

30 ITEMS *from* OUR INVENTORY

CANON, CIVIL, COMMON,
CUSTOMARY & ROMAN LAW

— *May 29, 2018* —



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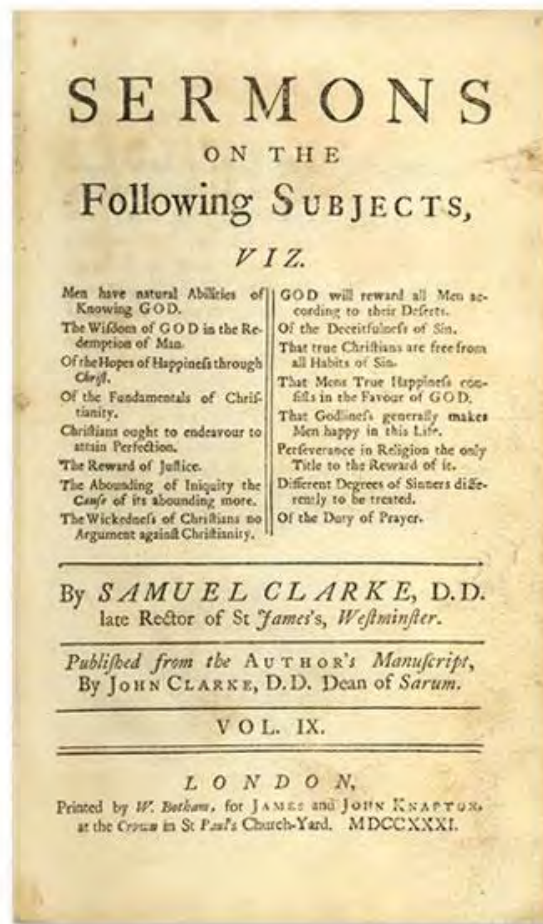
Advice to King William and Queen Mary

1. Booth, Henry, Earl of Warrington [1652-1694], Attributed.

An Impartial Enquiry Into the Causes of the Present Fears and Dangers of the Government, Being a Discourse Between a Lord Lieutenant, And One of his Deputies, Summoned to Hold a Lieutenancy, For Raising the Militia. London: S.n., 1692. [ii], 20 (i.e. 18) pp. Text in parallel columns. Quarto (9" x 6").

Stab-stitched pamphlet bound into recent three-quarter calf over cloth, gilt title to spine, endpapers renewed. Light rubbing to extremities, front hinge starting. Some soiling to title page, interior otherwise fresh. \$200.

* First edition. Support for the Protestant monarchs in the form of sage military advice: a warning to pursue naval power rather than a land war in the struggle with France. It is also an expose of treacherous advice given to the king by French sympathizers. *English Short-Title Catalogue* R34927. [Order This Item](#)



Annotated Connecticut Supreme Court Justice's Copy

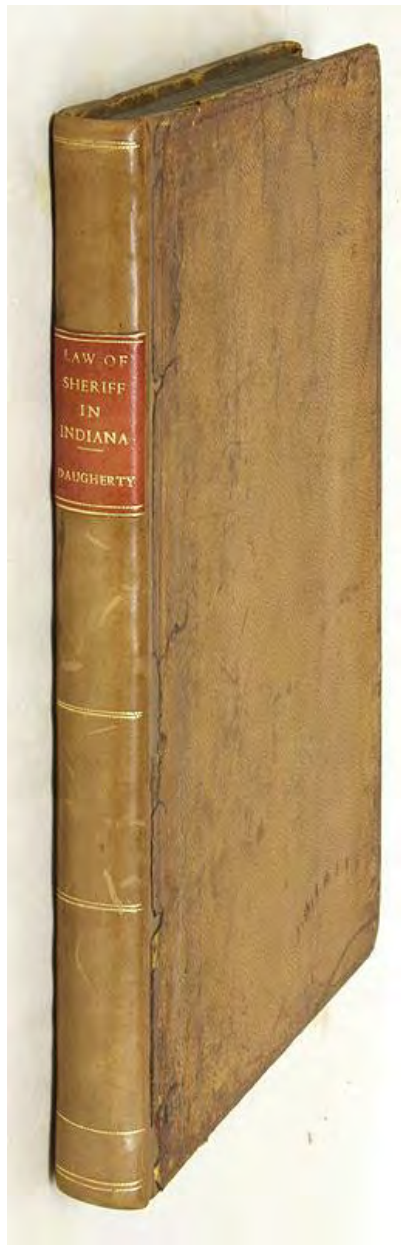
**2. Clarke, Samuel [1675-1729].
[Edmond, William (1755-1838)].**

Sermons on the Following Subjects. Volume IX. London: Printed by W. Botham, 1731. [viii], 456 pp. Octavo (7-3/4" x 5-1/2").

Contemporary calf, blind frames to boards, raised bands and lettering piece to spine. Moderate rubbing to extremities with wear to spine ends and corners, hinges cracked. Toning, occasional light foxing and dampstaining. Shelf [?] numbers and 1897 date-stamp to front pastedown, lengthy annotations by Edmond to endleaves and final page of each sermon. \$250.

* William Edmond was a Yale alumnus, Revolutionary War veteran, lawyer, jurist and United States Representative from Connecticut. He served on the Connecticut Supreme Court between 1805-1809. He acquired this copy of Clarke's sermons while a student at Yale. Edmond has identified the book as his throughout and has added commentary and observations in Latin and English. Page [258] identifies his birth date of 1755 and his inscription and date above is 1777. The rear free endpaper shows that by the 1800s he still kept the book, citing his position as "Judge of Supreme Court of the State of Connecticut." The ownership dates throughout the book 1777, 1783, and the implied ownership period in the 1800s suggest that Edmond had more than a passing interest in this particular volume. He may have had a particular fondness for Sermon VI: "The Reward of Justice" (pp. 117-138). *Biographical Directory of the United States Congress* (online version).

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Uncommon Indiana Manual

3. Daugherty, Harvey H.

A Summary of the Law of Sheriff in Indiana. Indianapolis, State Sentinel Steam Printing Establishment, 1870. x, [11]-279 pp. Octavo (8-1/2" x 5-1/2").

Contemporary sheep, blind rules to boards, rebacked in period style with gilt fillets and lettering piece, hinges mended. Some rubbing to extremities with light wear to corners, a few minor scuffs to boards. Faint spotting to a few leaves, owner signatures to front pastedown and free endpaper, interior otherwise fresh. Ex-library. Stamps to front endleaves. A nice copy of a scarce title. \$250.

* Only edition. This manual addresses such topics as jailers, civil actions and criminal prosecutions. According to the title page, the author was an attorney in Shelbyville, IN. [Order This Item](#)



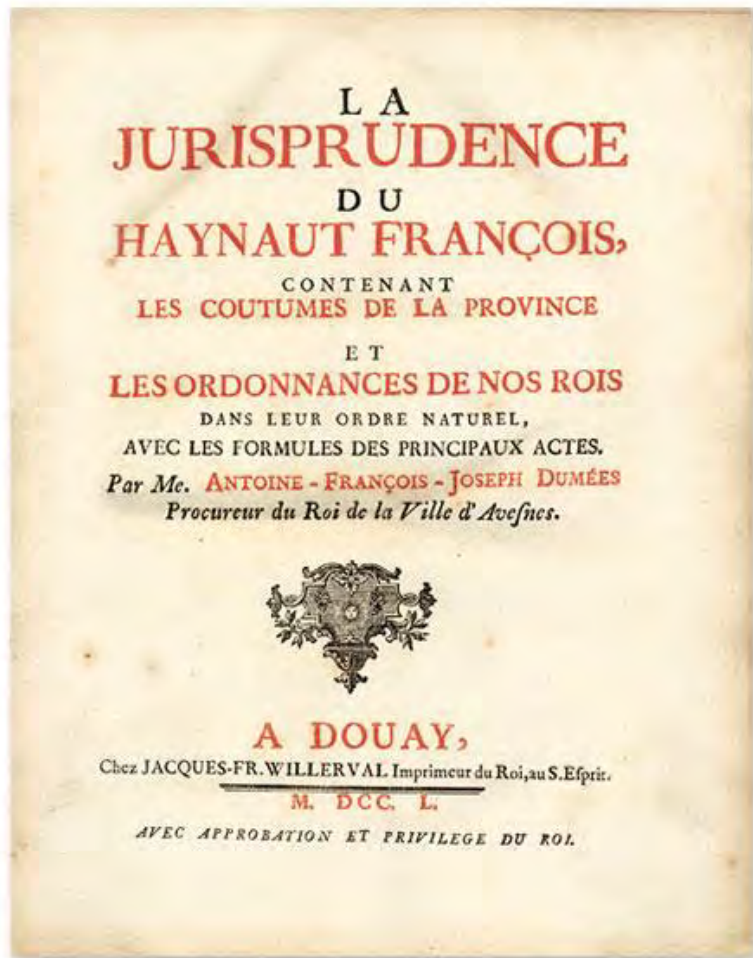
A Useful Guide to the Two Legal Systems of the *Ancien Regime*

4. Du Rousseaud de La Combe, Guy [d. c. 1749].

Recueil de Jurisprudence du Pays de Droit Ecrit et Coutumier, Par Ordre Alphabetique. Paris: Chez Mesnier, Libraire-Imprimeur, 1736. [vi], 476, [2] pp. Main text in parallel columns. Quarto (10" x 7-3/4").

Contemporary speckled calf, gilt spine with raised bands, marbled endpapers, title page printed in red and black. Moderate rubbing to extremities, a few light stains to boards, spine ends and corners worn, boards beginning to separate, but secure, front free endpaper and following endleaf partially detached, upper corners excised from title page and following leaf. Some toning to text, later owner signatures to front endleaf and title page, which also has a small bookseller stamp at foot, annotations and underlining to a few leaves. A solid copy. \$75.

* First edition. At the time of this treatise parts of France, mostly in the south, were governed by civil law, the rest by customary law. *Recueil* is a handbook that reconciles the two systems. A durable work, it went through eight more editions, the last one in 1785. Not in Camus. [Order This Item](#)



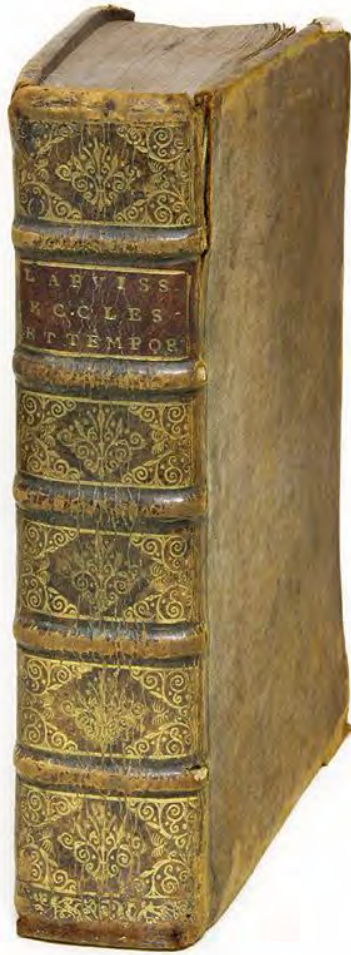
Commentaries on the *Coutumes* of Hainault

5. Dumées, Antoine François Joseph [1722-1765], Editor.

La Jurisprudence du Haynaut François, Contenant les Coutumes de la Province et les Ordonnances de nos Rois dans Leur Ordre Naturel, Avec les Formules des Principaux Actes. Douai: Chez Jacques-Fr. Willerval, 1750. [i], 448, [6] pp. Quarto (10" x 8").

Contemporary mottled calf, gilt spine with raised bands and lettering piece, edges rouged. Some rubbing to extremities, minor chipping to spine ends. Some toning to text, minor dampspotting in places, internally clean. \$400.

* Only edition. This is an analytical commentary on the coutumes of Hainault, which is now divided between France and Belgium. The editor was "Procureur du Roi de la Ville d'Avesnes," and the author of *Annales Beligiques*. Gouron & Terrin, *Bibliographie des Coutumes de France* 1023. [Order This Item](#)



A Sophisticated Defence of Gallicanism

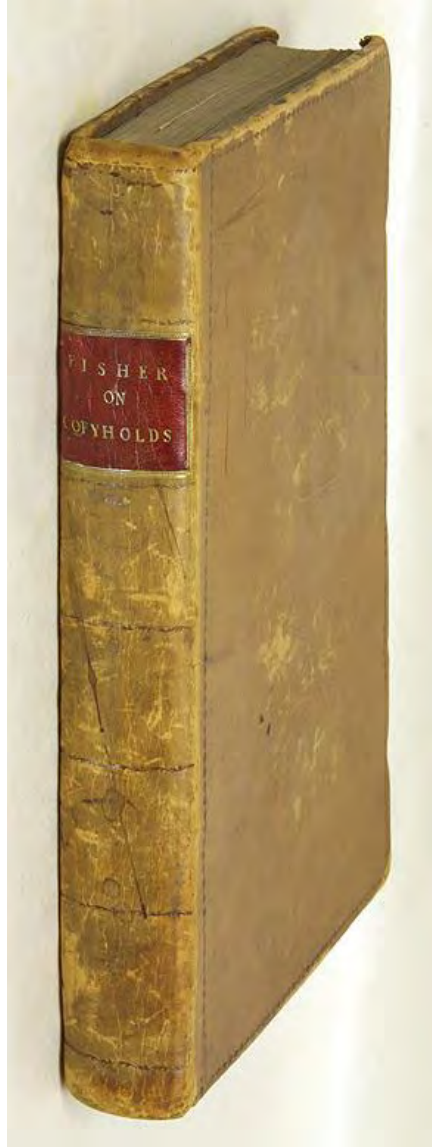
6. [Dupin (Du Pin), Louis Ellies (1657-1719)].

Traité de l'Autorité Ecclésiastique et de la Puissance Temporelle, Conformément à la Déclaration du Clergé de France en 1682 N.p. (i.e. Paris): S.n., 1707. [xvi], viii, 779 pp. Octavo (7-3/4" x 5").

Contemporary speckled calf, gilt spine with raised bands and lettering piece, edges rouged. Some rubbing to extremities with wear to corners and foot of spine, front joint starting at head, early bookplate to front pastedown, clean tear to rear leaf mended with archival tape. Light toning to text, heavier in places, title page creased. Early annotations to endleaves, early owner signature to head of leaf following title page, interior otherwise clean. \$200.

* First edition. A commentary on the four propositions of the "Declaration of the Clergy of France of 1682," the landmark document fashioned by the great French cleric Jacques Benigne Bossuet (1627-1704), which gave definitive form to the principles of Gallicanism elaborated earlier by Gerson and Richer--that the church and king of France have rights of their own, independent of Rome. Bossuet's declaration shaped church-state relations in France for the next two centuries, asserting not only the autonomy of the Church of France vis-a-vis Rome, but also a sphere of autonomy and supremacy for secular authority in France. Dupin defends each of the four propositions of the Declaration. Cautioning that one must above all practice moderation, he proceeds "with all due respect to the pontiff, to contest the maxims of the ultramontanes." There were later editions in 1724 and 1788. Camus, *Bibliothèque Choisie des Livres de Droit* 2724.

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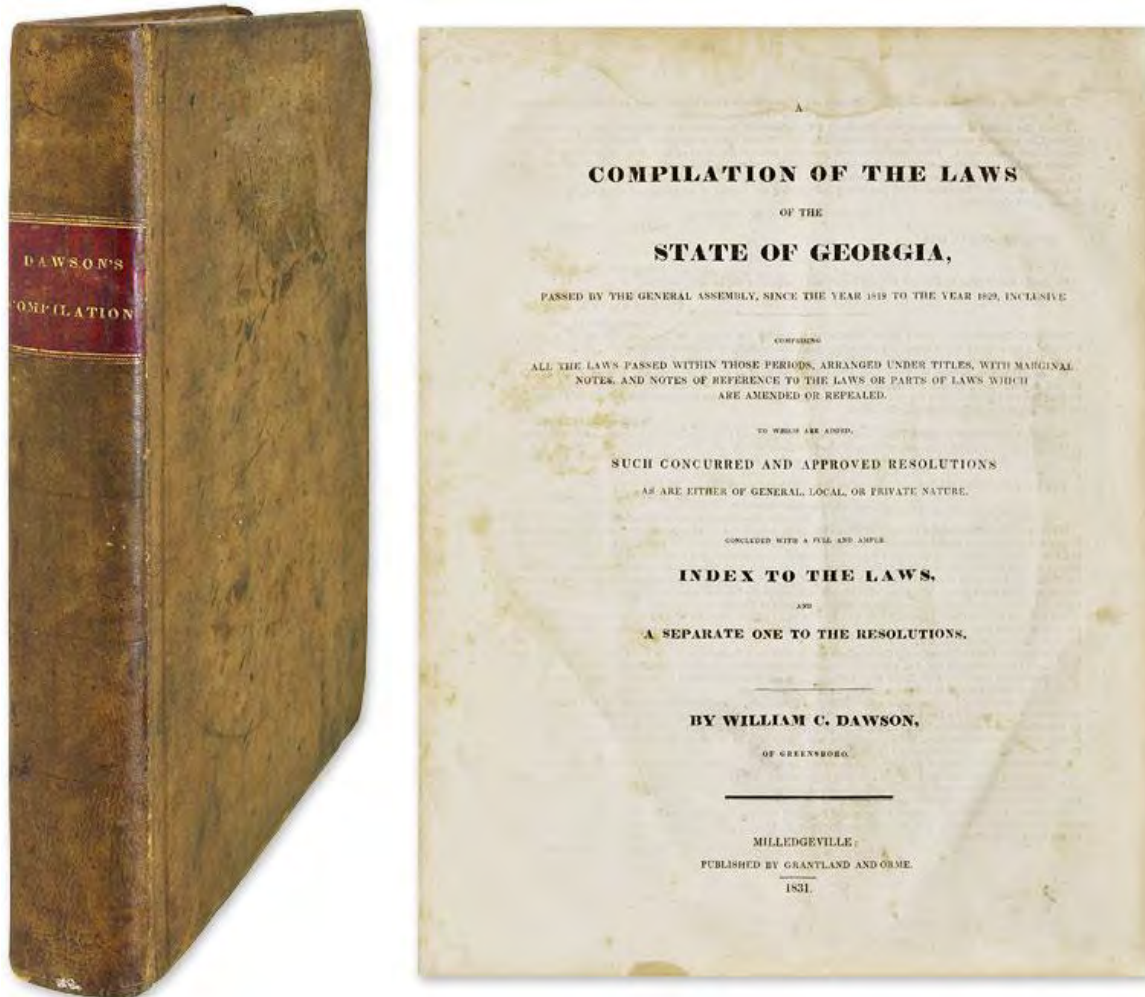
The First Systematic Treatise on this Topic Since Coke

7. Fisher, Richard Barnard.

A Practical Treatise on Copyhold Tenure, With the Methods of Holding Courts-Leet, Court-Baron, and Other Courts; And an Appendix Containing Forms of Entries on Court-Rolls and Minute-Books, Surveys, Stewards, Fees, And a Variety of Precedents on the Mode of Conveying Copyhold Estates. Revised, Corrected, and Improved. London: J. Butterworth, 1803. [xvi], 423, x pp. Two folding tables. Octavo (8-1/4" x 5").

Contemporary calf, blind fillets to boards, lettering piece and blind fillets to spine. Light rubbing to boards, some rubbing to spine and extremities, corners bumped, a few minor inkstains. Light toning to text, early annotations in pencil to a few leaves. A handsome copy. \$250.

* Second and final edition, revised, also reprinted in 1804. First published in 1794, this was the first systematic treatise on the topic since Coke, taking into account modern variations in the law, including bastard species of copyhold. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:399 (18). [Order This Item](#)



1831 Compilation of Georgia Law

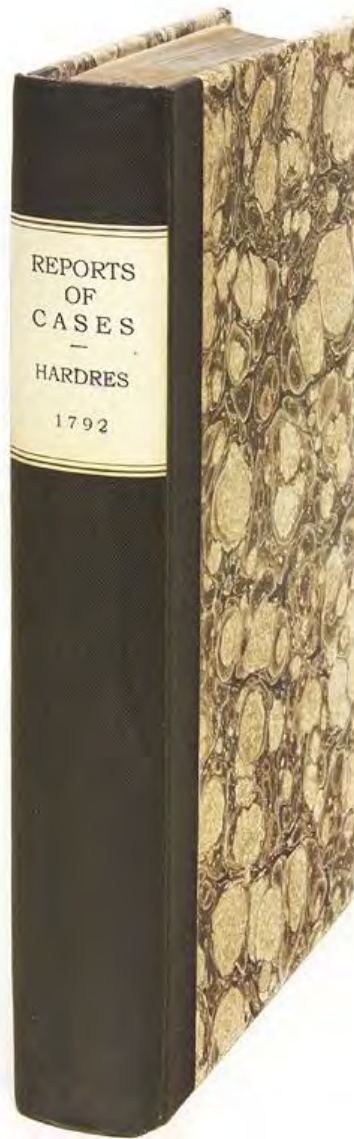
8. [Georgia].

Dawson, William C., Compiler.

A Compilation of the Laws of the State of Georgia, Passed by the General Assembly Since the Year 1819 to the Year 1829, Inclusive: Comprising All the Laws Passed Within Those Periods, Arranged Under Titles, With Marginal Notes, And Notes of Reference to the Laws, Or Parts of Laws, Which are Amended or Repealed: To Which are Added, such Concurred and Approved Resolutions, As are Either of General, Local, or Private Nature: Concluded With a Full and Ample Index to the Laws, and a Separate One to the Resolutions. Milledgeville: Published by Grantland and Orme, 1831. 488, 150, xxix pp. Text in parallel columns. Quarto (10" x 8").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine. Light rubbing to boards and extremities, corners bumped, a few minor scuffs and stains to boards, hinges starting. Toning and light foxing to text, faint dampstaining in places to margins, internally clean. A desirable copy. \$400.

* First edition. This was the fifth digest of Georgia state laws, preceded by others from 1801, 1802, 1812 and 1821. It is digested alphabetically by topic. Babbitt, *Hand-List of Legislative Sessions and Session Laws* 87. [Order This Item](#)



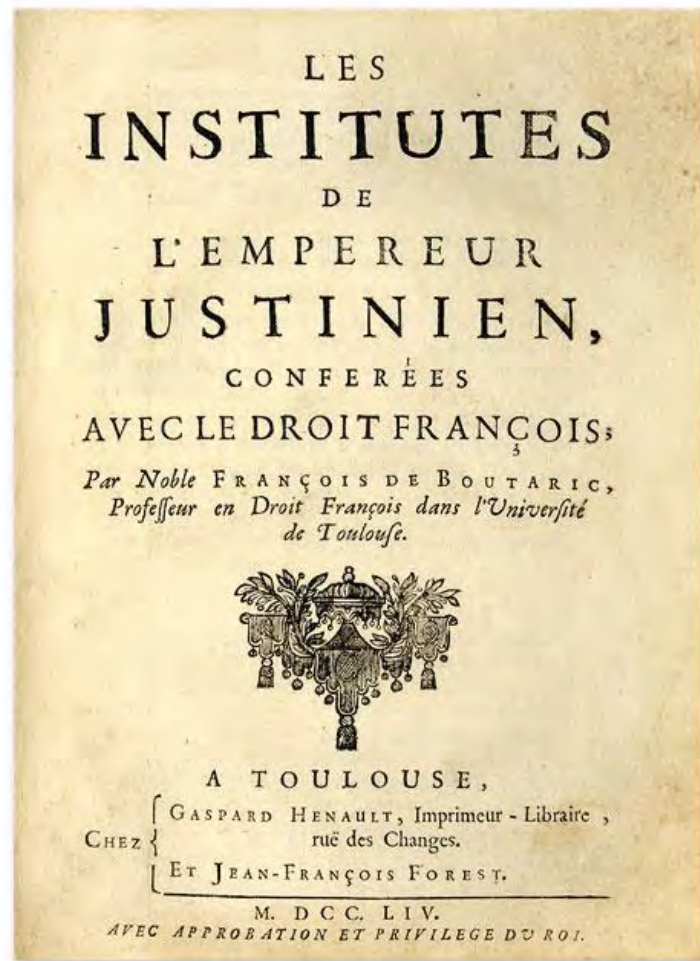
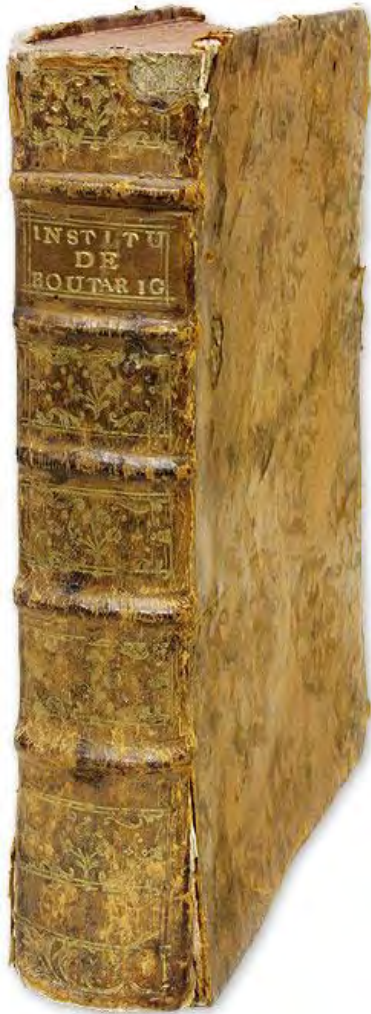
A Set of Much-Respected Exchequer Reports

9. Hardres, Thomas [1610-1681].

Reports of Cases Adjudged in the Court of Exchequer, In the Years 1655, 1656, 1657, 1658, 1659, and 1660. And from Thence Continued to the 21st Year of the Reign of His Majesty King Charles II. With Notes and References. Dublin: Printed by Henry Watts, 1792. [xvi], 512, [25] pp. Includes two-page publisher list. Octavo (8-1/4" x 5").

Recent quarter cloth over marbled boards, printed paper title label to spine. Light browning to text, negligible foxing in a few places. Early owner signature to head of title page, interior otherwise clean. \$250.

* Second and final edition. These much-respected reports, which cover the years 1654-1669, was first published in 1693. This edition is not a Dublin piracy, but rather an original Dublin edition to which "a considerable number of notes and references have been added (publisher's note on verso of title). It also features a two-page list of law books published by Watts. Hardres not only reported, but also argued many of the cases himself. According to Wallace, these are "some of the most learned arguments of the old reports.": *The Reporters* 291-294. [Order This Item](#)



A Comparative Edition of the *Institutes* with References to French Law

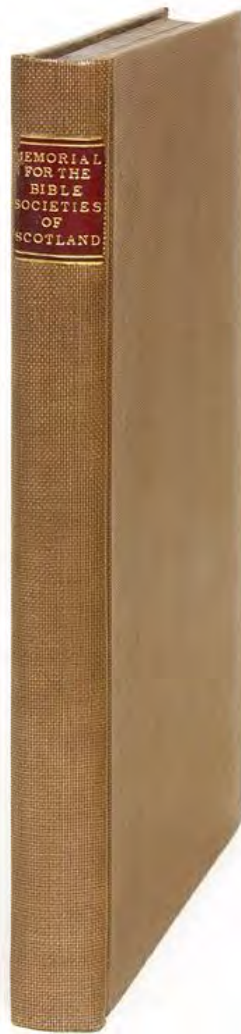
10. Justinian I [483-565CE], Emperor of the East.

Boutaric, Francois de [1672-1733], Editor.

Les Institutes de l'Empereur Justinien, Conferees avec le Droit Francois. Toulouse: Gaspard Henault, et Jean-Francois Forest, 1754. [ii], xvi, [6], 566, lxxxix pp. Quarto (9" x 7").

Contemporary calf with cat's paw decoration, gilt spine with raised bands and lettering piece, edges rouged. Some rubbing to extremities with wear to spine ends and corners, a few scuffs to boards, front free endpaper lacking. Light toning to text, internally clean. \$100.

* Third edition. First published in 1738, this is a comparative edition of the *Institutes* with references to French law. Boutaric taught law at the University of Toulouse. Camus, *Bibliothèque Choisie des Livres de Droit* 1460. [Order This Item](#)



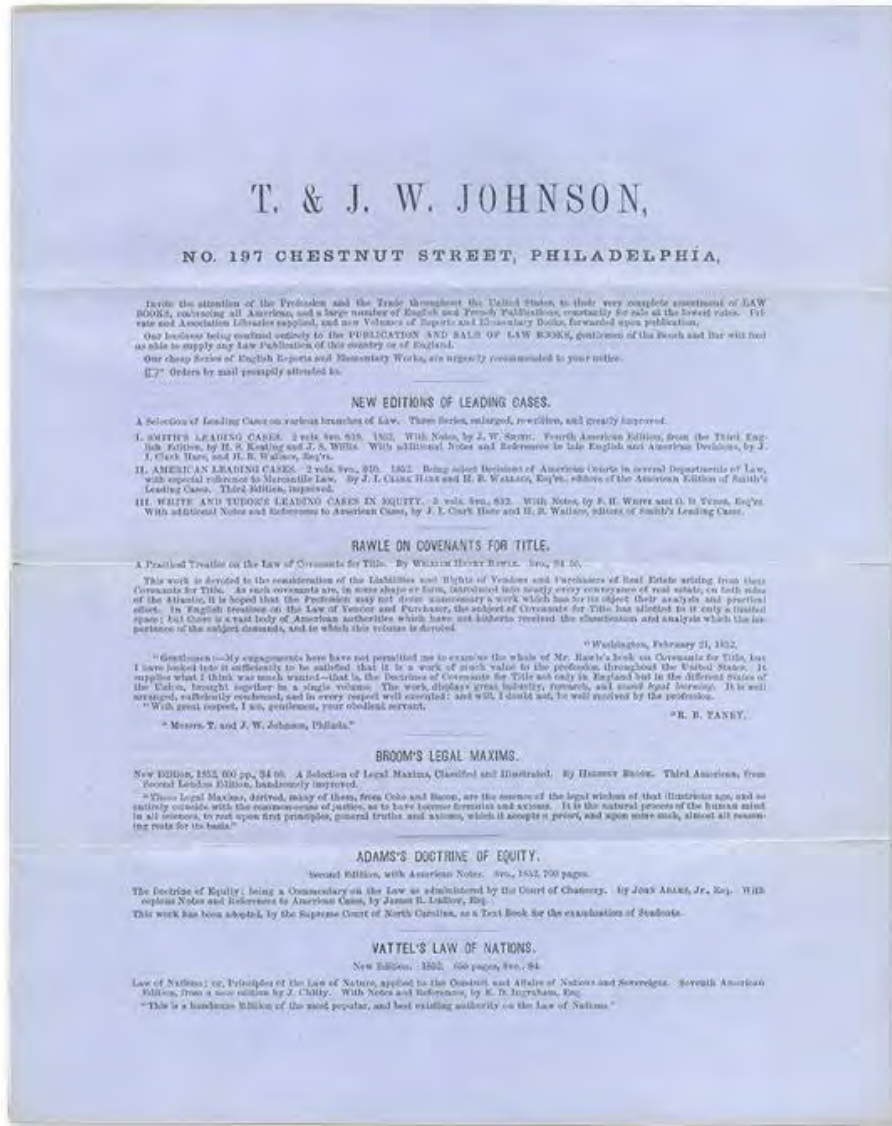
A Rich Source of Scottish Printing History

11. Lee, John [1779-1859].

Memorial For The Bible Societies In Scotland: Containing Remarks on the Complaint of His Majesty's Printers Against the Marquis of Huntly and Others. With an Appendix, Consisting of Many Original Papers. Edinburgh: Printed for the Edinburgh Bible Society, 1824. xxxii, 256; 96 pp. Two party. Two plates (of early Bible title pages). Octavo (8-1/2" x 5-1/2").

Later brown starched buckram, calf lettering piece to spine, top edge gilt, endpapers renewed, some toning to text. Early owner signature to head of title page, interior otherwise clean. \$250.

* Only edition. A remarkable account of Scottish printing history, part of a legal brief prepared by John Lee [1779-1859] for the Edinburgh Bible Society, which was attempting to prevent the government printers of Scotland, holders of a monopoly patent for printing the Bible, from obstructing the importation of English printed Bibles. This detailed, intensely learned account of the history and bibliography of the printing of the Scottish Bible from the sixteenth century onward, discusses prices, translations, editorial history, technical aspects of printing, typography, format, paper, binding, edition size, illustration, comparisons of Scottish and English workmanship, rivalry between English and Scottish printers, and more. It also contains an exhaustive history of the printing monopoly itself. [Order This Item](#)

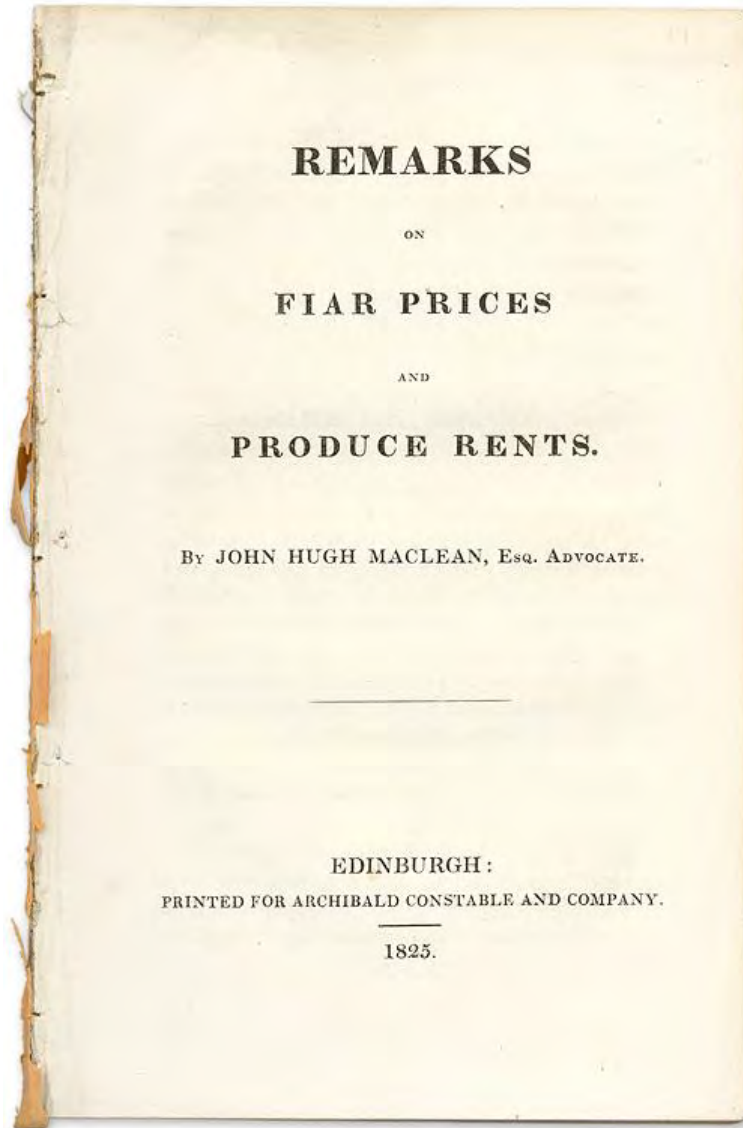


With a Letter from Mr. Gould

12. [Legal Publishing].
Wm. A. Gould and Co.
Gould, Banks & Co.

Wm. A. Gould & Co., Law Booksellers, No. 104 State Street, Albany, And Gould, Banks & Co., No. 144 Nassau Street, New York, Have Constantly on Hand a Large and General Assortment of Law Books, Both Ancient and Modern. [Running Title]. Albany, January, 1845. Single sheet folded once to form two 12-1/2" x 8" leaves. Text on recto of first leaf, verso addressed and franked, letter to recto of second leaf. Light toning, fold lines, some with tears mended with archival tape, small chip from sealing wax, light rubbing to edges. \$300.

* This circular was mailed to P.C. Johnson, Maine's secretary of state. It has a letter from William Gould, dated December 23, 1844, saying that he is sending a set of *Hill's Reports* in response to Johnson's request. Gould, Banks & Company was the oldest law bookseller and publisher in America. *Hill's Reports*, a set of New York reports in six volumes, was one of its publications. [Order This Item](#)



Scarce Scottish Tract on Taxation

13. Maclean, John Hugh.

Remarks On Fiar Prices And Produce Rents. Edinburgh: Printed for Archibald Constable, 1825. [ii], 82 pp. Octavo (7-3/4" x 5").

Stab-stitched pamphlet, neatly removed. Light toning, "2" to head of title page, internally clean. \$150.

* Only edition. A scarce tract of legal as well as economic interest. Fiar prices, localized average market prices realized during a given time period for the sale of grain and other commodities, were used in Scotland to establish a fair standard of value for taxation. Fiars were used similarly to adjust produce rents, again as a matter of equity during times of economic uncertainty. The author, who was an advocate, discusses, in addition to various economic aspects, the legal origins of fiars, the role of judicial regulation, and improvements to the jury system as outlined in a model act printed at the end. OCLC locates 5 copies in North America, 1 in a law library (Library of Congress). *Goldsmiths' Library of Economic Literature* 24419. [Order This Item](#)



A Handsome Image of Middle Temple Hall

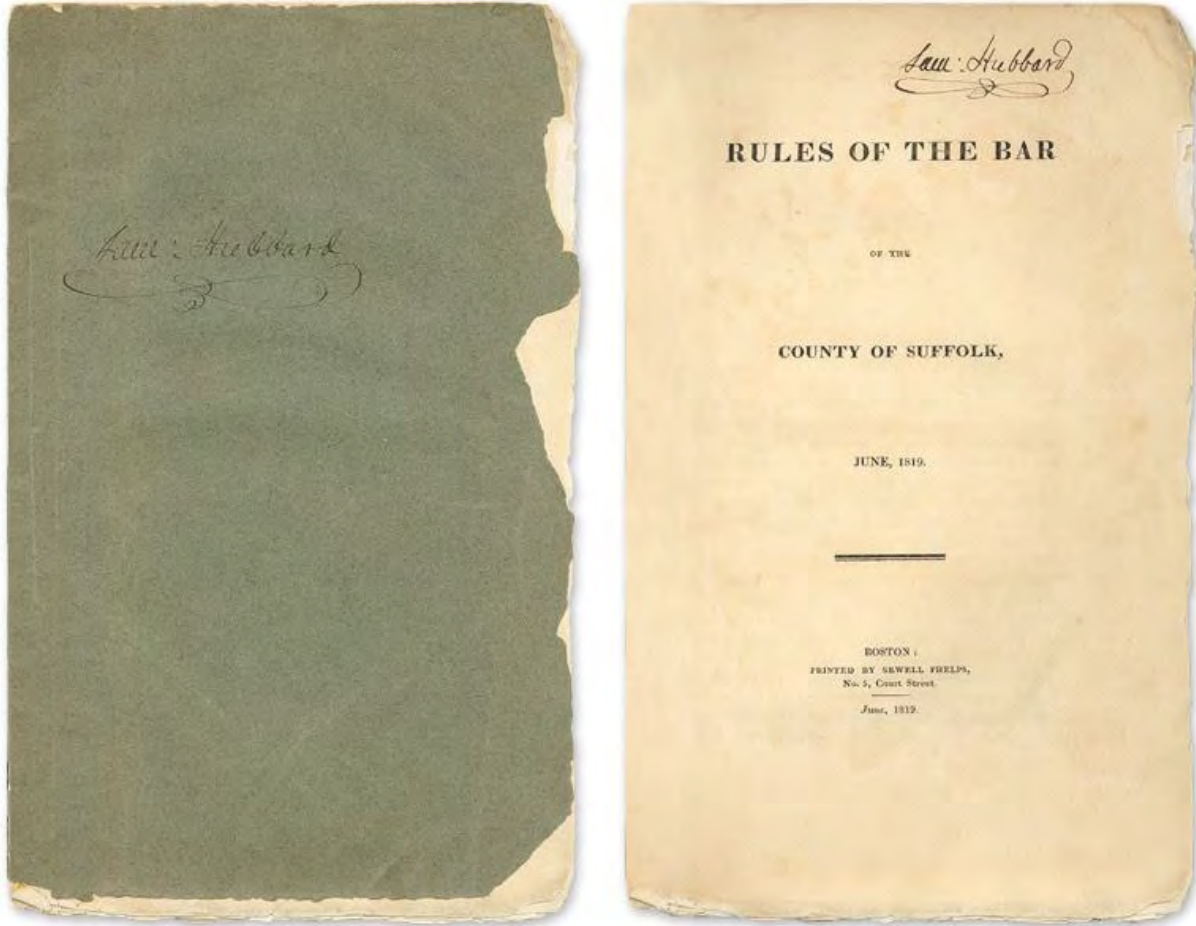
14. Malcolm, James Peller.

[*Middle Temple Hall*]. London: Published by J.P. Malcolm, October 7, 1800.

Attractively glazed and matted 19" x 16-1/2" color-tinted copperplate in handsome 30" x 25-1/2" wooden frame, small brass plaque to bottom. Light toning to margins, image vivid. \$650.

* The lower margin has the following caption: "Ded'd With Respect to the Hon'e Soc'y of the Mid'e Temple" Middle Temple Hall is the main dining and reception hall of the Middle Temple, one of the principle Inns of Court.

[Order This Item](#)



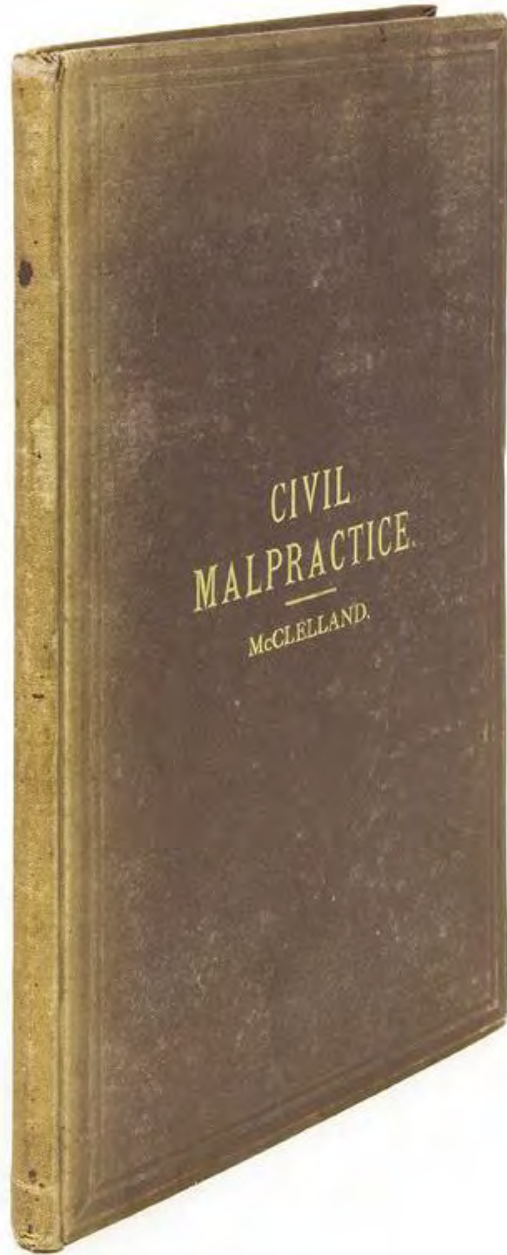
1819 Edition of Suffolk County Bar Rules

**15. [Massachusetts].
[Suffolk Bar].**

Rules of the Bar of the County of Suffolk: June, 1819. Boston: Printed by Sewell Phelps, 1819. 23 pp. Octavo (9-1/2" x 6").

Stab-stitched pamphlet in plain wrappers. Some chipping to edges, front wrapper just beginning to detach at foot. Light toning to text, early owner signature (of Samuel Hubbard) to front wrapper and head of title page. A nice copy of a scarce item. \$50.

* These rules were issued periodically; others were published in 1805, 1810, 1814 and 1827. Hubbard [1785-1848] was an Associate Justice of the Supreme Judicial Court of Massachusetts from 1842 until his death. Cohen, *Bibliography of Early American Law* 8510. [Order This Item](#)



Interesting 1873 Essay on Medical Malpractice

16. McClelland, M[ilo] A[dams].

Civil Malpractice: A Report Presented to the Military Tract Medical Society, At Its Fifteenth Semi-Annual Meeting, January 14, 1873. Chicago: W.B. Keen, Cooke & Co., 1873. 74 pp. Octavo (8-3/4" x 5-1/2").

Original cloth, blind rules to boards, gilt title to front. Light rubbing, fading to spine, corners bumped, light toning to text. \$75.

* First edition. A coherent overview based on legal and medical authorities. Four years later the author, a physician, published a full-scale treatise on surgical jurisprudence. [Order This Item](#)



Early Statutes of Minnesota Territory

17. [Minnesota Territory].

Hollinshead, William [1820-1860], Reporter.

Atwater, Isaac [1818-1906], Reporter.

Collated Statutes Of The Territory Of Minnesota, And Decisions Of Supreme Court. Collated Pursuant to a Resolution of March 5th, 1853. St. Paul: Joseph R. Brown, Territorial Printer, 1853. 198, [2]; 96 pp. Final section has separate half-titles: *Hollinshead's Reports* and *Atwater's Reports*. Quarto (10" x 6-3/4").

Contemporary quarter sheep over paper-covered boards, red and black lettering pieces to spine. Moderate wear to boards, spine abraded and worn at ends, boards beginning to separate (but secured by cords). Light toning, occasional faint dampstaining to margins, foxing to a few leaves. A solid copy. \$250.

* Among the earliest revised statutes and court reports of Minnesota Territory. This is the third compilation of territorial statutes, preceded by the first laws of the territory published in 1850 and by the revised statutes of 1851. The Supreme Court cases--the second published Minnesota reports--cover 1851 (Hollinshead) and 1852 (Atwater). The statutes and reports were issued together (as here) but not all copies located have the appended reports. Not in Wallace. Babbitt, *Hand-List of Legislative Sessions and Session Laws* 261. [Order This Item](#)



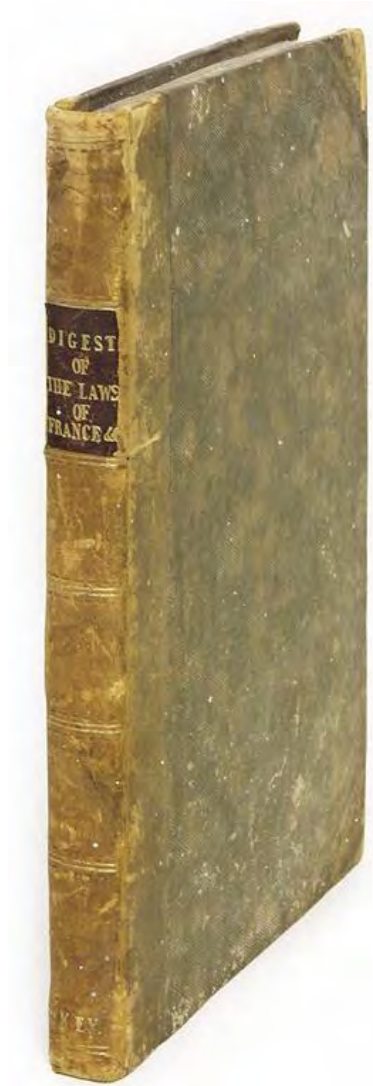
An Interesting English Treatise on Patents

18. Norman, John Paxton.

A Treatise on the Law and Practice Relating to Letters Patent for Inventions. London: Butterworths, 1853. xv, 276, [24] pp. Includes 24-page publisher catalogue. Octavo (7-1/4" x 4-1/2").

Original textured cloth, blind frames to boards, blind fillets and printed paper title label to spine. Some rubbing to extremities with wear to spine ends and corners, a few minor stains to boards, partial crack in text block between title page and following leaf. Some toning to text, internally clean. \$150.

* Only edition, also issued the same year in Philadelphia. "In a long course of years many abuses had grown up, which recent legislation has removed. The prizes held out have been brought more within the reach of the poorer class of inventors." (Preface). In addition to this work, Norman wrote a treatise in 1851 on the copyright of designs and sculpture. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:258. [Order This Item](#)



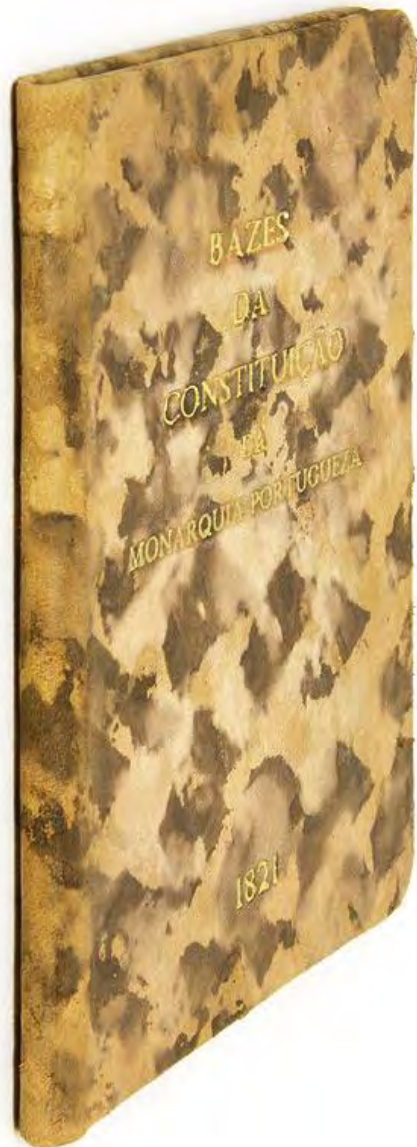
Trade Between France and England at a Critical Point in History

19. Okey, Charles Henry [1797-1876].

A Concise Digest Of The Law, Usage and Custom Affecting The Commercial And Civil Intercourse Of The Subjects Of Great Britain And France. With Considerable Additions. Paris: J.E. Carriere [et al.], 1831. xix (i.e. xvii), 260 pp.

Contemporary three-quarter calf over cloth, lettering piece and gilt fillets to spine. Some rubbing to extremities, dampstaining to boards, hinges starting. Early owner signature to head of title page, light browning to a few leaves. A nice copy. \$125.

* Third edition. An obviously useful work that went through at least six editions from 1829 to 1842. This third edition is updated to reflect changes brought on by the end of the Bourbon Restoration in 1830. In addition to the all the standard matters relating to commercial activity, it covers a vast array of miscellaneous topics, such as adoption, bigamy, burials, marriage and divorce, fireworks, physicians and vagrants. Its chief significance, of course, rests in the gradual rapprochement between England and France as reflected in their commercial interests. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:261. [Order This Item](#)



The "Bases" of Portugal's Constitution

20. [Portugal].

Bazes da Constituicao da Monarquia Portuguesa. Com Licenca da Commissao de Censura. Lisbon: Na Typografia de J.F.M. de Campos, 1821. 23 pp. Octavo (5-1/2" x 3-1/2").

Recent mottled sheep, gilt title to front board, endpapers renewed. Light rubbing to spine and corners, moderate toning to text, faint dampstains to a few leaves, internally clean. \$350.

* Only edition. The Liberal Revolution overthrew the regency and initiated a series of parliamentary deliberations that resulted in the Portuguese constitution of 1822. Written to influence the constitution's authors, this contemporary pamphlet by an anonymous (royalist) author offers proposals for the monarchy's role. This is a rare title. No copies located on OCLC. [Order This Item](#)



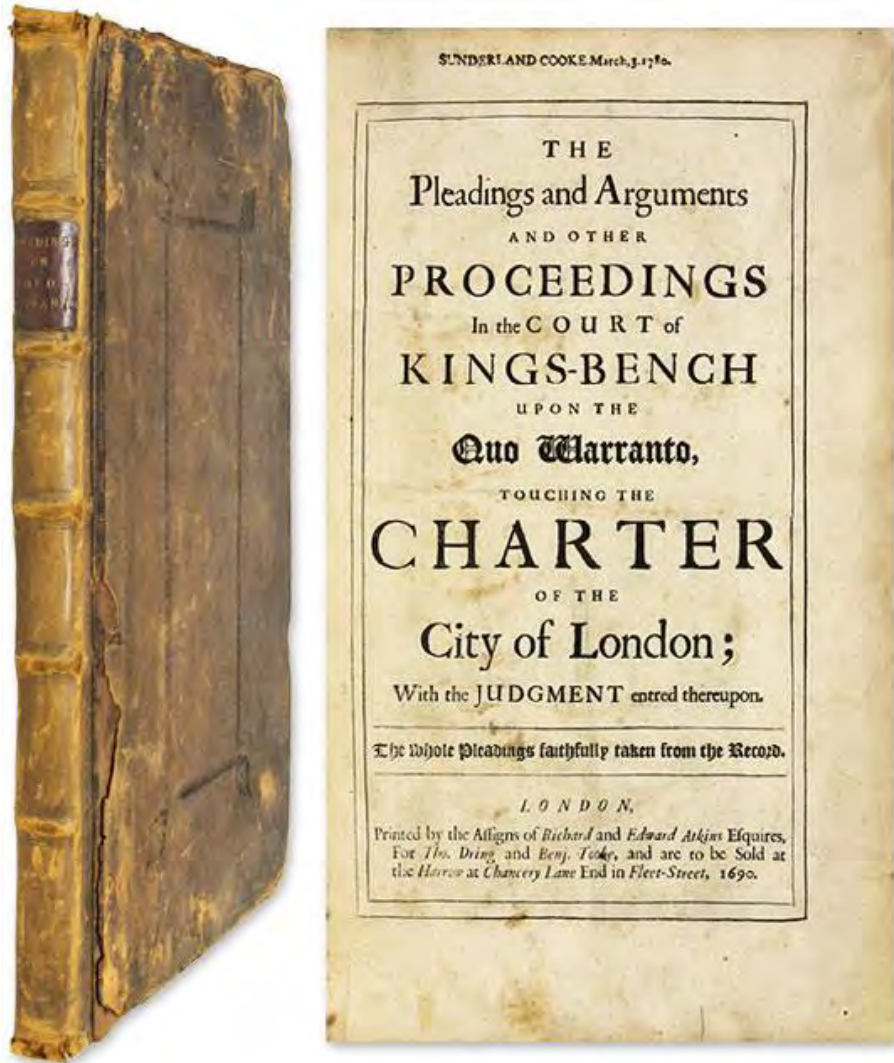
Revision to Portugal's Election Laws

**21. [Portugal]
[Election Law].**

Carta De Lei De Nove De Abril De 1838 Para E Eleicao de Senadores E Deputados [Half-title]. [Porto: Imprensa Constitucional, 1838]. 33 pp. Folding table.

Disbound stab-stitched pamphlet. Light toning, foxing to a few leaves, early hand-lettered page numbers to upper corners of leaves. \$75.

* The Portuguese law of 1838 governing national elections, containing 92 articles, with numerous statistical tables relating to district representation. [Order This Item](#)



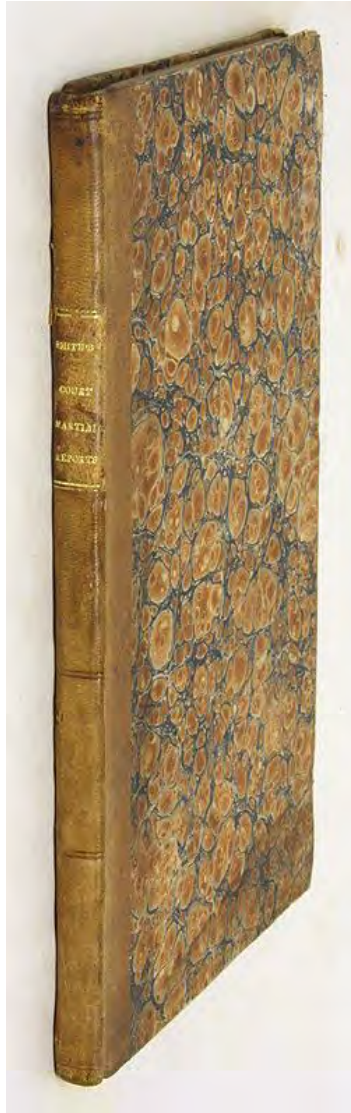
An Interesting Source for the History of the Law of Corporations

22. [Sawyer, Sir Robert (1633-1692)].

The Pleadings and Arguments and Other Proceedings in the Court Of Kings-Bench Upon The Quo Warranto, Touching The Charter Of The City Of London; With the Judgement Entred Thereupon. The Whole Pleadings Faithfully Taken from the Record. London: Printed by the Assigns of Richard and Edward Atkins, 1690. [ii], 35, [1], 22, 55 (i.e.47), [1], 126 (i.e. 118) pp. Folio (13" x 8").

Contemporary paneled calf with later rebacking, raised bands and lettering piece to spine, endpapers renewed. Rubbing to boards and extremities, chipping to spine ends, corners worn, later owner bookplate to front pastedown. Moderate toning to text, light foxing in places. Early owner stamp to head of title page, interior otherwise clean. \$350.

* First edition. An interesting source for the history of the law of corporations. As the subtitle of the 1696 second (and final) edition reads: "wherein is comprized all the learning of corporations ... which points do not only concern the City of London but all other corporations in England." This *Quo Warranto* filed by the Attorney General against the City of London, challenging its assumption of certain jurisdictional rights, took place during the years 1681-83. It constitutes one of the most famous examples of this special form of royal writ developed in the sixteenth century and used well into the 1900s. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:435 (11). [Order This Item](#)



Notable Collection of Courts Martial

23. Smith, Francis O.J. [1806-1876], Reporter.

Reports of Decisions in the Circuit Courts Martial, Of Questions Arising on Trials had in Said Courts. Compiled from Original Papers in the Office of the Adjutant General, In Conformity to a Resolve of a Legislature of Maine, Passed March 31, 1831. To Which is Added, An Appendix of Practical Forms of Proceedings in Circuit Courts Martial. Portland, [ME]: Printed by Todd & Holden, 1831. 113 pp. Octavo (9" x 5-1/2").

Contemporary quarter sheep over marbled boards, blind fillets and lettering piece to spine. Light rubbing to extremities, corners bumped and lightly worn, bookplate to front pastedown indicating this was a copy for official use. Some toning to text, occasional light foxing. Early inscription to front free endpaper, interior otherwise clean. \$50.

* Only edition. This reporter covers military jurisprudence in Maine from August, 1827 to June 1831. Smith practiced law in Portland and served in the U.S. Congress. He is remembered today as the business partner of Samuel F.B. Morse and later as his opponent in the telegraph litigation. Smith hoped that this carefully organized work, "the first of its kind ever published under any government," would promote uniformity in future military proceedings and case reports. Not in Wallace. Cohen, *Bibliography of Early American Law* 9027. [Order This Item](#)



Attractive Victorian Courtroom Scene

24. Stephanoff, James, After.

Reynolds, S.W., Engraver.

The Court of Claims, In the Painted Room of the Palace of Westminster. London: Published by Sir George Naylor, [c. 1824]. Attractively glazed and matted 16" x 13-1/2" aquatint in handsome 27-1/2" x 15" wooden frame. Light toning to margins, image vivid. An attractive piece. \$1,250.

* Established in 1377, the Court of Claims is convened after the accession of a new sovereign to judge the applications of petitioners to perform honorary services at the coronation of the new monarch. Walker, *The Oxford Companion to Law* 304-305. [Order This Item](#)



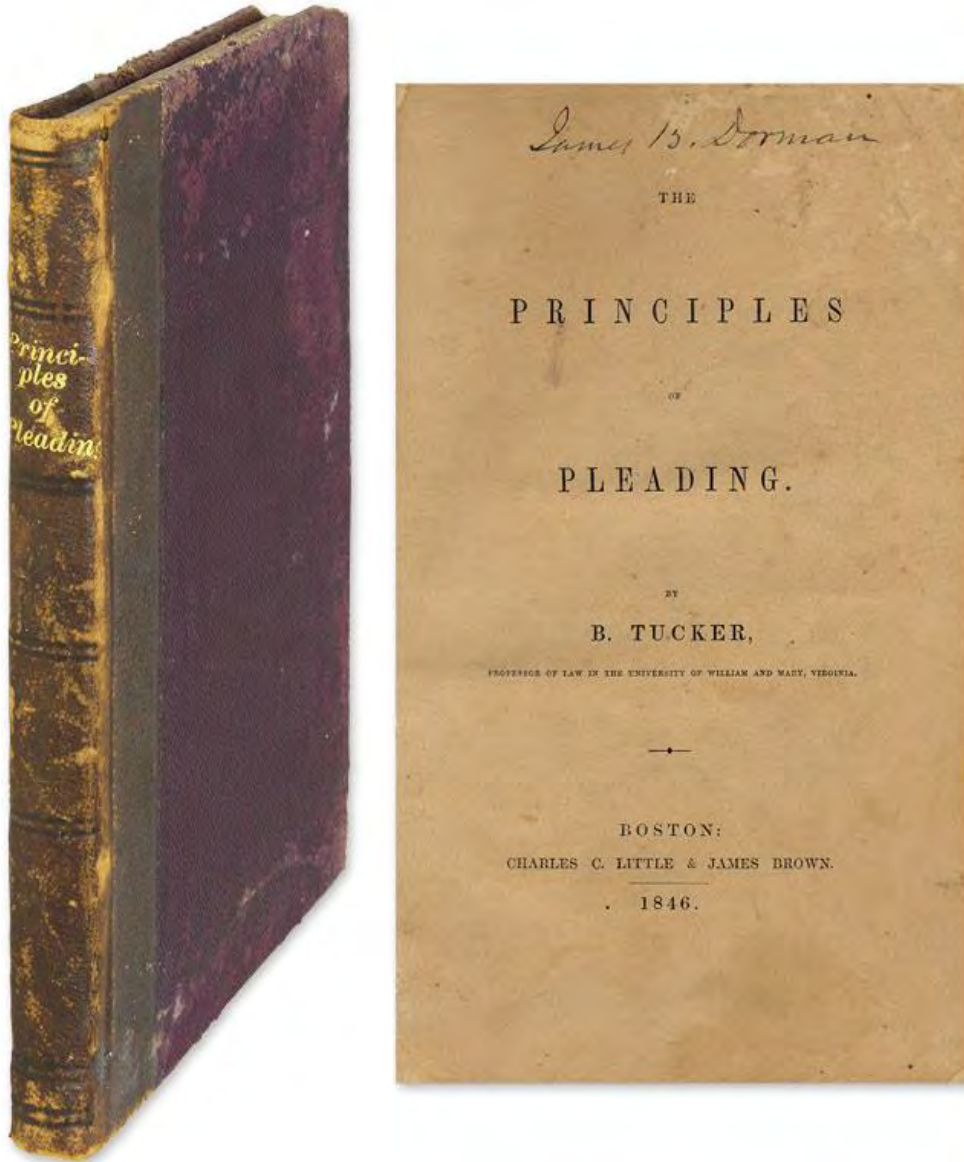
A Controversial Scottish Book on Political and Social Reform

25. Stuart, Gilbert [1743-1786].

Observations Concerning The Public Law, And The Constitutional History Of Scotland: With Occasional Remarks Concerning English Antiquity. Edinburgh: Printed for William Creech; And J. Murray, London, 1779. xxiii, 395 pp. Octavo (8-1/2" x 5").

Early nineteenth-century calf, gilt rules to boards, gilt spine, marbled edges and endpapers. Moderate rubbing to spine and extremities, armorial bookplate (of William Robertson) to front pastedown. Light toning to text, foxing in a few places, internally clean. \$350.

* First edition. A controversial book that raised issues of political and social reform (notably the question of Catholic emancipation which Stuart bitterly opposed) in Scotland. Stuart combined serious scholarly interest in legal institutions and social theory, with an ideological agenda pursued in a spirit of belligerence. In this respect the *Observations* is a quintessential work. Stuart holds a significant place in the Scottish Enlightenment precisely for the kind of inquiry into social evolution found, to some extent, in this work, and more especially in his successful *View of Society in Europe*, and in the *Discourse on the Laws and Government of England* (contained in his edition of Francis Stoughton Sullivan's *Lectures on the Constitution and Laws of England*.) For a full discussion, see William Sachs, *Without Regard to Good Manners: A Biography of Gilbert Stuart, 1743-1786* 113-130. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 5:118. [Order This Item](#)



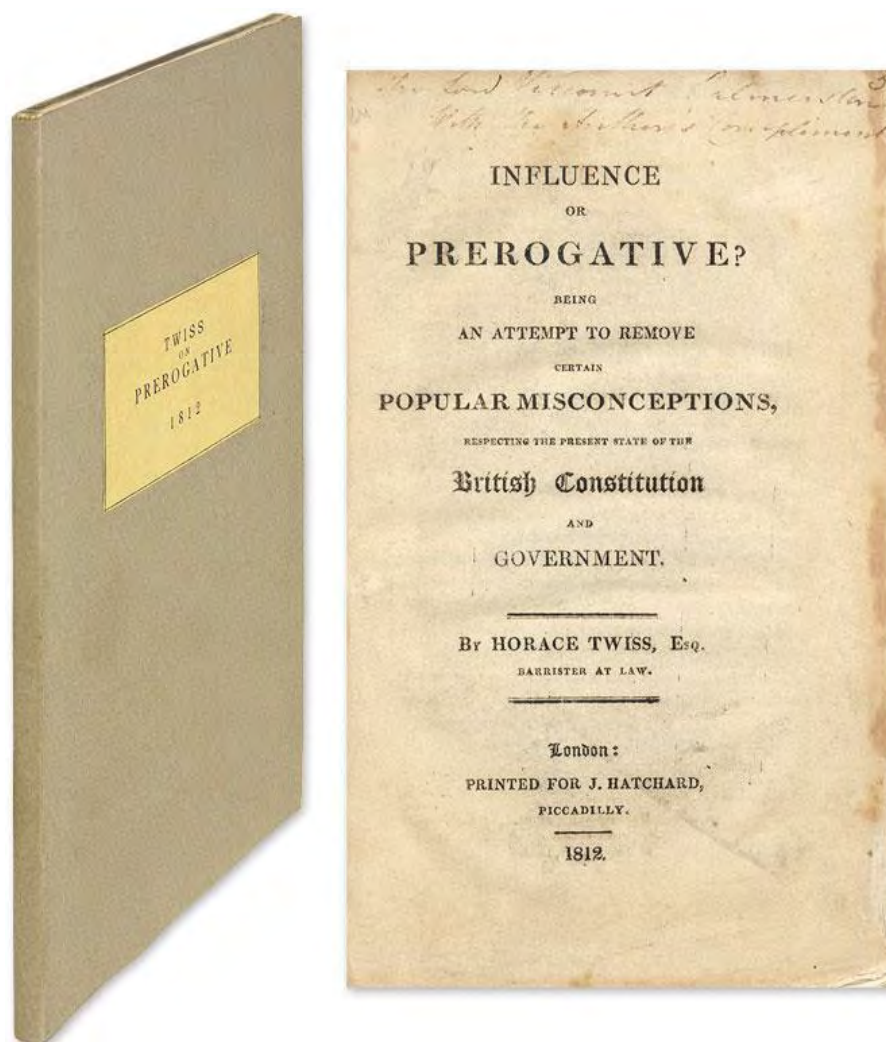
Treatise on Pleading by a Notable Virginian

26. Tucker, [Nathaniel] B[everley] [1784-1851].

The Principles of Pleading. Boston: Charles C. Little & James Brown, 1846. v, 220 pp. Octavo (7-3/4" x 4-3/4").

Contemporary quarter calf over pebbled cloth. Moderate rubbing to extremities with wear to corners, a few minor dampstains to boards, upper corner lacking from front pastedown and free endpaper. Moderate toning, light browning to sections of text. Early owner signature (James B. Dormain) to head of title page, notes in his hand to margins of a few leaves. \$300.

* Only edition. The son of St. George Tucker and half-brother of John Randolph of Roanoke, Nathaniel Beverley Tucker studied and practiced law in Virginia from 1801 to 1815. He was a judge in the Circuit Court of Missouri from 1815 to 1830 and was professor of law at the College of William and Mary, his alma mater, from 1834 to 1851. He was also a notable essayist and novelist. Cohen, *Bibliography of Early American Law* 9276. [Order This Item](#)



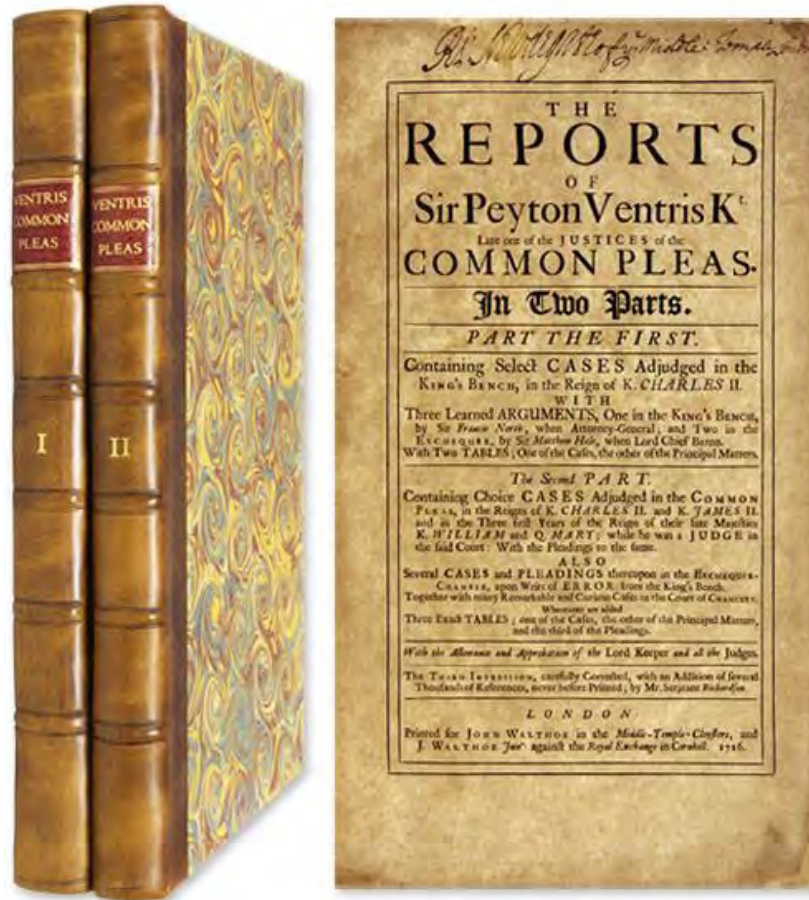
**Scarce Essay on the English Constitution
Advocating a Greater Degree of Royal Influence**

27. Twiss, Horace [1787-1849].

Influence or Prerogative? Being an Attempt to Remove Certain Popular Misconceptions Respecting the Present State of the British Constitution and Government. London: Printed for J. Hatchard, 1812. 94 pp. Octavo (8-1/4" x 5").

Stab-stitched pamphlet bound into recent stiff wrappers, printed paper title label to front cover. Some toning, light foxing to a few leaves, light soiling to title page and verso of final leaf. "The Lord Viscount Palmerston with the Author's Compliments" to head of title page, interior otherwise clean. \$500.

* Only edition. A presentation copy to Lord Palmerston. The author defends the influence of the Crown in the scheme of British Parliamentary government; without it the Prerogative would have to be revived. In his conservative view of the constitution and its core concept of checks and balances, the increasing influence of the Crown is indicative of the growing power of Commons and consequently the need to maintain equilibrium. Twiss was called to the bar in 1811 and later served as King's Counsel. As an author he is remembered for his life of Lord Eldon and for a number of literary works. This is his first publication relating to the law. OCLC locates 2 copies in North America, neither in law libraries. Not in Sweet & Maxwell. [Order This Item](#)



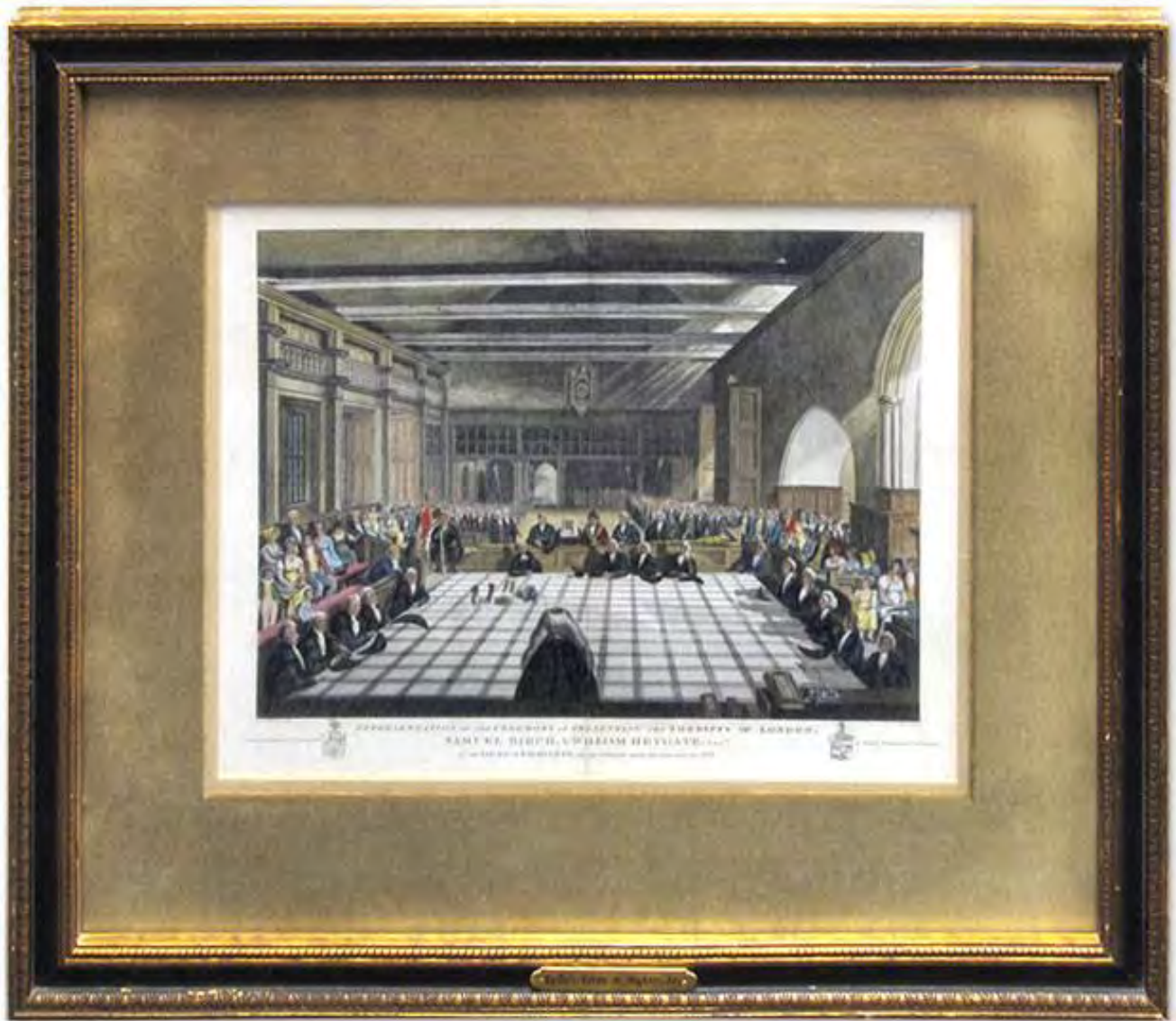
This Copy Belonged To Royall Tyler Of Vermont

**28. Ventris, Peyton [1645-1691], Reporter.
Richardson, Mr. Serjeant, Editor.
[Tyler, Royall (1757-1826), Owner].**

The Reports Of Sir Peyton Ventris Kt. Late One of the Justices of the Common Pleas. In Two Parts. Containing Select Cases Adjudged in the King's Bench, In the Reign of K. Charles II. With Three Learned Arguments, One in the King's Bench, By Sir Francis North, When Attorney-General; And Two in the Exchequer, By Sir Matthew Hale, When Lord Chief Baron. With Two Tables; One of the Cases, The Other of the Principal Matters. The Second Part. Containing Choice Cases Adjudged in the Common Pleas, In the Reigns of K. Charles II. And K. James II. And in the Three First Years of the Reign of Their Late Majesties K. William and Q. Mary; While He was a Judge in the Said Court: With the Pleadings to the Same.. London: Printed for John Walthoe, 1716. Two volumes. [xi], 429, [25]; [xviii], 368, [20] pp. Portrait frontispiece lacking. Folio (13" x 7-1/2").

Recent period-style quarter calf over marbled boards, raised bands and lettering piece to spine, endpapers renewed. Preliminary leaves browned and edgeworn, moderate toning and occasional light foxing to text. Early owner signatures to preliminaries, including that of Royall Tyler, interiors otherwise clean. \$500.

* Third edition, the first to be edited by Richardson, of an important collection of reports covering cases in King's Bench, 1668-1684, and Common Pleas and Chancery 1669-1691. An interesting association copy, with the ownership signature of Royall Tyler on both front blanks. Also the contemporary ownership signature of "Rs. Newdgate of ye Middle Temple" on both titles. Royall Tyler was a distinguished American jurist, serving as chief justice of Vermont, a professor of law at the University of Vermont, and, as playwright and novelist, one of the most significant figures in American literature in the period just after the Revolution. Wallace, *The Reporters* 345. *English Short-Title Catalogue* T97362. [Order This Item](#)



Presenting the Sheriffs of London

29. Whichels, G.J.M., After.

Stow, [James] [c.1770-c.1823], Engraver.

Representation Of The Ceremony Of Presenting The Sheriffs Of London Samuel Birch, & William Heygate, Esqrs. in the Court of Exchequer, On the Morrow After Michaelmas Day 1811. London: Robert Wilkinson, 1 January 1813. Attractively glazed and matted 16-1/4" x 12-1/2" colored copperplate in handsome 25-1/2" x 22" wooden frame. Light rubbing to frame, light toning to margins, faint vertical crease through center of image, small tear to upper right corner just touching image, colors vivid. \$750.

* A depiction of the annual ceremonial presentation of sheriffs to the barons of the Exchequer, who would formally bestow the approval of the Crown. [Order This Item](#)



Handsome Portrait of Baron Lyndhurst

30. Woolnoth, T[homas A.] [1785-1857].

[*Etched Portrait of Baron Lyndhurst*]. [London: T. Woolnoth, 1842]. Glazed and matted 4-1/2" x 6-1/2" steel engraving in attractive 9" x 11" wooden frame, small brass plaque to center of bottom. Light rubbing to frame, very light foxing to margins of image. Handsome. \$300.

*John Singleton Copley, 1st Baron Lyndhurst [1772-1863] was Lord Chancellor of Great Britain three times between 1827 and 1846. Born in Boston, he was the son and namesake of the artist. Woolnoth was a prominent engraver in the early Victorian period. He is best known for his theatrical portraits and for large plates after Correggio and Van Dyck.

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