

A SELECTION OF 30

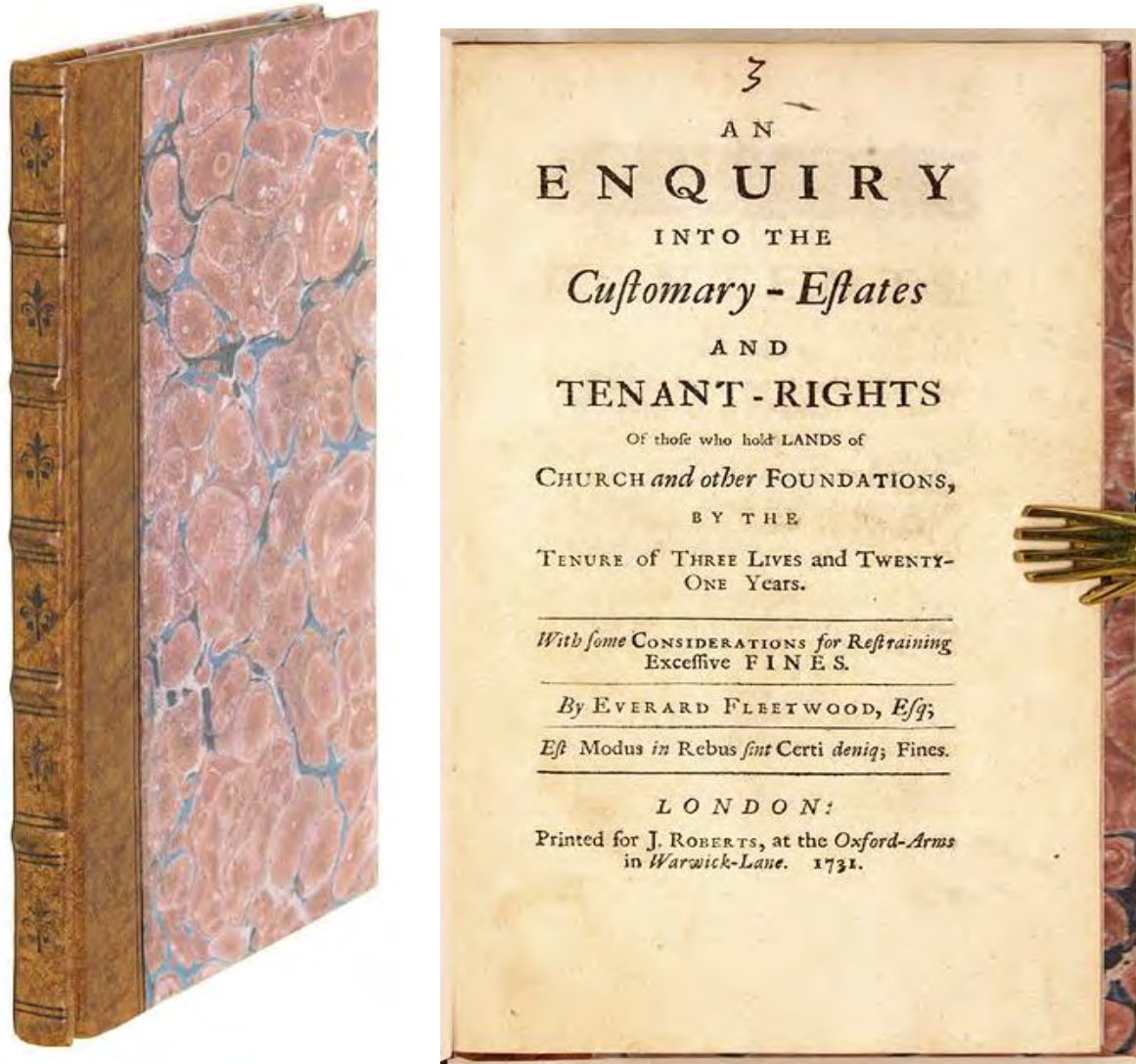
Antiquarian Items

Canon, Civil, Common, Feudal & Roman Law

April 23, 2019



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Land Tenure on Ecclesiastical Property

1. [Burroughs, Samuel (d. 1761)].

An Enquiry into the Customary-Estates and Tenant-Rights of Those who Hold Lands of Church and Other Foundations, By the Tenure of Three Lives and Twenty-One Years. With Some Considerations for Restraining Excessive Fines. By Everard Fleetwood, Esq. London: Printed for J. Roberts, 1731. [iv], 109, [1] pp. Octavo (7-3/4" x 4-3/4").

Recent period-style quarter calf over marbled boards, raised bands and blind ornaments to spine, endpapers renewed. Light toning to text, light soiling to title page, "3" at head in small early hand. A nice copy in a handsome binding. \$650.

* First edition. Burroughs, writing under a pseudonym, addresses conflicts between civil and ecclesiastical law in cases regarding land tenure on church owned lands. A second edition was published in 1732. It was reprinted in Dublin in 1768. *English Short-Title Catalogue* T113249. [Order This Item](#)



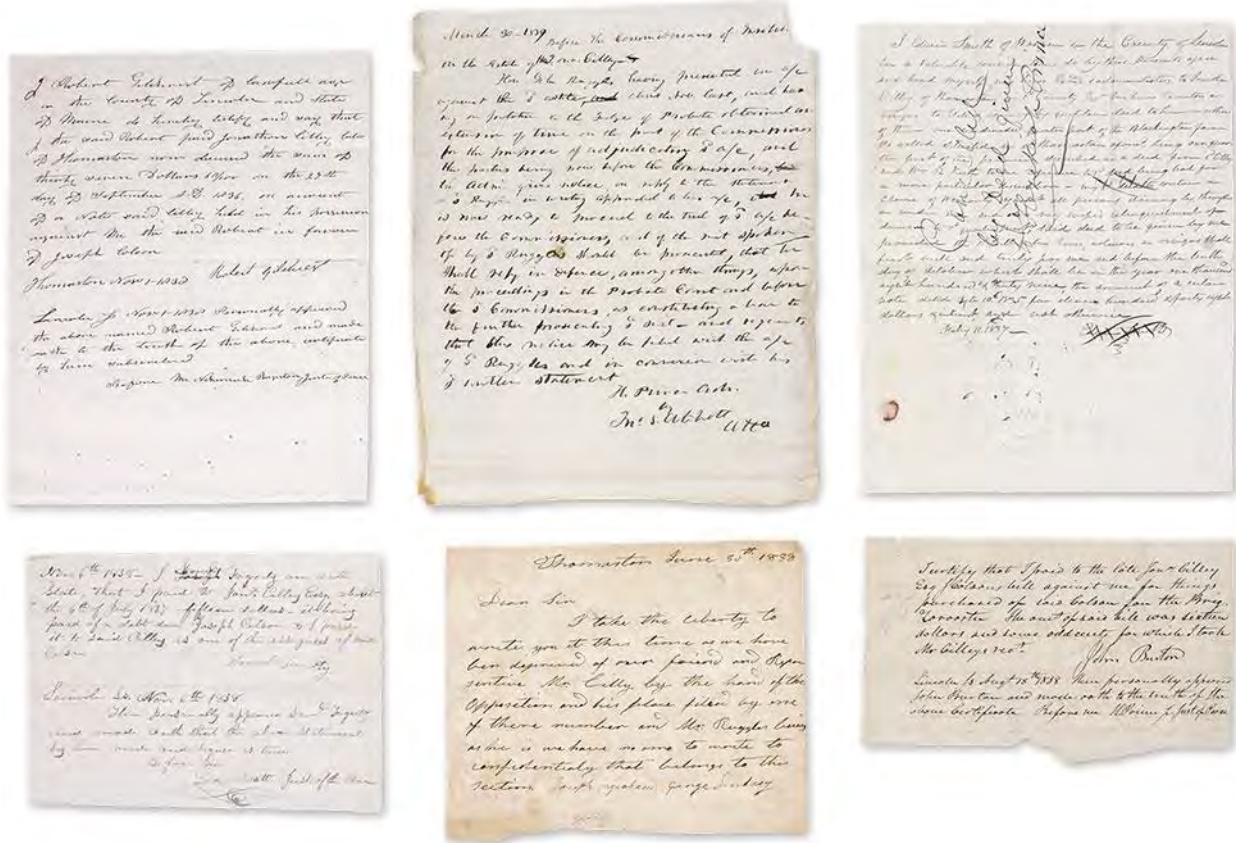
Uncommon Seventeenth-Century Compilation of the Laws of Mechelen

2. Christynen, Paul van [1543-1631], Editor. [Christynen, Sebastien, Editor].

In Leges Municipales Eiusdem Civitatis ac Provinciae Commentaria ac Notae. Una cum Additionibus Cuique Titulo & Articulo Subiunctis. Qua Tituli & Articuli in Capite Cuiusque Foliorum Ponuntur, & Additiones Quae in Prima Editione Separatim Erant Subiunctae, & Ex Magna Parte Deficiebant ex Notis Eiusdem Auctoris Sunt Appositae. Una cum Indice Locupletissimo tam Commentariorum Quam Additionum: Studio & Opera D. Sebastiani de Christynen D. de Bueken, & C. Eiusdem Auctoris Filii Praedictae Civitatis ac Provinciae Syndici, &c. Opus Omnibus in Foro Versantibus Perquam Utile & Necessarium. Antwerp: Apud Hieronymum & Ioannem Bapt. Verdussen, 1657. [xvi], 656, [70] pp. Main text printed in double columns. Folio (12-1/2" x 8").

Contemporary vellum. Moderate soiling and wear to extremities, lower half of backstrip lacking, head of front joint cracked, hinges cracked but secure, front free endpaper and three signatures detached. Title page with large woodcut device printed in red and black. Faint dampstaining to margins of title page, rubbing to edges of some leaves, internally clean. A decent copy worth rebacking. \$300.

* Third edition. Located in Flanders between Brussels and Antwerp, Mechelen has been an important trading and manufacturing city since the 1300s. Its fortunes rose and declined several times. In the seventeenth century the city was a prosperous again, having survived devastation in 1572 by Spanish forces during the Eighty Years' War (Revolt of the Netherlands). It remained under Hapsburg Control as part of the Spanish Netherlands. This compilation edited by Christynen was first published in 1625. The standard compilation, it went through further editions in 1642, 1653, 1657, 1661 and 1671. Dekkers, *Bibliotheca Belgica Juridica* 36. [Order This Item](#)



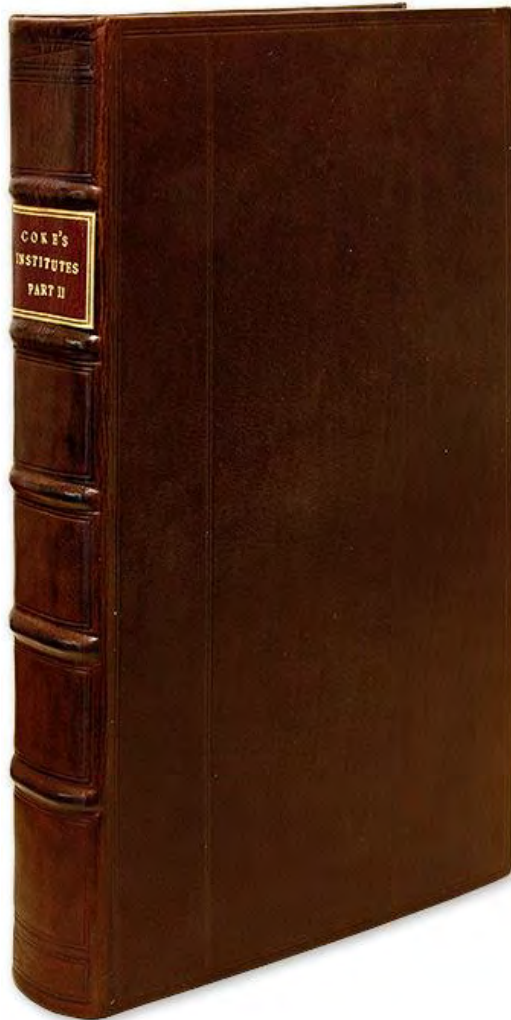
A Maine Congressman Who Died in a Duel

3. [Cilley, Jonathan (1802-1838)].

[Legal Documents and Receipts]. Thomaston, Maine, a few items from Portland and Augusta, Maine, 1824-1842.

22 legal documents and receipts comprising, 2 are bifolia, sizes range from 2" x 6" to 13" x 8." Light to moderate toning, fold lines, minor wear and soiling, faint dampstaining to some items. \$750.

* A graduate of the famous Bowdoin Class of 1825 that included Longfellow and Hawthorne, Cilley was a prominent lawyer of Thomaston, Maine who was active in politics. He became a member of the U.S. House of Representatives in 1837. In 1838 he was involved in an argument with Congressman William J. Graves of Kentucky that resulted in a duel that ended Cilley's life. This event convinced Congress to tighten the laws governing duels in Washington, D.C. Most of the documents in our archive deal with settling his estate. One is a list of several books purchased from his estate. A few documents are signed by Cilley and relate to business activities and purchases. [Order This Item](#)



Includes Coke's Landmark Commentary on Magna Carta

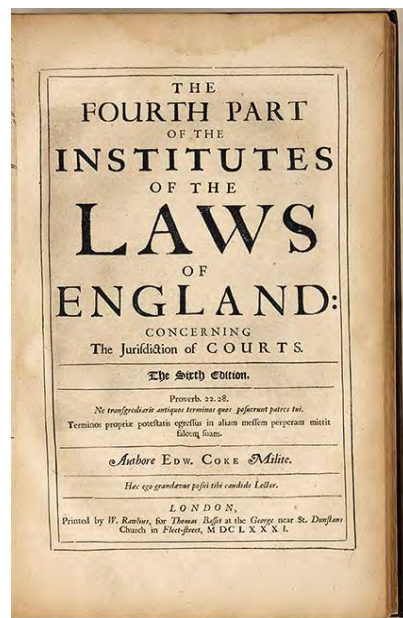
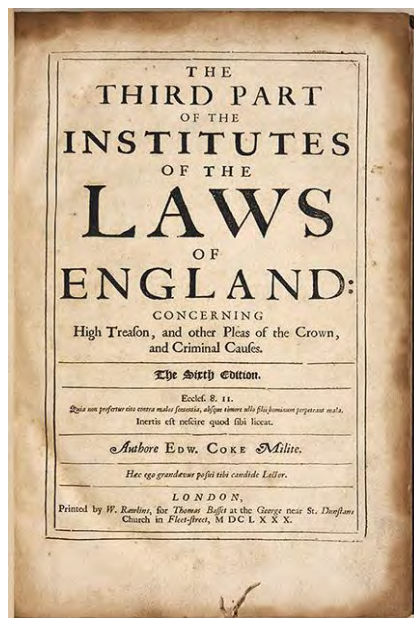
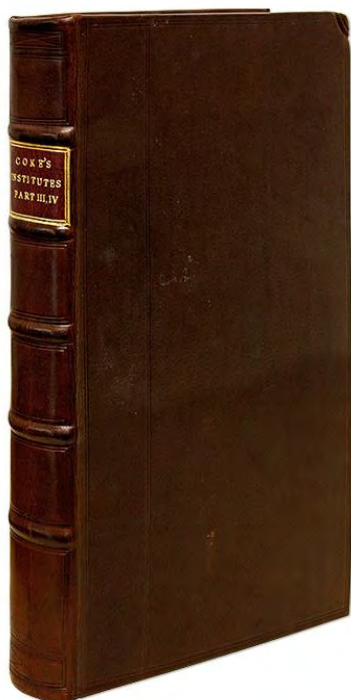
4. Coke, Sir Edward [1552-1634].

The Second Part of the Institutes of the laws of England: Containing the Exposition of Many Ancient, And Other Statutes, Whereof you May see the Particulars in a Table Following. London: Printed by W. Rawlins, for Thomas Bassett, 1681. [xii], 744, [40] pp. Lacking portrait frontispiece. Folio (12-1/4" x 7-3/4").

Recent period, style calf, blind rules to boards, raised bands and lettering piece to spine, endpapers renewed. Light browning and occasional light foxing to text, light wear and moderate offsetting to margins of preliminaries and final leaves, title page partially detached. \$750.

* Sixth edition. *The Second Part of the Institutes*, an exposition of "many ancient and other statutes" including Magna Carta, was published by order of the House of Commons after the author's death. It is a landmark work because it offered a novel interpretation of Magna Carta. Reflecting contemporary struggles between the king and Parliament, Coke presented the charter as the ancient constitution of England, one that established the fundamental rights of Englishmen and placed royal power under the laws of the land. Perhaps the most famous section is Coke's commentary on the 29th chapter, in which he traced the origins of trial by jury and the right of habeas corpus. *English Short-Title Catalogue* R24771.

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Early Editions of Coke's *Third* and *Fourth Institutes* in a Handsome Binding

5. Coke, Sir Edward.

The Third Part of the Institutes of the Laws of England: Concerning High Treason, And Other Pleas of the Crown, And Criminal Causes. London: Printed by W. Rawlins, For Thomas Basset, 1680. [vi], 243, [19] pp.

[Bound with]

Coke, Edward.

The Fourth Part of the Institutes of the Laws of England: Concerning the Jurisdiction of Courts. London: Printed by W. Rawlins, 1681. [x], 364, [36] pp. Portrait frontispiece lacking.

Folio (12-1/4" x 7-3/4"). Recent period-style calf, blind rules to boards, raised bands and lettering piece to spine, endpapers renewed. A few minor nicks and scuffs to boards, upper corners bumped. Moderate toning to interior, somewhat heavier in laces, occasional faint dampstaining to upper margins, minor worming to lower margins of the first six leaves of *Third Part* below text, some offsetting and minor edgewear to first three leaves of *Third Part* and final four leaves of *Fourth Part*. \$1,250.

* Sixth editions. "Coke's *Third Institutes* gives us a Treatise of great learning, and not unworthy the hand that produced it;... Having run over all criminal matters, and their legal punishments, he concludes with the nature of pardons and restitutions; showing how far, in each of these, our Kings can process alone, and where they want the assistance and joint power of the Parliaments" (Marvin). *The Fourth Part* outlines the authority and jurisdictions of the Court of Star-Chamber, Kings Court, Chancery, the Court of Common Pleas, Ecclesiastical Courts, Courts of Exchequer, Augmentations, Admiralty, the Justices Assize, Courts in Universities of Cambridge and Oxford, Court of the Commissioners Upon the Statute of Bankrupts, the Marshalsea, the Stannaries, the Eighteen Courts of the City of London, the Court of Pipowders (concerning Markets and Fairs), the Courts of the Forest Countries, various ecclesiastical courts and many more. Marvin, *Legal Bibliography* 208. *English Short-Title Catalogue* R18334, R24769. [Order This Item](#)



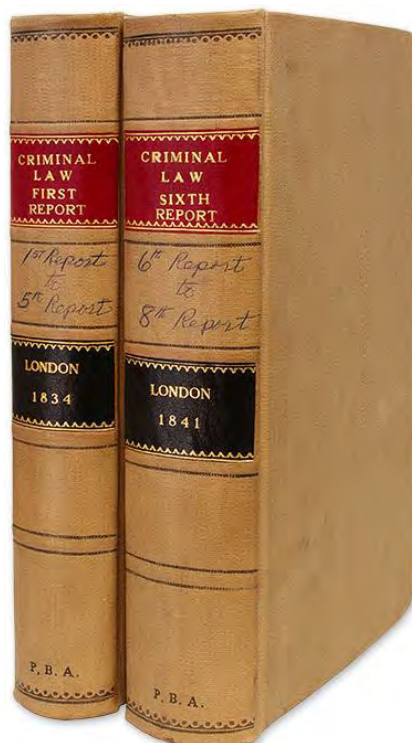
Douglas on His Third Honeymoon

6. Douglas, William O. [1898-1980].

[7" x 10" *Black-and-White Press Photograph of Douglas and His Third Wife, Joan Martin*]. [(New York): Associated Press, August 8, 1963].

Light rubbing to edges, lower margin removed, some retouching to image, caption to left of image, small mark to caption, tipped-in caption, stamps and annotation to verso. \$75.

* The caption reads: "Majority Opinion-Supreme Court Justice William O. Douglas and his bride of four days joined in expressing delight over their honeymoon in the rugged Olympic Peninsula of Washington State. Douglas, 64, and his wife, the former Joan Carol Martin, 23, Williamsville, N.Y., are house guests of friends in this logging community. They plan to fish, hike along coastal beaches and look for a summer home site. The honeymooners flew to Seattle Tuesday night and were photographed last night in a Forks cafe." [Order This Item](#)



The First Attempt to Codify English Criminal Law

7. [Great Britain].

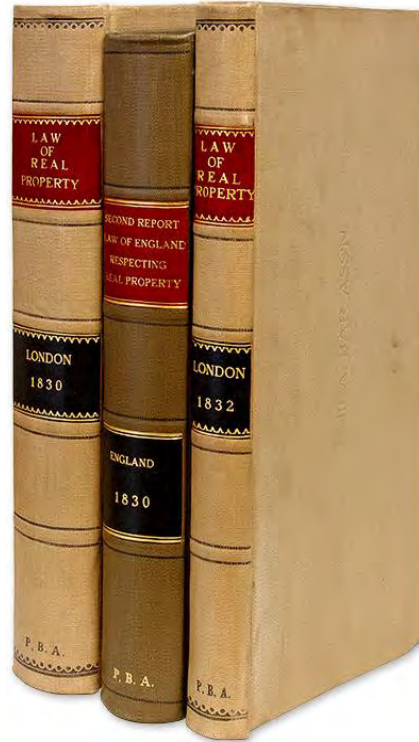
[Commissioners on Criminal Law].

First [-Eighth] Report from His Majesty's Commissioners on Criminal Law. London: [Printed by W. Clowes and Sons, for H.M. Stationery Office], 1834-1845. Eight books bound as two volumes. Complete set. Folio (13-1/4" x 8-1/5").

Softbound volumes bound into later library buckram, red and black lettering pieces, raised bands, black-stamped ornaments and library initials and hand-lettered sub-titles to spines, blind-stamped library name to front boards, endpapers added. Light shelfwear and soiling, library stamps to endleaves and title page of Report at beginning of each volume. Moderate toning, a few loose leaves and signatures, minor chips and tears to a few leaves, manuscript table of comments in contemporary hand to front endleaves and underlining and annotations in a few places in each volume, early owner signature (of S.C. Denison, Inner Temple) to front endleaves of each volume and some of the title pages. A scarce complete copy. \$3,500.

* Only edition. Influenced by Bentham and produced by a team led by Thomas Starkie [1782-1849], Henry Bellenden Ker [1785?-1871] and William Wightman, the royal commission's highly regarded reports were the first attempt to codify English criminal law. The commission's *First Report* (1834) discussed the advantages of codification and the best ways to codify English law. The following four reports (1836-1843) consider capital punishment, procedures for the trial of juvenile offenders, homicide, offenses against the person, theft, fraud, criminal damage, burglary, offenses against the executive power and the administration of justice, forgery, offenses against the public peace, treason and other offenses against the state and religion, libel, coinage offenses and offenses against the revenue. The *Seventh Report* (1843) contains a draft code of the substantive criminal law incorporating revisions to the previous reports. The *Eighth Report* (1845) is a draft code of criminal procedure. Though never adopted, the reports recommended many reforms that were ultimately enacted. They also established a precedent for codifying English criminal law. A second code, by James Fitzjames Stephen, was presented to Parliament between 1877 and 1881; a third, initiated by the Law Commission in 1967, remains, at least notionally, a work in progress. OCLC locates 9 copies in North American law libraries. Not in Sweet & Maxwell.

[Order This Item](#)



Nineteenth-Century Proposals to Codify English Property and Partnership Law

8. [Great Britain].

[Real Property].

[Partnership].

First [-Fourth] Report Made to His Majesty by the Commissioners Appointed to Inquire into the Law of England Respecting Real Property. [London: H.M. Stationery Office], 1830-1832. Four books in three volumes. Complete set. *First Report* has two folding tables of inheritance.

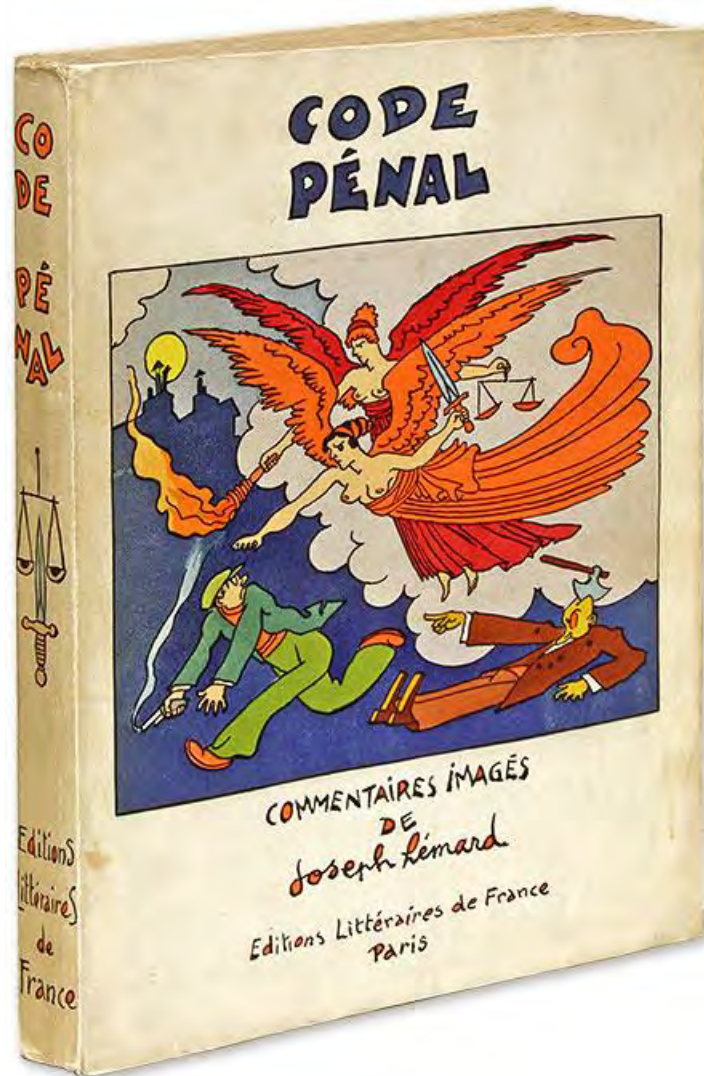
[Bound at End of Book I]

[Ker, Henry Bellenden (1785?-1871)].

Report on the Law of Partnership; With an Appendix Thereto. [London: H.M. Stationery Office], 1838. [ii], 86 pp.

Folio (Books I and III: 13-1/4" x 8-1/5"; Book II: 12-1/2" x 8-1/2"). Softbound volumes bound into later library buckram, red and black lettering pieces, raised bands and library initials to spines, blind-stamped library name to front boards, endpapers added. Light shelfwear and soiling, library stamps to endleaves and title pages. Moderate toning, a few loose leaves and signatures, minor chips and tears to a few leaves. Gift inscription dated 1845 to title pages of the real property reports, annotations to a few passages in the *First Report*. Two scarce titles. \$2,500.

* Only editions. At the end of the Napoleonic wars Great Britain experienced an unprecedented public demand for the reform of the law (and other public institutions). At the urging of Parliament, two royal commissions were established with broad mandates to recommend changes in the law, one for criminal law and another to addressing law of real property. Influenced by Bentham, these law reform initiatives initiated the most extensive discussion of and proposals for legislative codification in English legal history. Later projects, such as the reform of partnership, followed later. Though never adopted, these reports recommended many reforms that were ultimately enacted. They also established a precedent for the codification of English law. *First [-Fourth] Report*: OCLC locates 5 copies in North America, 3 in law libraries (LA County, Northwestern, Stanford); *Partnership*: OCLC locates 2 copies, 1 in North America (University of Chicago). Not in Sweet & Maxwell. [Order This Item](#)



Illustrated Throughout with Witty Color Images

9. Hémard, Joseph [1880-1961].

Code Pénal: Commentaires Imagés de Joseph Hémard. Paris: Editions Littéraires de France, [c. 1940?]. 169 pp. Numerous pochoir color text illustrations throughout. Quarto (8-3/4" x 7").

Original publisher stiff wrappers, untrimmed edges. Light shelfwear, front hinge cracked, rear hinge starting, light toning to text, illustrations vivid. \$850.

* From an edition limited to 900 copies, this number 837. Hémard presents the official text of the French Code Pénal with witty, and often mildly erotic, color pochoir illustrations. It is a sequel to his *Code Civil: Livre Premier, Des Personnes*. In 1944 Hemard issued another legal work: *Code Général des Impôts Directs et Taxes Assimilées*. Hemard, a prolific artist, illustrator, designer and author, is best-known for his humorously illustrated editions of serious non-fiction books.

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**"Possibilities of Becoming the
First Female Supreme Court Justice"**

10. Hufstedler, Shirley M. [1925-2016].

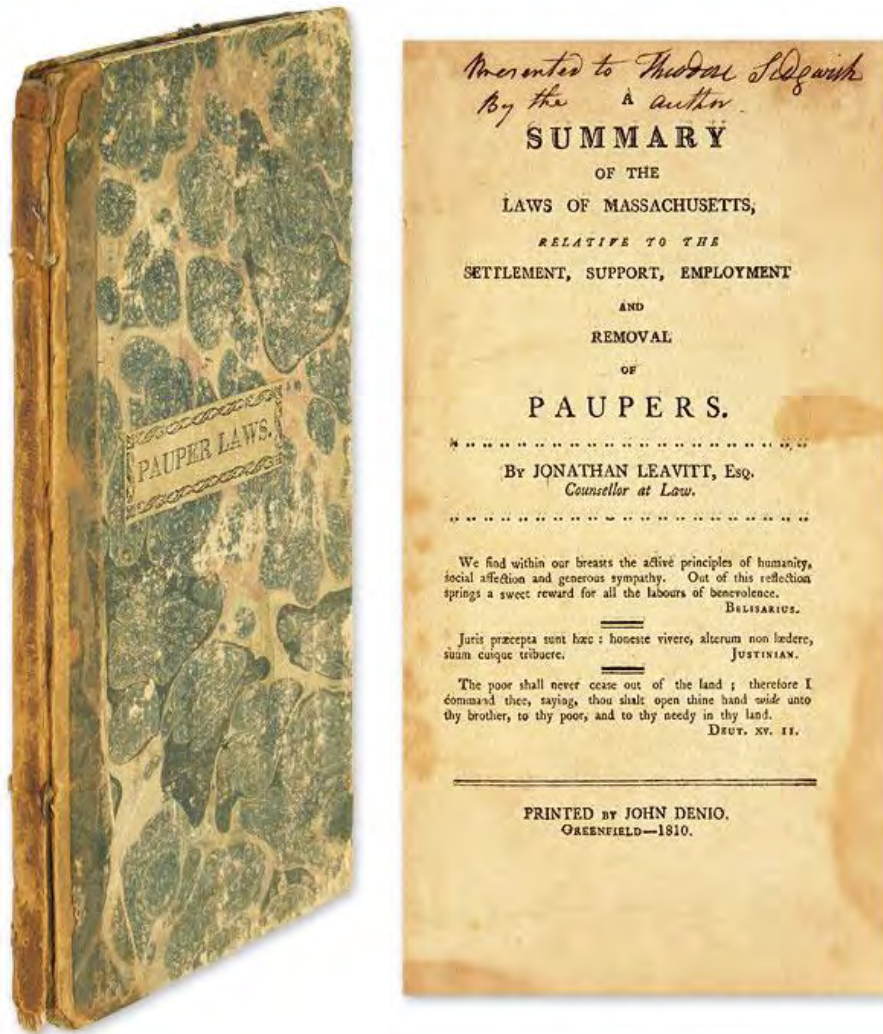
Hauser, Rita [b.1934].

Jones, Mary Gardner [1920-1910].

[6-1/2" x 8-1/2" Black-and-White Press Photograph of Hufstedler, Hauser and Jones]. [(New York): Associated Press, September 27, 1971].

Light rubbing to edges, margins removed, caption above image, small mark to caption, stamp and annotation to verso.
\$75.

* The caption reads: "Mentioned in Supreme Court Speculation. These women have been mentioned in speculation as possibilities of becoming the first female Supreme Court justice. From left are Shirley M. Hufstedler, who as a member of the U.S. Circuit Court of Appeals is the nation's highest-ranking woman judge; Rita Hauser, a New York Republican once named by President Nixon as a United Nations representative; and Mary Gardner Jones, a member of the Federal Trade Commission." [Order This Item](#)



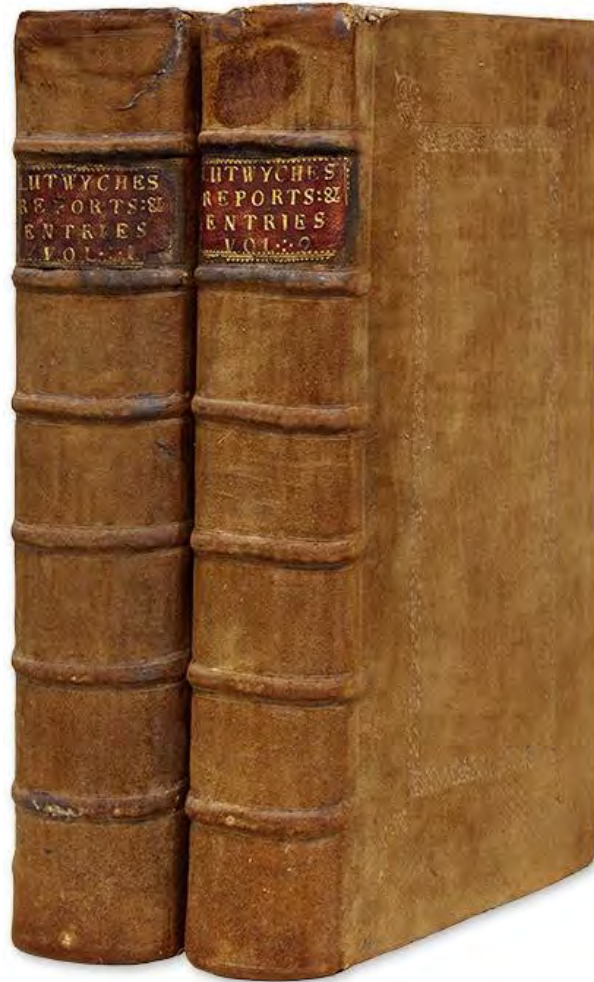
**1810 Handbook on the Poor Laws of
Massachusetts Presented to a Notable Jurist**

**11. Leavitt, Jonathan [1764-1821].
[Sedgewick, Theodore (1746-1813)].**

A Summary of the Laws of Massachusetts, Relative to the Settlement, Support, Employment and Removal of Paupers. Greenfield: Printed by John Denio, 1810. 64 pp. Octavo (8-1/2" x 4-3/4").

Contemporary quarter sheep over marbled boards, printed paper title label to front board. Moderate rubbing with wear to corners, spine worn, front board detached, rear board partially detached. Light browning, light foxing in a few places, faint dampstaining to a few leaves. Presentation inscription from author to Theodore Sedgwick to head of title page, interior otherwise clean. \$300.

* Only edition. The author of this handbook, which covers the period from 1692 to 1810, was a probate judge from 1814 to 1821. Theodore Sedgwick, who served in the Continental Congress, was a United States Representative and Senator from Massachusetts. He served as the fourth Speaker of the United States House of Representatives. Appointed to the Massachusetts Supreme Judicial Court in 1802, he remained there until the end of his life. Print copies of this title are scarce. OCLC locates 1 copy (at the British Library). Cohen, *Bibliography of Early American Law* 9045. [Order This Item](#)



"Valuable and Accurate"

12. Lutwyche, Sir Edward [d. 1709].

Un Livre des Entries: Contenant Auxi un Report des Resolutions del Court sur Diverse Exceptions Prises as Pleadings, Et Sur Auters Matters en Ley; Surdant (Pur la Plupart) en le Court de Common-Bank, Enter le 34 An del Roy Charles le Second, & le 2 An del Raigne de sa Present Majesty, La Roigne Anne. Et Ascuns Observations sur Diverse de les Presidents, Cybien ceux Queux ne Fueront Unques Debate en Court, Come sur Plusieurs de les Auters. Oversque Deux Tables, l'Un de les Nosmes des Cases, & l'Auter des Matters Contenus en Yceux. En Deux Volumes. London: Printed by the Assigns of Richard and Edward Atkins, 1704. Two volumes. [xvi], 912; [ii], 913-1668, [104] pp. Volume I has copperplate portrait frontispiece. Folio (12-1/2" x 8").

Contemporary reversed paneled calf, raised bands and lettering pieces to spines, hinges of volume I mended. Some rubbing and a few minor stains to boards and spine, moderate wear to board edges, corners lightly bumped, a few chips to lettering pieces and heads of spines, careful repair to head of Volume I, some edgewear to endleaves. Light toning to text, slightly heavier in places, faint dampstaining to foot of text blocks in a few places, three tiny worm holes to margins of Volume I to p. 158, light soiling to that volume's title page. \$500.

* First Edition. Covering the period from 1683-1704, and with an excellent index, this work is a both a reporter and a book of entries. The reports include pleadings and the courts' resolutions of the issues. Wallace says this work is "valuable and accurate." Wallace, *The Reporters* 395. *English Short-Title Catalogue* T8049. [Order This Item](#)



A Continuation of Pulton's *Collection of Sundrie Statutes*

13. Manby, Thomas.

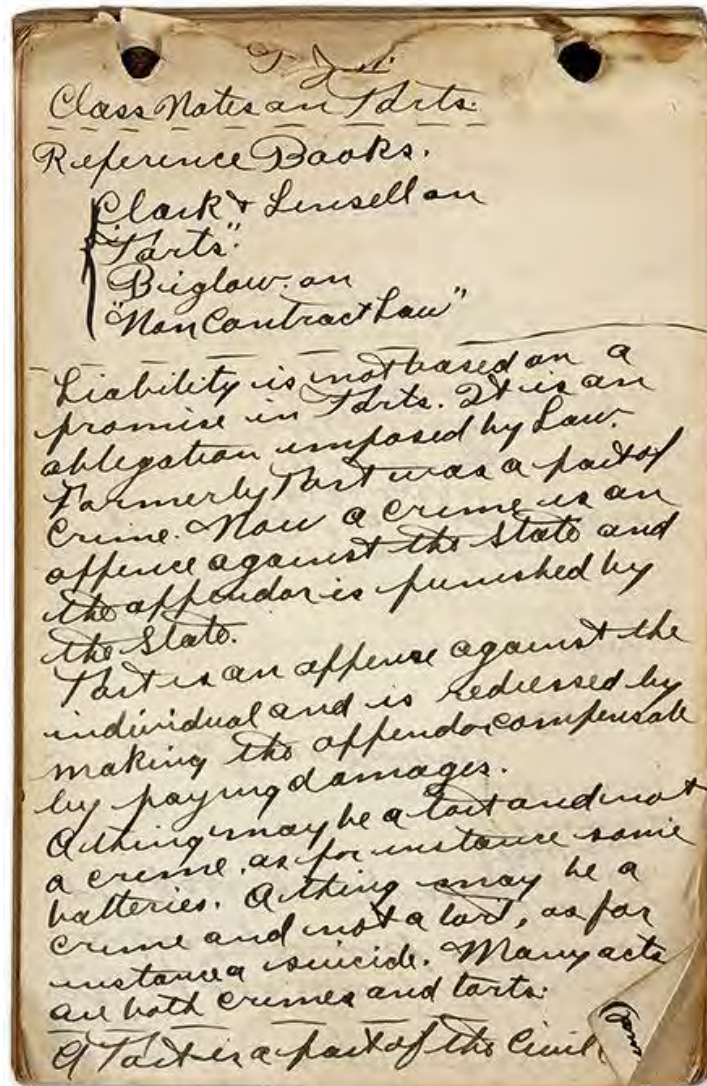
[Pulton, Ferdinando (1536-1618)].

A Collection of the Statutes Made in the Reigns of King Charles the I. and King Charles the II.: With the Abridgment of Such as Stand Repealed or Expired. London: Printed by John Streater, James Flesher, and Henry Twyford, 1667. [xvi], 325, [7] pp. Woodcut frontispiece coat of arms of Great Britain. Folio (13" x 8-1/2").

Recent period-style quarter calf over cloth, raised bands, blind ornaments and lettering pieces to spine, endpapers renewed. Light browning, light foxing in a few places, some edgewear to corners of text block, light soiling to title page. \$450.

* First edition, one of two issues from 1667. Pulton's *Collection of Sundrie Statutes* was first published in 1618. It was, to cite Holdsworth, "an advance upon all former editions of the statutes" and "a new standard...to which subsequent editors made at least an attempt to conform. Posthumous editions of the *Sundrie Statutes* were edited by Manby; his 1667 *Collection* is a continuation of that work. Holdsworth, *A History of English Law* IV:310. *English Short-Title Catalogue* R232104.

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Student Notebook from the Early Days of the Case Method

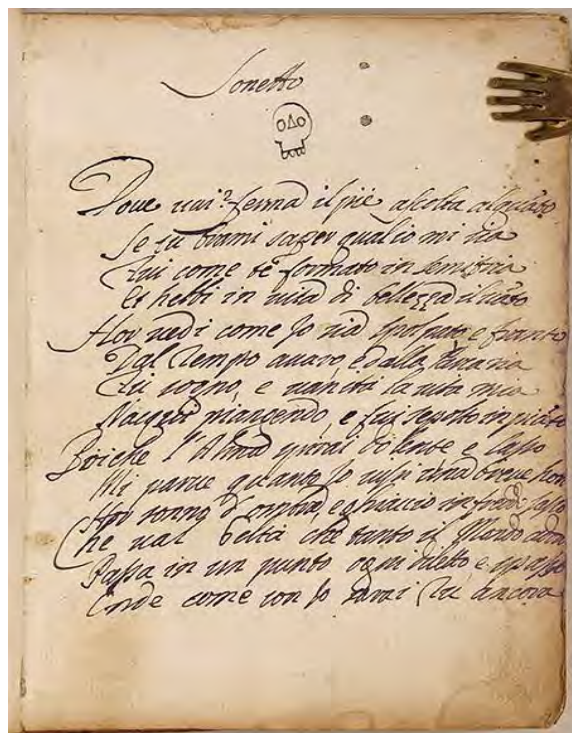
14. [Manuscript].
[Legal Education].
[United States].

Class Notes on Torts. [N.p., c. 1900]. [260] pp. Octavo (8-1/2" x 5-1/2").

Plain-paper notepad, two metal fasteners at head. Light soiling and some edgewear to a few leaves at beginning and end of notebook, first leaf detached. Content in legible hand to rectos and versos of most leaves. \$250.

* This anonymous notebook was compiled about 20 years after the introduction of the case method at Harvard Law School, a method that was adopted gradually by other law schools after 1890. It is a fine example of an early set of student notes from a course using the case method. Each entry is a summary of a case and a statement of its legal principles. A note at the head of the first page, "Reference Books," lists three well-known titles: Clerke and Lindsell, *Law of Torts*, 1st ed. 1889, 2nd ed. 1896, 3rd ed. 1904 (and later editions), Bishop, *Commentaries on the Non-Contract Law*, only ed. 1889, and "Biglow on," which could be Bigelow, *Leading Cases on the Law of Torts*, only ed. 1875, or *Cases on Torts*, only ed. 1895.

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Manuscript Lecture Notes
on Two Standard Legal Textbooks

15. [Manuscript].

Melchiori, Sebastiano [1656-1728].

[Lancellotti, Giovanni Paolo (1522-1590)].

[Sanfelice, Giovanni Francesco (1566-1648)].

[*Institutionum Canoniarum*]. [Northern Italy, Probably Padua], October, 1704. Five books in two volumes. Various paginations (c. 800 pp.). Quarto (7-1/2" x 5").

Contemporary limp vellum, early hand-lettered titles to spines (*Institut[ionum] Canon[icarum] Tom 1 & 2* and *Institut[ionum] Canon[icarum] Tom 3 & 4*). Moderate soiling and some minor spots and stains, moderate rubbing to extremities, corners bumped and lightly worn, chipping to spine ends of *Tom 1 & 2*, rear hinge of *Tom 3 & 4* cracked, other hinges starting. Light toning, occasional faint dampstaining to margins, content in neat hand to rectos and versos of most leaves, a few have calligraphic flourishes or other decorations. \$2,000.

* Carefully organized and indexed, these fair-copy volumes record the text of Lancellotti's *Institutiones Iuris Canonici* as dictated, with commentary, by Professor Domenici Campanile in October 1704, most likely at the University of Padua. The final section of *Tom 3 & 4* is titled *Praxis Iudiciaria*, possibly the text, with classroom commentary by Campanile, of Sanfelice's *Praxis Iudiciaria, Sive de Ordine Judiciorum Civilium, Criminalium, Et Mixtorum*. Both books were standard texts in Italian law schools in the early 1700s. Melchiori was a seminary student who taught literature, Greek and Latin at the University of Padua. He probably compiled these manuscripts when he was working towards a doctorate in law. A front endleaf of *Tom 1 & 2* contains a sonnet headed by an image of a skull. The front free endpaper of *Tom 3 & 4* is inscribed with brief theological musings. [Order This Item](#)



Manuscript Copy of Lecture Notes on the *Institutes* of Justinian

16. [Manuscript].

Melchiori, Sebastiano.

[Justinian I, Emperor of the East (483-565 CE)].

Liber P[rimus] Institutionum Civilium. [Northern Italy, Probably Padua], May, 1704. 353, [9] pp. Quarto (7-1/2" x 5").

Contemporary limp vellum, early hand-lettered titles to spines (*Institut[ionum] Civilium*). Light soiling and some minor spots and stains, moderate rubbing to extremities, chipping to spine ends, front hinge cracked, rear hinge starting, a few signatures and leaves loose or detached. Light toning, faint dampstaining to upper half of text block, content in neat hand to rectos and versos of most leaves, hand-drawn pictorial title page. \$2,000.

* Carefully organized and indexed, this fair-copy volume records a set of lectures based on Book I of Justinian's *Institutes*, the classic introductory textbook on Roman law, by Professor Domenici Campanile in May 1704, most likely at the University of Padua. The title page depicts a bell tower, or campanile, clearly a reference to the professor's name.

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Notable Sixteenth-Century Treatise on Family Law

17. Pietro, d'Ancarano (Ancharano) [1330-1416].

Familiarium Iuris Quaestionum Libri Tres. Hac Postrema Editione Prioribus Duobus tum in Utroque Fore Versantibus, Tum in Scholis Docentibus Apprimè Necessarii. Venice: Ex Officina Damiani Zenari, 1580. [xxxviii], 217, [1] ff. Final leaf blank. Main text in parallel columns. Folio (11-1/2" x 8-1/4").

Contemporary paneled pigskin with elaborate blind tooling and beveled edges, raised bands to spine, early hand-lettered title to spine, clasps lacking. Light soiling to spine, some minor scratches and a few minor scuffs and stains to boards, rear board slightly bowed, spine ends bumped, minor tears to joints at head of spine, a few tiny worm holes to front joint at foot, large armorial bookplate (of the Bavarian Ducal Library dated 1618) to front pastedown. Joints starting, some worming to pastedowns, minor worming to margins of preliminaries, crack in text block between front free endpaper and title page, faint dampstaining along crack, light toning to text, slightly heavier in places. \$1,500.

* "New edition," enlarged with a "third book," the final edition of this work. Ancharano was a renowned Italian jurist and commentator on canon and Roman law. As indicated by its title, *Familiarium Iuris* is an extensive study of domestic relations in Roman and canon law. Its "Liber Primus" was published in 1563. A two-part edition followed in 1569. *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE1676. [Order This Item](#)



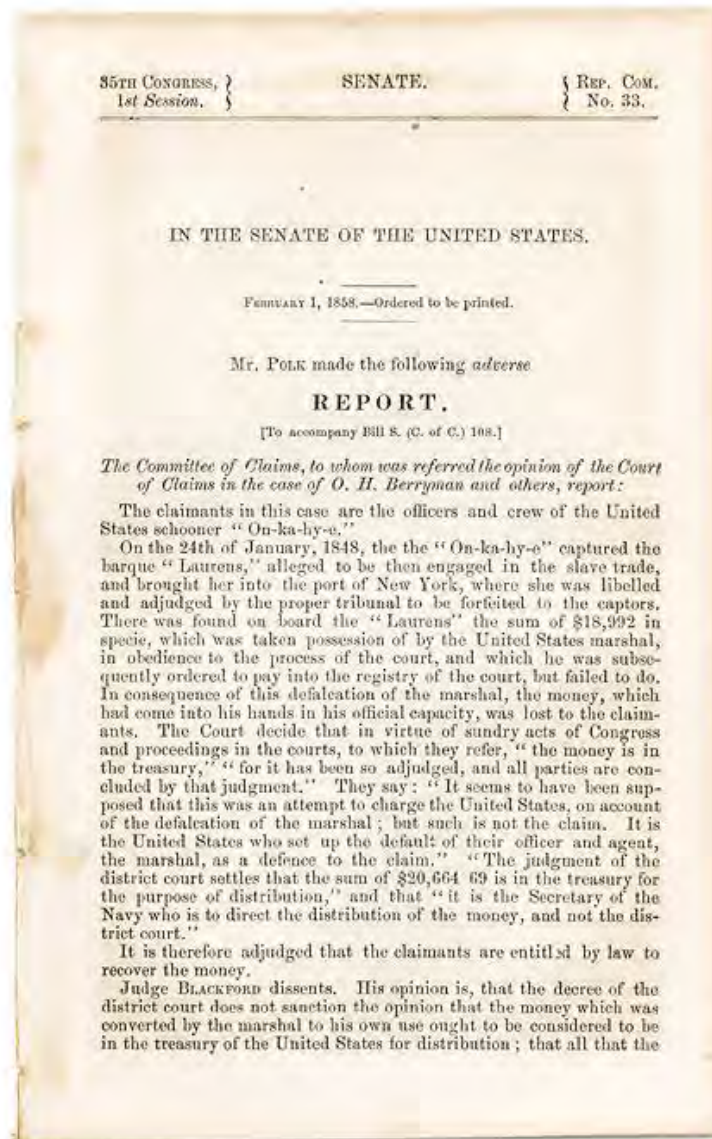
**The Unexpurgated First Edition
of a Notable Treatise on Royal Authority and the Church**

18. Salgado de Somoza, Francisco.

Tractatus de Supplicatione ad Sanctissimum a Litteris et Bullis Apostol. Nequam, Et Importune Impetratis in Perniciem Reipublicae, Regni, Aut Regis, Aut Iuris Tertii Praejudicium: Et de Earum Retentione Interim in Senatu. Opus Sane Pulchrum et Grave Utrique Reipublicae Ecclesiasticae, & Temporali Utile Admodum a Doctis Petitum, & Acunctis Desideratum. Copiosa Litterarum per Politicarum Exoratione (Tum ad Regimen, Tum ad Status Rationem Conducibilem) Illustratum. Madrid: Apud Mariam de Quinones, 1639. [xvii], 350, [101] ff. Main text in parallel columns. Folio (11-1/4" x 8").

Contemporary limp vellum, large calligraphic title to spine. Light rubbing and a few minor chips to extremities, stain to upper corner of front cover, free endpapers lacking. Large copperplate arms to title page, woodcut decorated initials. Light toning to text, occasional light foxing. Minor stains, early signatures and annotations to title page, interior otherwise clean. \$1,500.

* First edition. Preferred for its unexpurgated text, this treatise asserts royal authority over papal bulls and apostolic letters. Other editions, edited in response to Papal censure, were published in 1664, 1758 and 1792. All are scarce in North America; OCLC locates 3 copies of the first edition (at Columbia, Harvard Law School and UC-Berkeley Law School). Palau, *Manual del Librero Hispano-Americano* 287429. [Order This Item](#)



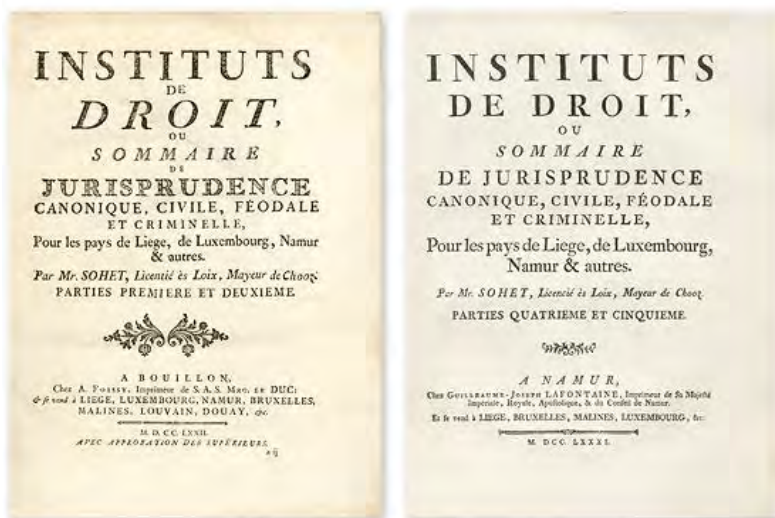
Dividing Prize Money After the Capture of a Slave Ship

19. [Slavery]. [United States].

In the Senate of the United States. February 21, 1858-Ordered to Be Printed. Mr. Polk Made the Following Adverse Report [To Accompany Bill S. (C. of C.) 108.]: The Committee of Claims, To Whom was Referred the Opinion of the Court of Claims in the Case of O.H. Berryman and Others, Report: The Claimants in this Case are the Officers and Crew of the United States Schooner "On-Ka-Hy-E" [drop-head title]. [Washington, DC: S.n., 1858]. 13 pp. Octavo (9" x 5-1/2").

Disbound, light rubbing to extremities, some toning and light foxing. \$100.

* 35th Congress, 1st Session, Senate, Rep. Com. No. 33. This speech disputes the distribution of prize money between the Federal government and the crew that captured the slave ship *Laurens*. [Order This Item](#)



A Scarce Complete Copy of an Important Belgian Treatise

20. Sohet, [Dominique Francois] [1728-1811].

Instituts de Droit, Ou Sommaire de Jurisprudence Canonique, Civile, Feodale et Criminelle, Pour les Pays de Liege, de Luxembourg, Namur & Autres. Bouillon: A. Foissy, 1770, 1772, 1781. Five parts bound as one. Complete as issued. Main text in parallel columns. Quarto (10" x 8-1/2").

Nineteenth-century three-quarter calf over marbled boards, rebaced retaining original backstrip with raised bands, gilt ornaments and lettering piece, hinges mended, marbled endpapers. Moderate rubbing with some wear to extremities. Attractive woodcut head and tail-pieces. Toning, light foxing and browning in a few places, interior otherwise fresh. \$1,650.

* Only edition. This is a remarkable work comparable to the *Institutes* of Justinian. Etienne adds, "it is a principal work on the legal history of the Principality of Liege, the Comte of Namur and the Duchy of Luxembourg." OCLC locates 5 complete copies, none in North America. A complete copy located at the Library of Congress, incomplete copies located at UC-Berkeley and Yale law libraries. Not in Harvard Law School's online catalogue. Etienne, *Impressions Bouillonaises* 42. [Order This Item](#)



Watercolor Caricature of Sir Edward Sugden

21. [Sugden, Sir Edward (1781-1875)].

A Chancellor in 1832! 7-1/2" x 11" watercolor on board, attractively matted. Great Britain, Possibly Ireland, 1835?. Toning, a few minor waterstains, small inkstain near bottom right corner, otherwise fine. \$1,250.

* Possibly intended as the basis for a lithograph, this cartoon depicts a drunken Lord Sugden, wig askew and clutching a table for balance. He is addressing the Bench: "My Lord, (hiccup) this Sir Edward Bug--no, damn it, I Mean Sir Edward Sug-hiccup) den-this Bug-Sug-Bug! My Lord, I beg pardon, I'm rather & &." There is a quote from Shakespeare below the image: "It fitteth not a Noble thus to plead!" Sugden, lawyer, judge and conservative politician, was Solicitor General of Great Britain in 1829-30, Lord Chancellor of Ireland in 1835, then from 1841 to 1846, and Lord Chancellor of Great Britain in 1852. He is wearing barrister's robes in this caricature, which indicates the period in his career between 1831 and 1835, when he practiced as a barrister and sat in the House of Commons. The caricature appears to be a commentary on his role as a leading opponent of the Reform Bill of 1832, which made him a prominent figure in British politics. The artist refers to Sugden as Chancellor, which leads us to date the image to 1835, the year of his Irish Chancellorship and a time when he was famous for his opposition to the Reform Bill. [Order This Item](#)



The Stone Court Visits the White House

22. Supreme Court, United States].

[7" x 9" Black-and-White Press Photograph of the Stone Court at the White House]. [New York: Acme Newsphotos, October 13, 1942].

Light rubbing to edges, tipped-in caption and annotation to verso. \$150.

* The caption reads: "Justices of the United States as they made their annual visit to the White House, Oct. 13. Left to Right: Solicitor General Charles Fahey, and Attorney General Charles Biddle, who accompanied the justices, and, Justice Frank Murphy; Justice William O. Douglas; Justice Felix Frankfurter; Justice Stanley F. Reed; Justice Hugo L. Black; Justice Owen J. Roberts; and Chief Justice Harlan F. Stone." [Order This Item](#)



The Warren Court Visits Eisenhower

23. [Supreme Court, United States].

[8" x 10" Black-and-White Press Photograph of the Warren Court at the White House with President Eisenhower]. [New York: Associated Press, October 11, 1956].

Light rubbing to edges, mark in red pencil to upper margins above image, caption printed below image, a few annotations to verso. \$150.

* The caption reads: "SUPREME COURT WITH PRESIDENT--President Eisenhower poses in front of the White House late today with members and personnel of the Supreme Court of the United States. Left to right are, front row: Associate Justices William O. Douglas, Felix Frankfurter, Hugo Black; Eisenhower; Chief Justice Earl Warren, and Associate Justice Stanley F. Reed; Second row: T. Perry Lippitt, court marshal; newly designated Associate Justice William Joseph Brennan, Jr.; Associate Justices Tom Clark, John M. Harlan; Attorney General Herbert Brownell; retiring Associate Justice Sherman Minton; John T. Frey, court clerk, and Associate Justice Harold H. Burton; third row: Gerald D. Morgan, special counsel to the President, rear of Brennan; J. Lee Rankin, solicitor general, rear of Clark, and Walter Wyatt, decisions reporter, rear of Brownell." [Order This Item](#)



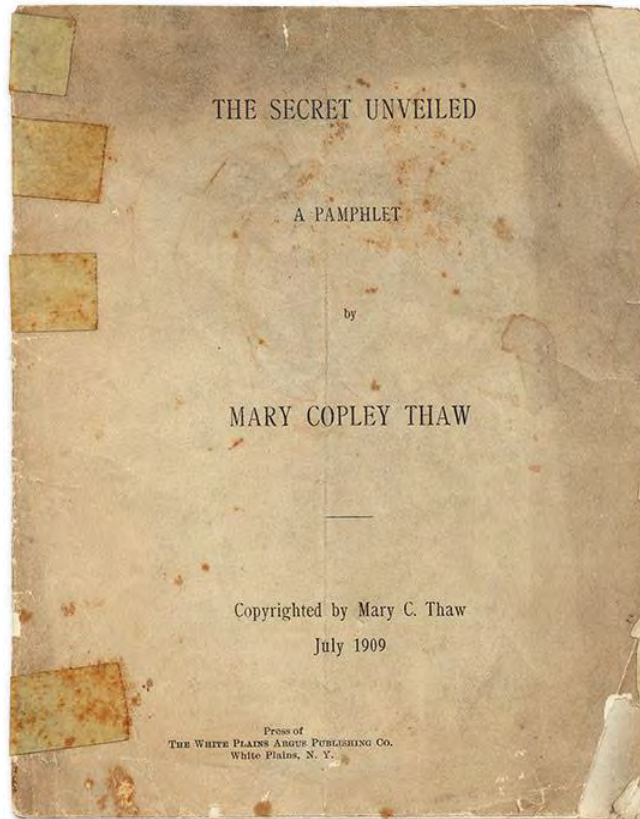
1764 Compilation of English Excise Taxes

**24. [Taxation].
[Great Britain].**

A Collection of All the Statutes Now in Force, Relating to the Duties of Excise in England. London: Printed by Mark Baskett, 1764. [vi], 880, 169 pp. Folio (12" x 7-3/4").

Contemporary calf, blind fillets and large gilt arms of Great Britain to front and rear boards, raised bands, lettering piece and tiny early shelf label to spine, later repairs to joints, spine ends and corners. Light rubbing and some minor scuffs to boards and spine, moderate rubbing to extremities, hinges cracked, front free endpaper detached. Light toning to text, somewhat heavier in places, light soiling to a few leaves, "Comptroller's Office" in early hand to head of title page, which features a large woodcut of the arms of Great Britain. \$650.

* Only edition. More comprehensive than earlier compilations, this collection of duties from the reign of James I to the 23rd year of the reign of George III offers unique insights into the mechanisms of taxation, the state of local industry and trade and contemporary assumptions about social utility and discretionary spending. It includes a summary table, list of tax rates and an index. Contents are arranged chronologically. Not in the *English Short-Title Catalogue*. [Order This Item](#)



**A Plea by the Mother of the
Man Who Killed Stanford White**

25. Thaw, Mary Copley.

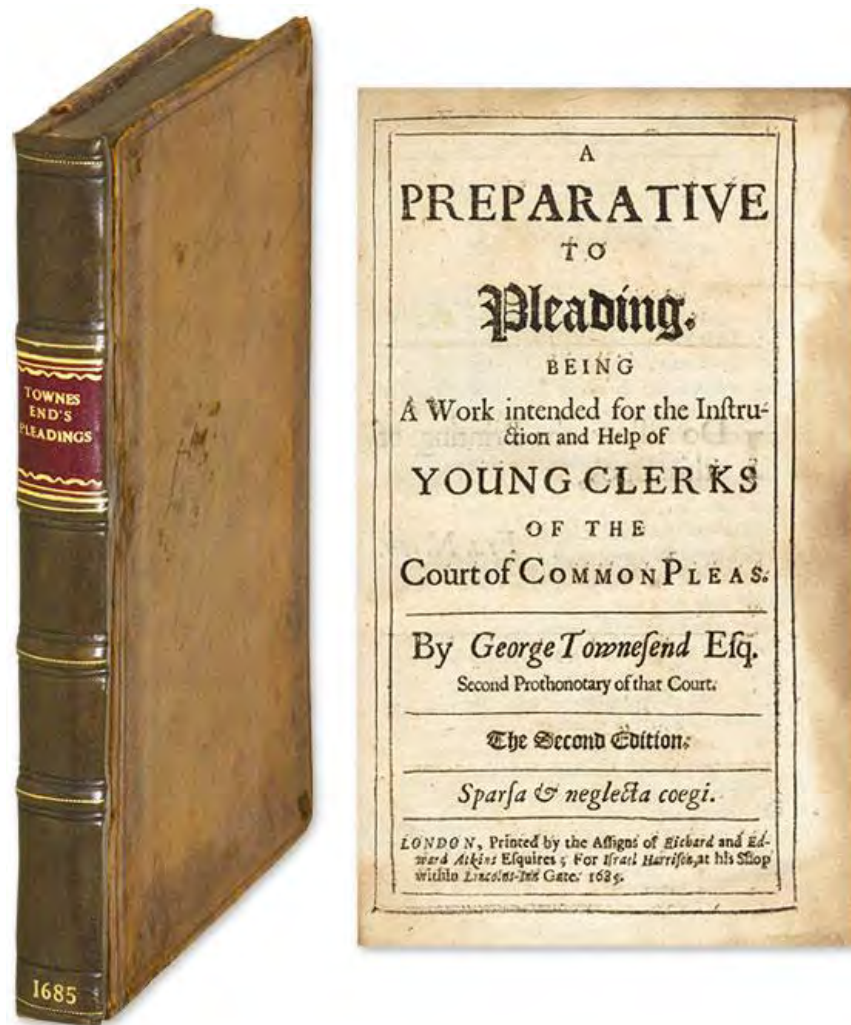
[Thaw, Harry Kendall (1871-1947)].

[White, Stanford (1858-1906)].

The Secret Unveiled. A Pamphlet. White Plains, NY: Press of the White Plains Argus Publishing Co., 1909. 20 pp.

Stapled pamphlet in printed wrappers. Moderate soiling and a few stains to wrappers, spine reinforced with four strips of tape, some chips and tears, lower corner lacking from front wrapper, faint vertical crease through center, light toning to text. A scarce item. \$950.

* Only edition. Mary Copley Thaw, a wealthy philanthropist, pleads for the release of her son Harry, then in prison for the murder of the famous architect Stanford White. Thaw, a millionaire with a history of mental instability, married Evelyn Nesbit, a young New York showgirl who had previously been involved with White. Consumed by jealousy, Thaw repeatedly beat and raped Nesbit in an attempt to erase any memory of her prior relationship. Then, in 1906, at a Madison Square Garden premiere, Thaw shot White three times at close range, without provocation. At the trial, Thaw's lawyers offered an insanity defense. After the first jury was unable to reach a verdict, the second jury acquitted Thaw on the grounds of temporary insanity, making this case one of the most perplexing and controversial of the 20th century. As a sensational trial involving a millionaire, a famous architect and a glamorous former showgirl, this case inspired countless contemporary newspaper articles, pamphlets and scandal sheets. *The Secret Unveiled* presents Thaw as "an average young man with a chivalrous nature" who was compelled "to break up disreputable places," especially "those infamous dens, used by Stanford White for disgusting orgies, and by White himself for secret assaults on innocent young girls." OCLC locates 2 copies (New York Public Library, Historical Society of Western Pennsylvania). [Order This Item](#)



**Restoring the Art of Pleading
In the Wake of the Civil War and Protectorate**

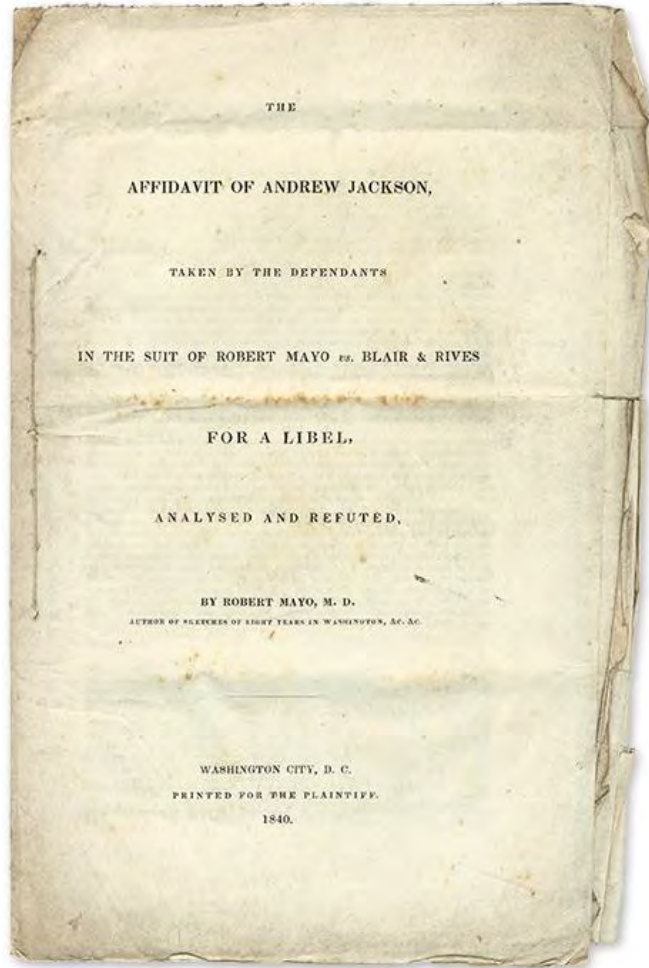
26. Townesend, George.

A Preparative to Pleading; Being a Work Intended for the Instruction of Young Clerks of the Court of Common Pleas. London: Printed by the Assigns of Richard and Edward Atkins, 1685. [viii], 236 pp. Octavo (7" x 4").

Contemporary calf, blind frames and corner fleurons to boards, rebacked in period style with raised bands, hinges mended. Some rubbing to extremities, a few faint stains to boards, small clean tear to front free endpaper. Browning to margins of endleaves and title page, toning to text. Later owner signatures to front free endpaper, small owner stamp to verso of title page, interior otherwise clean. \$750.

* Second edition. Townesend was a clerk of the Court of Common Pleas. First published in 1675, he wrote his manual to improve the quality of pleadings, which had "much decayed" during the Civil War and Protectorate. A Latin-English dictionary for the most part, it aimed to "direct Attornies and Young Clerks, in the formalities of their Words and Writings" so "their Businesses may be more Clerklke drawn, and fairly entred on record" (Preface). The work was well-received. Its fourth and final edition was published in 1721. All are scarce today. OCLC locates 3 copies of this (1685) edition in North American law libraries (Columbia, Library of Congress, Yale). *English Short-Title Catalogue* R7084.

[Order This Item](#)



Was President Jackson Secretly Involved with Sam Houston's Plan to Wrest Texas from Mexico?

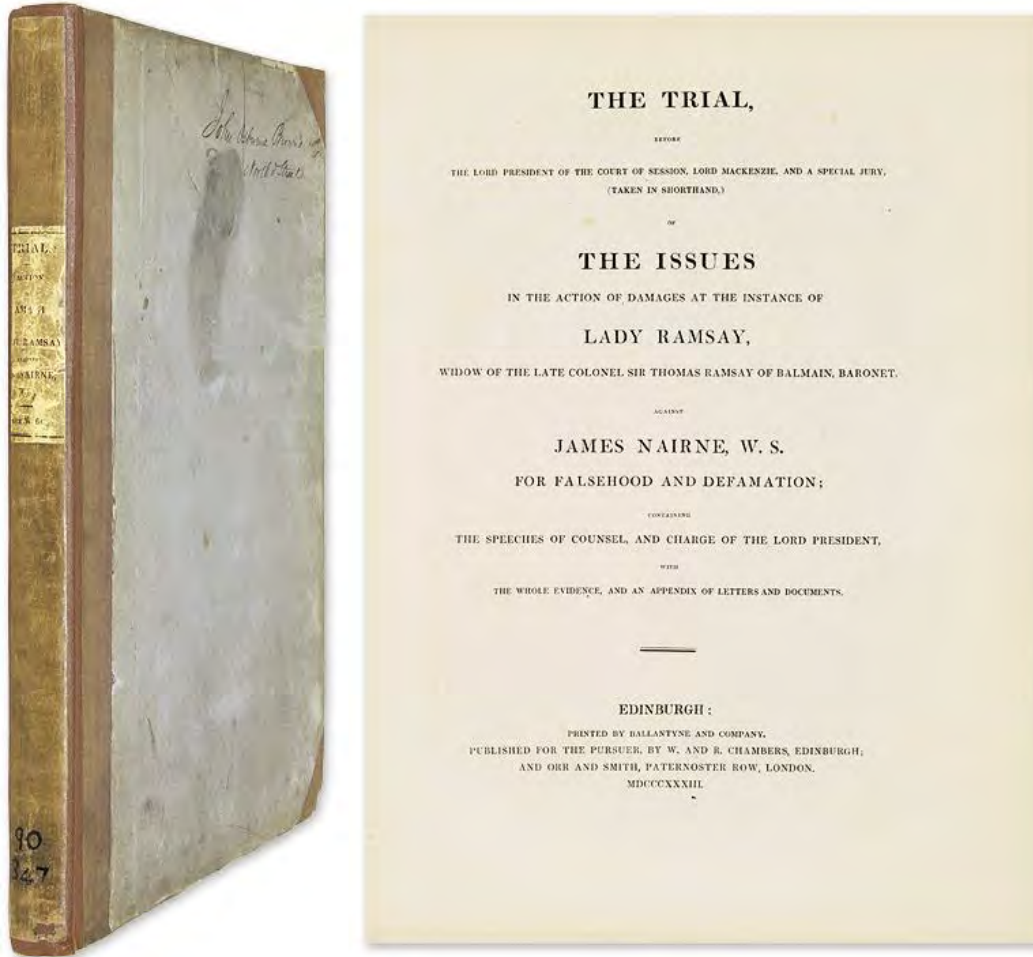
27. [Trial].

Mayo, Robert [1784-1864].

The Affidavit of Andrew Jackson, Taken by the Defendants in the Suit of Robert Mayo vs. Blair & Rives for a Libel, Analysed and Refuted. Washington, DC: Printed for the Plaintiff, 1840. 23, [1] pp. Octavo (9-3/4" x 6-1/2").

Stab-stitched pamphlet in self-wrappers, untrimmed edges. Light soiling and edgewear, three faint horizontal creases through pamphlet, moderate toning to interior, light foxing and soiling to a few leaves. A very good fresh copy in the original state. \$750.

* First edition. Blair and Rives accused Mayo of stealing a letter from President Jackson that showed Jackson's involvement in Sam Houston's plan to invade Texas, something he denied publicly, and sharing it with Jackson's political opponents. Mayo sued for libel. This pamphlet is his refutation of the affidavit submitted by Jackson on behalf of the defendants. "An important chapter in Texas history. Mayo became acquainted with Houston in 1830, wormed from him and others the plans of the contemplated invasion of the Mexican province of Texas, the secret cryptological correspondence, etc., and then sent all of his information to President Andrew Jackson. The burden of the work goes to prove that the President was in collusion with Houston and the other conspirators in the scheme to wrest Texas from the Mexicans": Eberstadt, *Texas* 105:294. Cohen, *Bibliography of Early American Law* 12012. [Order This Item](#)



A Scarce Scottish Defamation Case

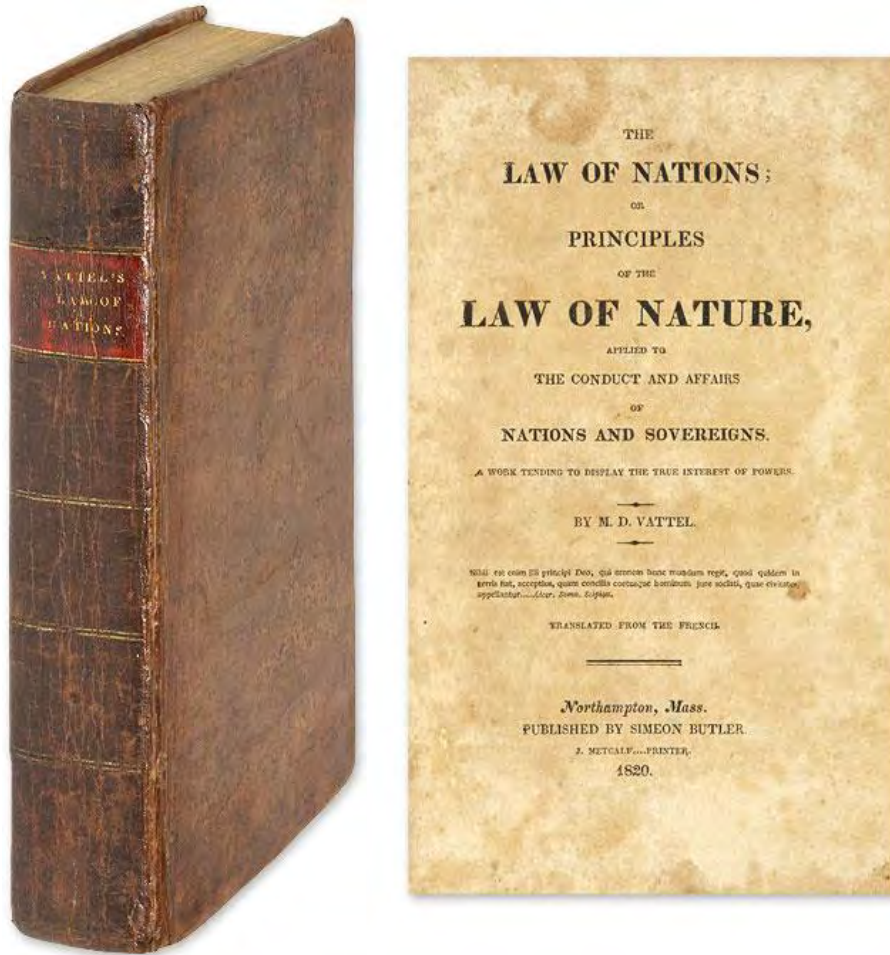
28. [Trial].

Nairne, James [1782-1847], Defendant.

The Trial Before the Lord President of the Court of Session, Lord Mackenzie, And a Special Jury, (Taken in Shorthand,) Of the Issues in the Action of Damages at the Instance of Lady Ramsay, Widow of the Late Colonel Sir Thomas Ramsay of Balmain, Baronet, Against James Nairne, W.S., For Falsehood and Defamation; Containing the Speeches of Counsel and Charge of the Lord President, With the Whole Evidence, And an Appendix of Letters and Documents. Edinburgh: Published for the pursuer by W. and R. Chambers; London: Orr and Smith, 1833. [iv], 234, 80 pp. Quarto (11-1/4" x 9").

Original three-quarter cloth over paper-covered boards, rebaced retaining original spine and printed paper title label, hinges mended, untrimmed edges. Some rubbing, a few stains to boards, early owner signature (of John Osbourne Browne, Esq.) to front. Annotations in contemporary hand to foot of table of contents, interior otherwise clean. Ex-library. Shelf number to foot of spine, bookplate to front pastedown, date-due sheet and label to front free endpaper. A nice copy of a scarce title. \$250.

* Only edition. A highly detailed record of a case involving accusations of marital infidelity by a colleague of Lady Ramsay's late husband. Lady Ramsay prevailed; the jury determined that her "character" was "perfectly pure and unsullied" and awarded her damages of 200 pounds sterling. (234). OCLC locates 10 copies in North American law libraries. *Catalogue of the Library of Harvard Law School* (1909) II:1171. [Order This Item](#)



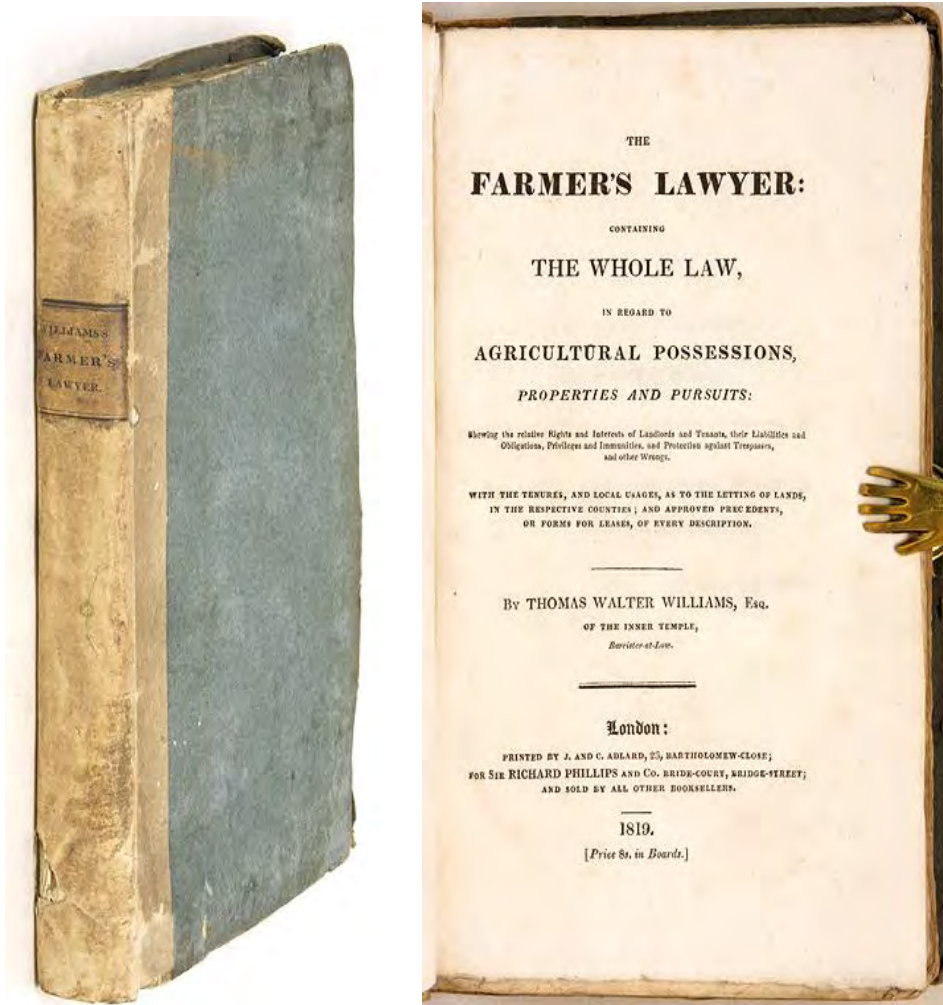
Northampton Edition of Vattel's *Law of Nations*

29. 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. Translated from the French. Northampton, MA: Published by Simeon Butler, 1820. 560 pp. Octavo (8-1/4" x 5-1/4").

Contemporary tree sheep, lettering piece and gilt fillets to spine, joints mended. Light rubbing to extremities, a few minor scuffs and (very) light stains to boards, corners bumped and lightly worn, front hinge starting. Moderate toning to text, occasional light foxing. Early owner signature (Walter Nichols) to front free endpaper, interior otherwise clean. A nice copy. \$300.

* Later issue of the first American edition (1787). 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. Cohen, *Bibliography of Early American Law* 1820. [Order This Item](#)



Rare 1819 English Legal Manual for Farmers

30. Williams, Thomas Walter [1763-1833].

The Farmer's Lawyer: Containing the Whole Law, In Regard to Agricultural Possessions, Properties and Pursuits: Shewing the Relative Rights and Interests of Landlords and Tenants, Their Liabilities and Obligations, Privileges and Immunities, And Protection Against Trespasses, And Other Wrongs. With the Tenures, And Local Usages, As to the Letting of Lands, In the Respective Counties: And Approved Precedents, Or Forms for Leases, Of Every Description. London: Printed by J. and C. Adlard for Sir Richard Phillips, 1819. [iv], viii, 304, [4] pp. Four-page publisher catalogues at beginning and end of text. Octavo (8-3/4" x 5-3/4").

Original boards, contrasting backstrip with printed paper title label, deckle edges. Moderate rubbing and light soiling, spine ends and corners bumped and somewhat worn, a few minor stains to boards, joints just starting at ends. Light toning to text, somewhat heavier in places, light foxing to some leaves. Early owner signature to front pastedown, brief annotations in pencil to a few leaves. A very good copy of a rare title. \$950.

* Only edition. Williams was a barrister of the Inner Temple and was called to the bar, but he didn't have success as a pleader. He was known instead for his writings. In addition to a law dictionary, he wrote manuals for laymen and justices of the peace, compiled abridgments and digests and edited an edition of William Sheppard's *Precedent of Precedents*. His *Farmer's Lawyer* is a rare title; OCLC locates 5 copies, 2 in North America (University of Minnesota, University of Pennsylvania). Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:384. [Order This Item](#)