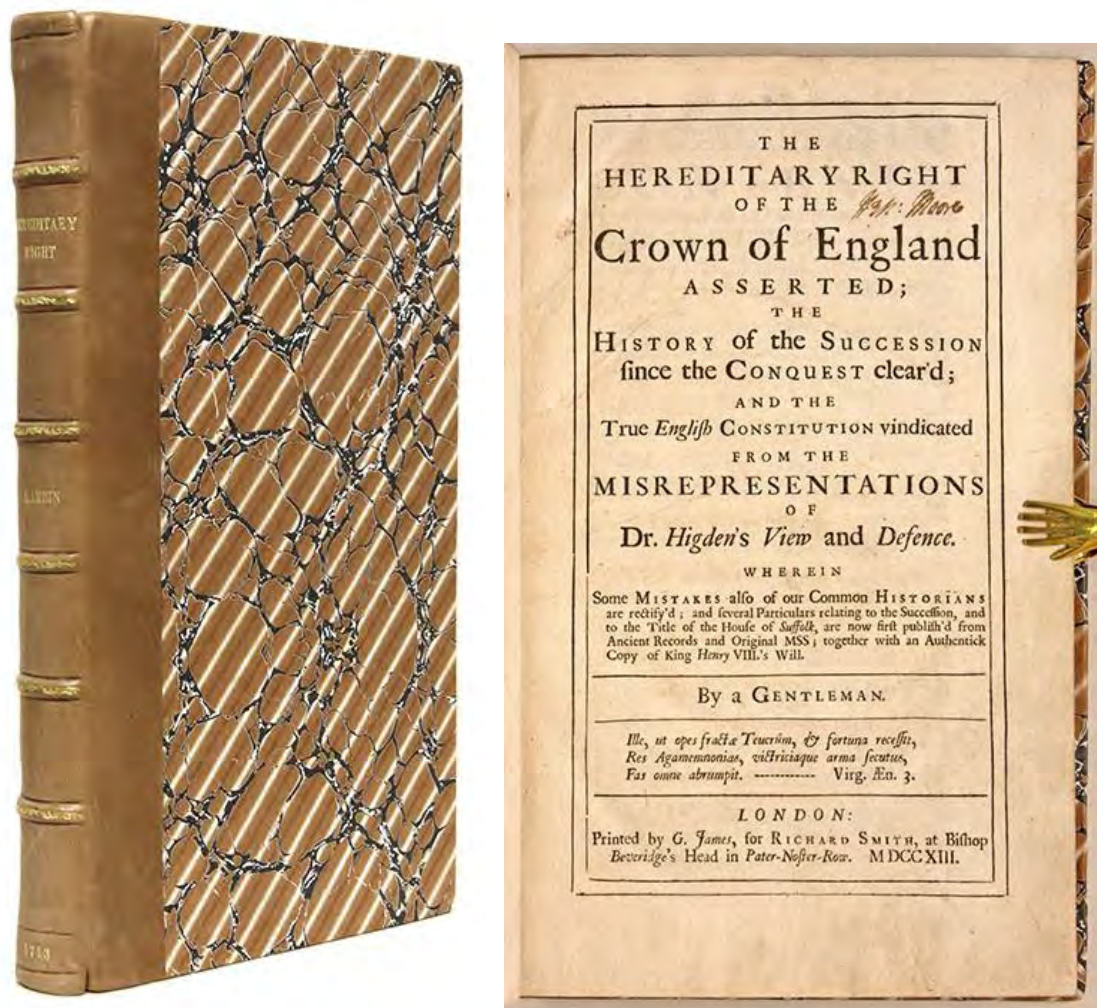
Facsimile Edition in Period-Style Calf Binding
With An Original Leaf from the First Edition, 1788

10. [Hamilton, Alexander, James Madison and John Jay].

The Federalist: A Collection of Essays, Written in Favour of the New Constitution, As Agreed Upon by the Federal Convention, September 17, 1787. New-York: Printed and Sold by J. and A. M'Lean, no. 41, Hanover-Square., 1788. Two volumes in one book. vi, 227; vi, 384 pp. Reprinted 2001 by The Lawbook Exchange, Ltd. ISBN-13: 9781584772040. ISBN-10: 1584772042.

Period-style calf binding, black-tooled rules to boards, lettering piece and gilt filets to spine, speckled edges. New. \$750.

* **Special limited numbered facsimile reprint edition, 193 copies, of the very rare first edition containing an original bound-in leaf from the first edition, 1788.** The views of Hamilton, Madison and Jay expressed in this landmark work have had a lasting effect on U.S. Constitutional law. Most scholars agree that 51 of the essays were written by Hamilton, 29 Madison and 5 by Jay. Most of the individual essays appeared under the collective pseudonym "Publius" in New York newspapers and journals from October 27, 1787 to early June 1788. The first edition was published anonymously and printed by the M'Lean brothers, who collected and published the first 36 essays as Volume I in March, 1788, with the final 49 essays in Volume II in May of the same year, along with the text of the Constitution. The essays were intended to encourage ratification of the proposed constitution by New York State, but were immediately recognized as the most compelling commentary on the most radical form of government the world had seen. Hamilton's essays especially express a strong concern for the rights of property over the natural rights of "life, liberty and the pursuit of happiness," as outlined by Jefferson in the Declaration of Independence. [Order This Item](#)



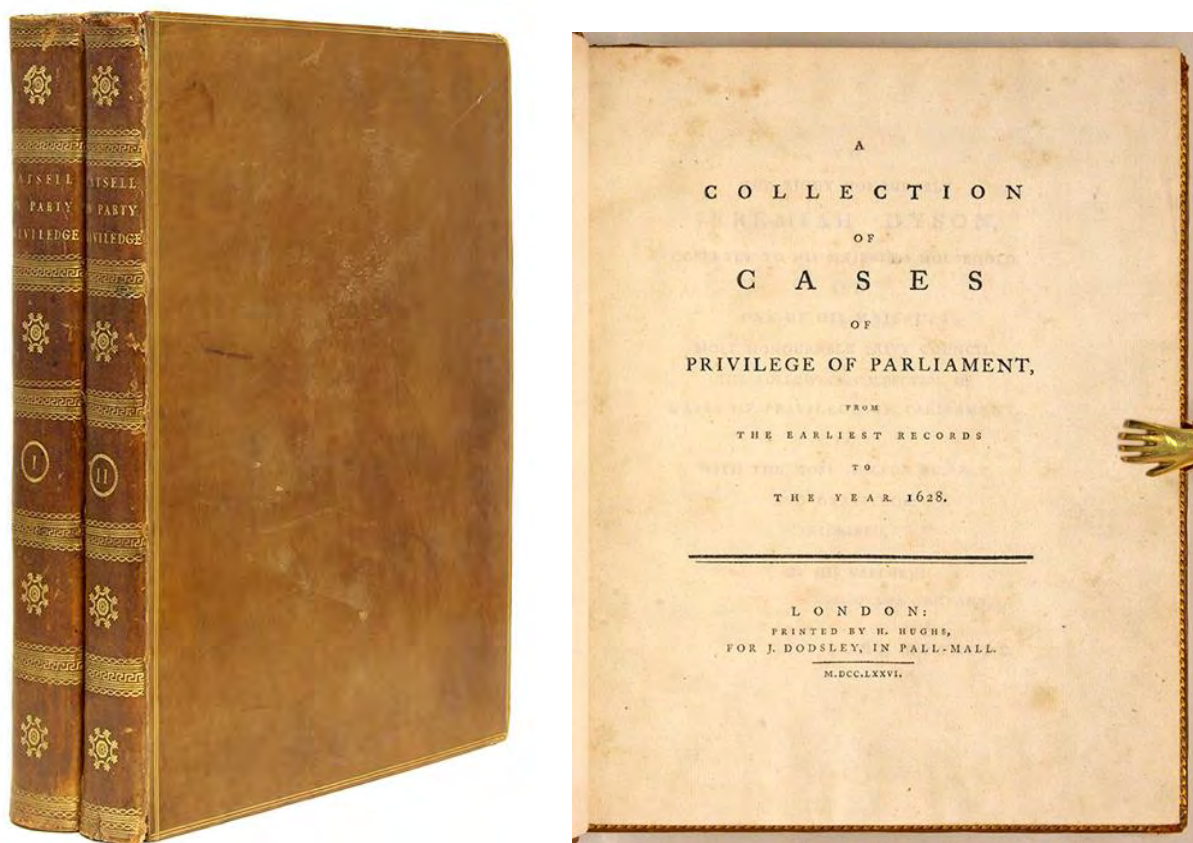
"The True English Constitution Vindicated"

11. [Harbin, George].

The Hereditary Right of the Crown of England Asserted; the History of the Succession Since the Conquest Clear'd; And the True English Constitution Vindicated from the Misrepresentations of Dr. Higden's View and Defence. Wherein Some Mistakes also of Our Common Historians are Rectify'd; And Several Particulars Relating to the Succession, And to the Title of the House of Suffolk, Are now First Publish'd from Ancient Records and Original MSS; Together with an Authentick Copy of King Henry VIII.'s Will. By a Gentleman. London: Printed for Richard Smith, At Bishop Beveridge's Head in Pater-Noster-Row, 1713. [viii], 274; lxiii, [5] pp. Includes five-page publisher catalogue. Folio (12-1/2" x 7-1/2").

Later quarter morocco over marbled boards, gilt-tooled raised bands and gilt title to spine, endpapers renewed. Moderate toning to text, somewhat heavier in places, light foxing and faint dampstaining in places, minor worming to rear third of text block, just touching text in a few places. A handsome copy. \$1,250.

* Only edition, one of two issues from 1713. This vigorous argument in support of the restoration of the Stuart succession is a reply to the pro-Hanoverian argument advanced in William Higden's *A Defence of The View of the English Constitution with Respect to the Sovereign Authority of the Prince, And the Allegiance of the Subject* (1710). George Ridpath replied to Harbin with a defense of Higden titled *Parliamentary Right Maintain'd or the Hanover Succession Justify'd* (1714). Some sources attribute Harbin's book to Hilkiah Bedford, who probably edited it and saw it through the press, and, erroneously, to Charles Leslie. *English Short-Title Catalogue* N17449. [Order This Item](#)



An Authority on Parliamentary Procedure

12. Hatsell, John [1743-1820].

A Collection of Cases of Privilege of Parliament, From the Earliest Records to the Year 1628. London: Printed by H. Hughes, For J. Dodsley, 1776. viii,[4], 211, [17] pp.

[Bound with]

Hatsell, John.

Precedents of Proceedings in the House of Commons, Under Separate Titles; With Observations. London: Printed by H. Hughes, For J. Dodsley, 1781. xi, [3], 247, [33] pp. Half-title lacking.

[With]

Hatsell, John.

Precedents of Proceedings in the House of Commons; Under Separate Titles. With Observations. Vol. III. Relating to Lords, And Supply. London: Printed by H. Hughes, For J. Dodsley, 1785. x, [2], 361, [29] pp.

Two volumes. Quarto (11" x 9"). Nineteenth-century calf, blind rules to boards, gilt titles, fillets and ornaments to spines, marbled endpapers, gilt rules to board edges, gilt inside dentelles, ribbon markers. Light rubbing to boards, moderate rubbing to extremities, light wear to spine ends, joints starting at ends, corners bumped and somewhat worn, early armorial bookplates to front pastedowns. Light toning to text, negligible light foxing in a few places. A handsome set. \$1,250.

* First editions. Hatsell was clerk of the House of Commons from 1768 to 1820 and the author of four books on procedure in that house. Holdsworth cited them frequently in *History of English Law* and considered them to be definitive studies. Our two-volume set contains three of these works, each issued separately and bibliographically distinct. In 1818 a fourth volume was issued as "Volume IV." At that time the preceding books were reissued as Volume I, Volume II and Volume III. We assume our set was bound before the issue of Volume IV. Holdsworth, *A History of English Law* XII:345-346. *English Short-Title Catalogue* T114879, T114572, T153771. [Order This Item](#)



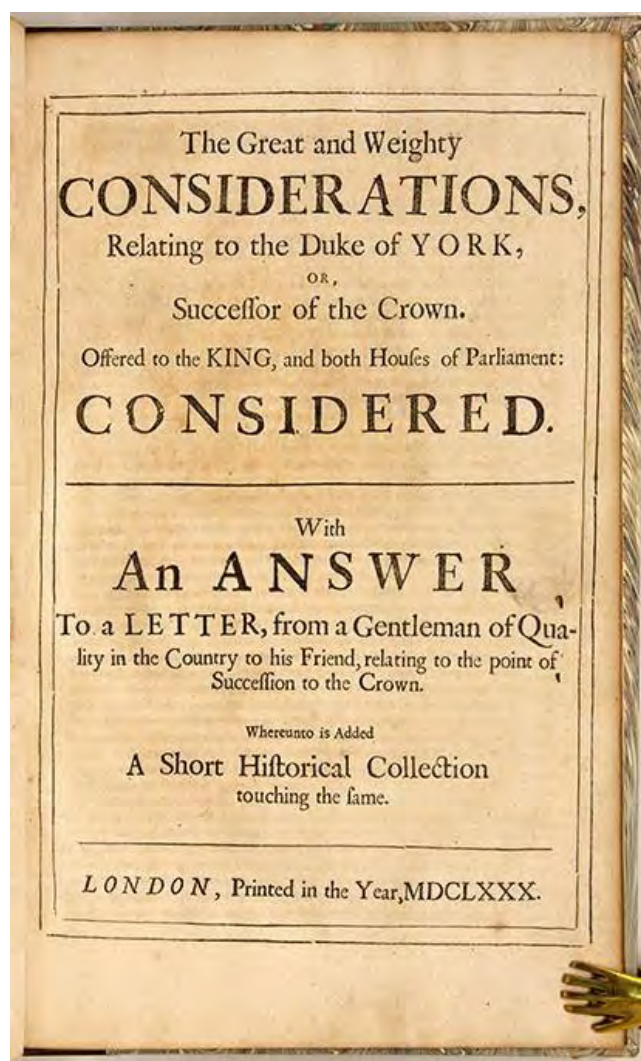
Hobart's Reports

13. Hobart, Henry [d. 1625], Reporter.

The Reports of that Reverend and Learned Judge, The Right Honourable Sr Henry Hobart Knight and Baronet, Lord Chiefe Justice of His Majesties Court of Common Pleas; And Chancellor to Both Their Highnesses, Henry and Charls Princes of Wales. Enlarged with the Addition of Some Cases Never Printed Before, And Purged from the Numberlesse and Incurable Errors of the Former Impression. London: Printed by James Flesher, for William Lee and Daniel Pakeman, 1650. [xx], 350, [2] pp. Copperplate portrait frontispiece. Folio (10-3/4" x 7-1/4").

Contemporary calf, rebaked in period style, blind fillets and corner fleurons to boards, raised bands and lettering piece to spine, hinges mended. A few minor nicks, scratches and stains to boards, moderate rubbing to board edges, corners bumped and somewhat worn, later armorial bookplate and owner inscription to front pastedown. Light browning to text, brief early annotations in a few places, moderate edgewear to preliminaries. An attractive copy. \$350.

* Second edition. Hobart was Coke's successor as lord chief justice. First published in 1641, his *Reports* have long been accepted as the standard source for cases in King's Bench, Common Pleas and Star Chamber from 1603 to 1625. Wallace, *The Reporters* 229. *English Short-Title Catalogue* R224163. [Order This Item](#)



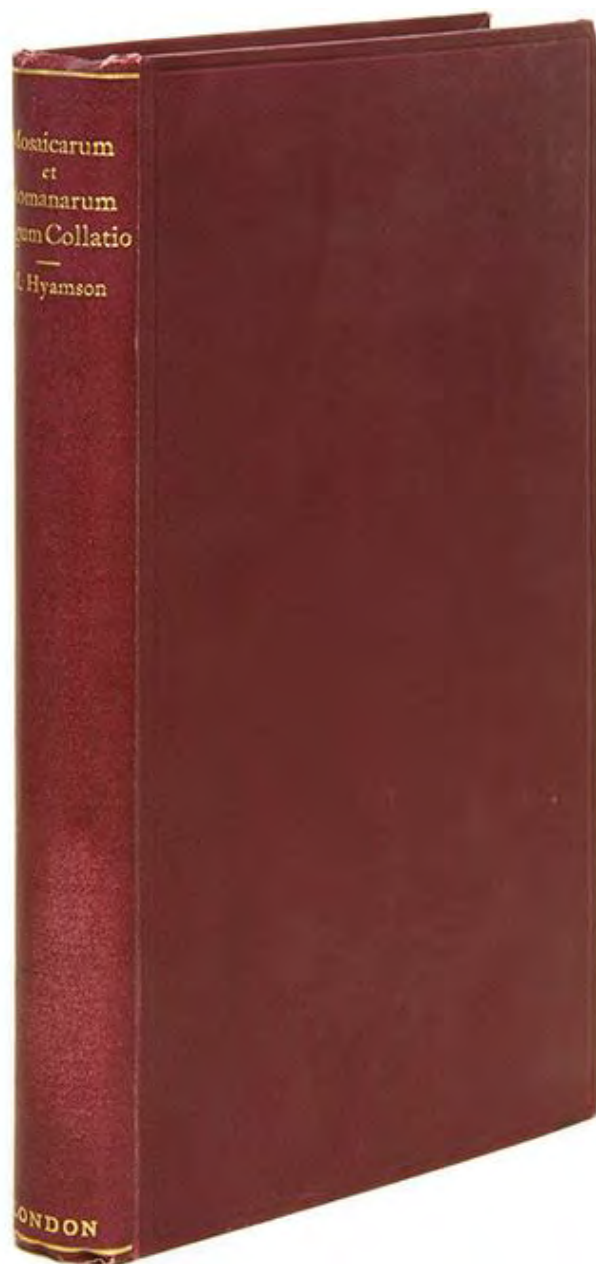
**Pamphlet Supporting a Movement in
Parliament to Prevent the Succession of James II**

14. [Hunt, Thomas (1627?-1688)].

The Great and Weighty Considerations, Relating to the Duke of York, Or, Successor of the Crown. Offered to the King, And Both Houses of Parliament: Considered. With an Answer to a Letter, From a Gentleman of Quality in the Country to His Friend, Relating to the Point of Succession to the Crown. Whereunto is Added a Short Historical Collection Touching the Same. London: [s.n.] Printed in the Year 1680. [iv], 37, [1] pp. Folio (11-1/2" x 7-1/2").

Stab-stitched pamphlet bound into recent period-style quarter calf over marbled boards. Moderate toning, occasional light browning to margins, light foxing to a few leaves. An attractive copy. \$250.

* First edition, one of three issues from 1680. Hunt argues in support of the first Exclusion Bill, the first of three bills introduced in the House of Commons that sought to exclude James II, the Brother of King Charles II from the succession to the thrones of England, Scotland and Ireland because he was Roman Catholic. None of these bills became law. Another edition of Hunt's pamphlet was published in 1681. *English Short-Title Catalogue* R20436. [Order This Item](#)



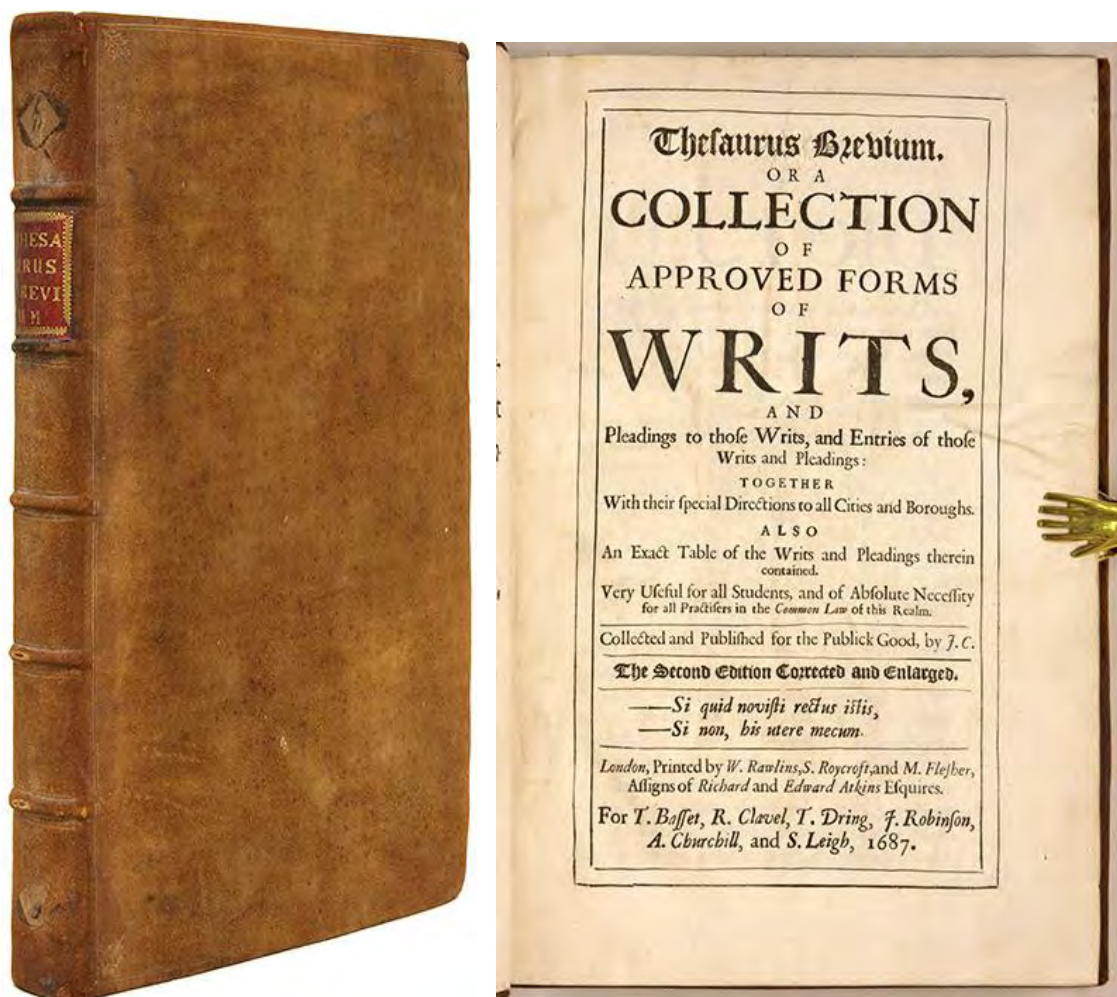
Fascinating Comparative Study of Mosaic and Roman Law

15. Hyamson, M[oses] [1862-1949].

Mosaicarum Et Romanarum Legum Collatio. With Introduction, Facsimile and Transcription of the Berlin Codex, Translation, Notes and Appendices. London: Oxford University Press, 1913. lvi, 300 pp. Plates.

Original cloth, blind frames to boards, gilt title to spine, deckle edges. Light rubbing to extremities, most signatures unopened. \$75.

* First edition. "An attempt to compare by parallel passages the Mosaic and the Roman law. The author's method is to cite first from Moses, then from Roman jurists and the ante-Theodosian Codes.": Sherman, *Roman Law in the Modern World* (2nd. ed.) I:110. [Order This Item](#)



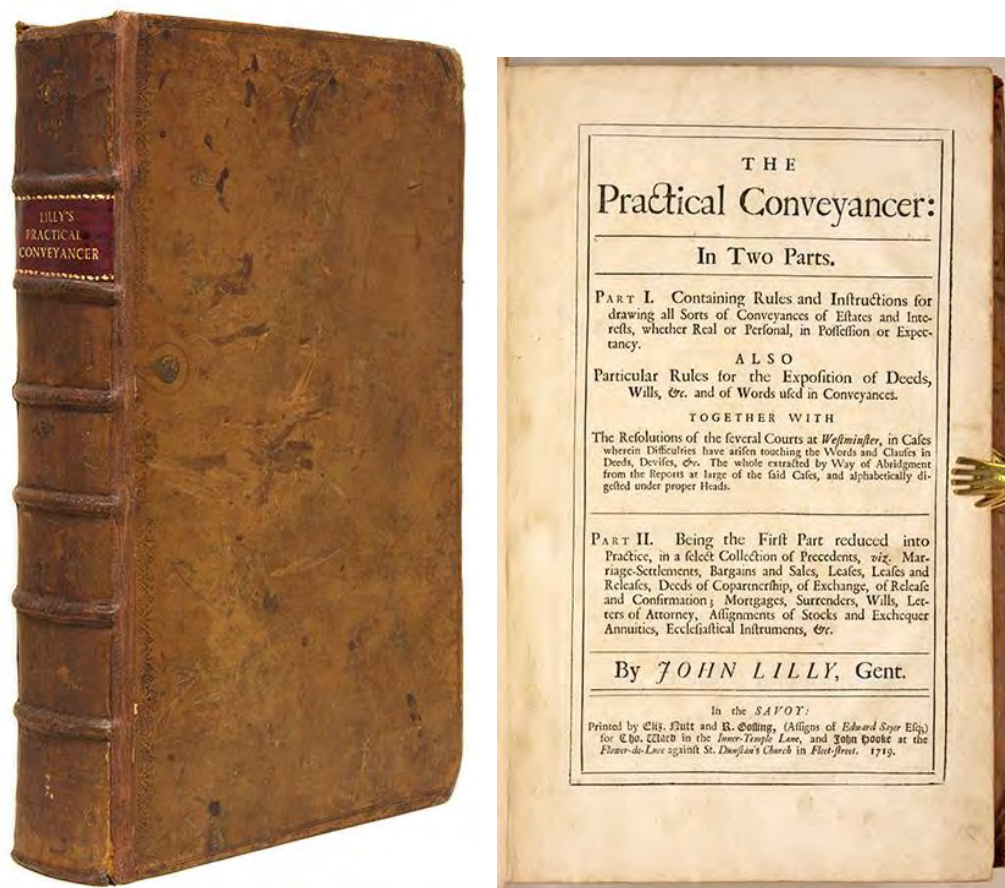
Jefferson Owned a Copy

16. J.C., Compiler.

Thesaurus Brevium, Or a Collection of Approved Forms of Writs and Entries of Those Writs and Pleadings: Together with Their Special Directions to All Cities and Boroughs. Also an Exact Table of the Writs and Pleadings Therein Contained. Very Useful for All Students, And of Absolute Necessity for All Practisers in the Common Law of this Realm. Collected and Published for the Publick Good, by J.C. London: Printed by W. Rawlins, S. Roycroft, and M. Flesher, 1687. [xxxii], 310, [82] pp. Folio (11-1/2" x 7-1/2").

Contemporary reversed calf, blind rules and corner fleurons to boards, raised bands and lettering piece and tiny private-library shelf label to spine. Very faint spotting to boards, a few minor scuffs to spine, front joint just starting at head, corners bumped and lightly worn, armorial bookplate of the Earls of Macclesfield to front pastedown, small embossed Macclesfield stamps to preliminaries, armorial bookplate of Thomas Parker, First Earl of Macclesfield, to verso of title page. Light toning to text, somewhat heavier in places, light foxing to a few leaves, a few brief contemporary marks to endleaves. \$450.

* Second and final edition, corrected and enlarged, of a work first published in 1661. This appears to have been a fairly durable and well-regarded work. Thomas Jefferson owned a copy of this edition, and it is listed in Marvin's selective *Legal Bibliography*. Parker [1666-1732], First Earl of Macclesfield and a notable lawyer and Whig politician, was Lord Chancellor from 1718 to 1725. Housed in Shirburn Castle, the library of the Earls of Macclesfield was one of the finest private libraries in Great Britain. Sowerby, *Catalogue of the Library of Thomas Jefferson* 1881. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:265. [Order This Item](#)



Comprehensive 1719 Treatise on Conveyancing

17. Lilly, John.

The Practical Conveyancer: In Two Parts. Part I. Containing Rules and Instructions for Drawing All Sorts of Conveyances of Estates and Interests, Whether Real or Personal, In Possession or Expectancy. Also Particular Rules for the Exposition of Deeds, Wills, &c. And of Words Used in Conveyances. Together With The Resolutions of the Several Courts at Westminster, In Cases Wherein Difficulties have Arisen Touching the Words and Clauses in Deeds, Devises, &c. The Whole Extracted by Way of Abridgment from the Reports at Large of the Said Cases, And Alphabetically Digested Under Proper Heads. Part II. Being the First Part Reduced into Practice, In a Select Collection of Precedents, viz. Marriage-Settlements, Bargains and Sales, Leases, Leases and Releases, Deeds of Copartnership, of Exchange, of Release and Confirmation; Mortgages, Surrenders, Wills, Letters of Attorney, Assignments of Stocks and Exchequer Annuities, Ecclesiastical Instruments, &c. [London] Printed by Eliz. and R. Nutt, and R. Gosling, 1719. Two parts, each with title page. [xc], 442; 443-788, [i.e.688], [40] pp. (Pp. 200-299 omitted in numbering). Last page is a publisher advertisement. Folio (13" x 8").

Contemporary calf, blind rules to boards, blind fillets along joints, raised bands and recent lettering piece to spine, joints and head of spine neatly reinforced. Light rubbing and some scuffing to boards, moderate rubbing to extremities, corners bumped and somewhat worn, front joint just starting, hinges cracked, early armorial bookplate to front pastedown. Moderate toning, somewhat heavier in places, occasional faint dampspotting, early owner initials to front free endpaper, a few minor worm holes to margins, small worm track to rear pastedown. \$750.

* First edition. "The discriminative qualities of Lilly are neatness and accuracy. The reader will not discover in the forms the boldness and freedom which he will have remarked in Bridgman, but they are equally and often more to be depended upon. Lilly appears to have been a man of judgment, and of sufficient legal knowledge, and to have possessed moreover the essential qualifications of care and circumspection" (Marvin). Later editions were published in 1732 and 1742. Marvin, *Legal Bibliography* 30. *English Short-Title Catalogue* T133311. [Order This Item](#)



Nineteenth-Century Manuscript Dictionary
Compiled by a Notable Citizen of Herkimer, New York

18. [Manuscript].

[Smith, George W.].

[Dictionary]. Herkimer, New York, c.1855-c.1890. [750] pp. Several interleaves and laid-in items. Quarto (10" x 8").

Three-quarter morocco over marbled boards, "Index Rerum" gilt-stamped to spine. Considerably rubbed, chipping to spine ends, corners worn, a few cracks to text block, signature and a leaf detached and mildly edgeworn, a few leaves partially detached. Content in neat hand, several leaves of pasted and laid-in newspaper clippings at rear, a few other clippings and manuscript notes laid in elsewhere. Light toning, faint stains in a few places. An interesting item. \$1,500.

* Smith was a lawyer, judge and businessman in Herkimer, New York and a one-term member of the N.Y. State Assembly. Assembled over a 40-year period, this manuscript was compiled in a notebook titled *Index Rerum: Or, Index of Subjects Intended as a Manual to Aid the Student and Professional Man* (Northampton, MA, 1855), which provided a set of guidelines for the compiler. About 380 of its pages are a manuscript dictionary. Most of its definitions deal with law, government, finance, history and science. Many are quite extensive and enriched with quotations and factual information. There are a few that are brief essays, such as his definition of "Law-Right Reason." and The newspaper clippings relate to his business, legal and political activities. [Order This Item](#)



First Edition of *Dirleton's Doubts*

19. Nisbet, Sir John [1609?-1687].

[Hamilton, Sir William, Of Whitelaw (1664-1704), Editor].

Some Doubts & Questions, In the Law; Especially of Scotland. As Also, Some Decisions of the Lords of Council and Session: Collected & Observ'd by Sir John Nisbet of Dirleton, Advocate to King Charles II. To Which is Added, An Index, For Finding the Principal Matters in the Said Decisions. Edinburgh: Printed by George Mosman, 1698. [xii], 228; 226, [18] pp. Two parts, each with title page. The title page of the second part reads: *The Decisions of the Lords of Council and Session, In Most Cases of Importance, Debated, And Brought Before Them; From December 1665, To June 1677.* Copperplate portrait frontispiece. Folio (11-1/4" x 7-1/2").

Contemporary speckled calf, blind rules to boards, raised bands, blind ornaments and recent lettering piece (reading *Dirleton's Doubts*) to spine, joints discreetly reinforced, front free endpaper renewed (with old paper). A few minor nicks, scuffs and stains to boards, moderate rubbing to extremities with some wear to head of spine, corners bumped and somewhat worn, crack between front free endpaper and frontispiece, rear hinge cracked, clean tear to foot of frontispiece along gutter with unsuccessful repairs with paper and archival tape, a few early doodles to verso. Moderate toning, somewhat heavier in places, faint spotting to a few leaves. \$300.

* First edition. This important collection is popularly known as *Dirleton's Doubts*. Nisbet, Lord Dirleton, was Lord Advocate of Scotland from 1664 to 1677. *Doubts & Questions* was the basis of *Dirleton's Doubts and Questions in the Law of Scotland, Resolved and Answered* (1715) by Sir James Stewart (or Steuart) [1635-1713], lord advocate of Scotland from 1692 to 1707. *English Short-Title Catalogue* R16027. [Order This Item](#)



**First Edition of First
Maine Justice of the Peace Manual**

20. Perley, Jeremiah [1784-1834].

The Maine Justice; Containing the Laws Relative to the Powers and Duties of Justices of the Peace, With the Necessary Forms. Hallowell: Goodale, Glazier & Co. and C. Spaulding, 1823. vii, 304 pp. Octavo (8-1/2" x 5-1/4").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine. Moderate rubbing, some wear to corners, faints mark to foot of spine from removed strip of adhesive tape (?), hinges cracked. Very light browning to text, edgewear and faint dampstaining and later library stamps to endleaves, early owner signature to front free endpaper, early library bookplate to rear pastedown. \$50.

* First edition. A useful guide, it went through later editions in 1829, 1835 and 1842. Cohen, *Bibliography of Early American Law* 8362. [Order This Item](#)



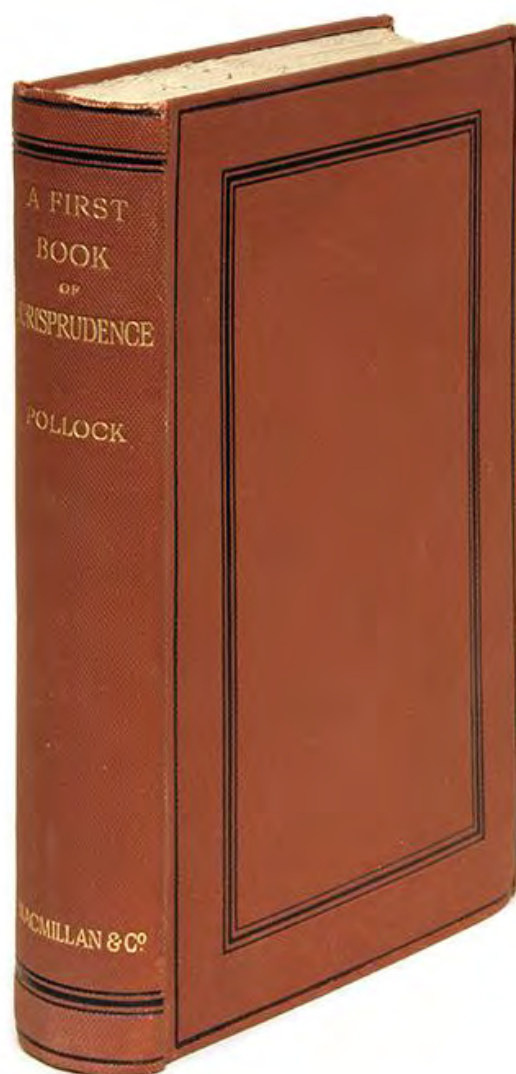
The First Treatise on Usury

21. Platea, Franciscus de [d. 1460].

[*Opus Restitutionum, Usurarum, Excommunicationum*]. [Venice: Johann von Köln and Johann Manthen, 25 March 1474]. [150 ff. Lacking final leaves, both blanks. Collation: *-*8, a-b10, c-d8, e10, f12, g-n10, o8]. Quarto (8" x 5-1/2").

Contemporary limp vellum, early hand-lettered title to spine, head of spine reinforced, speckled edges, ties lacking. A few minor faint stains, chip to foot of spine, another chip and minor worming to front joint near foot, light wear to corners, vellum just beginning to crack through pastedowns, hinges starting. 40-line text in parallel columns, 4 large (9-line) decorated initials, 3-line initials in red and blue with printed guides, red and blue paragraph marks. Light toning, some leaves have annotations in a later hand. \$13,000.

* Platea's was the first treatise devoted to usury and its punishment. Its first two editions were published in Padua c. 1472 and Venice in 1472. It reflected the commercial nature of Venice, the most active and wealthy city of the late-fourteenth century, which owed much of its financial success to loan-bearing investments. Indeed, increasingly stringent prohibitions of usury compelled Venetian authorities to admit Jewish bankers to the city. A standard work, later fifteenth-century editions of Platea's treatise were published in 1473, 1474, 1475 1477 and 1489. All are scarce. OCLC locates 4 copies in North American law libraries (George Washington University, Harvard, Library of Congress, UC-Berkeley). Goff, *Incunabula in American Libraries* P755. *Gesamtkatalog der Wiegendrucke* M00828. [Order This Item](#)



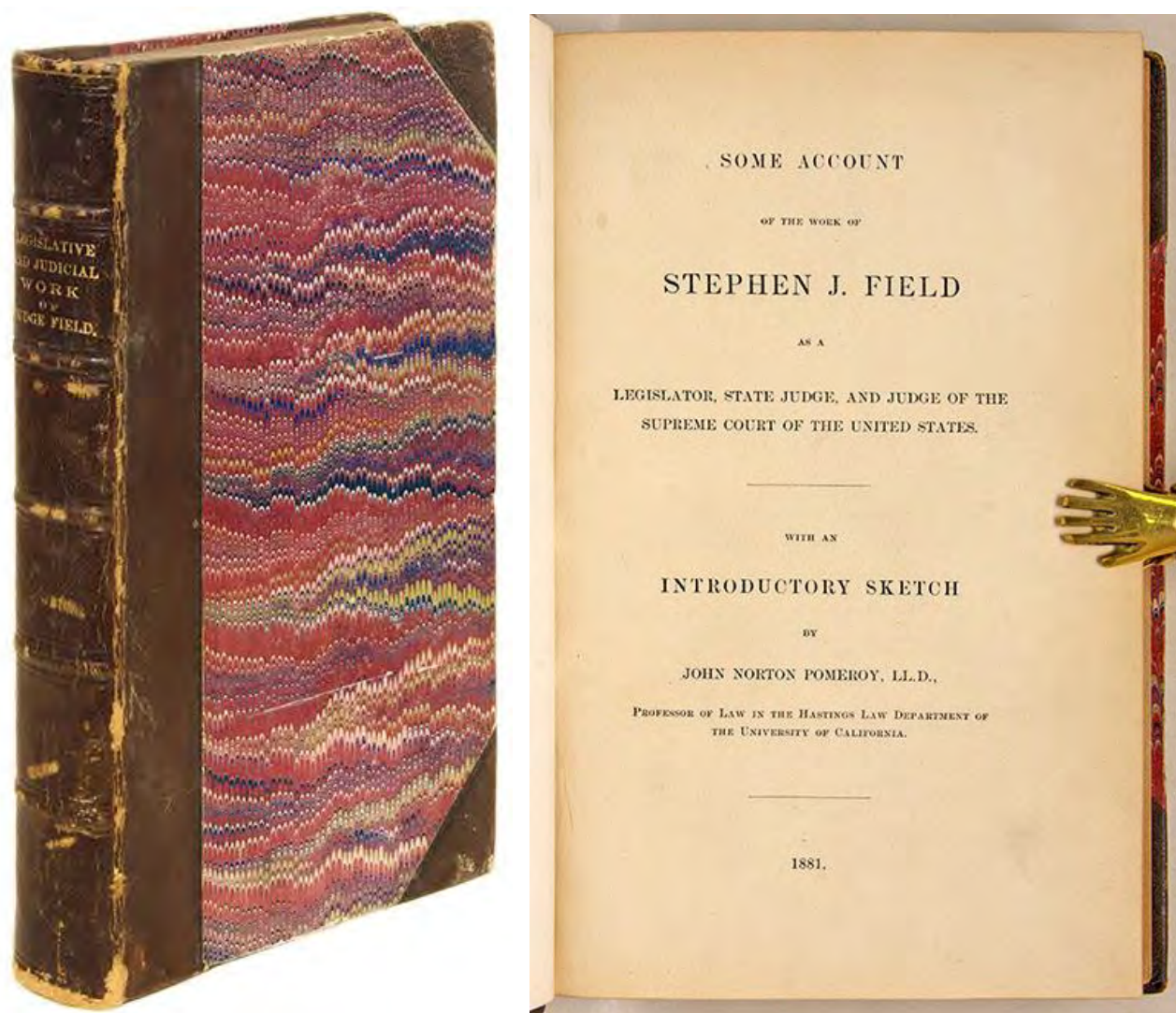
Pollock's Introductory Treatise on Jurisprudence

22. Pollock, Sir Frederick [1845-1937].

A First Book of Jurisprudence: For Students of the Common Law. London: Macmillan and Co., Ltd., 1896. vi, 348 pp. Octavo (7-1/2" x 4-3/4").

Original cloth, black-stamped fames to boards, gilt titles and black-stamped fillets to spine. Light rubbing to extremities, rear hinge starting, a few cracks to text block, occasional marks in pencil to margins, part-erased owner inscription to front endleaf. \$20.

* First edition, second printing. Pollock was one of the greatest British judges and legal scholars of his day. His treatises on contracts, jurisprudence the common law and other subjects did much to clarify and systematize English law. Several of these were standard texts that went through several editions. He is also remembered for his collaboration with F.W. Maitland on *The History of English Law Before the Time of Edward I* and his correspondence with Oliver Wendell Holmes, which was published posthumously as *The Holmes-Pollock Letters*. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:284. [Order This Item](#)



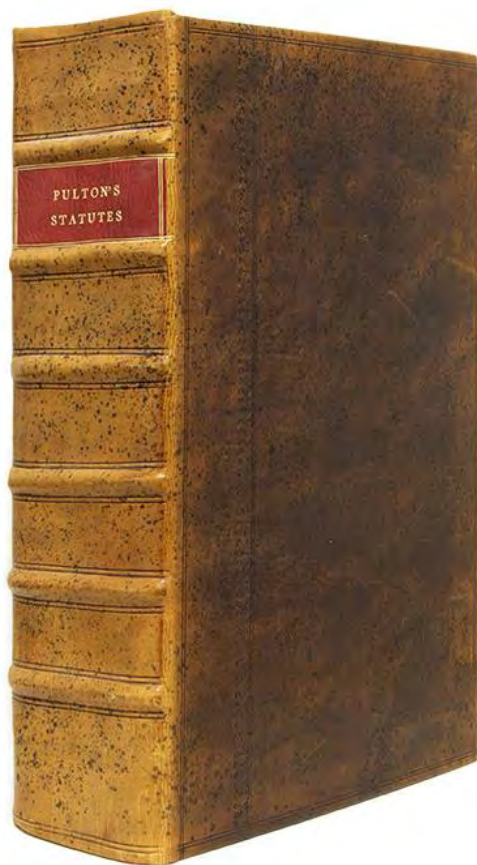
Life and Work of Stephen J. Field

23. Pomeroy, John Norton [1828-1885].

Some Account of the Work of Stephen J. Field as a Legislator, State Judge, And Judge of the Supreme Court of the United States. With an Introductory Sketch. [N.p.]: [S.B. Smith], 1881. 63, 464 pp. Octavo (9" x 5-3/4").

Contemporary three quarter morocco over marbled boards, raised bands and gilt title to spine, marbled endpapers. Moderate rubbing to extremities, front hinge starting, rear hinge cracked, moderate toning to text. \$100.

* First edition. Field [1816-1899] began his career as a legislator and member of the California Supreme Court. He an associate justice of the United States Supreme Court from 1863 to 1897 and served a concurrent term as a circuit court judge for the Pacific states. One of the great justices of the nineteenth century, he had a lasting influence on Constitutional law through his contributions to Fourteenth Amendment jurisprudence and its Due Process Clause. Pomeroy surveys and analyzes every significant opinion delivered by Field, with an emphasis on his years on the U.S. Supreme Court and on the Pacific circuit. [Order This Item](#)



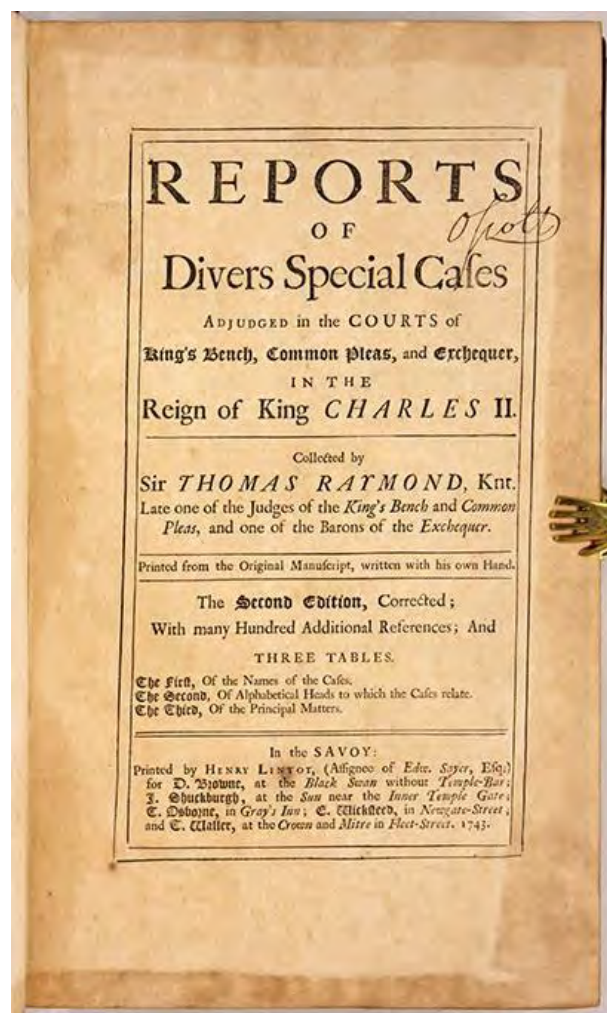
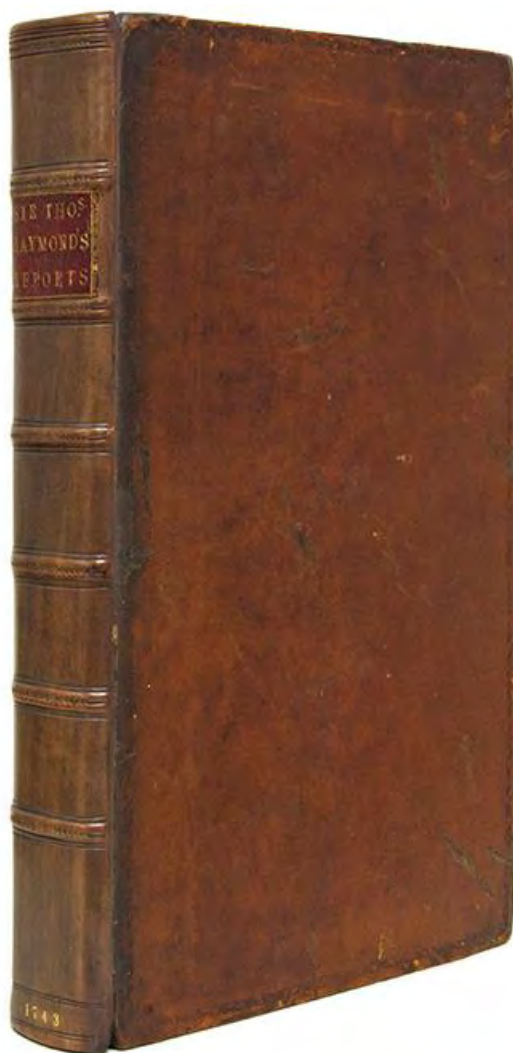
"An Advance Upon All Former Editions of the Statutes"

24. Pulton, Ferdinando [1536-1618].

A Collection Of Sundrie Statutes, Frequent in Use: With Notes in the Margent, and References to the Booke Cases and Books of Entries and Registers, Where They be Treated of. Together with an Abbridgement of the Residue Which be Expired, Repealed, Altered, and Worne Out of Use, or Doe Concerne Private Persons, Places, or Things, And Not the Whole Common-wealth. Whereunto be Added Certaine Materiall Statutes, Never Printed Before in English. Also a Necessary Table, Or Kalender, Is Annexed Hereunto, Expressing in Titles the Most Materiall Branches of Those Statutes in Use, and Practice. London: Printed by M. Flesher, I. Haviland, & R. Young, 1632. [vi], 1464, [4], [86] pp. Lacking final blank leaf. Title printed within woodcut architectural border. Folio (13-1/2" x 9").

Recent period-style speckled calf, blind rules to boards, blind fillets parallel to joints, raised bands and lettering piece to spine, endpapers renewed. Subtle light fading to spine and upper edges of boards, Moderate toning to text, light foxing and faint dampstaining in places, rodent damage (?) to lower corners of leaves Nn6-Pp5 (pp. 419-440) with no loss to text, some edgewear to preliminaries, soiling, faint dampstaining and a few tiny signatures to title page, two other signatures to foot of following leaf. An impressive volume. \$1,500.

* Third edition. Pulton was a commoner of Brasenose College, Oxford, a fellow of Christ's College, Cambridge, and a member of Lincoln's Inn. As a Catholic Pulton was not allowed to practice, so he devoted his energies to editing the statutes. He published *An Abstract of All the Penal Statutes* in 1560 and *A Kalender, Or Table, Comprehending the Effect of All the Statutes* in 1606. *A Collection of Sundrie Statutes*, his *magnum opus*, was first published in 1618. Though it had its defects, "it is clear that Pulton's edition was an advance upon all former editions of the statutes. He set a new standard to the makers of these editions, to which subsequent editors made at least an attempt to conform. We shall see that this standard was a good deal higher than that either aimed at or attained by those who edited the Reports of this period.": Holdsworth, *A History of English Law* IV:310. *English Short-Title Catalogue* S122253. [Order This Item](#)



"The Best Accounts of Holt's Judicial Achievements"

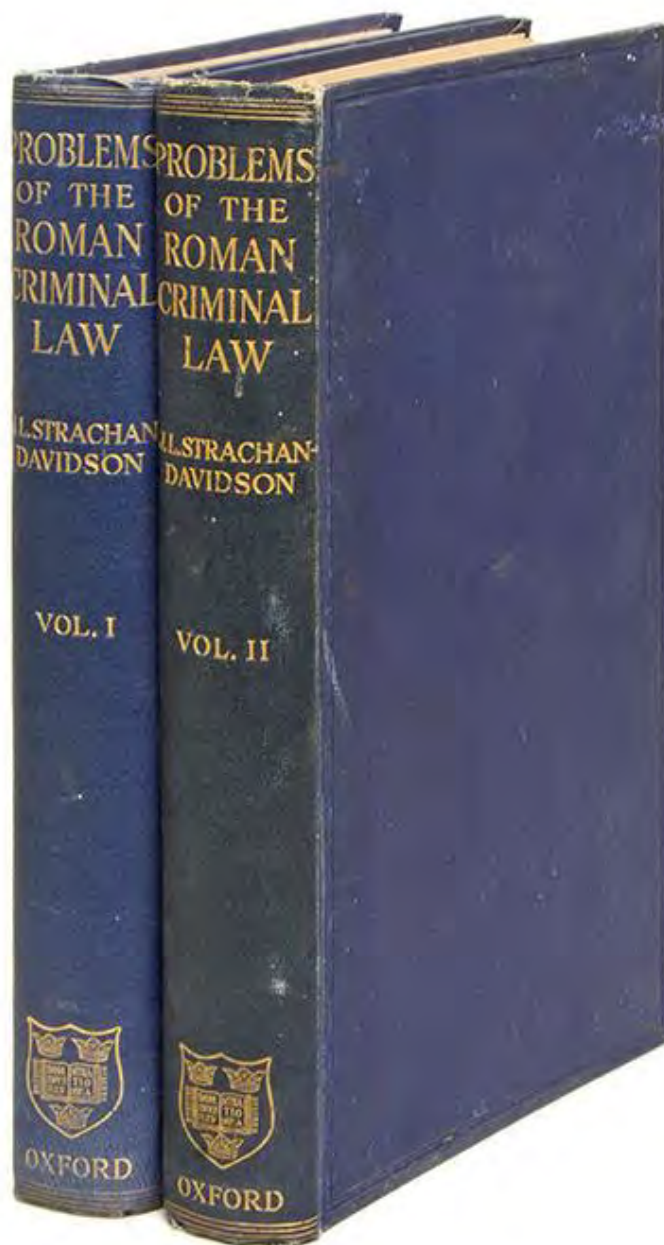
25. Raymond, Sir Thomas [1627-1683], Compiler.

Reports of Divers Special Cases Adjudged in the Courts of King's Bench, Common Pleas, and Exchequer, In the Reign of Charles II. Collected by Sir Thomas Raymond, Knt. Late One of the Judges of the King's Bench and Common Pleas, And One of the Barons of the Exchequer. Printed from the Original Manuscript, Written With His Own Hand. Corrected; With Many Hundred Additional References; And Three Tables. The First, Of the Names of the Cases. The Second, Of Alphabetical Heads to Which the Cases Relate. The Third, Of the Principal Matters. [London]: Printed by Henry Lintot, 1743. [xiv], 506, [54] pp. Folio (13" x 8").

Contemporary calf, rebacked in period style, blind fillets to boards, raised bands and retained existing lettering piece to spine, hinges mended. Minor nicks and scuffing to boards, moderate rubbing to extremities, corners bumped and somewhat worn, crack in text block between title page and following leaf. Light browning to text, faint dampspotting in a few places, faint dampstaining to margins in a few leaves, early owner signatures to front pastedown and title page. A handsome copy. \$350.

* Second edition. Holdsworth, who held these reports in high regard, says "the larger number of his reports were taken while [Chief Justice Sir John] Holt [1642-1710] was on the bench, and in them will be found the best accounts of Holt's judicial achievements.": *History of English Law* VI:560. Wallace, *The Reporters* 304. *English Short-Title Catalogue* T95910.

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"There is Much of Interest in This Work"

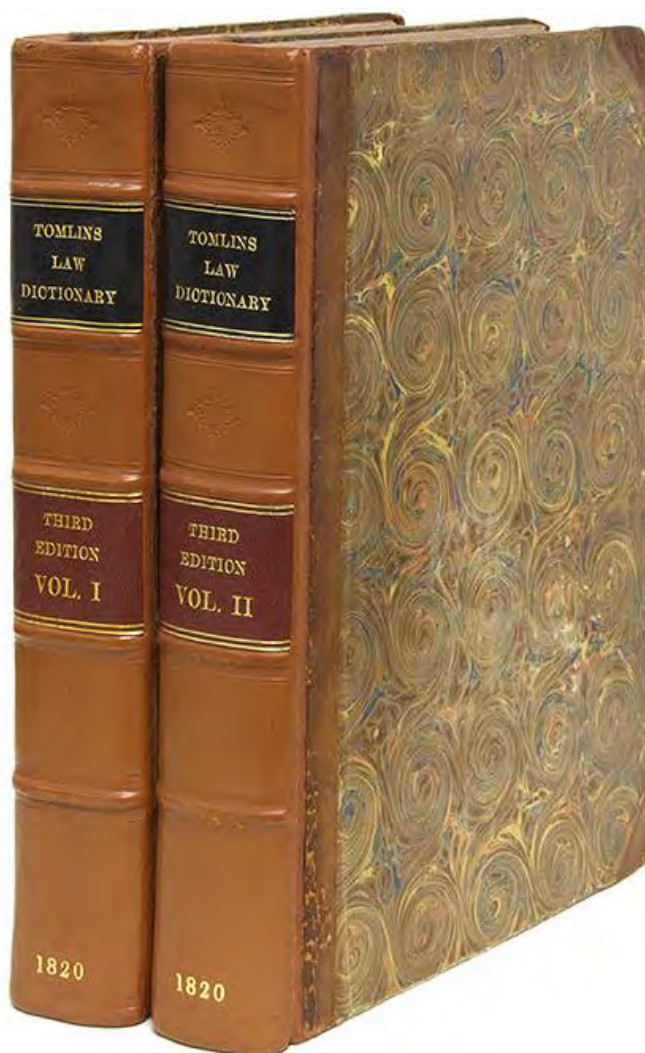
26. Strachan-Davidson, James Leigh.

Problems of the Roman Criminal Law. Oxford: At the Clarendon Press, 1912. Two volumes. xxi, 245; [iv], 287 pp.

Original cloth, blind frames to boards, gilt title to spines, deckle edges. Light rubbing to boards, moderate rubbing to extremities, light toning to text, faint dampstaining to rear pastedown of Volume II. A nice set. \$75.

* "There is much of interest in this work, which shows the sound scholarship of the learned Author. Moreover, there is a 'pretty wit' running through it, which lightens some of the heavier parts. Let us hope that the appearance of this work will excite more interest than did Mommsen's *Romisches Strafrecht*, the foundation rock upon which this beacon has been erected.": *Law Magazine and Quarterly Review* 38 (1912-1913) 116. [Order This Item](#)

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Third Tomlins Edition of Jacob's Dictionary

27. Tomlins, Sir Thomas Edlyne [1762-1841].

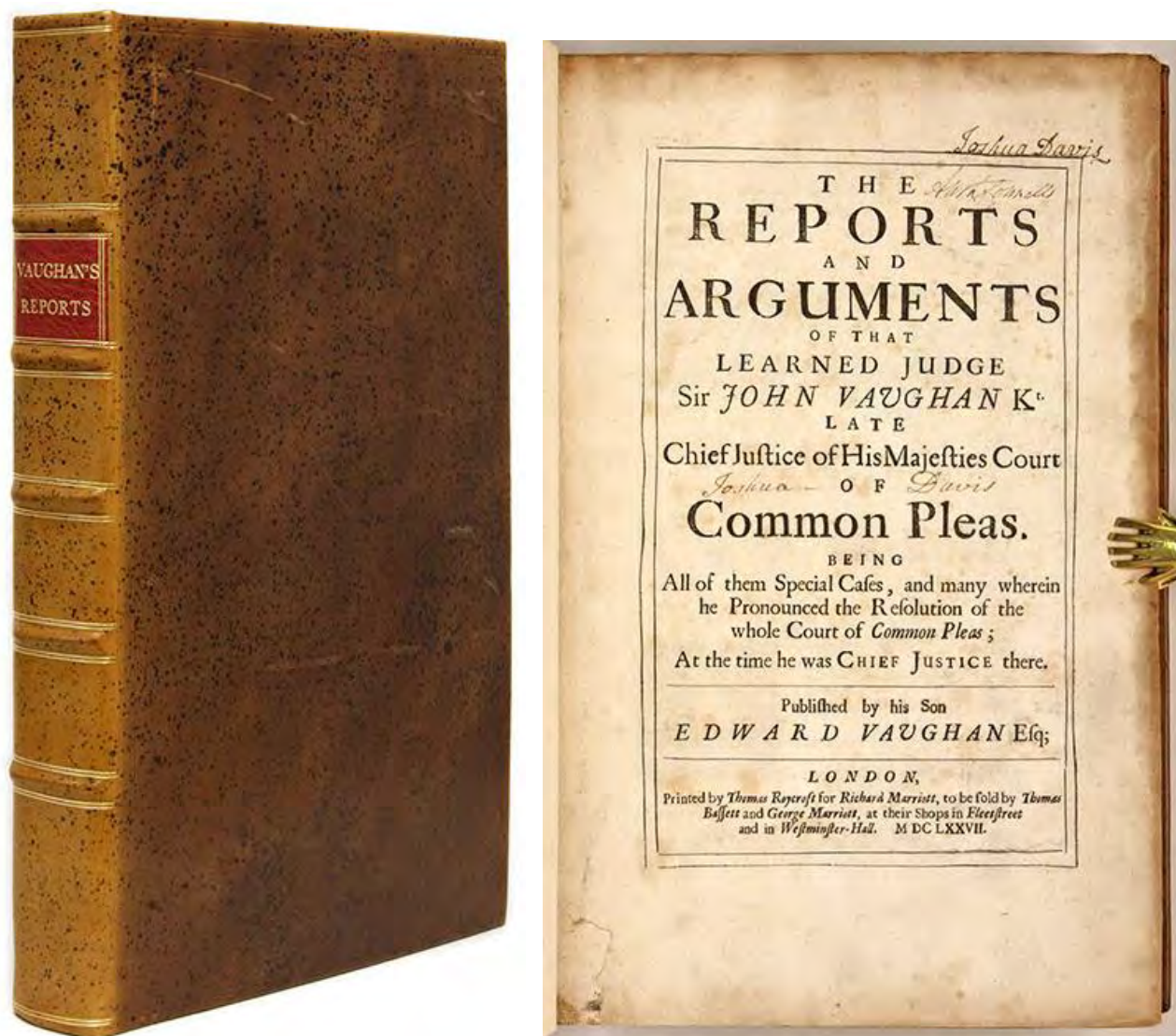
[Jacob, Giles (1686-1744)].

The Law-Dictionary: Explaining the Rise, Progress, and Present State of the English Law; Defining or Interpreting the Terms or Words of Art; And Comprising also Copious Information on the Subjects of Trade and Government. With Considerable Additions. London: Printed for Payne and Foss [et al.], 1820. Two volumes. Unpaginated. Main text printed in parallel columns. Quarto (10-1/2" x 8-1/4").

Contemporary three-quarter calf over marbled boards, rebaked in period style, raised bands and red and black lettering pieces to spines, endpapers renewed. Some rubbing to boards and extremities with some wear to corners, partially removed small bookseller tickets to front pastedowns. Light toning to text, light foxing in some places, small early owner stamps to title pages. \$350.

* Third Tomlins edition, and the first consisting solely of Tomlins's work. Jacob's venerable dictionary was first published in 1729 and is the standard English law dictionary of the eighteenth century. Tomlins's edition, first published in 1797, is a substantial enlargement and revision. His second edition replaced more of Jacob's work with original material. The third edition eliminated the remainder of Jacob's work. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:183.

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"Distinguished for Accuracy and Sound Learning"

28. Vaughan, Sir John [1603-1674].

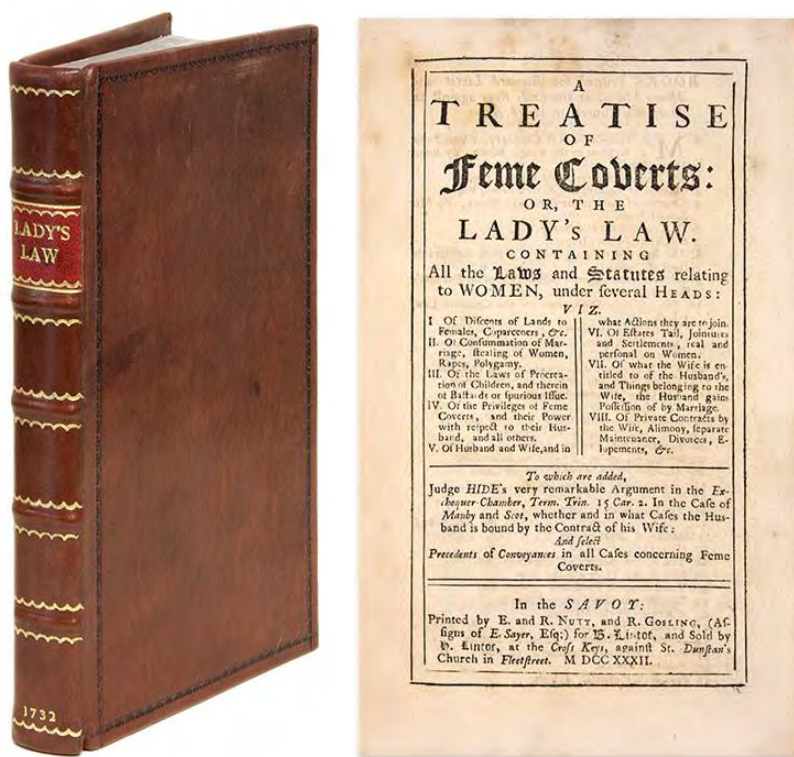
Vaughan, Edward [d. 1688], Editor.

The Reports and Arguments of that Learned Judge Sir John Vaughan Kt. Late Chief Justice of His Majesties Court of Common Pleas. Being All of Them Special Cases, And Many Wherein he Pronounced the Resolution of the Whole Court of Common Pleas; At the Time He was Chief Justice There. Published by his Son Edward Vaughan Esq. [xiv], 420, [56] pp. Portrait frontispiece lacking. Folio (11-3/4" x 7-1/2").

Recent period-style speckled calf, blind rules to boards, lettering piece and gilt-edged raised bands to spine, "Vaughan" in early hand to fore-edge of text block. A few minor scratches to boards, some fading to spine. Moderate toning, occasional faint dampspotting, contemporary underlining, marks to margins and brief annotations. \$300.

* First edition. Vaughan was a friend of John Selden and Chief Justice of the Common Pleas. These reports cover the period from 1665-1674. Marvin says they are "distinguished for accuracy and sound learning." Later editions were published in 1679 and 1716. Marvin, *Legal Bibliography* 707. Wallace, *The Reporters* 43. *English Short-Title Catalogue* R716.

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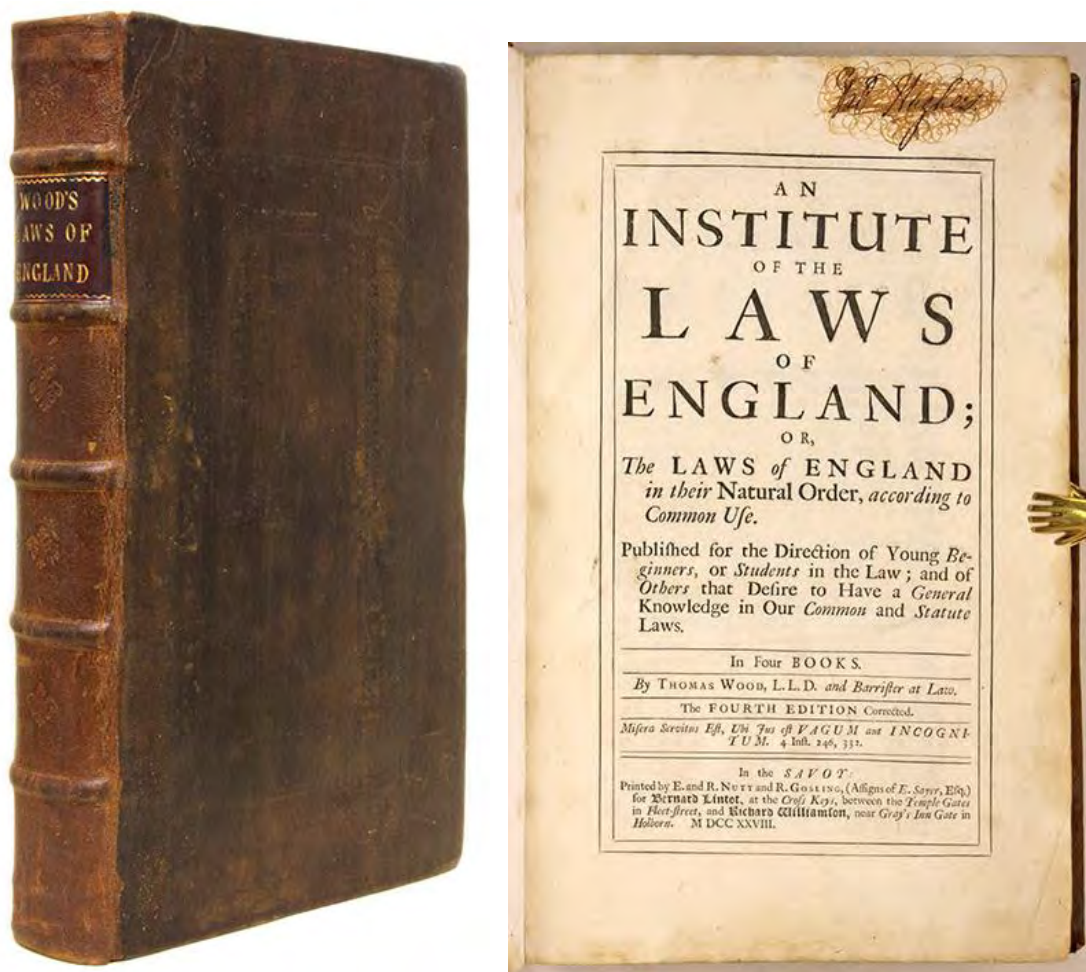
"The Lady's Law": One of the Very First Treatises on Laws Concerning Women

**29. [Women].
[Great Britain].**

A Treatise of Feme Coverts: Or, the Lady's Law. Containing All the Laws and Statutes Relating to Women, and Several Heads: I. Of Dissents of Lands to Females, Coparceners, Etc. II. Of Consummation of Marriage, Stealing of Women, Rapes, Polygamy. III. Of the Laws of Procreation of Children, and Therein of Bastards or Spurious Issue. IV. Of the Privileges of Feme Coverts, and Their Power with Respect to Their Husband, and All Others. V. Of Husband and Wife, and in What Actions They Are to Join. VI. Of Estates Tail, Jointures and Settlements, Real and Personal on Women. VII. Of What the Wife is Entitled to of the Husband's, and Things Belonging to the Wife, the Husband Gains Possession of by Marriage. VIII. Of Private Contracts by the Wife, Alimony, Separate Maintenance, Divorces, Elopements, etc. To Which are Added, Judge HIDE's very Remarkable Argument in the Exchequer-Chamber, Term. Trin. 15 Car. 2 In the Case of Manby and Scot, Whether and in What Cases the Husband is Bound by the Contract of His Wife: And Select Precedents of Conveyances in all Cases Concerning Feme Coverts. [London]: E. and R. Nutt, and R. Gosling, 1732. [viii], 264, [16] pp. Octavo (8-1/4" x 5").

Recent period-style calf, blind fillets to boards, lettering piece and gilt-edged raised bands to spine, endpapers renewed. Moderate toning to text, light foxing in a few places. \$6,500.

* First edition. One of the first four books of the subject, *The Lady's Law* examines the doctrines of English Common Law relating to a "feme covert," that is a woman under the legal guardianship of the man who heads the household she belongs to. (Stated simply, this group included all females except divorced women and widows.) Written from a perspective sympathetic to women, it deals with precedents of conveyances not covered in *The Law of Baron and Feme* (1700), and as such can be seen as a companion volume. The treatise concludes with an account of Robert Hyde's argument in the case of *Manby v. Scott* (1663), in which he argued that a husband who is separated from his wife is not liable to a vendor for goods the wife purchased from the vendor. Commenting on the case in his diary, Samuel Pepys referred to Hyde's judgment as "most amusing." *Diary of Samuel Pepys*, January 28, 1663. Robert Hyde was a Chief Justice of the King's Bench from 1663-1665, having gained appointment through the influence of his cousin, Edward Hyde, first Earl of Clarendon. A second edition of *The Lady's Law* was published in 1737. Both editions of this work are scarce. *English Short-Title Catalogue* T107459. [Order This Item](#)



An Admired Forerunner to Blackstone's *Commentaries*

30. Wood, Thomas [1661-1722].

An Institute of the Laws of England; Or, The Laws of England in Their Natural Order, According to Common Use. Published for the Direction of Young Beginners, Or Students in the Law; And of Others That Desire To Have a General Knowledge in Our Common and Statute Laws. In Four Books. [London]: Printed by E. and R. Nutt and R. Gosling, 1728. [ii], xi, [1], 663, [35] pp. Leaves in signature Y (pp. 161-168) bound out of order. Copperplate portrait frontispiece lacking. Publisher list to verso of final index leaf. Folio (12-1/2" x 8").

Contemporary reversed calf, rebaked in period style calf, raised bands, lettering piece and blind ornaments to spine, hinges mended. Rubbing to boards, nap neatly rubbed away from front board, moderate rubbing to extremities, corners bumped and somewhat worn. Light toning to text, somewhat heavier in places, light foxing to index leaves, early struck-through signature to head of title page. \$250.

* Fourth edition, one of two issues from 1728. First published in 1720, Wood's *Institute* was the only comprehensive treatise on English law until Blackstone's *Commentaries*. According to Holdsworth, Wood "anticipates Blackstone, just as, in some respects, he anticipates him in the design and execution of his book. In fact, as Blackstone recognized, the book had considerable merits. 'Upon the whole,' he said, 'his work is undoubtedly a valuable performance; and great are the obligations of the student to him, and his predecessor Finch, for their happy progress in reducing the elements of law from their former chaos to a regular methodical science'": Holdsworth, *A History of English Law* XII:419. *English Short-Title Catalogue* N7731. [Order This Item](#)