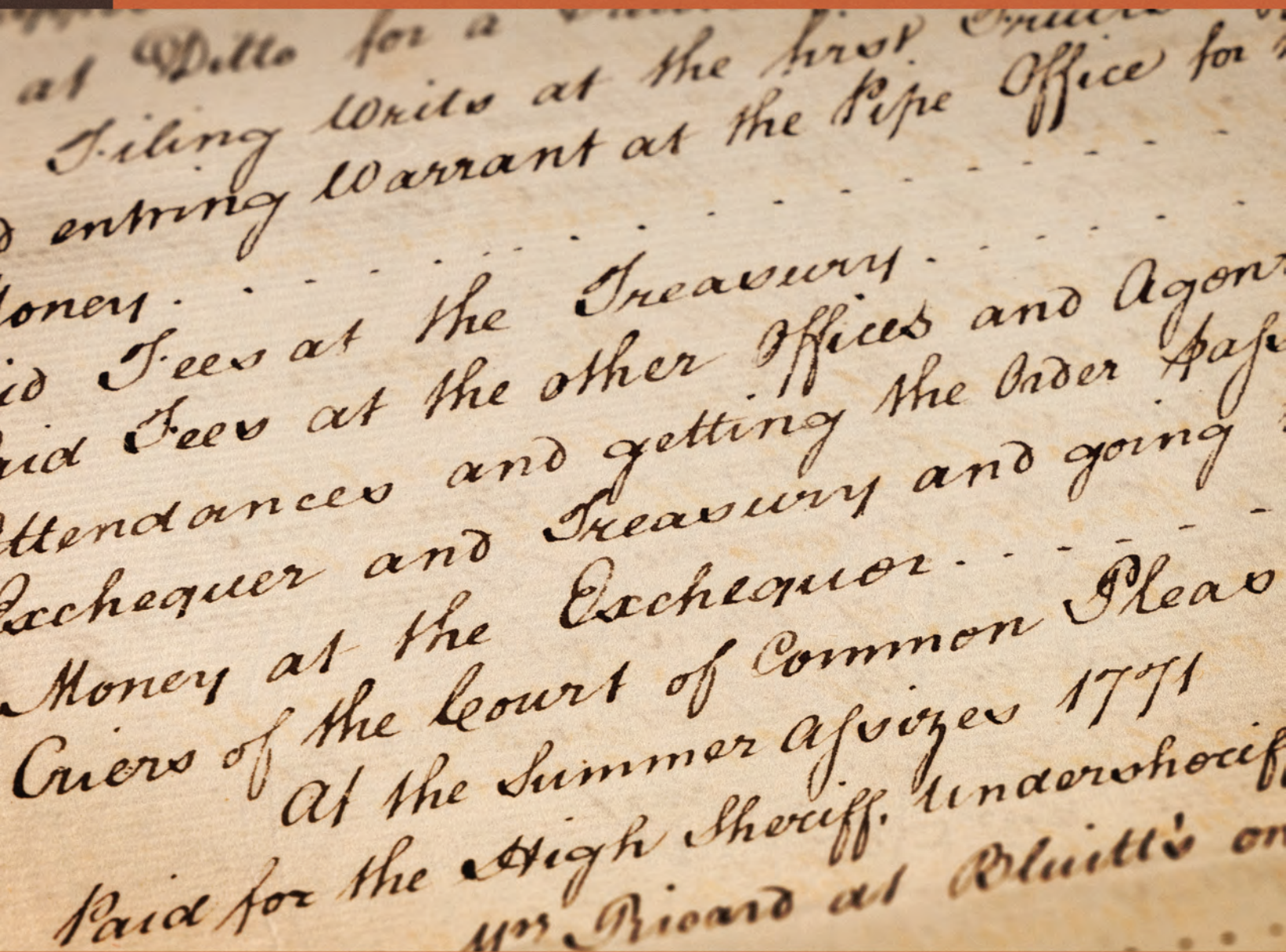


NOVEMBER 8, 2022

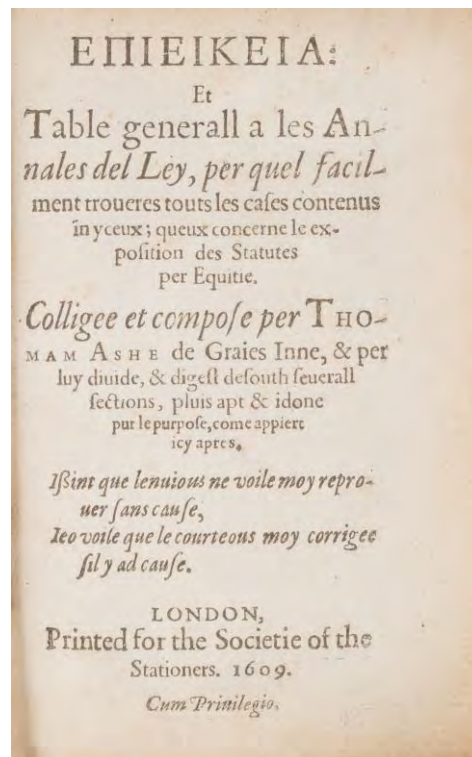
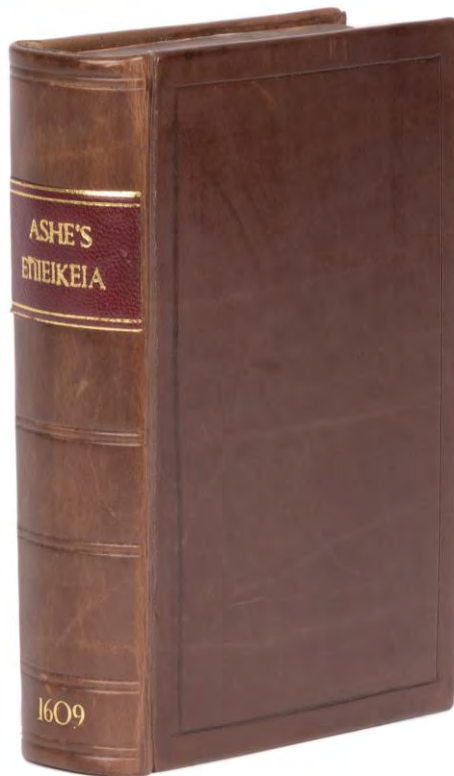
RECENT ACQUISITIONS

English, American & Continental Law, 1592–c.1930

30 ITEMS



THE
LAWBOOK EXCHANGE
LTD.



A Scarce Seventeenth-Century English Treatise on Equity

1. Ashe, Thomas [fl. 1600-1618].

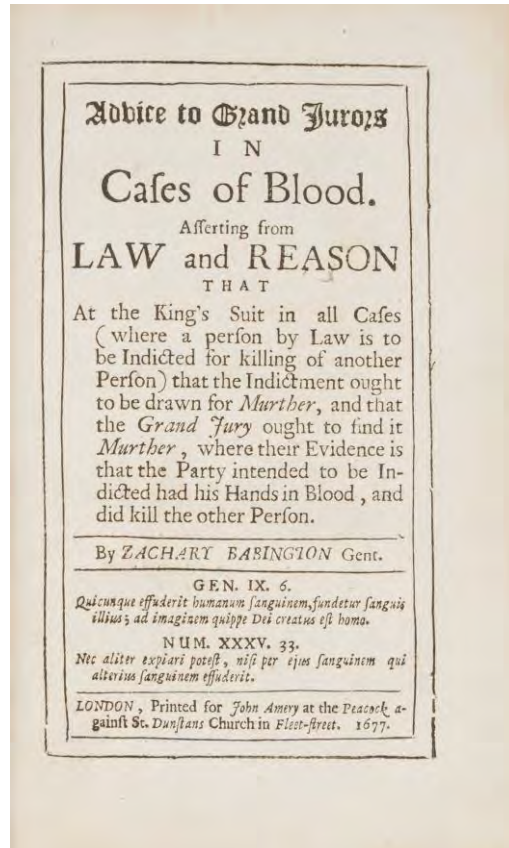
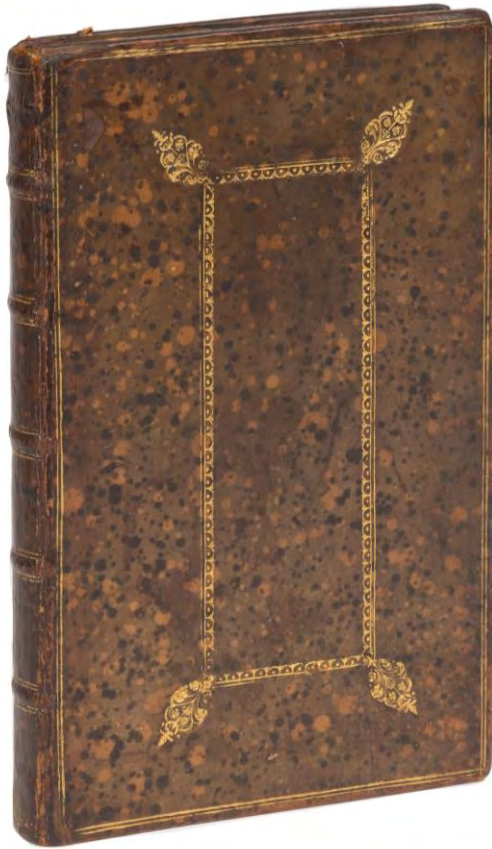
Epieikeia: Et Table Generalle a Les Annales del Ley, Per quel Facilment Troueres Tous les Cases Contenus in Yceux: Queux Concerne le Exposition des Statutes per Equitie. London: Printed for the Societie of the Stationers, 1609. [xvii], 215, [44] ff. Octavo (5-1/4" x 3-1/2").

Recent period-style calf, blind frames to boards, lettering piece, blind fillets and gilt publication date to spine, edges rouged, endpapers added. Moderate toning to interior, faint dampstaining to margins of front endleaves after front free endpaper and final seven leaves before rear free endpaper, library stamps and light foxing to a few leaves, early owner inscription (William McDonnall, dated 1665) to front endleaf. An attractive copy. \$1,750.

* Only edition of Ashe's much praised work. Table in Law-French, dedication and preface in English, remainder of text in Latin. Sweet & Maxwell say this was the first English book devoted exclusively to equity statutes and statutory interpretation. Possibly modeled on Pulton's *Abstract of All the Penal Statutes* (c.1560), it is a table of the statutes equitably interpreted by the courts followed by abstracts of cases grouped by subject. It begins with a general essay on the theory and practice of equity. The appendix has a special title page reading *Cases Reports per le Reverend Iudge Guilielme Dalison, un des Iustices del Banke le Roy, in la temps del Raigne le Roigne Eliz: Queux Concerne Lexposition Dascun Statutes per Equitie. Cases Reports per Guilielm Bendloes, Serieant al Ley in la Temps del Raigne le Dit Iades Roigne Eliz:, Queux Concerne Lexposition Dascun Statutes per Equitie.* OCLC locates 8 copies in North American law schools (Georgetown, Harvard, Library of Congress, University of Minnesota, University of Michigan, University of Pennsylvania, Yale, York).

Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:255. *English Short-Title Catalogue* S100284.

[Order This Item](#)



Grand Juries Must Indict in All "Cases of Blood"

2. Babington, Zachary.

Advice to Grand Jurors in Cases of Blood. Asserting from Law and Reason that at the King's Suit in All Cases (Where a Person by Law is to be Indicted for Killing of Another Person) That the Indictment Ought to be Drawn for Murther, And That the Grand Jury Ought to Find it Murther, Where Their Evidence is That the Party Intended to be Indicted had his Hands in Blood, And Did Kill the Other Person. London: Printed for John Amery, 1677. [xxxiii], 216 pp. With initial imprimatur leaf. Octavo (6-3/4" x 4-1/2").

Contemporary mottled calf, gilt panels to boards, gilt-edged raised bands to spine. gilt tooling to board edges, edges of text block rouged. Light rubbing to extremities, moderate wear to head of spine, corners bumped, front hinged cracked, rear hinge starting, upper outside corner torn from front free endpaper and following endleaf (fragment of early signature to front free endpaper remains). Moderate toning to interior, light foxing to endleaves. A handsome copy. \$850.

* First edition. Babington encourages grand juries to indict in all murder cases for which there is evidence and to leave mitigating circumstances for the consideration of the petit jury at trial. Later editions appeared in 1680 and 1692. All are scarce. OCLC locates 7 copies of the first in North American law libraries (Harvard, LA County Law Library, San Francisco Law Library, Social Law Library, University of Alabama, University of Pennsylvania, Yale), the *ESTC* adds 2 (Columbia, Library of Congress).

English Short-Title Catalogue (ESTC) R17389.

[Order This Item](#)



Examination Time!

3. Barrère, Adrien [1877-1931].

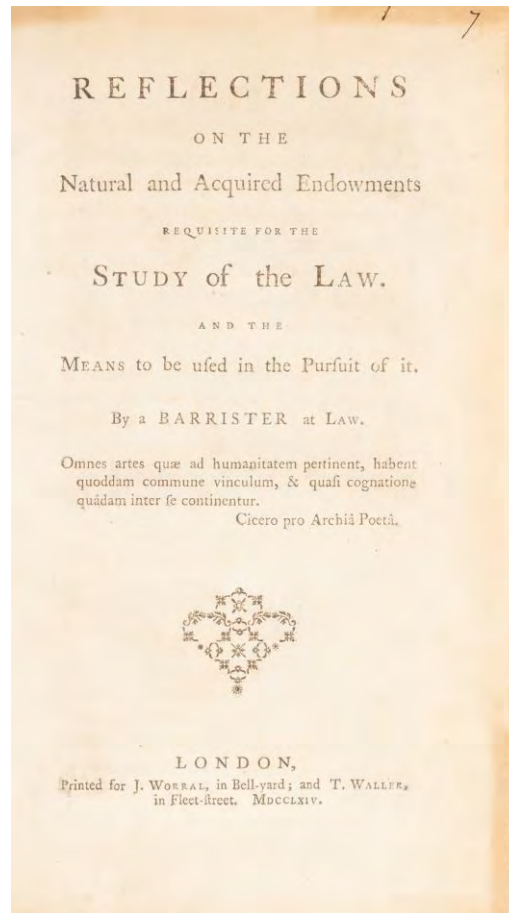
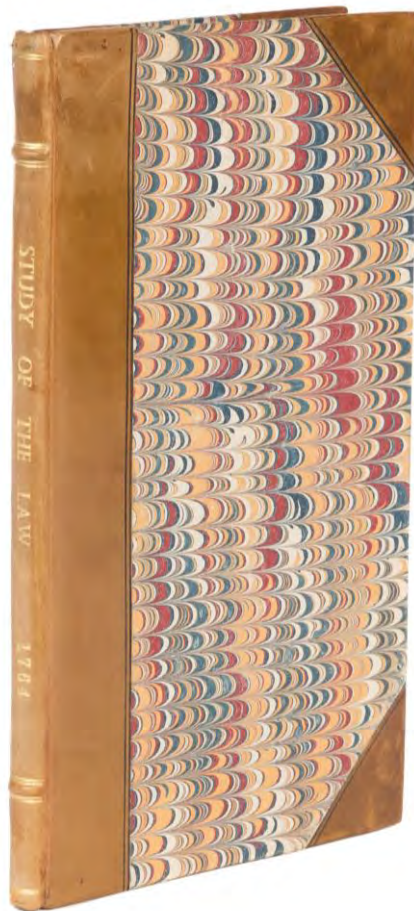
[Daumier, Honoré (1808-1879)].

Passing the Bar. [Paris/New York: Sidney Z. Lucas, c.1930].

11-1/2" x 23-1/4" color etching on upper half of 19-3/4" x 25-1/2" sheet, small line-drawing and four 3-1/2" x 3-1/2" black-and-white reproductions of lithographs below. Negligible light toning, faint dampstain to right-hand margin just touching image, upper-left corner lacking, colors vivid. \$150.

* Barrère was a highly regarded painter and illustrator who worked in Paris during the Belle Époque and 1920s. Probably created during the early 1900s, his depiction of a visibly nervous law student undergoing the bar examination is a typical example of his humorous style. Our edition by Lucas pairs this image with miniature reproductions of four of Daumier's well-know images of French lawyers and judges and a line drawing of the scales of justice.

[Order This Item](#)



Guidance for Young Lawyers

4. A Barrister At Law.

[Simpson, Joseph].

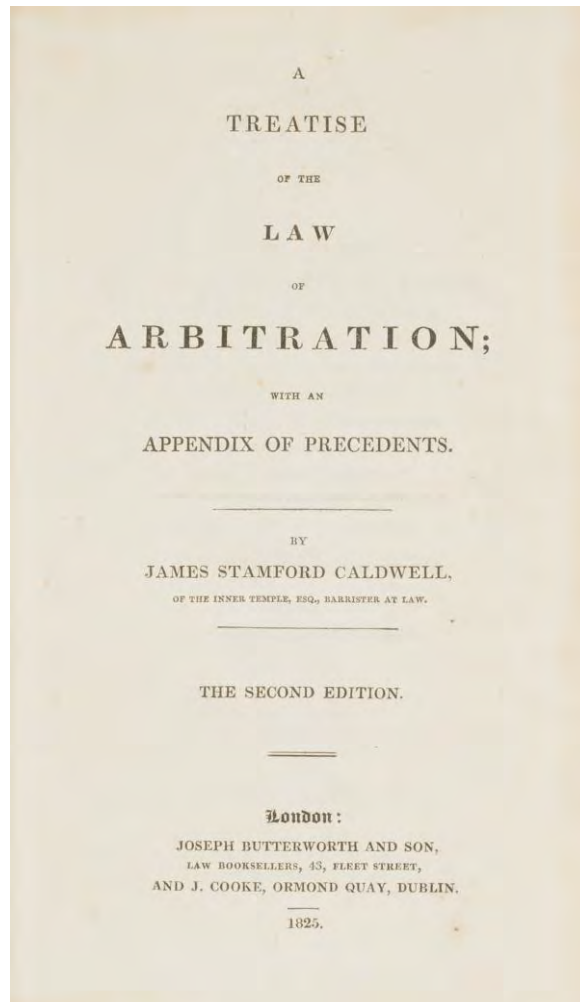
Reflections on the Natural and Acquired Endowments Requisite for the Study of the Law, And the Means to be Used in the Pursuit of It. London: Printed for J. Worrall; T. Waller; And B. Tovey, 1764. xi, [1], 54, [2] pp., final leaf blank. Octavo (7-3/4" x 4-3/4").

Stab-stitched pamphlet bound into recent period-style three quarter calf over marbled boards, gilt title and gilt-edged raised bands to spine. Moderate toning to interior, offsetting to margins of title page, "17" in small early hand to its upper outside corner. \$850.

* Second edition. Meant to encourage and guide young lawyers, this pamphlet discusses the essential qualities of the profession. Topics covered include elocution, judgement and the merits and demerits of formal education. A popular work, it went through several editions, the fifth and last of these appearing posthumously in 1793. Our edition was issued the same year as the first and third London editions.

English Short-Title Catalogue T129050.

[Order This Item](#)



A Successor to Kyd's *Law of Awards*

5. Caldwell, James Stamford [1786?-1858].

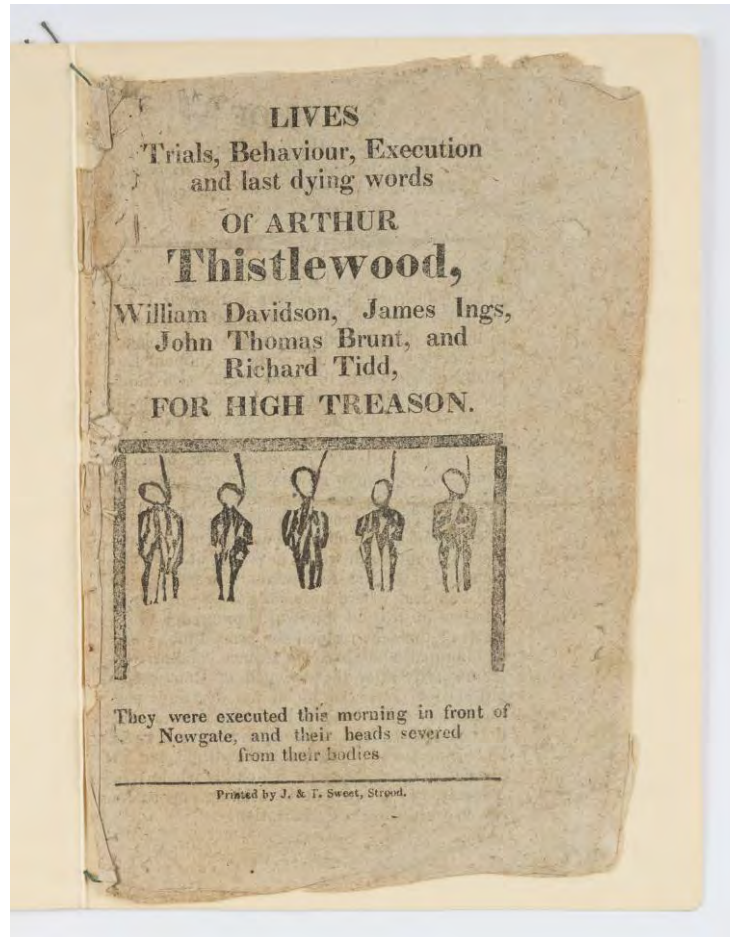
A Treatise of the Law of Arbitration; With an Appendix of Precedents. London: Joseph Butterworth and Son, 1825. xxiv, 310, [2] pp. Octavo (8-1/4" x 5").

Contemporary calf, blind fillets to boards, lettering piece and blind fillets to spine, blind tooling to board edges. Light rubbing and scuffing to boards, moderate rubbing to spine and extremities, front board beginning to separate but secure, rear hinge cracked, early bookseller ticker (Thomas Griffiths), owner signature (Rob H Parr) and stamp (Robt. Davy) to front pastedown. Light toning to interior, faint dampspotting to endleaves. \$450.

* Second and final edition. First published in 1817, this was the first treatise on arbitration was popular in Great Britain and the United States. Considered a notable book by Holdsworth, it was intended to replace Kyd's *A Treatise of the Law of Awards* (1791), which Caldwell felt was out of date. It contains a thorough overview of the subject and provides a large number of precedents.

Holdsworth, *A History of English Law* XIII:487. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:53.

[Order This Item](#)



**Unrecorded Account of the
Execution of the Cato Street Conspirators**

6. [Cato Street Conspiracy].

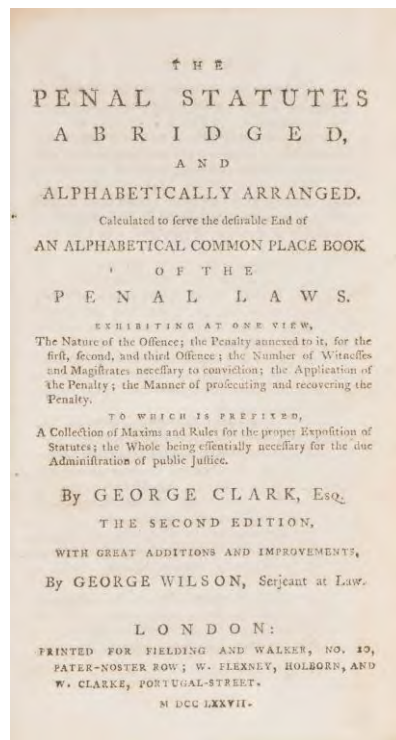
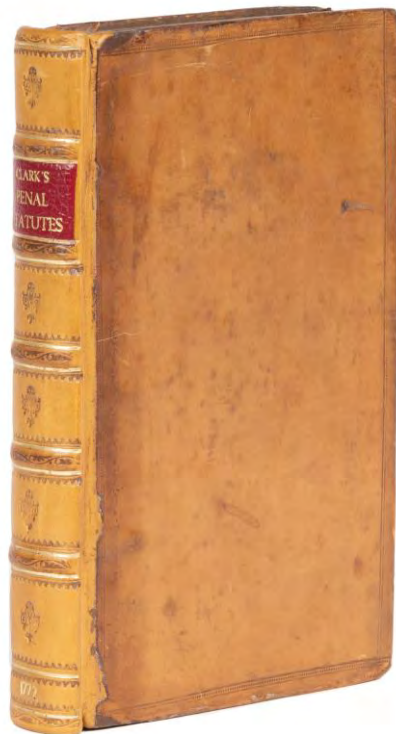
Thistlewood, Arthur [1774-1820], Primary Defendant.

Lives Trials, Behaviour, Execution and Last Dying Words of Arthur Thistlewood, William Davidson, James Ings, John Thomas Brunt, And Richard Tidd, For High Treason. They Were Executed This Morning in Front of Newgate, And Their Heads Severed from Their Bodies. Strood: Printed by J. & T. Sweet, [1820]. 8 pp. Octavo (6-1/2" x 4-1/4").

Stab-stitched pamphlet in self-wrappers, thread perished, edges untrimmed, loosely resewn into recent 7" x 5" card folder with typed title to front. Woodcut vignettes to title page and foot of last page. Light toning, slight soiling in a few places, creasing along spine, a few small holes to each leaf with minor loss to legibility on pp. 5-6. Rare. \$950.

* Led by Arthur Thistlewood, the event known as the Cato Street Conspiracy was an attempt to murder all of the ministers, including the Prime Minister, of King George IV in 1820. Motivated in part by the economic depression of the period, the conspirators wished to avenge earlier protests suppressed by the state, such as the Paterloo Massacre. The conspirators' goal was to overthrow the government and initiate a revolution similar to the French Revolution. Betrayed by one of the co-conspirators, Thistlewood and four others were captured, tried and executed. There are many accounts of this trial, nearly all published in London. Our account, published in Strood, appears to be unrecorded. No copies located on OCLC or Library Hub.

[Order This Item](#)



"An Alphabetical Common Place Book of the Penal Laws"

7. Clark, George.

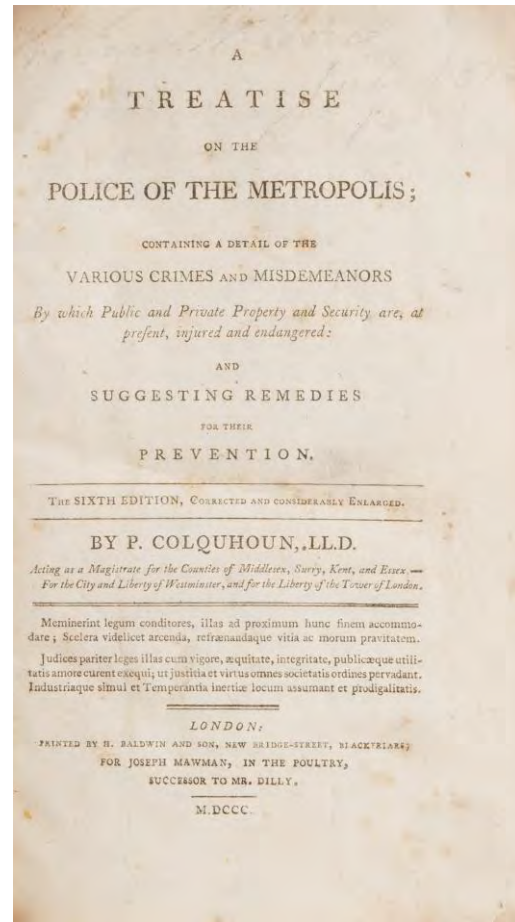
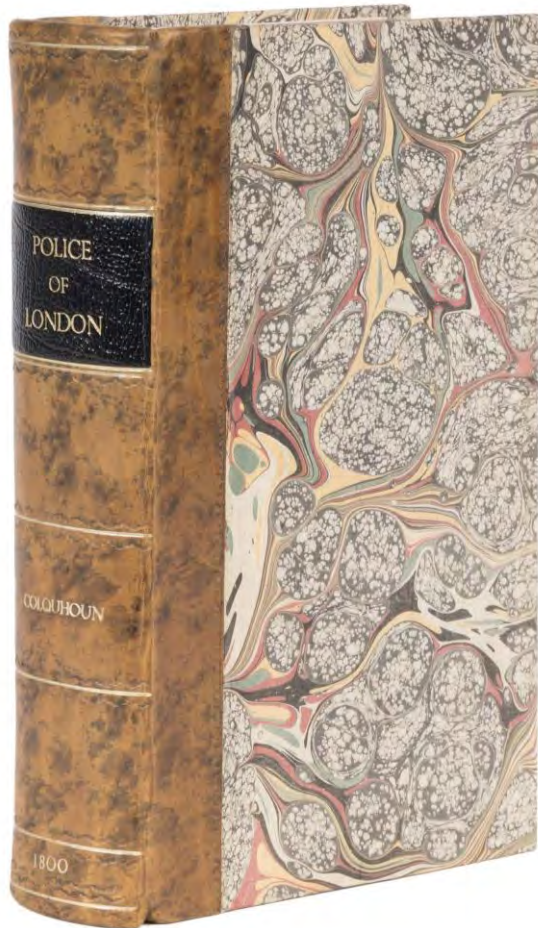
The Penal Statutes Abridged, And Alphabetically Arranged. Calculated to Serve the Desirable End of an Alphabetical Common Place Book of the Penal Laws. Exhibiting at One View. The Nature of the Offence; The Penalty Annexed to it, For the First, Second and Third Offence; The Number of Witnesses and Magistrates Necessary to Conviction; The Application of the Penalty; The Manner of Prosecuting and Recovering the Penalty. To Which is Prefixed, A Collection of Maxims and Rules for the Proper Exposition of Statutes; The Whole Being Essentially Necessary for the Due Administration of Public Justice. The Second Edition, With Great Additions and Improvements, By George Wilson, Serjeant at Law. London: Printed for Fielding and Walker [et al.], 1777. xii, 315, [1] pp. 12mo. (6-3/4" x 3-3/4").

Contemporary calf, blind rules and fillets to boards, rebacked in period style with gilt-edged raised bands, blind tooling and lettering piece, blind tooling to board edges, hinges mended. Light rubbing and a few small scuffs and stains to boards, moderate rubbing to board edges, corners bumped and somewhat worn, faint offsetting and brief recent annotations to endleaves. Light toning to interior, light foxing in several places, partial crack in text block between pp. 134 and 135, a few leaves loosening very slightly but secure. A nice copy of a scarce title. \$850.

* Second, expanded edition. Arranged alphabetically and prefaced by 58 "maxims and observations," this digest of the penal statutes covers topics ranging from alehouses to bastardy to tithes. It was written as a response to the "disagreeably voluminous" nature of the penal codes for both lay and professional audiences. It was first published earlier the same year. The second edition is scarce. OCLC locates 6 copies, 5 in North America, all in law libraries (LA County, UC-Berkeley, University of Minnesota, University of Pennsylvania, Harvard), to which the ESTC adds 1 (York University).

English Short-Title Catalogue (ESTC) N38509.

[Order This Item](#)



Colquhoun's Pioneering Study of Criminal Behavior

8. Colquhoun, P[atrick] [1745-1820].

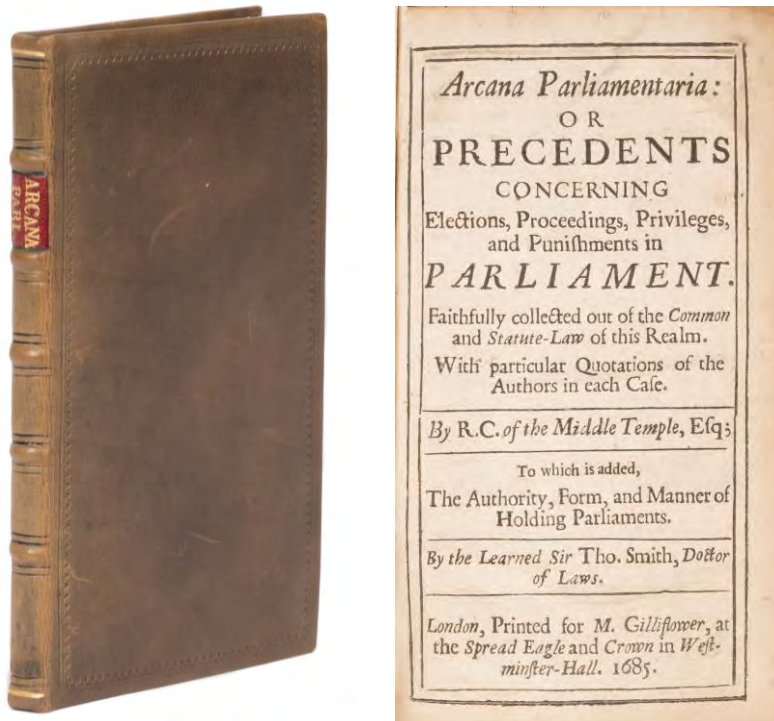
A Treatise on the Police of the Metropolis: Containing a Detail of the Various Crimes and Misdemeanors By Which Public and Private Property and Security Are, At Present, Injured and Endangered: And Suggesting Remedies for Their Prevention. Corrected and Considerably Enlarged. London: Printed for H. Baldwin and Son, 1800. xvi, 655 pp. Tables, two of them folding. Lacking half-title. Octavo (8-1/2" x 5-1/4").

Recent period-style quarter calf over marbled boards, lettering piece, gilt and blind fillets and gilt publication date and author name to spine, edges rouged, endpapers added. Moderate toning, light foxing in places, faint early markings and doodles to front endleaf and verso of final leaf, light soiling and (illegible) faint owner signature to title page. \$250.

* Sixth edition. First published in 1796, Colquhoun's pioneering work, which provides a detailed statistical information about such issues as prostitution and transportation to New South Wales, reflected his experience as a director of the Marine Police. Established by Colquhoun, then a magistrate, and John Harriot [1745-1817], a justice of the peace, it was London's first professional police force.

English Short-Title Catalogue T140606.

[Order This Item](#)



An Essay on Parliamentary Power Written Three Years Before the Glorious Revolution

**9. C., R. of the Middle Temple.
Smith, Sir Thomas [1513-1577].**

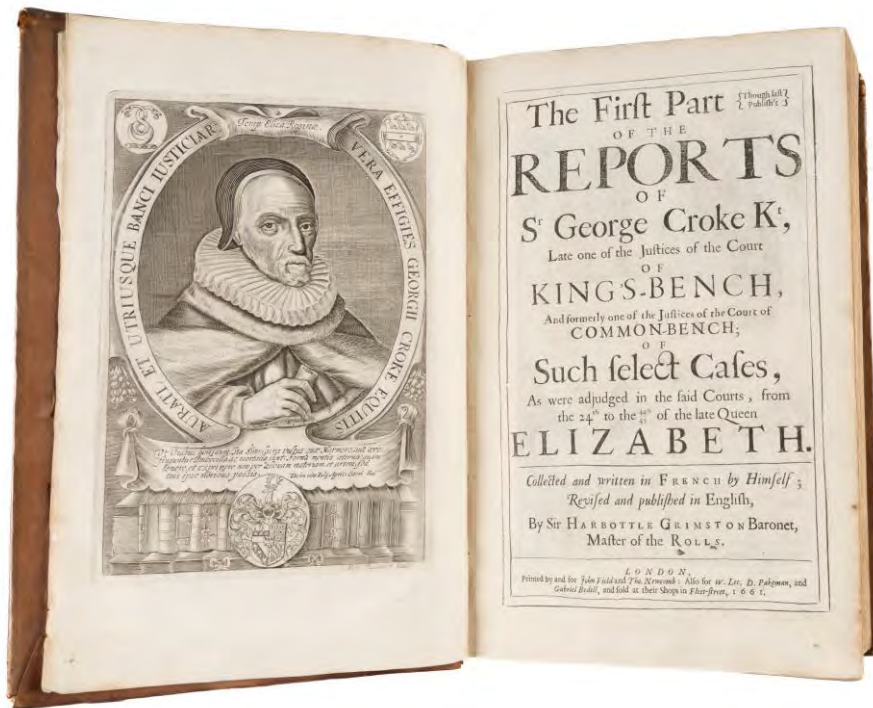
Arcana Parliamentaria: Or Precedents Concerning Elections, Proceedings, Privileges, and Punishments in Parliament. Faithfully Collected Out of the Common and Statute-Law of This Realm. With Particular Quotations of the Authors in Each Case. To Which is Added, The Authority, Form, and Manner of Holding Parliaments by the Learned Sir Tho. Smith. London: Printed for M. Gilliflower, 1685. [iv], 116 pp. 12mo. (5-3/4" x 3-1/4").

Recent period-style calf, blind rules and fillets to boards, raised bands, lettering piece and blind and gilt fillets to spine, endpapers added. Light fading to spine, moderate toning to interior, light soiling to title page, some edgewear to preliminaries after front free endpaper and final leaf of text, later annotation to front endleaf. A handsome copy. \$750.

* Only separate edition of a work represented as bringing together nineteen sources, including Bracton, Coke, Dyer, Fitzherbert, Fortescue, Littleton, and Plowden, as well as the Year Books, "With particular Quotations of the Authors in each Case." Written three years before the Glorious Revolution, this guide is notable for its assertive tone: "The Parliament abrogateth old Laws, maketh new, giveth order for things past, and for things hereafter to be followed, changeth Right and Possessions of Private men, legitimateth Bastards, establisheth Forms of religion, altereth Weights and Measures, defineth of doubtful Rights, whereof is no Law already made, do appoint Subsidies, Talies, Taxes, and Impositions, giveth most free Pardons and Absolutions, restoreth in Blood and Name: as the highest Court condemneth or absolveth them whom the Prince will put to Tryal: And to be short, all that ever the People of Rome might do, either *Centuriatis Comitibus*, or *Tributis*, the same may be done by the Parliament of England, which representeth, and hath the Power of the whole Realm, both in Head and Body" (2-3).

English Short-Title Catalogue R36268.

[Order This Item](#)



"A Work of Credit and Celebrity"

10. Croke, Sir George [1560-1642].

Grimston, Sir Harbottle, Translator and Editor.

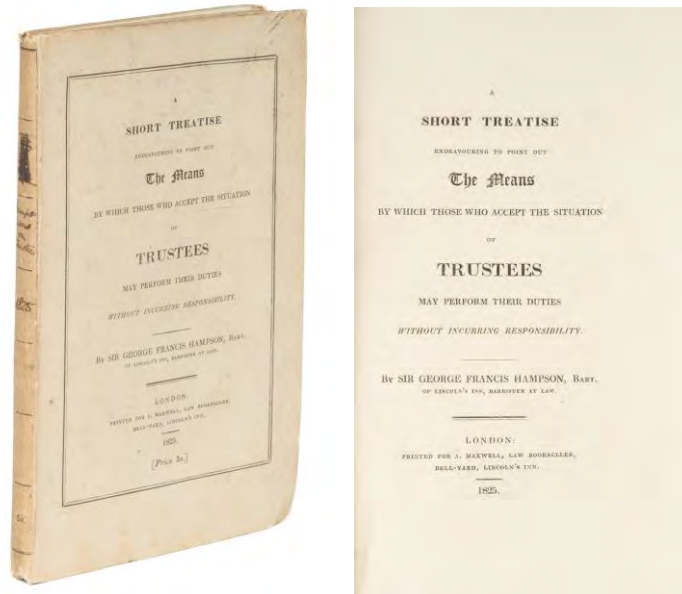
Reports of Sr George Croke Kt, Late One of the Justices of the Court of Kings-Bench, And Formerly One of the Justices of the Court of Common-Bench. London: [various imprints], 1661, 1659 and 1669. 3 parts in 3 books. [xxxii], 472, 457-920, [46]; [xviii], 620, 617-700, [30]; [xxiv], 610, [66] pp. Pagination, collation and binding order occasionally differ from *ESTC* records; text complete. With copperplate portrait frontispieces to each volume and a 3 pp. publisher catalogue to Part I. Folio (11" x 6-3/4").

Contemporary calf, blind rules to boards, raised bands, blind fillets and lettering pieces to spines, blind tooling to board edges (gilt tooling to Part III). Light rubbing and a few scuffs, nicks and scratches to boards, moderate rubbing to extremities, chipping to spine ends, most joints starting, front board of Part III separated but secured by cords, corners bumped and somewhat worn, hinges cracked or starting, later bookplate (of Alfred Robert Young) to front pastedown of Part III. Light toning to text, light foxing, more moderate toning and faint dampstaining in a few places, tears to edges of a few leaves without loss to text, a few partial cracks to text block of Part I, small tears to a few leaves of Part III, including frontispiece, with minor loss to image and text but not legibility, brief early annotations throughout both volumes (the same hand in Parts I-II, a different hand in Part III), some affected by trimming in Part III. \$750.

* Initially issued in separate volumes beginning in 1657 and collected as a set in 1683, these reports were translated from Law-French and edited by Grimston. They cover the years spanning 1582-1641. Kent considers this set "a work of credit and celebrity among the old Reporters," which has "sustained its character in every succeeding age.": Wallace. The brief but extensive notes to our copy are nearly all case citations, mostly to other reporters such as Coke and Yelverton.

Wallace, *The Reporters* 198-205. *English Short-Title Catalogue (ESTC)* R31318, R31317, R37691.

[Order This Item](#)



Lord Eldon's Copy of the First Major Work on Voluntary Trustees

11. Hampson, Sir George Francis [1789-1833].

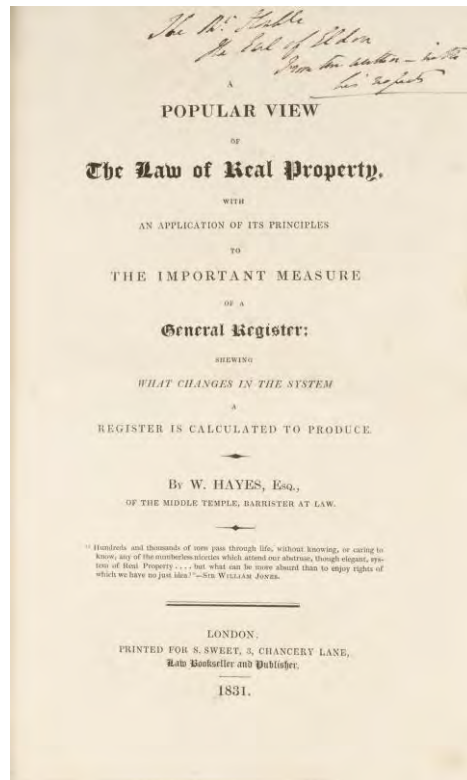
A Short Treatise Endeavouring to Point Out the Means by Which Those Who Accept the Situation of Trustees May Perform Their Duties Without Incurring Responsibility. London: Printed for A. Maxwell, 1825. xx, 129, [3] pp. With a final advertisement leaf. Octavo (9" x 5-1/4").

Original printed publisher's boards, handwritten title and date to spine, edges untrimmed, most signatures unopened. Light rubbing and soiling to boards, a few tears to paper of rear board, moderate rubbing to extremities, spine ends and corners bumped and lightly worn. Light toning to interior, light foxing to a few leaves. Circular armorial bookplate of John Scott, 1st Earl of Eldon and presentation inscription "With the Author's Compliments" to front pastedown. \$650.

* First edition. The first major work on voluntary trustees in English law, this treatise discusses their duties and liabilities and includes a table of cited cases. Our copy was presented to John Scott, 1st Earl of Eldon [1751-1838]. Lord Eldon was a British barrister, politician and eventual Lord High Chancellor known for his influence on partnership and bankruptcy law. A second edition appeared in 1830 under a different title. OCLC locates 6 copies of the first edition in North American law libraries (Harvard, Yale, University of Notre Dame, University of Wisconsin, Los Angeles County, Library of Congress).

Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:154.

[Order This Item](#)



A Scarce Review of Real Property from the Library of Lord Eldon

12. Hayes, W[illiam].

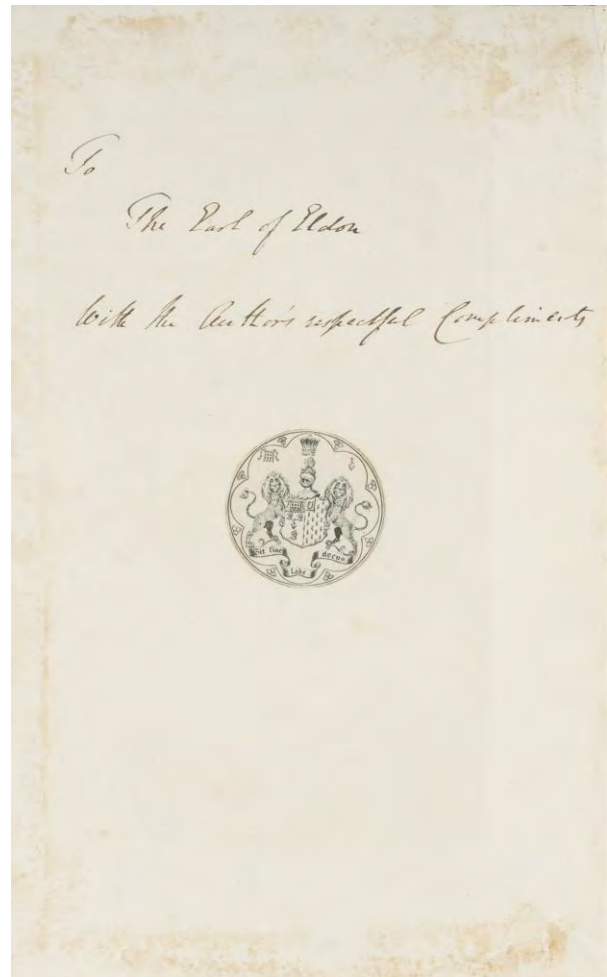
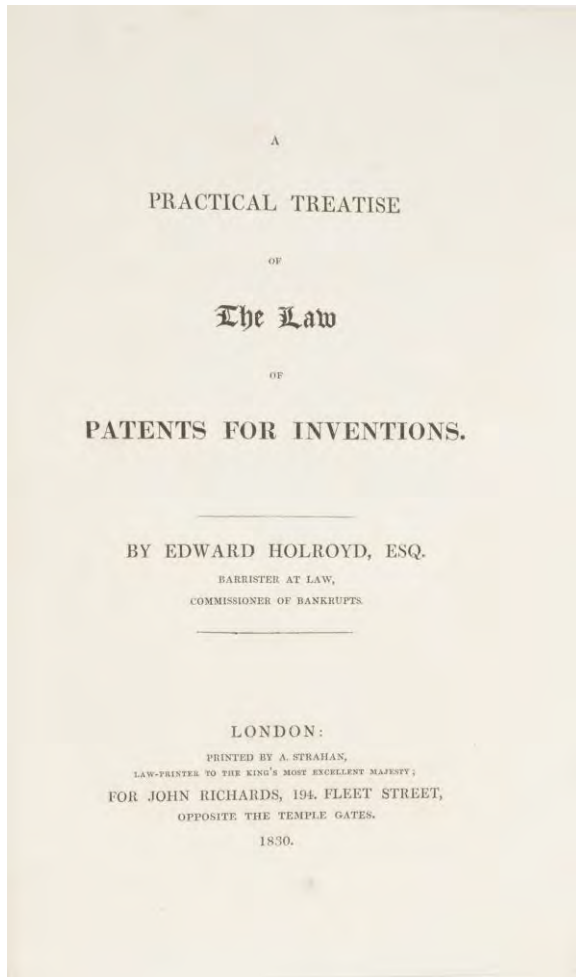
A Popular View of the Law of Real Property, With an Application of its Principles to the Important Measure of a General Register: Shewing What Changes in the System a Register is Calculated to Produce. London: Printed for S. Sweet, 1831. 132 pp. With errata slip after p. 4. Octavo (9" x 5-1/4").

Original publisher's boards, fragment of printed label and handwritten title and date to spine. Light rubbing to boards, moderate rubbing to extremities, chip to spine and a few tiny chips to front joint, spine label loose, corners bumped and lightly worn, front hinge cracked, faint offsetting and light foxing and soiling to endpapers. Light toning to interior, light foxing and soiling in a few places, a few folded corners. Circular armorial bookplate of John Scott, 1st Earl of Eldon to front pastedown and presentation inscription "The Rt. Honable The Earl of Eldon, From the author- with his regards" to title page. \$650.

* Only edition. Part of the spirited and lengthy public debate on the establishment of a general land register, similar to that created in Ireland in 1822. Though the idea was first proposed under Henry VIII, no such register would be created until the passage of the Land Registry Act in 1862, which established a registry of titles (but not deeds). The system created by the act was voluntary and largely ineffective; successive attempts at reform failed until the Land Registration Act of 1925. Hayes was a Middle Templar who wrote several treatises on conveyancing and real property. He presented our copy of this title to John Scott, 1st Earl of Eldon [1751-1838]. Lord Eldon was a British barrister, politician and eventual Lord High Chancellor known for his influence on partnership and bankruptcy law. OCLC locates 4 copies in North American law libraries (Columbia, University of Pennsylvania, University of Georgia, University of Notre Dame).

Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:160.

[Order This Item](#)



Lord Eldon's Copy of *Holroyd on Patents*

13. Holroyd, Edward [1794-1881].

A Practical Treatise of the Law of Patents for Inventions. London: Printed by A. Strahan, for J. Richards, 1830. xii, 236 pp. Octavo (8-3/4" x 5-1/2").

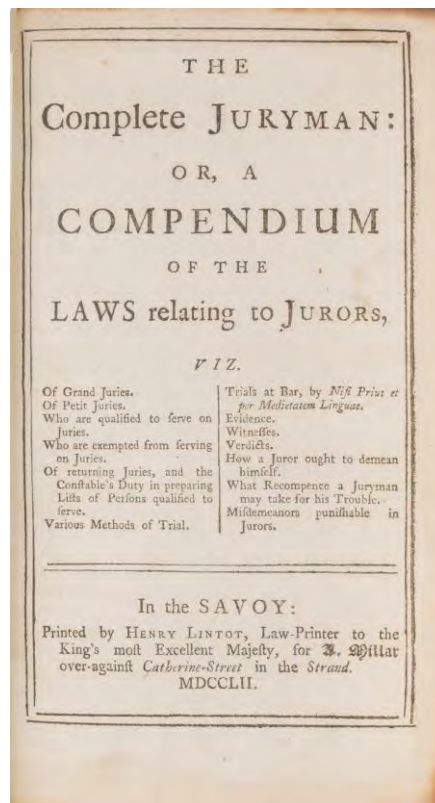
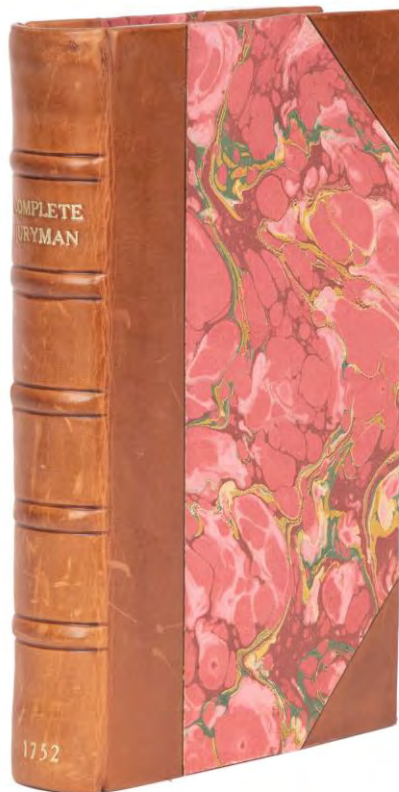
Publisher's quarter cloth over paper-covered boards, tiny fragment of paper label to spine. Light rubbing and negligible light soiling to boards, moderate rubbing to extremities, spine ends and corners bumped with light wear to corners, faint offsetting to endpapers. Light toning to interior, light foxing and soiling to a few leaves, first signature partially unopened. Circular armorial bookplate of John Scott, 1st Earl of Eldon and presentation inscription "To The Earl of Eldon, With the Author's respectful Compliments" to front pastedown. \$750.

* Only edition. Written for both professional and lay audiences, this thorough review of patent law includes a subject index and an appendix of forms for pleading. Holroyd, a barrister and senior commissioner of London's bankruptcy court, presented our copy to John Scott, 1st Earl of Eldon [1751-1838]. Lord Eldon was a British barrister, politician and eventual Lord High Chancellor known for his influence on partnership and bankruptcy law.

Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:171. Marvin, *Legal Bibliography* 392.

[Order This Item](#)

Tel: (800) 422-6686 or (732) 382-1800 | Fax: (732) 382-1887 | law@lawbookexchange.com | www.lawbookexchange.com



"Happiness that No Nation in the World but the English Ever Enjoyed"

**14. [Juries].
[Great Britain].**

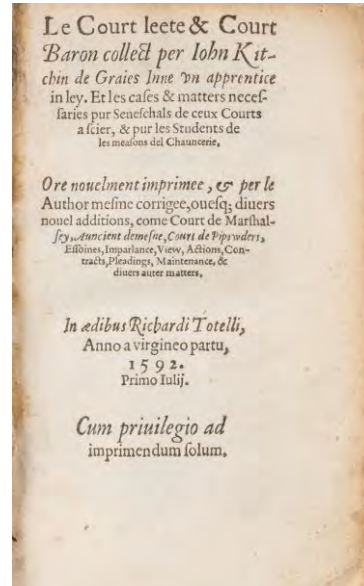
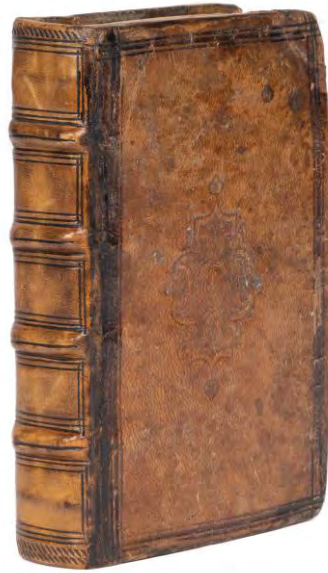
The Complete Jurymen: Or, A Compendium of the Laws Relating to Jurors, Viz. Of Grand Juries. Of Petit Juries. Who Are Qualified to Serve on Juries. Who Are Exempted from Serving on Juries. Of Returning Juries, And the Constable's Duty in Preparing the Lists of Persons Qualified to Serve. Various Methods of Trial. Trials at Bar, By Nisi Prius et per Medietatem Linguae. Evidence. Witnesses. Verdicts. How a Juror Ought to Demean Himself. What Recompence a Jurymen May Take for His Trouble. Misdemeanors Punishable in Jurors. London: Printed by Henry Lintot, Law-Printer to the King's Most Excellent Majesty, For A. Millar, 1752. 6, 341, [25] pp. 12mo. (6-1/2" x 3-3/4").

Recent three-quarter calf over marbled boards, raised bands, lettering piece and gilt publication date to spine, endpapers renewed. Light toning to interior, offsetting to margins of preliminaries and final few leaves of text. An attractive copy. \$1,250.

* First edition. This interesting digest and handbook has a notably patriotic quality. Asserting that the "chief End of all human Laws is the Preservation of Mens Lives, Liberties, and Properties," it goes on to praise the "Wisdom and Courage" of England's ancestors "in Forming and Preserving a Body of Laws the most capable of answering those great Ends." The jury system is foremost, and it insured "Happiness that no Nation in the World but the English ever enjoyed" (3). Later editions were published in Dublin in 1774 and 1783.

English Short-Title Catalogue T145262.

[Order This Item](#)



An Important Contribution to the Development of Modern Legal Theory

15. Kitchin, John [c.1520-c.1590].

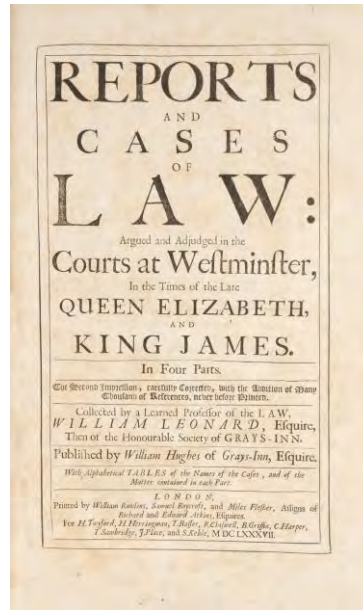
Le Court Leete & Court Baron Collect per Iohn Kitchin de Graies Inne un Apprentice en Ley. Et les Cases & Matters Necessarye pur Seneschals de Ceux Courts a Scier, & Pur les Students de les Measons de Chauncerie. Ore Novelment Imprimee, & Per le Author Mesme Corrige, Ovesq[ue] Divers Novel Additions, Come Court de Marshalsey, Auncient Demesne, Court de Pipowders, Essoines, Imparlance, View, Actions, Contracts, Pleadings, Maintenance, & Divers Auter Matters. [London]: In Aedibus Richardi Totelli, 1592. [xii], 1-254; [255]-289, [3] ff. Octavo (6-1/4" x 3-3/4").

Contemporary sheep, blind rules and large arabesques to boards, skillfully rebacked and recornered with raised bands, blind fillets and blind frames to spine, hinges mended. Light rubbing and a few small scuffs, nicks and stains to boards, moderate rubbing to board edges, corners bumped, front hinge cracked (before title page), recent pencil annotations and early ownership signatures (of Richard Norwood and [illegible] Prinne) to front free endpaper. Moderate toning to interior, slightly heavier in places, faint dampstaining to margins in several places, small wormhole to ff. 23-41 with very minor loss to text and none to legibility, light foxing to a few leaves, brief early annotation to f. 29. An appealing copy. \$1,100.

* Later edition. By outlining the differences between the previously undivided court, Kitchin, along with Coke, helped lay the foundations of modern legal theory. "In fact Kitchin was doing on a small scale what Coke was doing on a grand scale. Both were representatives of that school of literate Elizabethan lawyers...whose great and enduring work was the adaptation of medieval law and institutions to modern needs. Imagination necessarily played some part in this process of adaptation; and thus they are responsible not only for the enunciation of the rules of modern law, but also for legal and historical theories, the soundness of which was considered by many generations of lawyers and historians to be as incontestable as their statements of law" (Holdsworth). Our edition also includes the anonymous *Retorna Brevium*, a treatise on writs originally published separately. Though it has its own title page, the foliation and register are continuous; Beale considers the titles separate works and the *ESTC* catalogues them together.

Holdsworth, *A History of English Law* IV:130. Beale, *A Bibliography of Early English Law Books* T373, T378. *English Short-Title Catalogue* S108070.

[Order This Item](#)



"Were Always in High Estimation"

16. Leonard, William.

Reports and Cases of Law: Argued and Adjudged in the Courts at Westminster, In the Times of the Late Queen Elizabeth, And King James. In Four Parts... London: Printed by William Rawlins, Samuel Roycroft, And Miles Flesher, 1687. Four parts in two volumes. [xii], 336, [8]; [viii], 226, [6]; [xii], 279, [53]; [viii], 252, [12] pp. Parts 2-4 have separate dated title pages (Part 3 dated 1686) and pagination. Imprints vary slightly. Complete. Folio (11-3/4" x 7-1/2").

Contemporary calf, blind rules and fillets to boards, raised bands, blind fillets and lettering pieces to spines, gilt tooling to board edges. Light rubbing and several nicks, scuffs and scratches to boards, moderate rubbing to extremities, large chip to lettering piece of first volume, front joint of second volume starting at foot, rear joint of first volume just starting at head, light wear to spine heads and board edges, corners bumped and somewhat worn, early shelfmarks to outer edges of text block, hinges cracked or starting, torn armorial bookplates to front pastedowns, armorial bookplate of the Earls of Macclesfield to front free endpapers along with a few brief annotations and ownership signatures of John Howe (1732) and Thomas Clarke (1738), small embossed Macclesfield stamps to preliminaries. Moderate toning to interior, occasional light foxing, light soiling and spark burns to a few leaves, no loss to text. \$500.

* Only complete edition, the second and final edition overall. Covering the period spanning 1549 to 1615, these reports were originally published in four parts in 1658, 1659, 1663 and 1675. As indicated in the title, the second edition is enhanced with "many thousand" references that were not included in the original parts. "'Leonard's Reports,' says Sir Edward Sugden, 'were always in high estimation' and this opinion is confirmed by Lord Nottingham": Wallace. Our copy of this title belonged to the Earls of Macclesfield. Housed in Shirburn Castle, near Watlington, Oxfordshire, it was one of the finest private libraries in Great Britain. Sir Thomas Clarke [1703-1754] was a British judge who served as Master of the Rolls. He was a close friend of Thomas Parker, Earl of Macclesfield [1666-1732]. Since Clarke's parentage was unclear, some believe Clarke was Macclesfield's son.

Wallace, *The Reporters* 142. *English Short-Title Catalogue* R19612.

[Order This Item](#)

*Sir Griffith Boynton Baronet late Sheriff of
Yorkshire to John Craow his Undersheriff* 1771

Salary Term 1771	Paid for the Patent Writ of Assistance, Commission to swear you into Office and the Writ of Discharge for Sir Bellingham Graham and my Agent for his Cause	40. 10. 0
	Carriage and Postage thereof down	0. 6. 11
	Paid for a Copy of the Mayor's Conerers & from the Crochets Book	0. 3. 8
	Paid also for a Copy of all the Names, in the new Commission of the Peace	0. 5. 0
	Paid Mr. Paper Sir Bellingham Graham's Undersheriff for the Indenture of Assignment of the Gaol and Schedule of Writs &c.	5. 5. 0
	Letter of Att. to receive the Gaol and Duties	0. 6. 0
	Filing Warrants in each Court	0. 3. 0
	Filing Returns and Return	2. 6. 0
	Three Office Seals	1. 16. 0
Sent Offices	Postage of Assize Process	0. 2. 0
	Paid Carriage of the Crochets Books from London	0. 7. 0
	On the Executions of Wright and Atkinson	0. 13. 6
	Paid the Clerk of Assize for the Calendar	1. 11. 6
	To the Judge's Clerk for opening the Court	1. 11. 6
	Paid William Gilbert Hon	17. 9. 0
	Paid three Trampeters	10. 16. 0
	Paid at the Black Swan the Customary Fee for Wine for the Associate & Clerk of Assize	2. 0. 0
	To the Singing Boys	0. 6. 0
	Verger	0. 5. 0
	Paid Mr. Blunt for yourself, three Officers and Chaplain at Supper	2. 12. 6
	Paid for yourself and Mr. Pado at Simpson's	1. 17. 6
	Paid at the Grand Jury Dinner at Blunt's	2. 6. 6
	Paid Mary Carlton for the Use of Halberts	1. 1. 0
	Shatterdashew Carters &c.	5. 19. 0
	Carried forward	100. 7. 0

These Articles are included in a former Acc. Balance already and are only added here, by way of making the Charge Account complete - the Amount of them being deducted at the end of the

A Yorkshire Sheriff's Record of Expenses

17. [Manuscript].

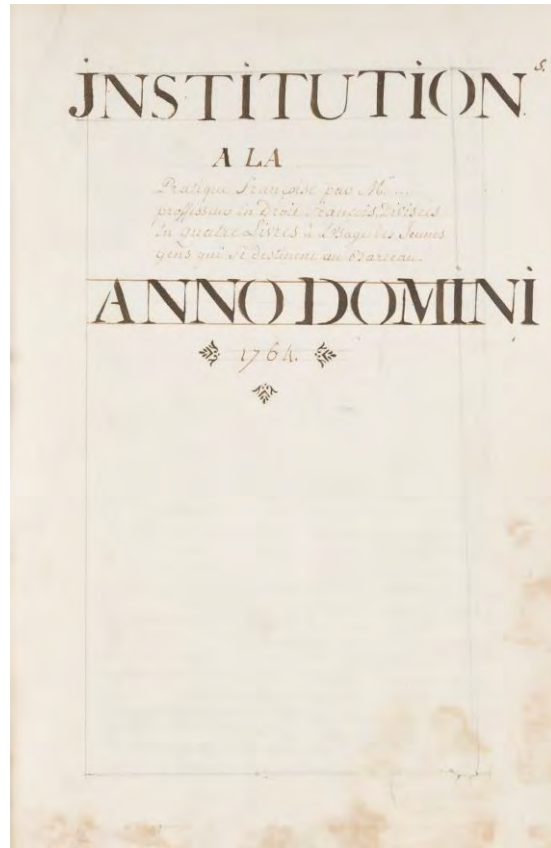
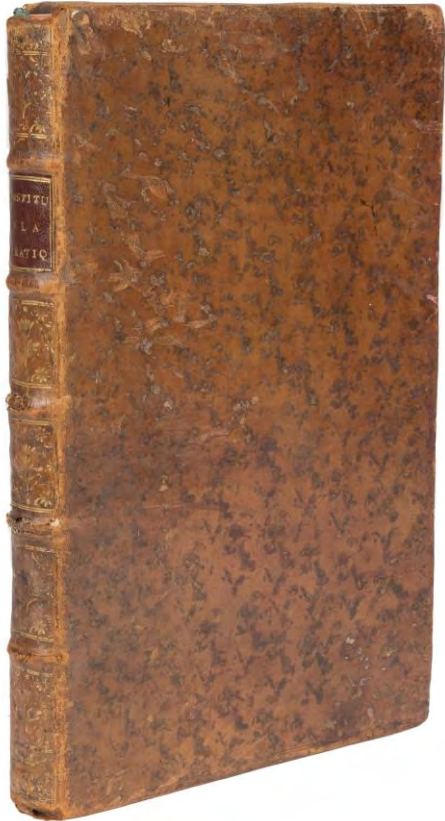
Boynton, Sir Griffith, 6th Baronet [1745-1778].

[*Sheriff's Accounting for Sir Griffith Boynton*]. [Yorkshire, 1772?]. [2 blank], [5], [1 blank] pp.

Text in one (possibly two?) neat hands to unsewn 12-1/2" x 8" bifolia. Light toning, horizontal fold lines, light soiling in places, a few small chips to fore-edges with minor loss to text in places but no loss to legibility. \$350.

* This interesting document, presumably produced at the end of Boynton's term as High Sheriff of Yorkshire, details the sheriff's expenses from 1771-1772 and seems to have been presented to the undersheriff for filing. The expenses range from the prosaic ("Paid the Marshall," 1 pound 12 shillings) to the mundane ("Three Office Seals," 1 pound 16 shillings) to the seemingly personal ("Associate's Wine at the Swan," 2 pounds). Together, they provide a highly detailed look at the varied duties and detailed accounting required of a local sheriff.

[Order This Item](#)



A French Bar Preparation Course from 1764

18. [Manuscript].

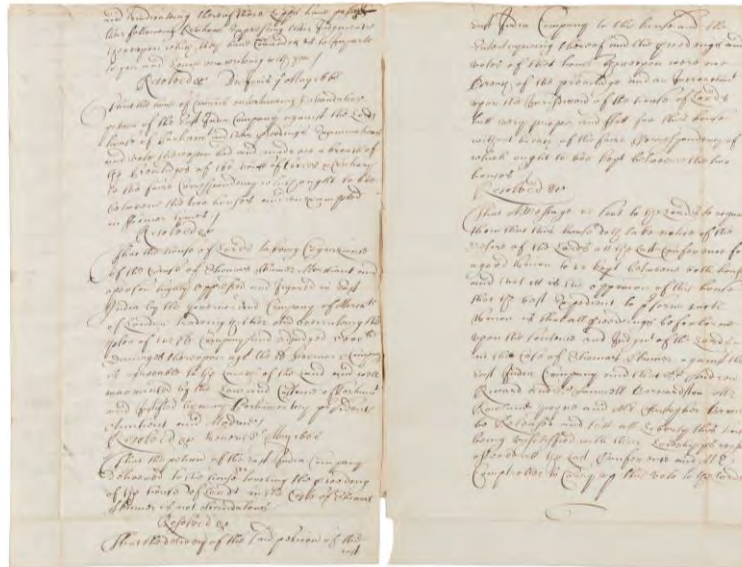
Rousseau, M., Professeur.

Institution à la Pratique Française par M[onsieur Rousseau], Professeur en Droit Française, Divisées en Quatre Livres à l'Usage de Jeunes Gens qui se Sestinent au Barreau. Paris, 1764. [ii], 292, 7 pp. Folio (13-1/4" x 8-3/4").

Contemporary mottled calf, gilt spine with raised bands and lettering piece (reading: "Institu/ a la/ Pratiq" to spine, marbled endpapers, edges rouged. Light rubbing and a few shallow scuffs to boards, moderate rubbing to extremities with wear to spine, spine ends and corners, rear joint starting, hinges partially cracked, a few cracks to text block, a few leaves partially detached and lightly edgeworn. Moderate toning to interior, light soiling in places, faint dampstaining to margins of first and final quarter of text. Text in neat hand within ruled borders with occasional neat corrections. \$2,500.

* Probably copied from a cruder set of class notes, this carefully written manuscript records, as indicated by its title, a preparatory course for bar candidates taught in Paris by the law professor and lawyer Rousseau, who is identified in the text. We can find no printed version of these lectures (or Professor Rousseau's first name.) It is divided into four books on aspects of criminal law, such as investigations and judgments. A large part of the manuscript is devoted to seizures of property and movable property. It ends with examples of forms, such as writs of decree, and an index. Rousseau was a mentor and long-term associate of the great jurist Robert-Joseph Pothier [1699-1722]. Pothier held Rousseau in high opinion cited him often in his work. See Le Trosne, *Éloge Historique de M. Pothier, Conseiller au Présidial d'Orléans et Professeur de Droit François en l'Université de la Même Ville* 91-92.

[Order This Item](#)



Rare Manuscript Report of a Historic Case Concerning Original Jurisdiction

19. [Manuscript].

[Trial].

[Skinner's Case].

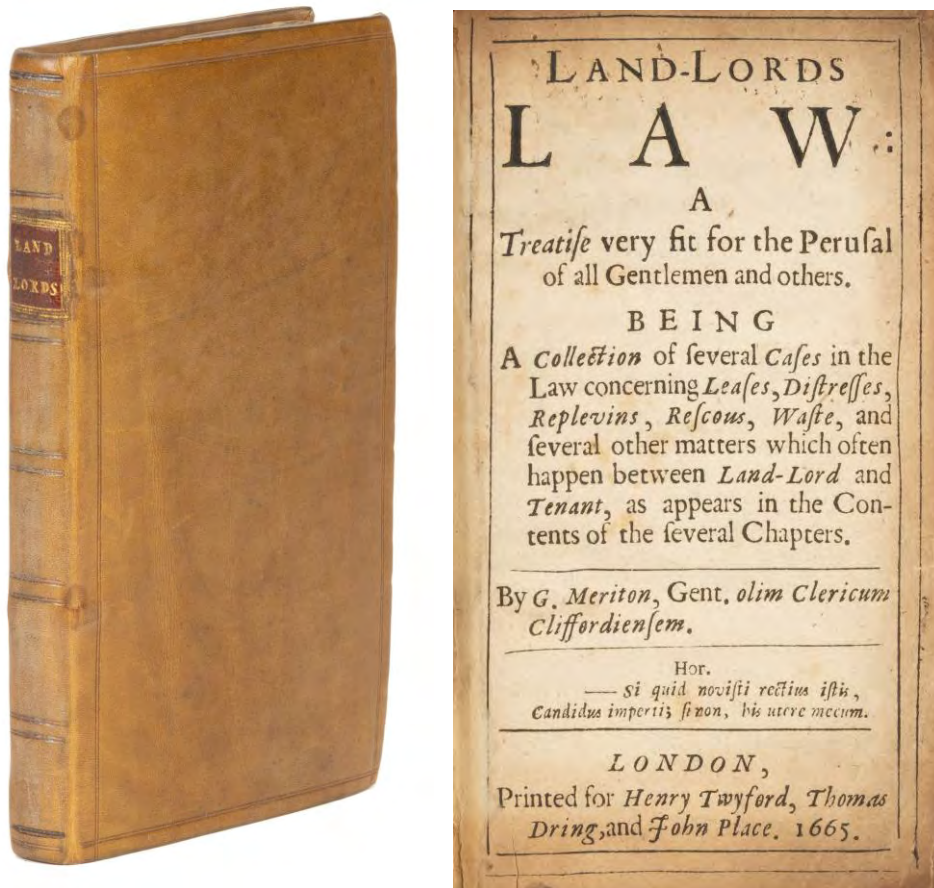
[Report of Thomas Skinner v East India Company]. [London, 1668].

11-3/4" x 7-3/4" disbound bifolium, text in a single neat hand to rectos and versos of both leaves. Moderate toning and light soiling, horizontal and vertical fold lines, a few small chips and short tears along folds, top-edges trimmed touching text, legibility not affected. \$2,500.

* This contemporary record may have been prepared for one of the manuscript newsletter services of this period, which avoided the censorship imposed on publications. Portions of the text appear in a collection of contemporary manuscript minutes of the House of Lords held by Parliament and later reconstructed, but much of the content is apparently unique. The work of an observer, it reports the second phase, in the House of Lords, of Skinner's Case, a constitutionally important dispute between the House of Lords and the House of Commons over original jurisdiction in civil suits. This case was the talk of London. Samuel Pepys, to name a famous contemporary, referred to it three times in his diary entries for Friday 1 May, Tuesday 5 May and Saturday 9 May 1668.

The East India Company seized the ships, cargoes and trading post of Thomas Skinner, a London merchant trading in India. In 1668 Skinner presented a petition to Charles II seeking redress for his losses, noting that he was trading in India before the establishment of the East India Company. The king referred the case to the House of Lords, which ruled in his favor and awarded him £5,000 in damages. The Company complained to the House of Commons, which ruled that the Lord's proceedings were illegal. After the two houses failed to resolve the question of ultimate legal authority, the Commons had Skinner arrested and imprisoned for breach of privilege. The Lords responded by fining and imprisoning Sir Samuel Barnardiston, the Company's chairman. This constitutional stand-off was only resolved by the king's intervention in 1669, who ordered the two Houses to end proceedings and erase all mention of the case from their records. (The records of the House of Lords were indeed expunged, but deciphered and reprinted for the first time by the Royal Commission on Historical Manuscripts in 1881.) Afterwards, it was tacitly understood that the House of Lords did not have any claims of original jurisdiction in civil suits.

[Order This Item](#)



First Edition of the First English Treatise on the Law of Landlord and Tenant

20. Meriton, George [1634-1711].

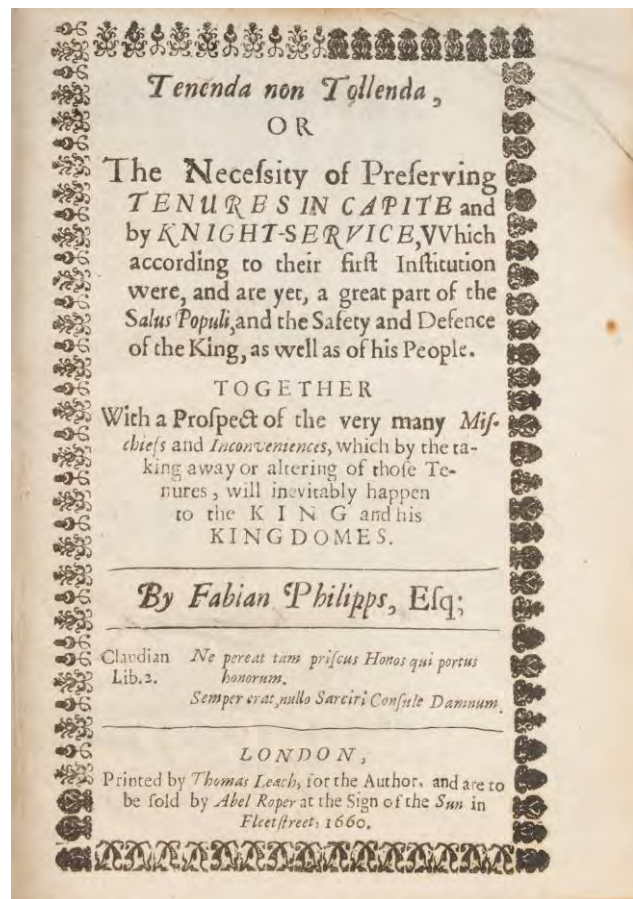
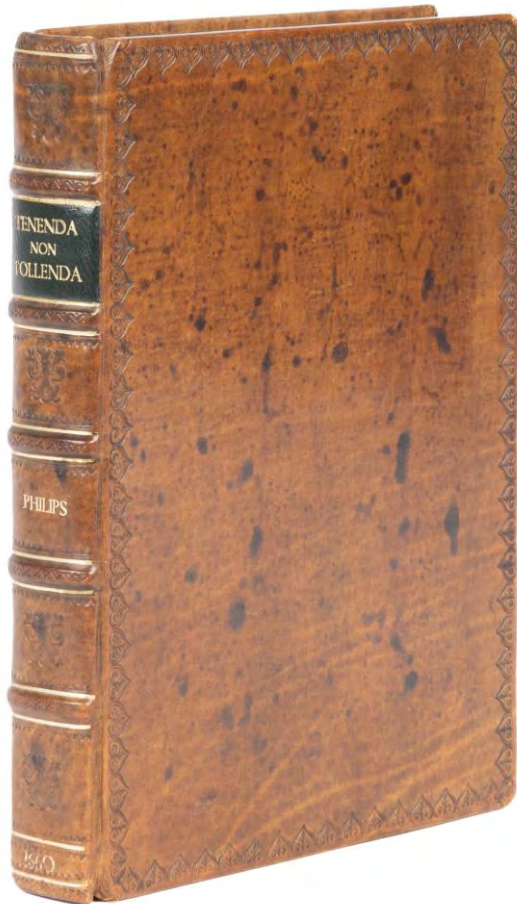
Land-Lords Law: A Treatise Very Fit for the Perusal of Gentlemen and Others. Being a Collection of Several Cases in the Law Concerning Leases, Distresses, Replevins, Rescous, Waste, And Several Other Matters Which Often Happen Between Land-Lord and Tenant, As Appers in the Contents of the Severall Chapters. London: Printed for Henry Twyford, Thomas Dring, and John Place, 1665. [xviii], 171, [1] pp. Lacking first leaf, a blank. 12mo. (5-1/2" x 3-1/4").

Recent period-style calf by Philip Dusel, blind rules to boards, lettering piece and blind fillets to spine, gilt tooling to board edges. Light browning to interior, some edgewear to title page and following leaf, minor chips and spark burns to a few other leaves. \$750.

* First edition, one of two issues from 1665. Meriton was a lawyer and a prodigious writer on a wide range of legal and non-legal topics. Born in the North Riding of Yorkshire, he is also remembered for his dialect poem *The Praise of Yorkshire Ale* (1683). First published in 1665, the *Land-Lords Law* was the first English treatise on the law of landlord and tenant. It was a well-regarded work that went through five later editions, the last in 1697. All editions are scarce. Including both issues, OCLC locates 7 copies of the first edition in North American law libraries (Harvard, Library of Congress, University of Michigan, University of Minnesota, University of Pennsylvania, Yale, York).

English Short-Title Catalogue R19512.

[Order This Item](#)



Fear of a Standing Army

21. Philipps, Fabian [1601-1690].

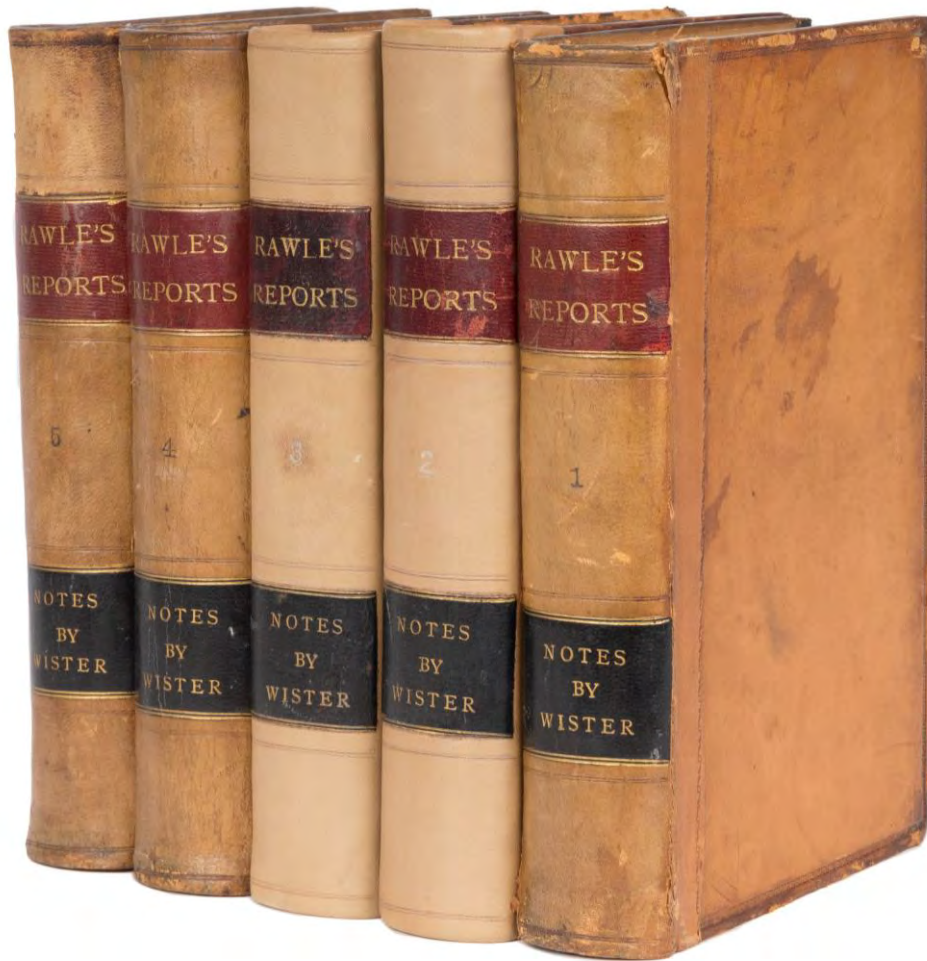
Tenenda non Tollenda, Or the Necessity of Preserving Tenures in Capite and by Knight-Service, Which According to Their First Institution Were, and are Yet, a Great Part of the Salus Populi, and the Safety and Defense of the King, as Well as of His People. Together with a Prospect of the Very Many Mischiefs and Inconveniences, Which by the Taking Away or Altering of Those Tenures, Will Inevitably Happen to the King and His Kingdoms. London: Printed by Thomas Leach, 1660. [xiv], 276 pp. Quarto (7-1/2" x 5-1/2").

Recent period-style sprinkled calf, blind fillets to boards, lettering piece, gilt-edged raised bands and gilt author name and publication date to spine, endpapers renewed. Title printed within typographical border. Moderate toning to text, finger smudges to a few leaves, errata leaf partially detached but secure. A handsome copy. \$750.

* Only edition. An important book according to Holdsworth, *Tenenda non Tollenda* was written to protest the recent abolition of military tenures, a system through which the crown granted lands in exchange for military services, either personal or through the provision of troops. He feared this would eventually lead to the creation of a standing army, a potential tool of royal oppression. On a broader level the abolition of military tenure eliminated a legal bond that balanced the interests of the monarchy and large landholders. A thoroughly argued thesis, it is supported by 72 points.

Holdsworth, *A History of English Law* VI:610. *English Short-Title Catalogue* R16070.

[Order This Item](#)



Rawle's Pennsylvania Supreme Court Reports

22. Rawle, William, Jr. [1788-1859].

Wister, William Wynne, Jr. [1838-1900].

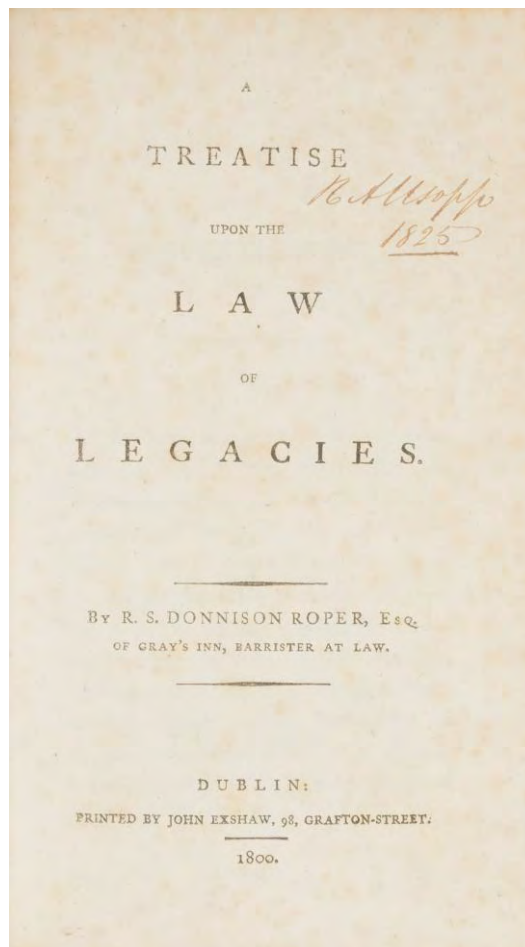
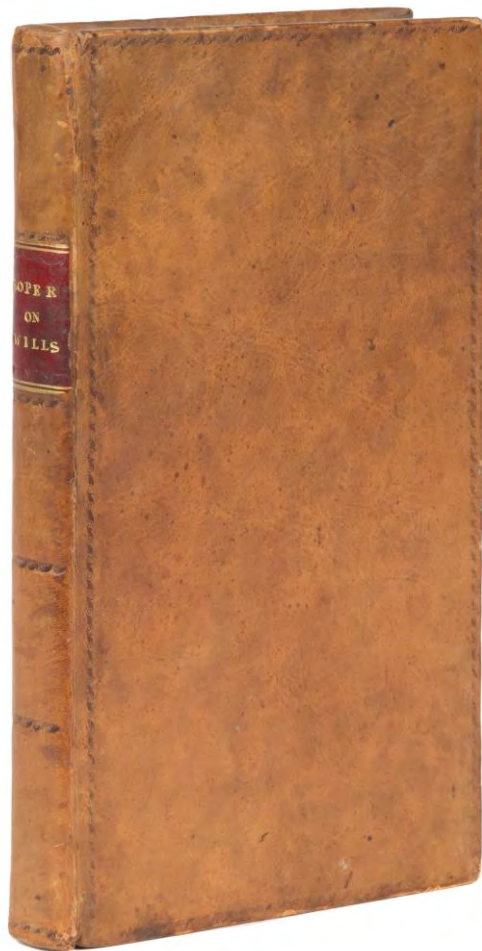
Reports of Cases Adjudged in the Supreme Court of Pennsylvania. With Notes Referring to Cases in the Subsequent Reports by William Wynne Wister, Jun. Philadelphia: T. & J.W. Johnson & Co, 1869. Five volumes. Octavo (9" x 5-3/4").

Contemporary sheep with later rebackings, endpapers renewed. Blind rules to boards, blind fillets along joints, blind rules, retained red and black lettering pieces and gilt volume numbers to spines, hinges of Volumes 2 and 3 reinforced. Light rubbing and a few faint stains to boards, moderate rubbing to extremities with some wear to spine ends, hinges of Volumes 1, 4 and 5 cracked. Light toning to interiors, offsetting and a few chips to margins of preliminaries and rear endleaves, early owner stamp (William A. Shafer) to front pastedowns and free endpapers \$150.

* Rawle, who was greatly aided by the great Pennsylvania jurist Thomas Sergeant [1782-1860], covers Supreme Court decisions from 1828 to 1835. The first editions of these reports were published from 1829 to 1836.

Wallace, *The Reporters* 585.

[Order This Item](#)



Commended by Eldon, Story and Kent

23. Roper, R.S. Donnison [1771-1823?].

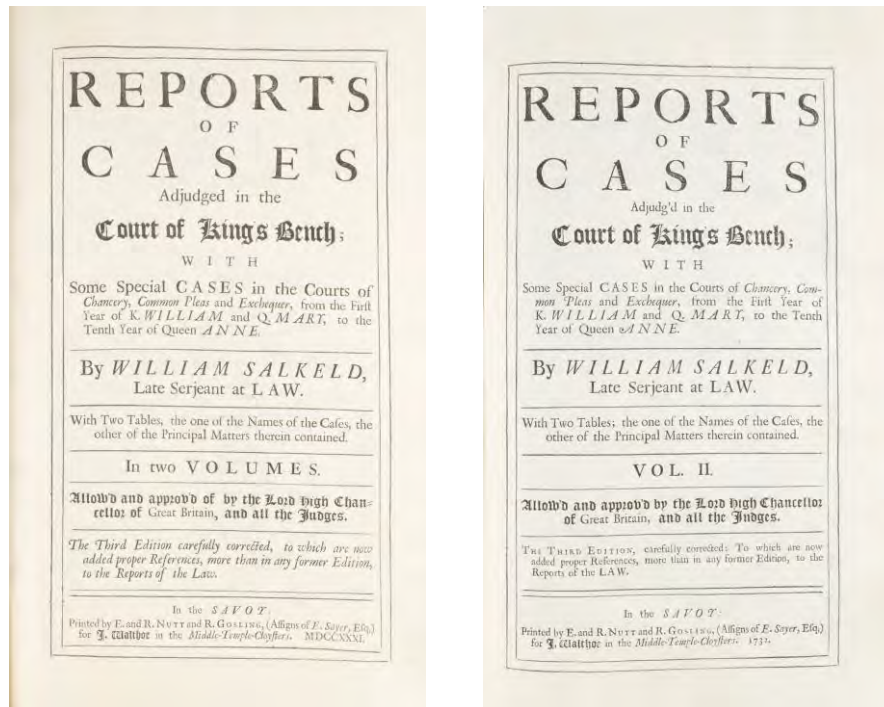
A Treatise on the Law of Legacies. Dublin: Printed by John Exshaw, 1800. [ii], iv, [2], 236, [9] pp. Octavo (8-1/4" x 4-3/4").

Contemporary speckled calf, blind fillets to boards, lettering piece and blind filets to spine. A few minor nicks, light rubbing to extremities, corners lightly bumped, early owner signature (Robert Allsopp) to front free endpaper and title page. Moderate toning to interior, light foxing in a few places, creases to front free endpaper and following endleaf. A handsome copy. \$850.

* Only Dublin edition. The first work by Roper (a Gray's Inn barrister), it was first published in London in 1799. As Marvin notes, this work was "commended by Lord Eldon, Story, and Kent", and seemingly the first treatise devoted exclusively to legacies at English law. Its final edition, the second American from the fourth English (1847), was published in 1848. The 1800 Dublin edition is not listed in Sweet & Maxwell, the *English Short-Title Catalogue* or Library Hub. OCLC locates 11 copies in North America, 6 in law libraries (Columbia, Duke, Northwestern, Ohio State, University of North Carolina, University of Virginia, Washington and Lee).

Marvin, *Legal Bibliography* 619 (citing other editions).

[Order This Item](#)



"Their General Accuracy, I Believe, Has not Been Questioned"

24. Salkeld, William [1671-1715]. Reporter.

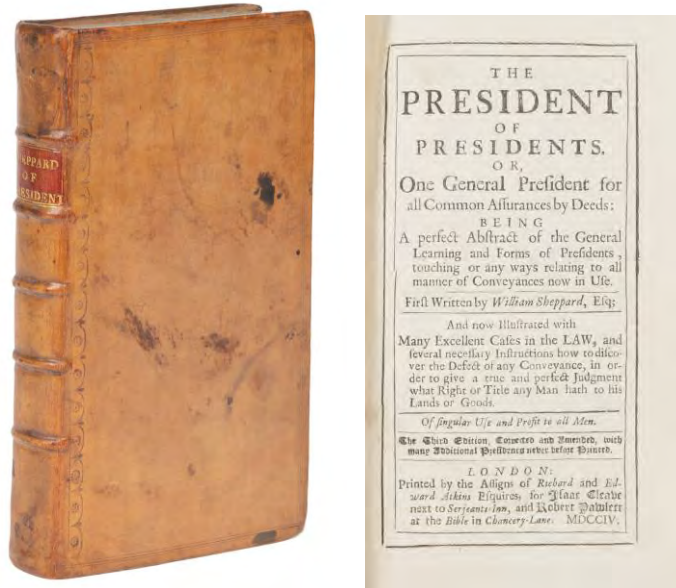
Reports of Cases Adjudg'd in the Court of King's Bench; With Some Special Cases in the Courts of Chancery, Common Pleas and Exchequer, From the First Year of K. William and Q. Mary, To the Tenth Year of Queen Anne. With Two Tables; The One of the Names of the Cases, The Other of the Principal Matters Therein Contained. Allow'd and Approv'd of by the Lord High Chancellor of Great Britain, And All the Judges. The Third Edition Carefully Corrected, To Which are Now Added Proper References, More Than in Any Former Edition, To the Reports of the Law. [London]: Printed by E. and R. Nutt and R. Gosling, (Assigns of E. Sayer, Esq;) for J. Walthoe, 1731. Two volumes in one. [xiv], 410, [2]; [12], 411-793, [108] pp. Folio (12-1/2" x 7-1/2").

Contemporary calf, blind rules and fillets to boards, raised bands, blind fillets and lettering piece to spine, gilt tooling to board edges. Moderate rubbing and some nicks, scuffs and scratches to boards, rubbing to extremities, chipping to spine ends, small faint dampstain near foot of spine, front joint starting at ends, rear joint starting at head, light wear to board edges and corners, which are bumped, armorial bookplate of the Earls of Macclesfield and early shelfmark (?) to front pastedown, early ownership signature (of Thomas Clarke) to front free endpaper, small embossed Macclesfield stamps to preliminaries, light worming to upper left corner of rear pastedown. Light toning to interior, minor worming to upper gutter of last 20 or so leaves without loss to text, otherwise internally fresh. \$300.

* Third edition. Covers the period from 1689-1712. "The first two volumes of Salkfeld were published under the supervision of Lord Hardwicke, and their general accuracy, I believe, has not been questioned" (Wallace). Bibliographically distinct and not present in our copy, a third volume was added to this set in 1724. Our copy of this title belonged to the Earls of Macclesfield. Housed in Shirbourn Castle, near Watlington, Oxfordshire, it was one of the finest private libraries in Great Britain. Sir Thomas Clarke [1703-1754] was a British jurist and close friend of George Parker, 2nd Earl of Macclesfield.

Wallace, *The Reporters* 399-340. *English Short-Title Catalogue* T97360.

[Order This Item](#)



Sheppard's Plan to Reform Conveyancing

25. Sheppard, William [fl. 1660]. [Browne, William, Editor].

The President of Presidents. Or, One General President for All Common Assurances by Deeds: Being a Perfect Abstract of the General Learning and Forms of Presidents, Touching or Any Ways Relating to All Conveyances Now in Use. Illustrated with Many Excellent Cases in the Law, And Several Necessary Instructions How to Discover the Defect of Any Conveyance, In Order to Give a True and Perfect Judgment What Right or Title Hath Any Man to His Lands or Goods. Of Singular Use and Profit to All Men. Corrected and Amended, With Many Additions. London: Printed by the Assigns of Richard and Edward Atkins, 1704. [x], 400, [8] pp. Octavo (7-1/2" x 4-1/2").

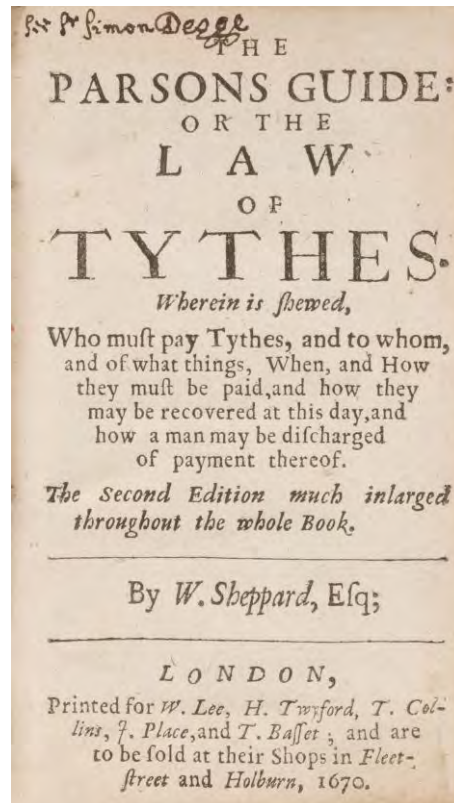
Contemporary calf, blind rules to boards, blind fillets along joints, raised bands and lettering piece to spine, blind tooling to board edges, early hand-lettered title to fore-edge. Minor nicks, scuffs and stains to boards and spine, light rubbing to extremities, corners bumped and somewhat worn, rear joint just starting at head, armorial bookplate of the Earls of Macclesfield to front pastedown, small embossed Macclesfield crest to preliminaries. Moderate toning to interior, signature of Sir Thomas Clarke and illegible inscription in later hand to front free endpaper. A well-preserved copy. \$650.

* Third edition. Active in the Protectorate, where he was Cromwell's legal advisor, Sheppard aimed to reform English common law. Several of his proposals anticipated changes that were adopted in the nineteenth century, especially in the Juridicature acts of 1875-1878. First published in 1655, the *Presidents of Presidents* is a novel guide that offers a system of conveyances based on a uniform model. Sheppard promotes this standardized plan as a way to better secure property rights by eliminating the ambiguity introduced by local practices. According to his biographer, Nancy Matthews, this work remains "an important contribution to English legal literature" (Matthews).

Our copy of this title belonged to the Earls of Macclesfield. Housed in Shirbirn Castle, near Watlington, Oxfordshire, it was one of the finest private libraries in Great Britain. Thomas Clarke [1703-1764] was a lawyer and judge who served as master of the rolls. He was a protégé and later close friend of the Thomas Parker, 1st Earl of Macclesfield [1666-1732], lord chief justice from 1710 to 1718 and lord high chancellor from 1718-1725.

Matthews, *William Sheppard, Cromwell's Law Reformer* 118. *English Short-Title Catalogue* T90643.

[Order This Item](#)



Cromwell's Financial Demands on the Clergy

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

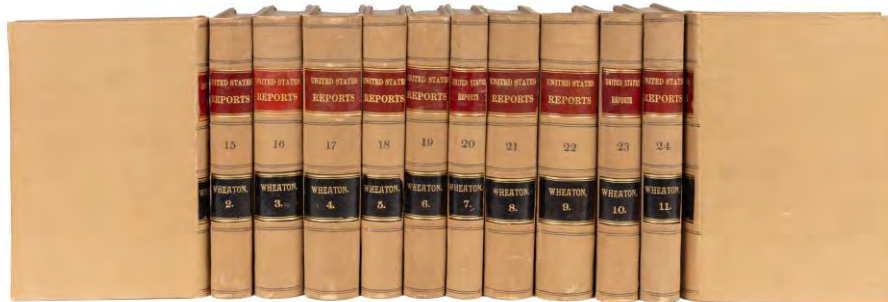
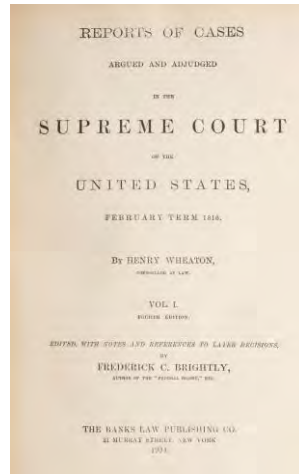
The Parsons Guide: Or the Law of Tythes. Wherein is Shewed, Who Must Pay Tythes, And to Whom, And of What Things, When, And How They Must be Paid, And How They May be Recovered at this Day, And How a Man May be Discharged of Payment Thereof. London: Printed for W. Lee [et al.], 1670. [xx], 99, [1] pp. 12mo. (5-1/2" x 3").

Contemporary sheep, blind rules to boards, blind fillets to spine, blind tooling to board edges, pastedowns loose. Light rubbing and a few small spots and stains to boards, somewhat heavier rubbing to extremities, joints starting, corners bumped and lightly worn, hinges cracked, recent pencil annotations to front free endpaper (the lower corner of which is lacking), later owner initials ("LG?") dated 1760 to front endleaf, early presentation inscription ("[for] Sir Simon Degge") to head of title page. Moderate toning to interior, tear to right margin of leaf B1 (pp. 1-2) not affecting text, partial crack in text block between pp. 2 and 3, all leaves secure. \$850.

* Second edition, expanded. A brief treatise supporting Cromwell's financial demands for the clergy. Active in the Protectorate, where he was Cromwell's legal advisor, Sheppard aimed to reform English law. Several of his proposals anticipated changes that were adopted in the nineteenth century. *The Parsons Guide* supported Cromwell's reforms of tithing laws, which were drafted by Sheppard. Our copy was presented to Sir Simon Degge [1612-1703], author of the well-regarded *Law of Tithes* (1676) and *Parson's Counsellor* (1676). The first edition of this title appeared in 1654 and the third and final edition in 1671. All editions and issues are scarce. OCLC locates 5 copies of the second edition in North American law libraries (Harvard, Yale, Library of Congress, Los Angeles County, San Francisco).

English Short-Title Catalogue R35177.

[Order This Item](#)



Wheaton's Reports: The "Golden Book of American Law"

27. [Supreme Court, United States].

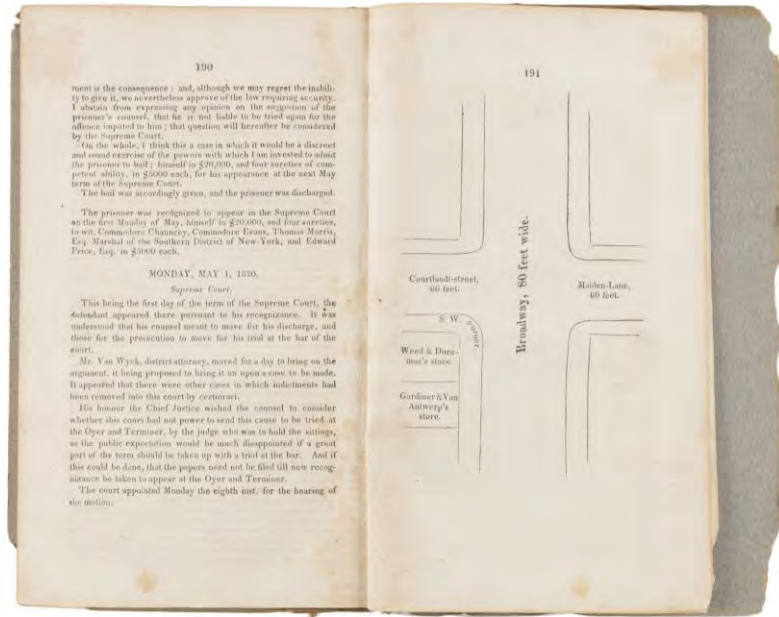
Wheaton, Henry [1785-1848], Reporter.

Reports of Cases Argued and Adjudged in the Supreme Court of the United States. New York: Banks Law Publishing Co, 1904 [Volume 7: 1903]. Twelve volumes. Complete set. Octavo (8-1/2" x 5-1/2").

Uniformly bound in later tan buckram, with red and black lettering pieces and volume numbers to spines. Light rubbing and soiling to boards, moderate rubbing to extremities, nicks to a few lettering pieces, small faint dampstain to outer top-edge of Volume 11, hinges cracked (also before title pages of a few volumes) and reinforced with cloth, ink property stamps to front pastedowns. Light to moderate toning, a few partial cracks to text blocks of a few volumes, all leaves secure, internally clean. \$1,000.

* Fourth edition, published as Volumes 14-25 of *United States Reports*. Wheaton's tenure as the Supreme Court's reporter lasted from 1816 to 1827, a remarkable period that witnessed such landmark cases as *Martin v. Hunter's Lessee* (1816), *McCulloch v. Maryland* (1819), *Dartmouth College v. Woodward* (1819), *Cohens v. Virginia* (1821) and *Gibbons v. Ogden* (1824). A more sophisticated Supreme Court reporter than the predecessors, Wheaton enhanced his excellent reports with extensive notes and useful appendices, some containing texts of relevant documents. As noted by Woxland and Ogden, his reports became "a model for judicial reporting in this country-the 'golden book of American law.'" Issued four times between 1883 and 1911 as the fourth edition, the Banks imprints were edited by jurist and reporter Frederick C. Brightly and feature his notes throughout. Woxland and Ogden, *Landmarks in American Legal Publishing* 33. Cohen and O'Connor, *A Guide to the Early Reports of the Supreme Court of the United States* 135-146.

[Order This Item](#)



An Interesting New York City Murder Trial, Not Listed in McDade

28. [Trial].

Goodwin, Robert M., Defendant.
Sampson, William, Reporter.

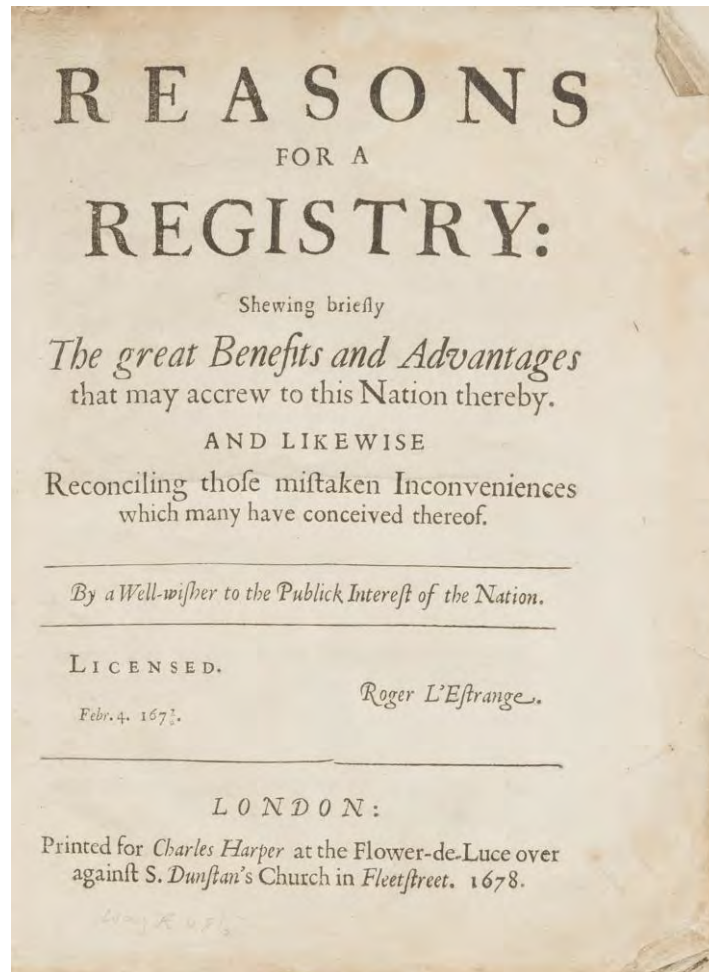
Trial of Robert M. Goodwin, On an Indictment of Manslaughter for Killing James Stoughton, Esq., In Broadway, In the City of New-York, on the 21st Day of December, 1819. Tried at the Court of General Sessions of the Peace Held in and for the Body of the City and County of New-York: Including the Arguments of Counsel and Opinions and Orders of the Court on a Motion to Bail the Prisoner, Previous to His Trial, After the Finding of a Coroner's Inquest of Wilful Murder, And a Verdict by a Grand Jury of Manslaughter: And a Further Motion to Bail on the Petit Jury Being Polled and Disagreeing in Their Verdict, and Being Finally Discharged at the Close of the Session, After a Trial Which Lasted Five Days, Having Began on the 14th and Ended on The 18th Day of March, 1820: And also a Motion to Bail on a Writ of Habeas Corpus Before His Honour the Mayor, At His Office in the City-Hall, And a Like Motion Before His Honour Chief Justice Spencer, At His Chambers, With His Opinion and Order to Admit the Prisoner to Bail. New York: Printed by G.L. Birch & Co., 1820. 191, [5] pp. Plate. Index. Octavo (8-1/2" x 5").

Stab-stitched pamphlet bound into later thick-paper boards with a cloth spine, small typewritten label to front cover. Chipping to edges of boards, joints cracked. Moderate toning and light foxing to interior, chipping and minor tears to edges of preliminaries and final leaves of text block, front free endpaper partially detached but secure, tear to pp. 91-92 with minor loss, legibility no affected, small library stamp (overstamped with a deaccession stamp) to title page. \$150.

* First edition. One day, passing Stoughton on Broadway, Goodwin called Stoughton, a former legal adversary, a coward and a scoundrel. A fight ensued and Goodwin fatally stabbed Stoughton with a sword cane. Goodwin claimed the death was accidental and the trial resulted in a hung jury. A second trial resulted in his acquittal. The plate is a map of the crime scene. Sampson, the reporter of this account, was an important Irish-American legal reformer. This pamphlet was reissued, without an index, in 1821 with an account of the second trial. Not in McDade.

Sabin, *A Dictionary of Books Relating to America* 96878.

[Order This Item](#)



An Early Argument for Universal Land Registration

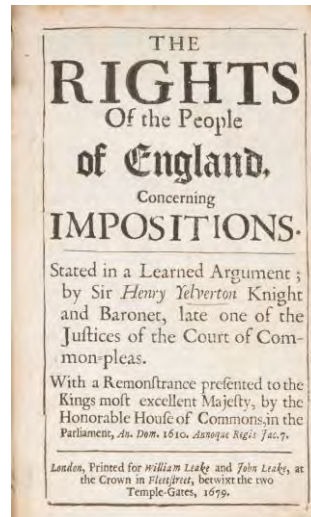
29. A Well-Wisher.

Reasons for a Registry: Shewing Briefly the Great Benefits and Advantages That May Accrew to This Nation Thereby. And Likewise Reconciling Those Mistaken Inconveniences Which Many Have Conceived Thereof. By a Well-Wisher to the Publick Interest of the Nation. London: Printed for Charles Harper, 1678. [viii], 22, [2] pp. First and final leaves blank; publisher advertisements to foot of p. 22. Quarto (8-1/4" x 6-1/4").

Stab-stitched pamphlet bound into recent paper-covered boards, typed paper label to spine, fore and bottom edges untrimmed. Light toning and soiling to boards, light fading to spine. Moderate toning and light creasing to interior, occasional light foxing and soiling, faint dampstaining to first and final (blank) leaves. \$550.

* Only edition. This pamphlet, which advocates universal registration in order to achieve conveyancing security, was an early entry in the spirited and lengthy public debate in Great Britain over the establishment of a general register for titles and deeds. Though the idea was first proposed under Henry VIII, no such register would be created until the passage of the Land Registry Act in 1862, which established a registry of titles (but not deeds). The system created by the act was voluntary and largely ineffective; successive attempts at reform failed until the Land Registration Act of 1925. *English Short-Title Catalogue* R15635.

[Order This Item](#)



"The Complement of Coke's Theory of the Supremacy of the Law"

30. Yelverton, Sir Henry [1566-1629].

[Whitelocke, Sir James (1570-1632)].

The Rights of the People of England, Concerning Impositions. Stated in a Learned Argument; By Sir Henry Yelverton Knight and Baronet, Late one of the Justices of the Court of Common-Pleas. With a Remonstrance Presented to the Kings Most Excellent Majesty, By the Honorable House of Commons, In the Parliament, An. Dom. 1610. Annoque Regis Jac. 7. London: Printed for William Leake and John Leake, 1679. [xiv], 117, [3] pp. With 2 pp. publisher catalogue. Octavo (5-1/2" x 3-1/4").

Contemporary sheep, blind rules to boards, blind fillets to spine, blind tooling to board edges, pastedowns loose. Light rubbing and a few small spots and scratches to boards, moderate rubbing to extremities, front board starting slightly at head but secure, chip to head of spine, hinges cracked, faint offsetting to endleaves, front endleaves starting at head but secure, recent brief annotations in pencil to one of them. Light toning to interior, very light foxing and soiling to a few leaves, light worming to upper left corner of text block beginning on p. 63, minor loss to text in places but no loss to legibility. \$750.

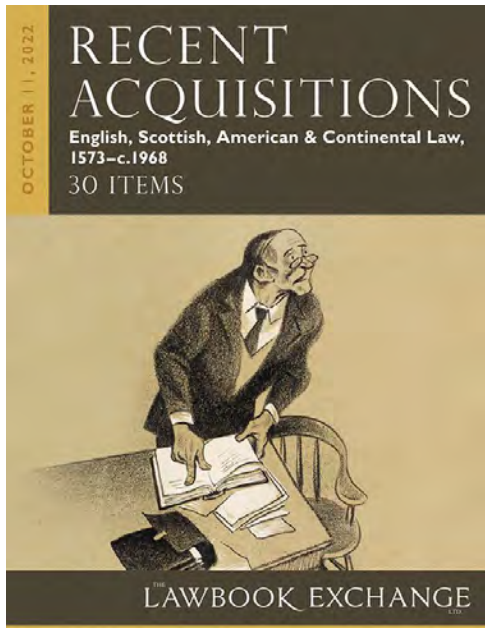
* Final edition. "Coke's views as to the supremacy of the law have become a dogma of our modern law of the constitution. But, taken by itself, this dogma was not sufficient. The modern state needed a more active sovereign. The Royalists found such a sovereign in the king. If, therefore, the need for a sovereign power in the constitution was admitted, and if Parliament denied the sovereignty of the king, it must be prepared to find a substitute. Some of the Parliamentary party, no doubt, appreciated this need. But the first to elaborate a theory to meet it was James Whitelocke. In the debate upon impositions in 1610, [later reprinted as *The Rights of the People*], he propounded a theory of Parliamentary sovereignty, which was the complement of Coke's theory of the supremacy of the law. It has become, like Coke's theory, an accepted principle of our modern constitutional law; and it is historically important because it is the earliest complete and formal statement of this principle" (Holdsworth).

This essay was issued in 1641 and 1658 under different titles and without Yelverton's name. All three printings are attributed to Whitelocke, though some sources attribute them to Yelverton or William Hakewill. The 1679 edition appeared during the Restoration, a time of tense negotiation of power between Parliament and the head of state. OCLC locates 2 copies in North American law libraries (Harvard, Yale).

Holdsworth, *A History of English Law* VI:84. *English Short-Title Catalogue* R12698.

[Order This Item](#)

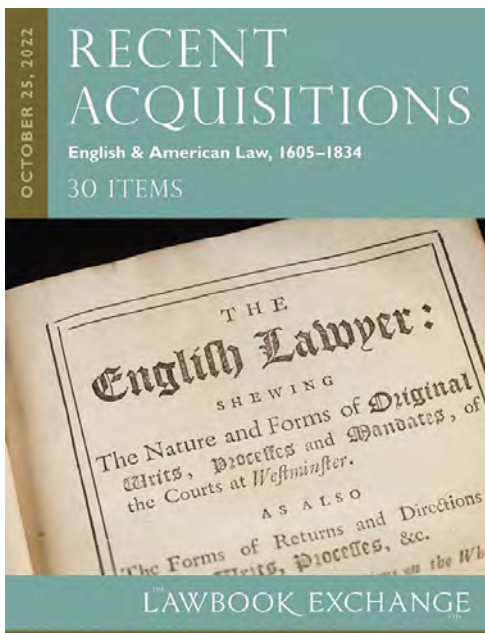
Recent Weekly E-Lists



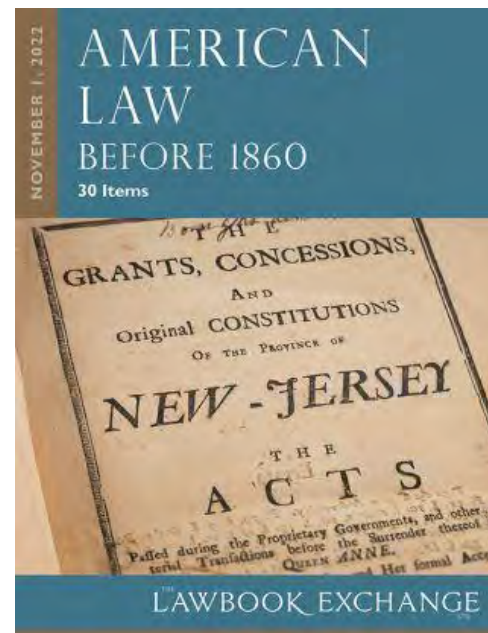
[October 11, 2022](#)



[October 18, 2022](#)



[October 25, 2022](#)



[November 1, 2022](#)

We are happy to hold items for institutional customers who wish to reserve items today and have them invoiced or shipped at a later date