The image shows a dense collection of antique law books on wooden shelves. The books have worn, yellowed spines and many have red or blue labels with gold lettering. The central text is overlaid on a dark red, textured rectangular area with a gold border. The text is in a white, elegant serif font. The background books include titles like 'EIGLEW'S DIGEST', 'SPALDING'S PRACTICE', 'WARREN'S LAW STUDIES', 'HILLIARD ON SALES', 'ROSCOE'S CRIMINAL EVIDENCE', 'PHILLIPS' DIGEST', 'OLIVER'S PRECEDENTS', 'COLLYER ON PARTNERSHIP', 'CONTRACTS', 'OLIVER'S FORMS', 'ARCHBOLD'S CRIMINAL PLEADING', 'JONES'S FORMS IN CONVEYANCING', 'PARSONS ON CONTRACTS', 'KENT'S COMMENTARIES', 'ABBOTT'S TRIAL EVIDENCE', 'WASHBURN ON REAL PROPERTY', 'BISHOP'S DIRECT AND INDIRECT', 'CHITTY'S CRIMINAL LAW', 'WAIT ON FRAUDULENT CONVEYANCES AND CREDITORS' BILLS', 'LAW OF PERSONAL INJURIES', 'BEACH ON CONTRIBUTORY NEGLIGENCE', 'THOMPSON ON NEGLIGENCE', 'STORY'S EQUITY PLEADINGS', 'GREENLEAF ON EVIDENCE', 'BUSWELL', 'SECOND EDITION', 'VOL. I', 'VOL. II', 'NINTH EDITION', 'FOURTEENTH EDITION', and 'FOURTEEN EDITION'.

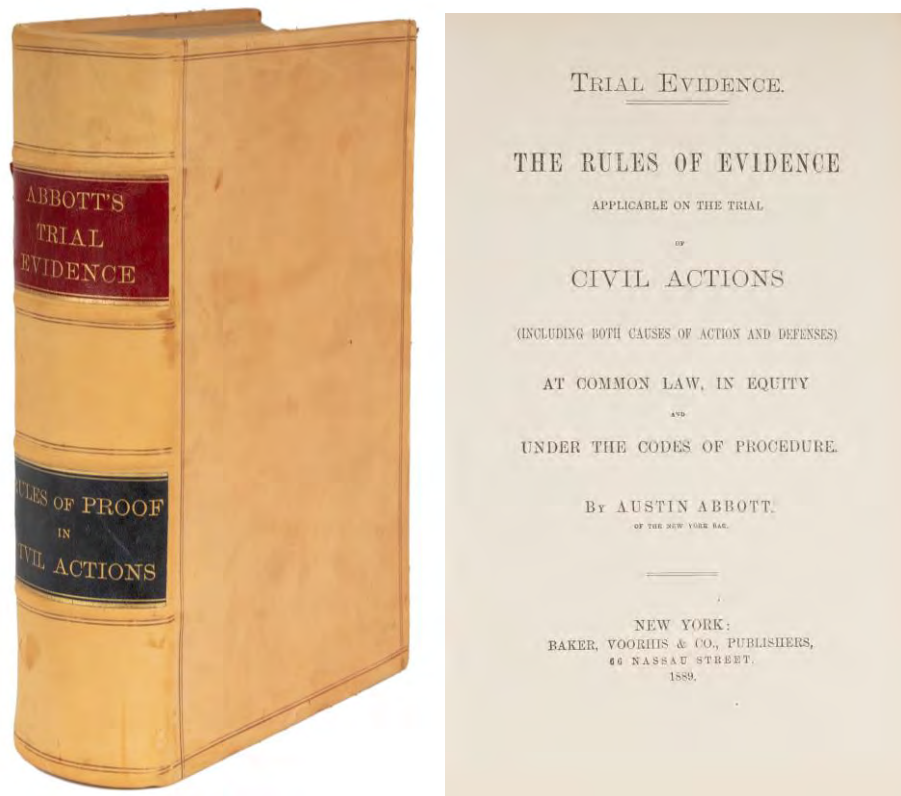
A Nineteenth-Century Lawyer's Library

32 ITEMS

May 25, 2021

THE
LAWBOOK EXCHANGE
LTD.

The books in this list are from the office library of a small-town lawyer, A.H. Ware, who practiced in North Anson, Maine, during the second half of the nineteenth century. They may have comprised his entire library. Most of them have a label from a single bookseller in Portland. The rest bear the signature of an older Maine lawyer, James T. Leavitt. We assume Ware acquired those books from him directly, or through gift or sale after Leavitt's death.



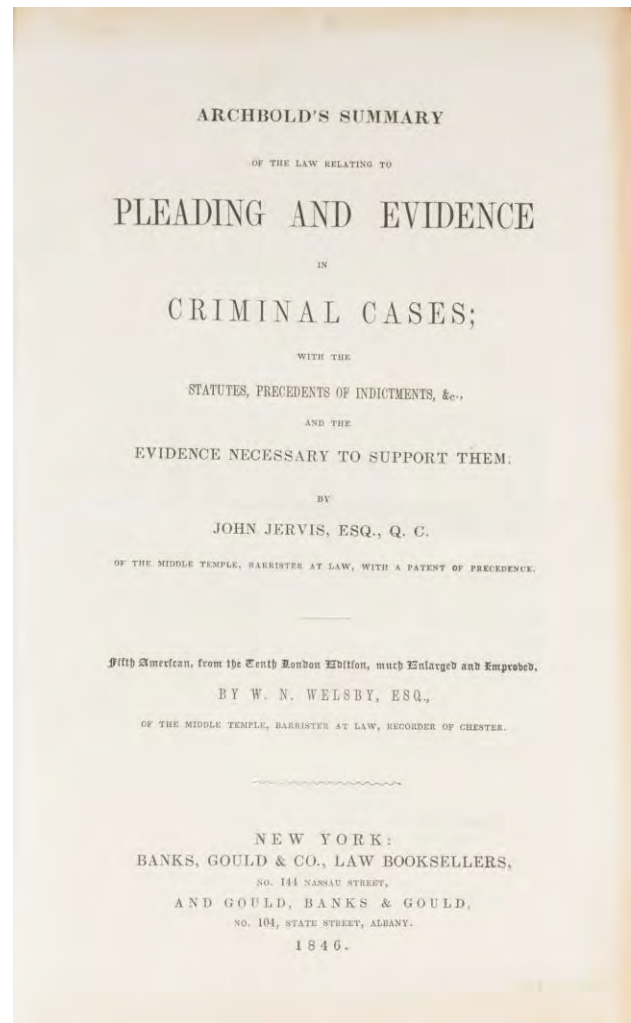
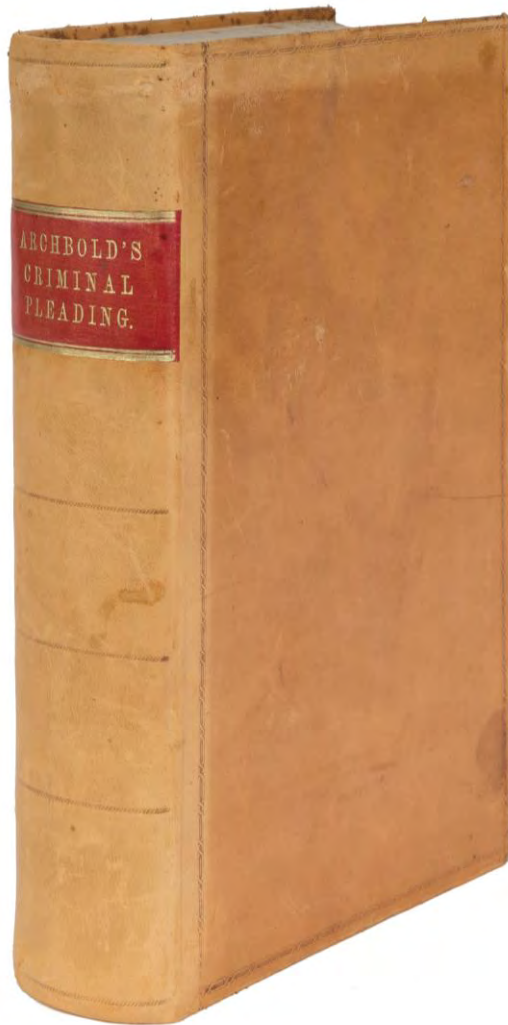
Reflects Changes Introduced by the New York Code of Procedure

1. Abbott, Austin [1831-1896].

Trial Evidence: Rules of Evidence Applicable on the Trial of Civil Actions (Including Both Causes of Action and Defenses) at Common Law, in Equity, and Under the Codes of Procedure. New York: Baker, Voorhis & Co., 1889. xxx, 884 pp. Octavo (9-1/4" x 6-1/4").

Contemporary sheep, blind rules to boards, raised bands, blind filets and red and black lettering pieces to spine, blind tooling to board edges. A few tiny smudges to boards and spine, light rubbing to extremities, small nick near foot of spine, minor wear to corners. Light toning to text, offsetting to margins of endleaves, crack in text block between title page and following leaf. An attractive copy. \$250.

* First edition, later printing. "Recent changes in procedure accompanying or resulting from the code practice, have had far-reaching consequences in respect to the mode of dealing with the subject of evidence" (Preface). A second edition edited by J.J. Crawford was published in 1900. *Catalogue of the Library of the Harvard Law School* (1909) I:3. [Order This Item](#)



"A Standard Work of Great Practical Utility"

2. Archbold, John Frederick [1785-1870].

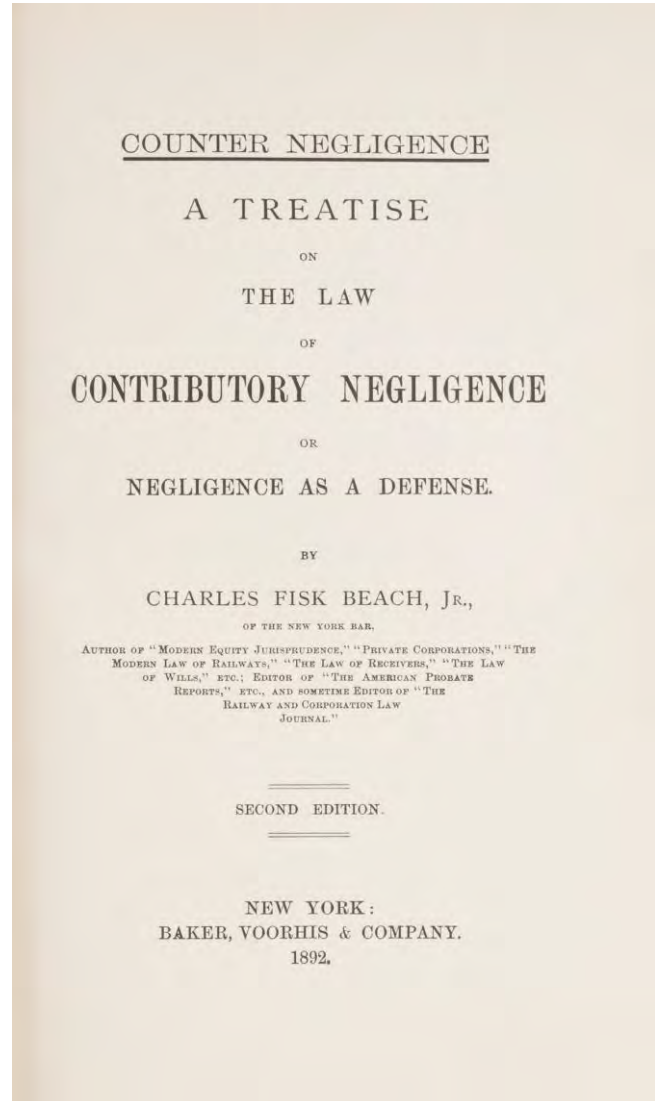
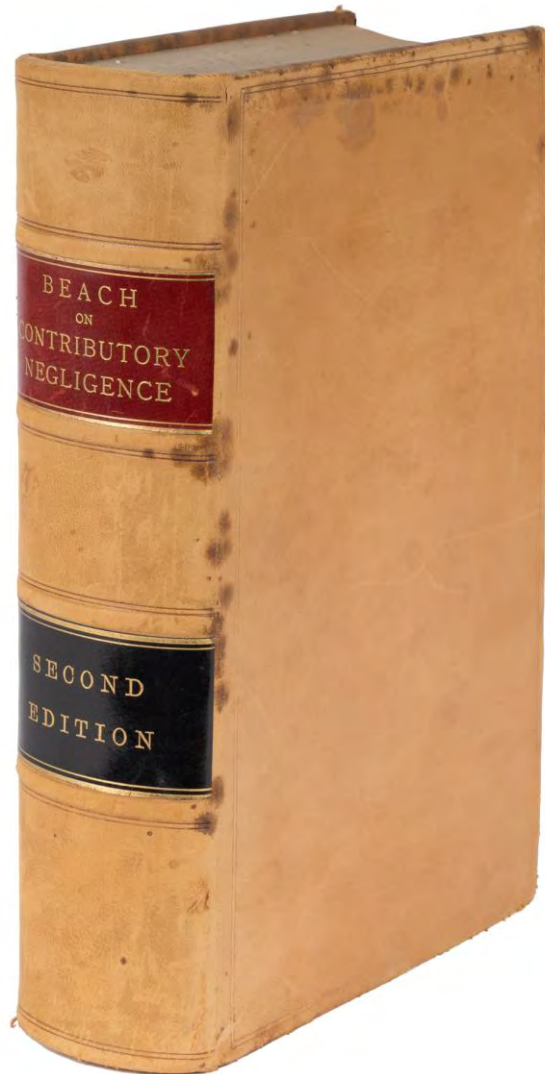
Jervis, John [1802-1856], Editor.

Welsby, W.N. [1802?-1864], Editor.

Archbold's Summary of the Law Relating to Pleading and Evidence in Criminal Cases; With the Statutes, Precedents of Indictments, &c., And the Evidence Necessary to Support Them by John Jervis. Much Enlarged and Improved by W.N. Welsby. New York: Banks, Gould & Co., Law Booksellers/Albany: Gould, Banks & Gould, 1846. xlii, 860 pp. Octavo (9-3/4" x 6-1/4").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine, blind tooling to board edges. A few minor nicks and stains to boards, light fading near top-edges, moderate rubbing to extremities, light fading and tiny stain to spine, early owner signature (A.H. Ware) to front free endpaper. Negligible light toning to text, slightly heavier in places, light foxing to endleaves, offsetting to margins of endleaves and title page. A well-preserved copy. \$250.

* Fifth American, from the tenth London Edition (1846), to which it is star-paged. First published in London in 1822, this work had its first American edition in 1824. Seven American editions followed by 1860. Marvin, referring to the fourth American edition, says "this treatise is a standard work of great practical utility in England and America.": *Legal Bibliography* 67. Cohen, *Bibliography of Early American Law* 3685. [Order This Item](#)



Beach on Contributory Negligence

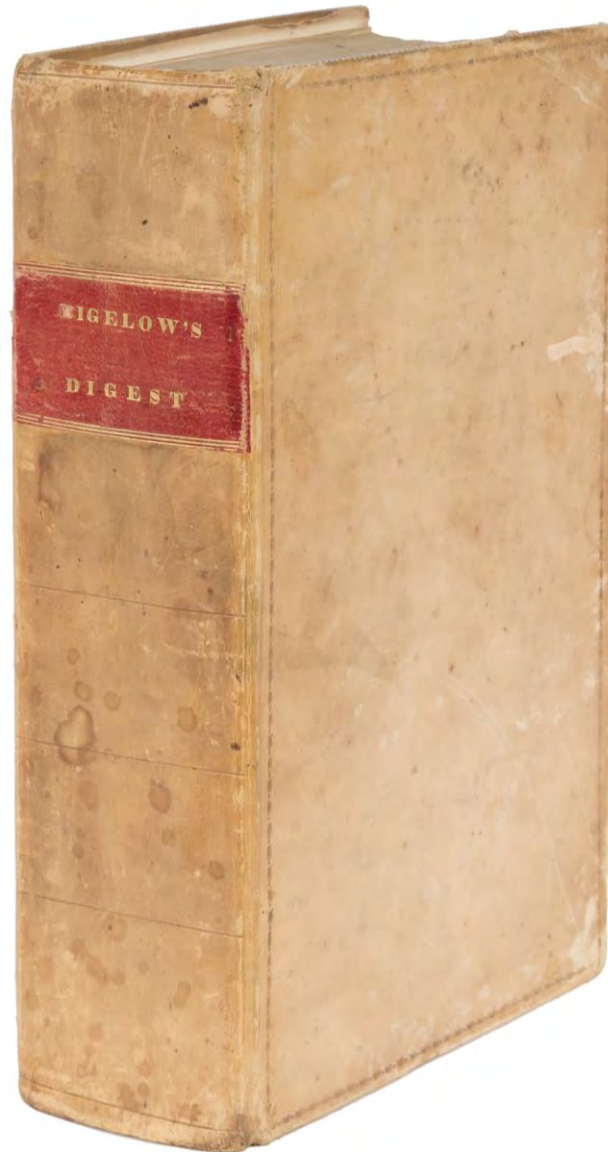
3. Beach, Charles Fisk, Jr. [1854-1934].

Counter Negligence: A Treatise on the Law of Contributory Negligence or Negligence as a Defense. New York: Baker, Voorhis & Company, 1892. cxiv, 638 pp. Octavo (9" x 5-3/4").

Contemporary sheep, blind rules to boards, raised bands and red and black lettering pieces to spine, blind tooling to board edges. A few minor scratches and some spotting to boards, light rubbing to extremities, minor spotting and a few tiny stains to spine. Moderate toning to text, offsetting to margins of endleaves \$250.

* Second and final edition. First published in 1885, Beach's treatise provides a thorough review of the field as it stood in the late-nineteenth century. As he notes in the preface, Beach intended this to be a synthesis of earlier American and English treatises combined with recent case citations. *Catalogue of the Library of the Harvard Law School* (1909) I:136.

[Order This Item](#)



1825 Digest of Massachusetts Cases

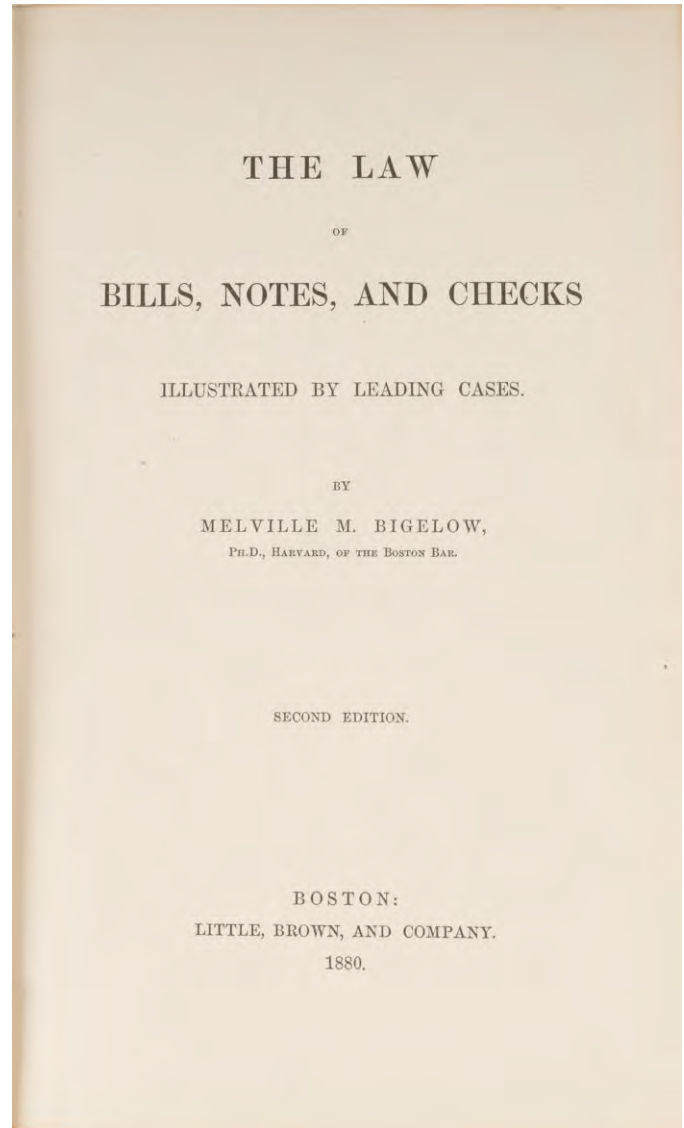
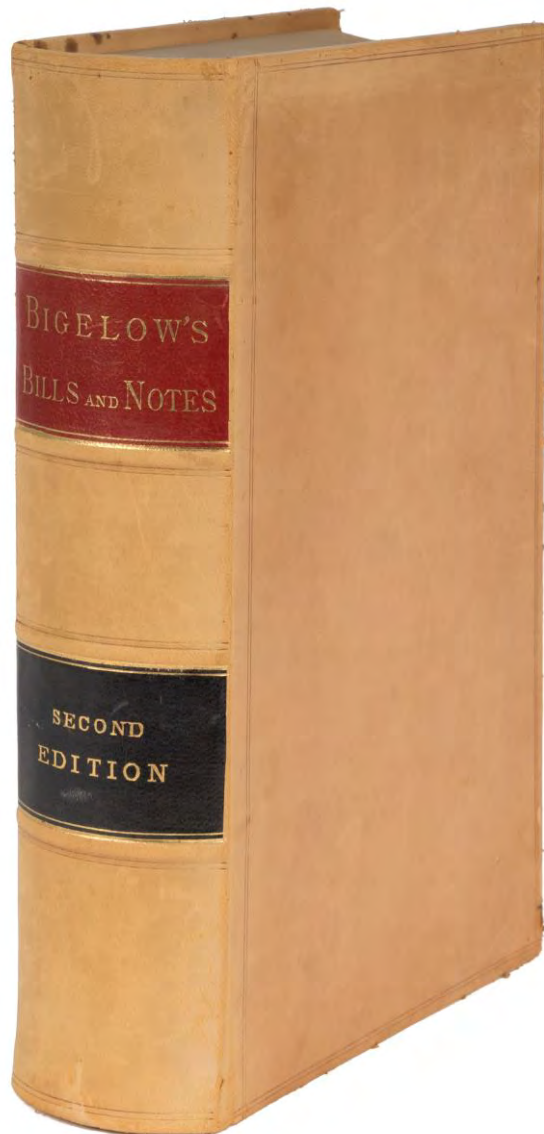
4. Bigelow, Lewis [1785-1838].

A Digest of the Reported Cases Argued and Determined in the Supreme Judicial Court of the Commonwealth of Massachusetts. Boston: Printed by Wells and Lilly, 1825. lxxxii, 856 pp. Octavo (9-1/2" x 6").

Contemporary law calf, blind fillets to boards, lettering piece and blind fillets to spine. A few minor nicks, scuffs and stains, moderate rubbing to extremities, corners bumped and lightly worn, hinges cracked, preliminaries and final four leaves detached and edgeworn, a few signatures loose. Moderate toning to text, early owner signature (Leavitt) to head of title page and p.vii, a few brief annotations in his hand to a few leaves. \$50.

* Second edition. An alphabetically arranged digest of cases in Pickering's *Reports of Cases Argued and Determined in the Supreme Judicial Court of Massachusetts* from 1804 to 1823. *Catalogue of the Library of the Harvard Law School* (1909) I:168.

[Order This Item](#)



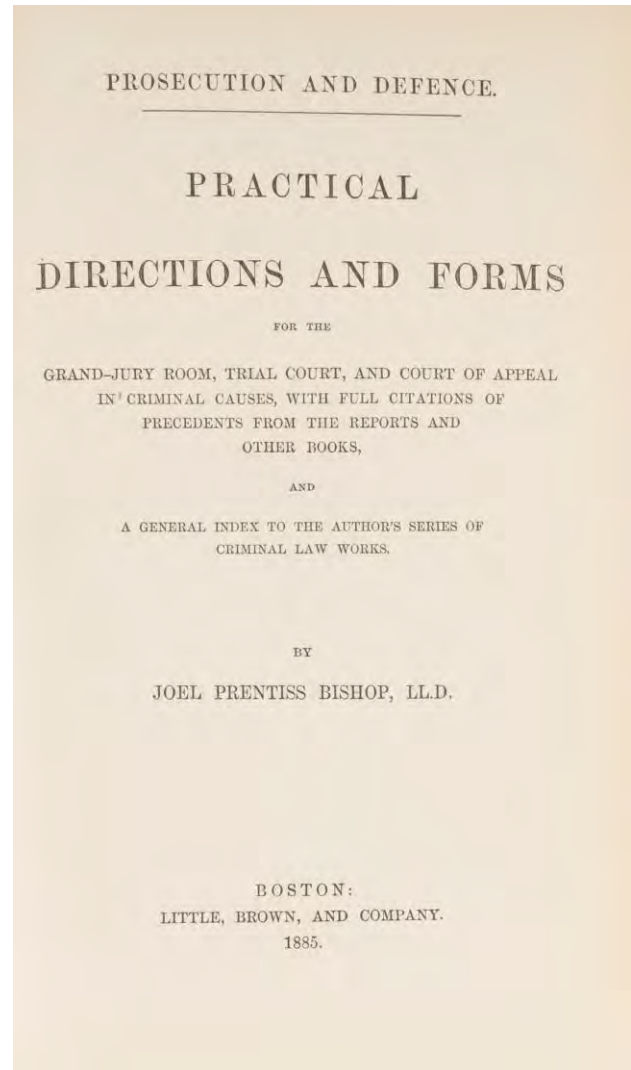
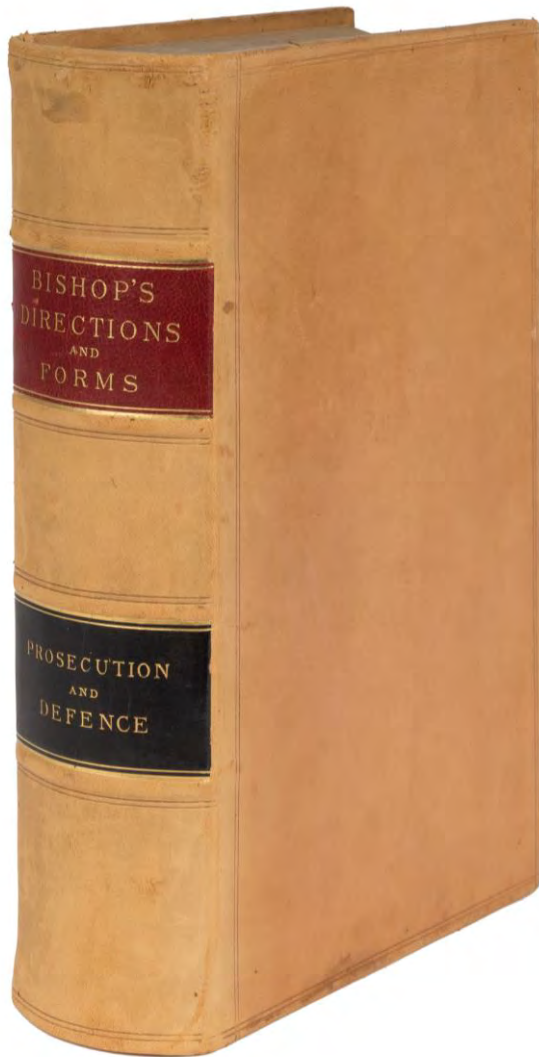
Bigelow on Bills, Notes, And Checks

5. Bigelow, Melville M. [1846-1921].

The Law of Bills, Notes, And Checks Illustrated by Leading Cases. Boston: Little, Brown, and Company, 1880. xliii, 692 pp. Octavo (9-1/4" x 5-3/4").

Contemporary sheep, blind rules to boards, raised bands, red and black lettering pieces and blind fillets to spine, blind tooling to board edges. A few minor nicks to boards, moderate rubbing to extremities, hinges cracked. Light toning to text, offsetting to margins of endleaves. \$250.

* Second edition. Bigelow was prominent author, legal historian and a founder of Boston University Law School. The first edition of his treatise on bills and notes was published in 1871 as *Leading and Select American Cases in the Law of Bills of Exchange, Promissory Notes, and Checks*. The second edition is a substantially rewritten work. *Catalogue of the Library of the Harvard Law School* (1909) I:169. [Order This Item](#)



A Nineteenth-Century Authority on American Criminal Law

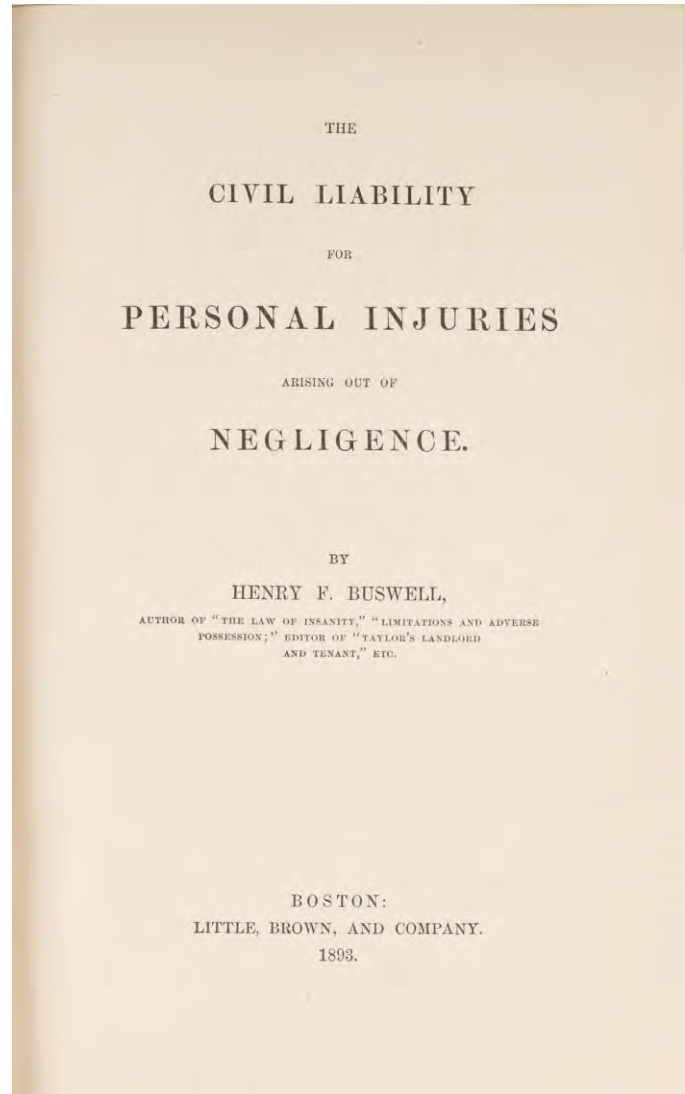
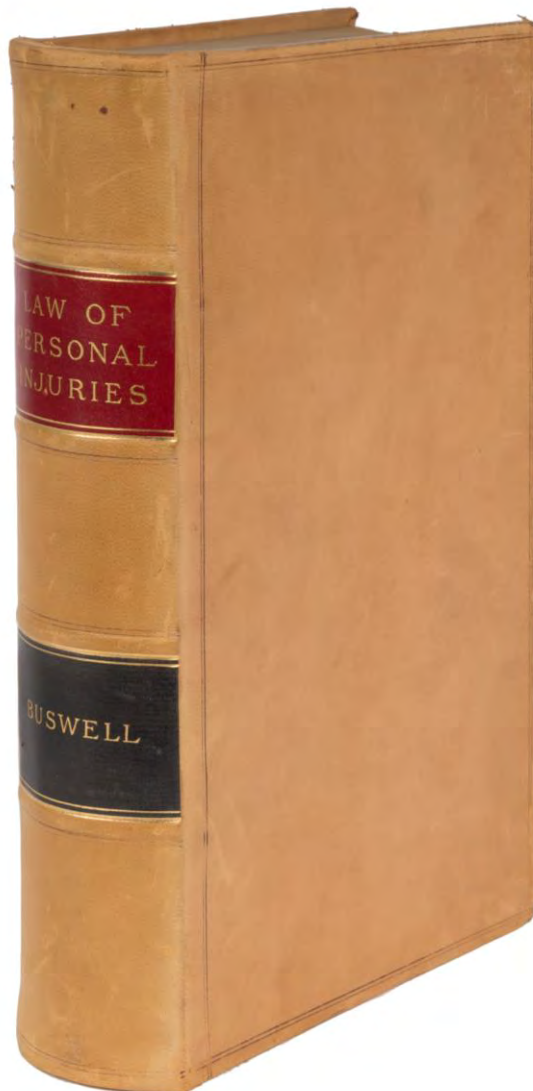
6. Bishop, Joel Prentiss [1814-1901].

Prosecution and Defence: Practical Directions and Forms for the Grand-Jury Room, Trial Court, And Court of Appeal in Criminal Causes, With Full Citations of Precedents from the Reports and Other Books, And a General Index to the Author's Series of Criminal Law Works. Boston: Little, Brown, And Company, 1885. xix, 856 pp. Octavo (9-1/4" x 6").

Contemporary sheep, blind rules to boards, raised bands, blind fillets and red and black lettering pieces to spine, blind tooling to board edges. A few minor scuffs to rear board, moderate rubbing to extremities, light toning to text. A well-preserved copy. \$350.

* First edition. Bishop was one of the most influential American textbook writers on the nineteenth century. According to Roscoe Pound, he belonged to the class of jurists who works "went far to shape the law." *Prosecution and Defense* is the last of five treatises he wrote on the subject. (The first was the two-volume *Commentaries on the Criminal Law*, 1856-1858.) Pound, *The Formative Era of American Law* 140-141. *Catalogue of the Library of the Harvard Law School* (1909) I:180.

[Order This Item](#)



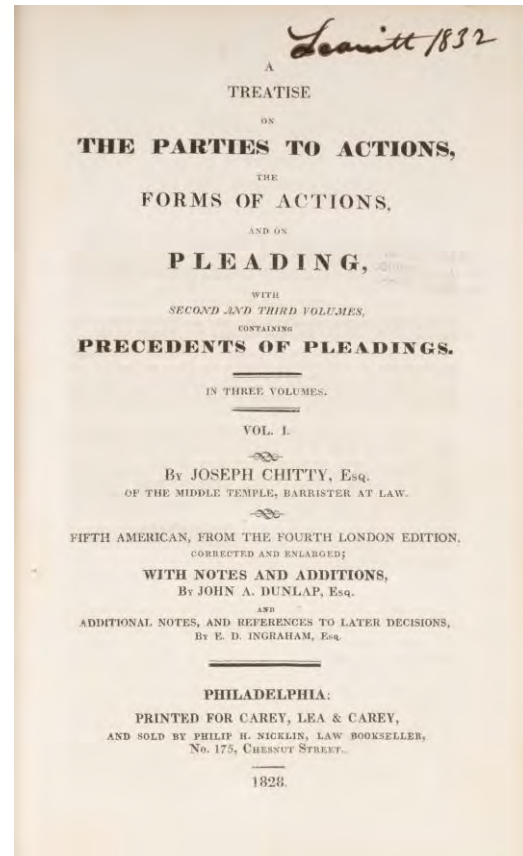
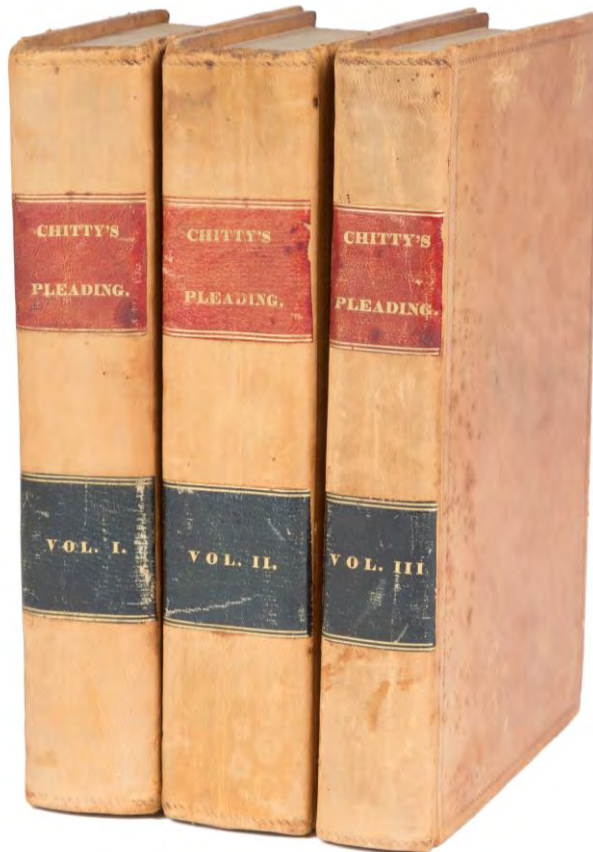
An Early Treatise on Personal Injury

7. Buswell, Henry F.

The Civil Liability for Personal Injuries Arising Out of Negligence. Boston: Little, Brown and Company, 1893. lxxxv, 463 pp. Octavo (9-1/4" x 6").

Contemporary sheep, blind rules to boards, raised bands, blind rules and red and black lettering pieces to spine, blind tooling to board edges. Light rubbing to extremities, a few minor nicks to boards, corners bumped, moderate toning to text. An unusually well-preserved copy. \$450.

* First edition. The law of negligence was a response to the large number of personal injuries that accompanied the rapid industrialization of the United States after the Civil War. Buswell's treatise offers a good overview of the field as it existed around the turn of the century. A second edition was published in 1899. *Catalogue of the Library of the Harvard Law School* (1909) I:283. [Order This Item](#)



"No Practical Lawyer Can Dispense With this Book"

8. Chitty, Joseph [1766-1841].

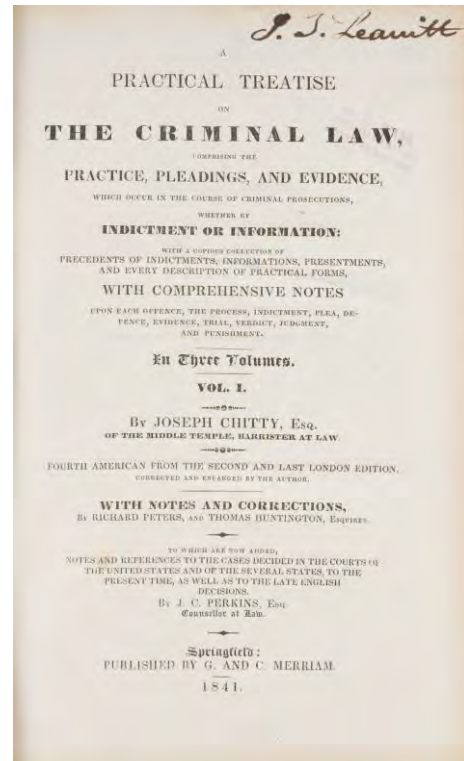
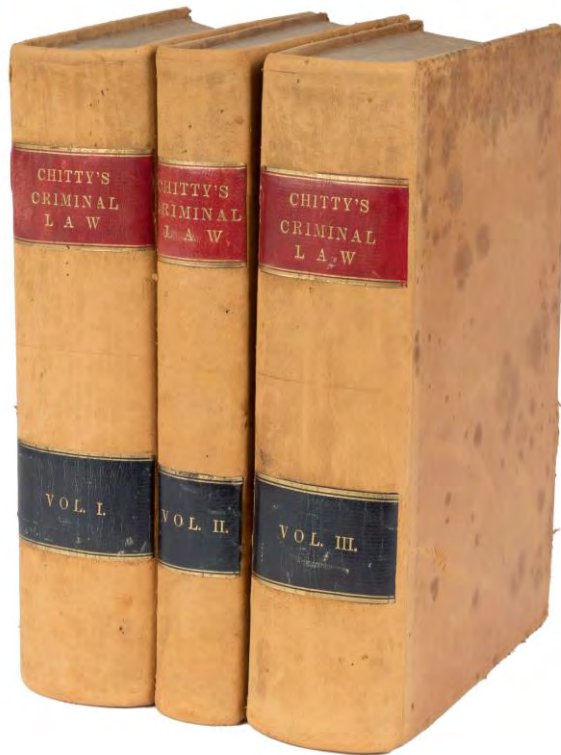
Dunlap, John A. [1793?-1858], Editor.

Ingraham, Edward [1793-1854], Editor.

A Treatise on the Parties to Actions, The Forms of Actions, And on Pleading, With Second and Third Volumes Containing Precedents of Pleadings. Fifth American, From the Fourth London Edition. Corrected and Enlarged; With Notes and Additions, By John A., Dunlap, Esq. And Additional Notes, And References to Later Decisions, By E.D. Ingraham. Philadelphia: Printed for Carey, Lea & Carey, 1828. Three volumes. xvi, 678; xlvi, 888; [ii], 889-1524 pp. Paged continuously, Volumes II-III have title reading (in part): *A Treatise on Pleading, With a Collection of Practical Precedents, And Notes Thereon.* Octavo (8-3/4" x 5-1/2").

Contemporary sheep, blind fillets to boards, red and black lettering pieces to spine. Light rubbing and minor scuffs, spotting and staining to boards, slightly heavier rubbing to extremities, corners bumped, rear hinge of Volume III cracked, early owner stamp (of A.H. Ware) and signature (of J.T. Leavitt (to front endleaves and title pages). Moderate toning, somewhat heavier in places, occasional faint dampspotting. \$750.

* Fifth American edition star-paged to fourth London edition, 1825. Writing in 1847, Marvin noted: "Chitty's Pleading is a work so well known and appreciated in England and America, that little need be said of it here. Like several other of this author's productions, it is doubtless in more general use in the United States than in England. As a practical treatise it surpasses all others upon the law of Pleading, in the variety and extent of its learning, and the copiousness of its forms. (...) No practical lawyer can dispense with this book." Marvin, *Legal Bibliography* 190-191. Cohen, *Bibliography of Early American Law* 9238. [Order This Item](#)



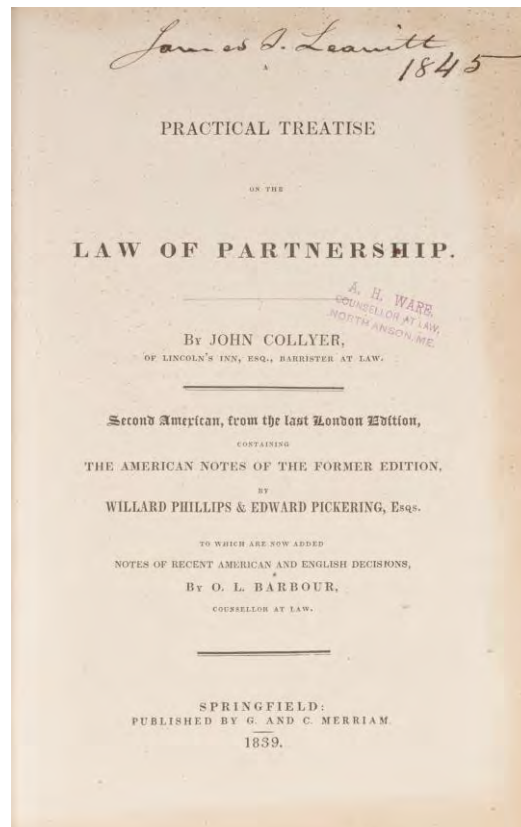
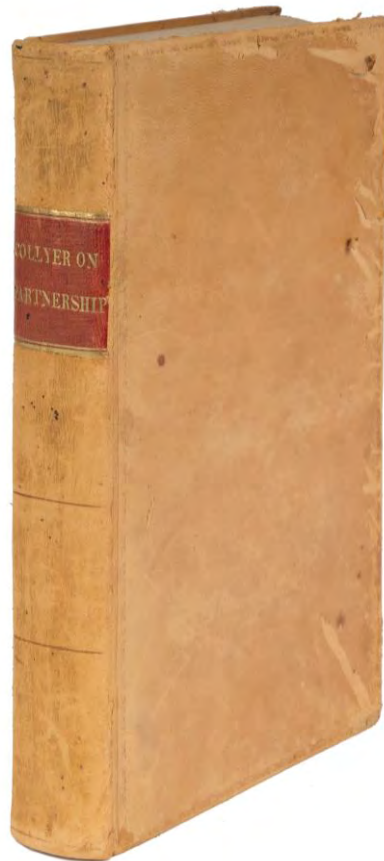
"One of the Author's Best Productions"

9. Chitty, Joseph [1776-1841].
Peters, Richard [1780-1848], Editor.
Huntington, Thomas [d.1833], Editor.
Perkins, J.C. [1809-1887], Editor.

A Practical Treatise on the Criminal Law, Comprising the Practice, Pleadings, and Evidence, Which Occur in the Course of Criminal Prosecutions, Whether by Indictment or Information: With a Copious Collection of Precedents of Indictments, Informations, Presentments, And Every Description of Practical Forms, With Comprehensive Notes Upon Each Offence, The Process, Indictment, Plea, Defence, Evidence, Trial, Verdict, Judgment, And Punishment. With Notes and Corrections by Richard Peters, and Thomas Huntington, Esquires. To Which are Now Added, Notes and References to the Cases Decided in the Courts of the United States and of the Several States, To the Present Time, As Well as to the Late English Decisions. By J.C. Perkins, Esq. Counsellor at Law. Springfield, MA: Published by G. and C. Merriam, 1841. Three volumes. xl, 992; xxxvi, 558, [4]; [ii], [565]-1281, [1], xciv pp. Octavo (8-1/2" x 5-1/2").

Contemporary sheep, blind fillets to boards, blind fillets and red and black lettering pieces to spines. Spotting and a few minor nicks and scuffs to boards, light rubbing to extremities with minor wear, corners bumped, front hinges of Volumes I and III cracked, early owner stamp (of A.H. Ware) and early signature (of J.T. Leavitt) to preliminaries. Light to moderate toning, light foxing in places, brief early annotations to a few leaves, offsetting to margins of endleaves. \$500.

* Fourth American edition, based on the second and final London edition (1826), to which it is star-paged. "This is one of the author's best productions. It has had an extended circulation throughout the United States, and has hitherto been more generally used than any other book upon criminal law" (Hall). The first American edition of this popular treatise was published in 1819. Five more followed, the last one in 1847 (designated the fifth). Hall's *Journal of Jurisprudence* 227 cited in Marvin, *Legal Bibliography* 192. Cohen, *Bibliography of Early American Law* 3700. [Order This Item](#)



The "Best English Treatise on the Subject"

10. Collyer, John [1801-1870].

Collyer, John [1801-1870], Notes.

Phillips, Willard [1784-1873], Notes.

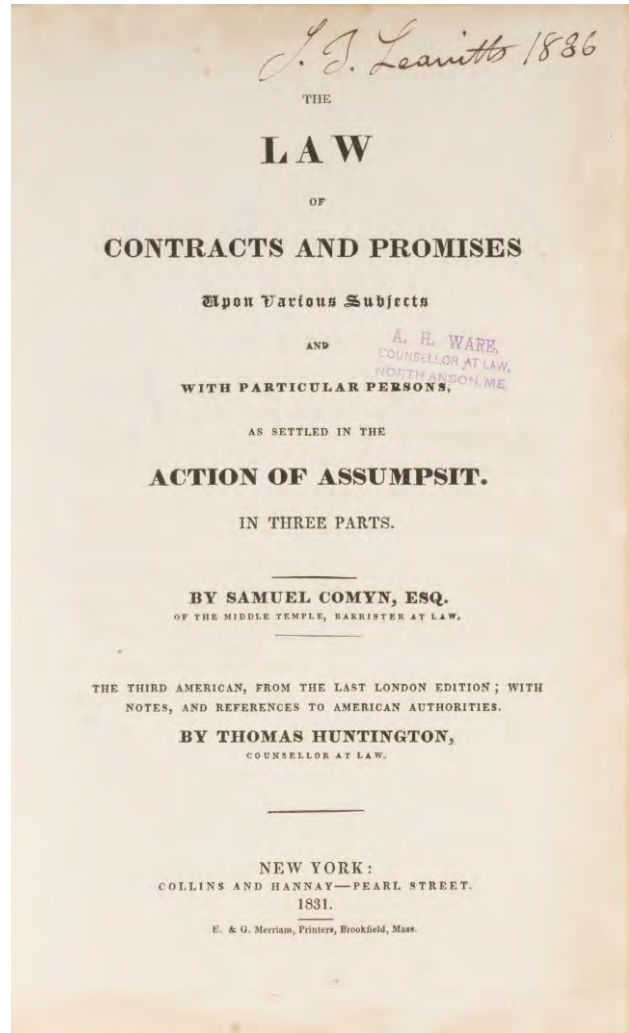
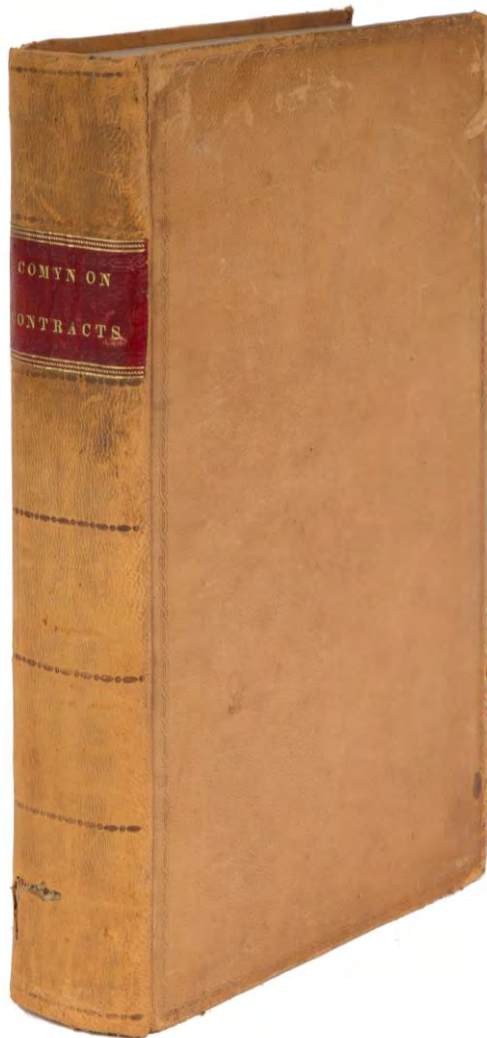
Pickering, Edward [d.1876], Notes.

Barbour, Oliver L. [1811-1889], Notes.

A Practical Treatise on the Law of Partnership. From the Last London Edition, Containing the American Notes of the Former Edition by Willard Phillips & Edward Pickering. To Which are Now Added Notes of Recent American and English Decisions by O.L. Barbour. Springfield, MA: Published by G. and C. Merriam, 1839. xxxi, 728 [i.e. 550, [2] pp. Includes two-page publisher catalogue. Octavo (9-1/4" x 6").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine. Light rubbing some scuffing to boards, moderate rubbing to extremities and spine, early owner stamp (A.H. Ware) and signature (J.T. Leavitt) to front free endpaper and title page. Moderate toning to text, somewhat heavier in places, offsetting to margins of endleaves. \$500.

* Second American, from the first London edition (1832), to which it is star-paged. According to Warren's *Popular and Practical Introduction to Law Studies*, this is the "best English treatise" on the subject. It provides "a full statement of the principal decisions of Lord Eldon, whose subtle and powerful legal intellect pre-eminently distinguished itself in cases of Partnership and Bankruptcy." The first American edition was published in 1834, the final edition, the fourth, in 1853. Warren cited in Marvin, *Legal Bibliography* 215. Cohen, *Bibliography of Early American Law* 9307. [Order This Item](#)



An Important English Treatise on the Law of Contracts

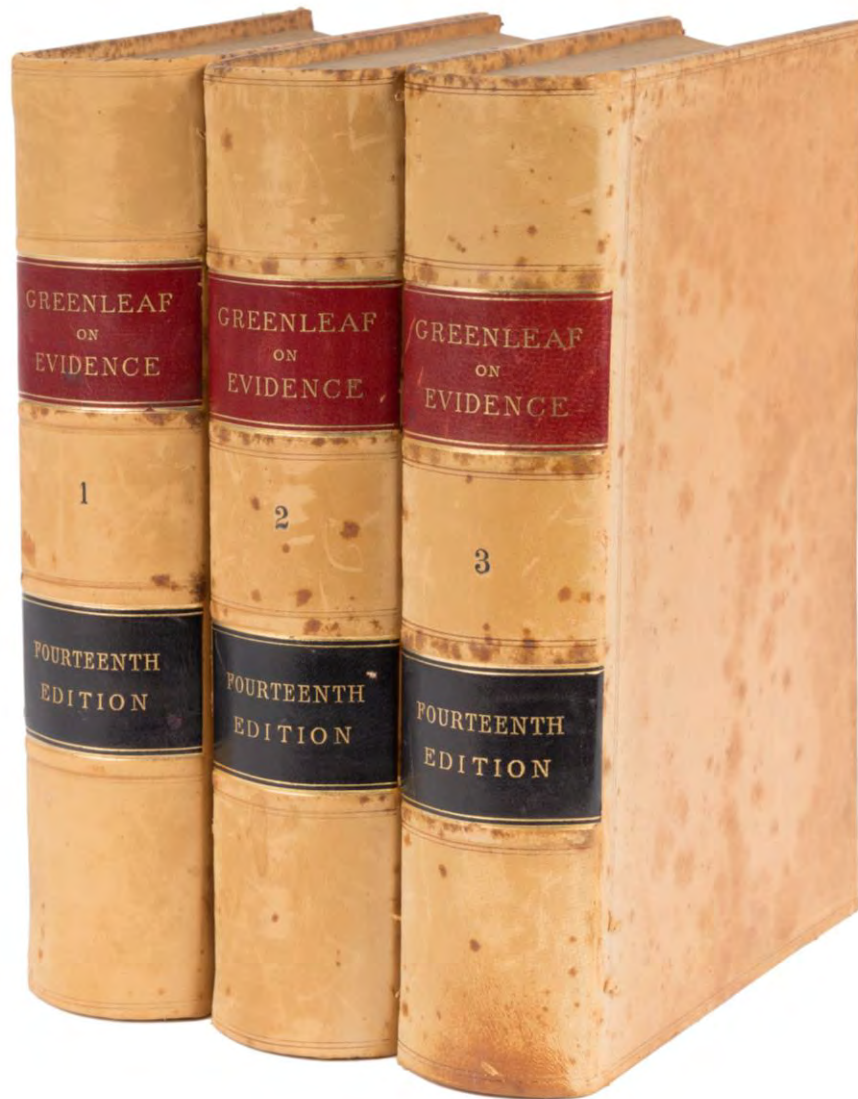
11. Comyn, Samuel.

Huntington, Thomas, Editor.

The Law of Contracts and Promises upon Various Subjects and with Various Persons as Settled in the Action of Assumpsit. In Three Parts. From the Last London Edition; With Notes, And References to American Authorities. New York: Collins and Hannay, 1831. xvi, 654 pp. Octavo (9-1/2" x 5-3/4").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine. Light rubbing and a few minor scuffs to boards, moderate rubbing to extremities and spine, minor worming near foot of spine, corners bumped, early owner stamp (A.H. Ware) and signature (J.T. Leavitt) to front endleaves and title page. Moderate toning to text, somewhat heavier in places, light foxing to endleaves and final leaves of text. \$450.

* Third and final American edition, from the second London edition (1824), to which it is star-paged. Marvin, citing Hoffman's *Course of Legal Study*, says this was "for a long time, the best English treatise on contracts." Its first edition was published in 1807, the first American edition in 1809. Marvin, *Legal Bibliography* 217. Cohen, *Bibliography of Early American Law* 3641. [Order This Item](#)



The First Important Work on Evidence Published in America

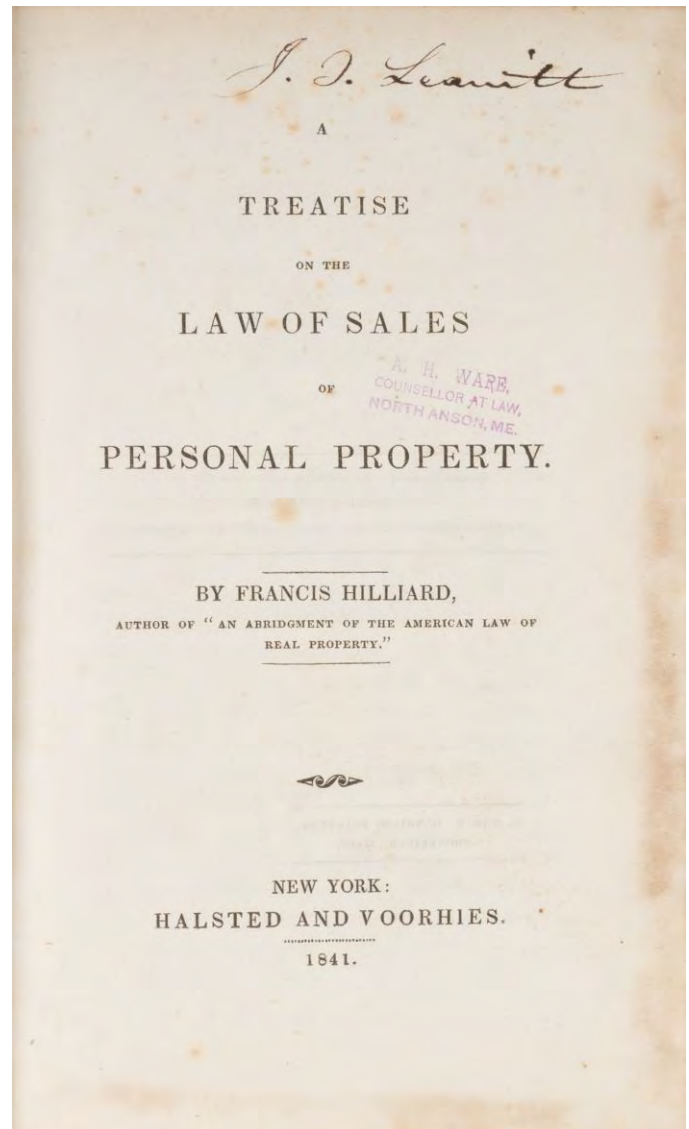
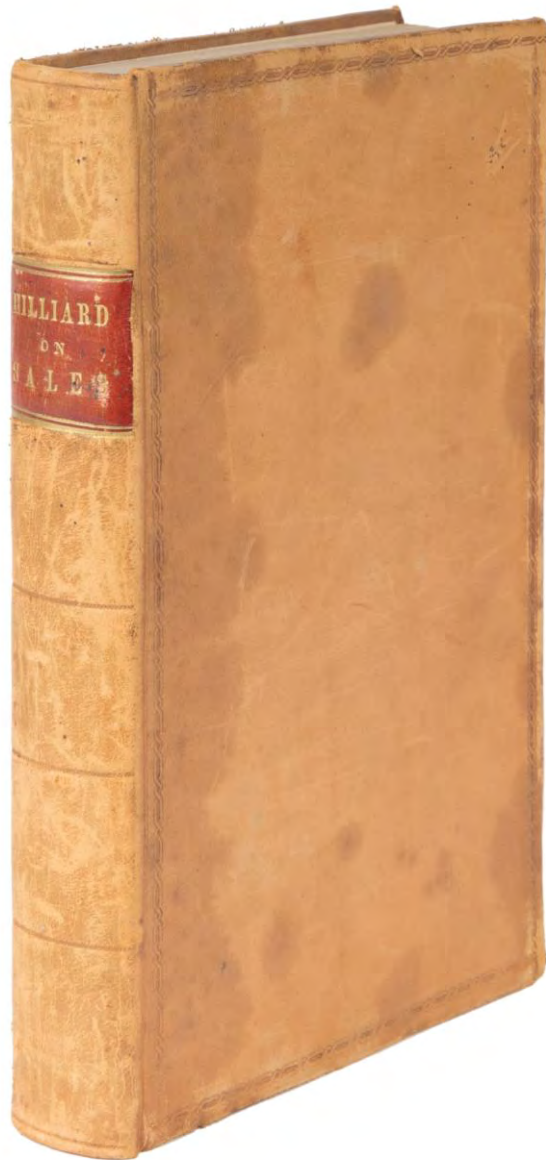
12. Greenleaf, Simon [1783-1853].

Crosswell, Simon Greenleaf, Editor.

A Treatise on the Law of Evidence. Revised with Large Additions. Boston: Little, Brown and Company, 1883. Three volumes. lxxxiv, 753; lxxxix, 683; xxix, 577 pp. Octavo (9" x 6").

Contemporary law calf, blind rules to boards, raised bands and red and black lettering pieces to spine, blind tooling to board edges. Light rubbing, some dampspotting and a few minor nicks and scuffs to boards and extremities, light toning to interiors, offsetting to margins of endleaves. A well-preserved set. \$1,250.

* Fourteenth edition. Originally intended to be a textbook, Greenleaf's treatise was published a volume at a time from 1842-1853. The first important American work on evidence, it freed the bar from its dependence on English sources. Crosswell was Greenleaf's grandson. *Catalogue of the Library of the Harvard Law School* (1909) I:827. [Order This Item](#)



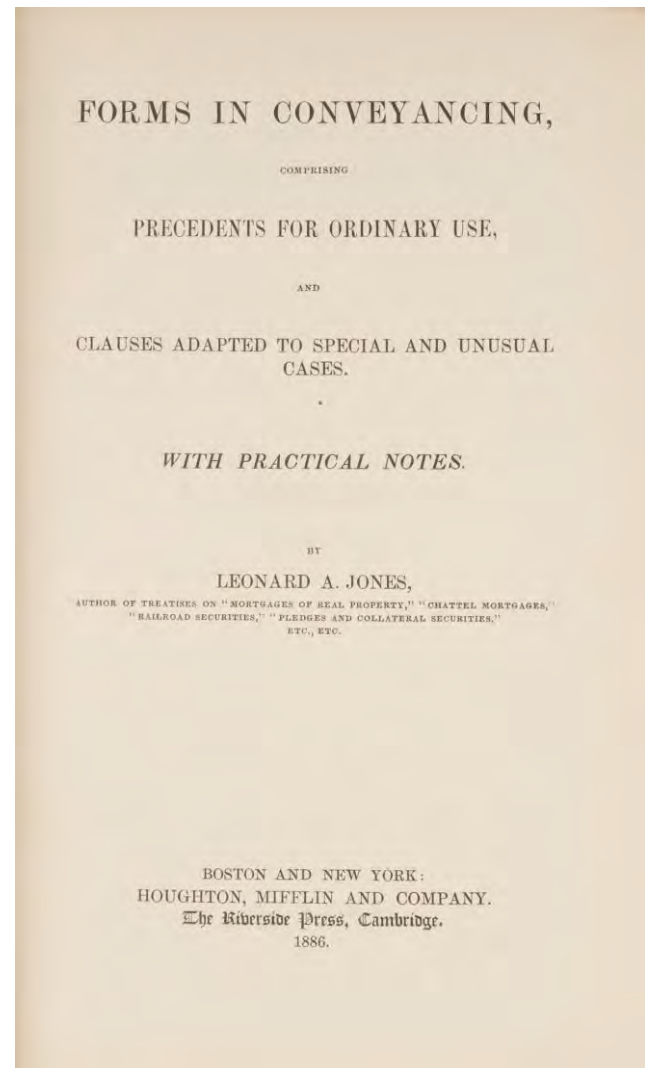
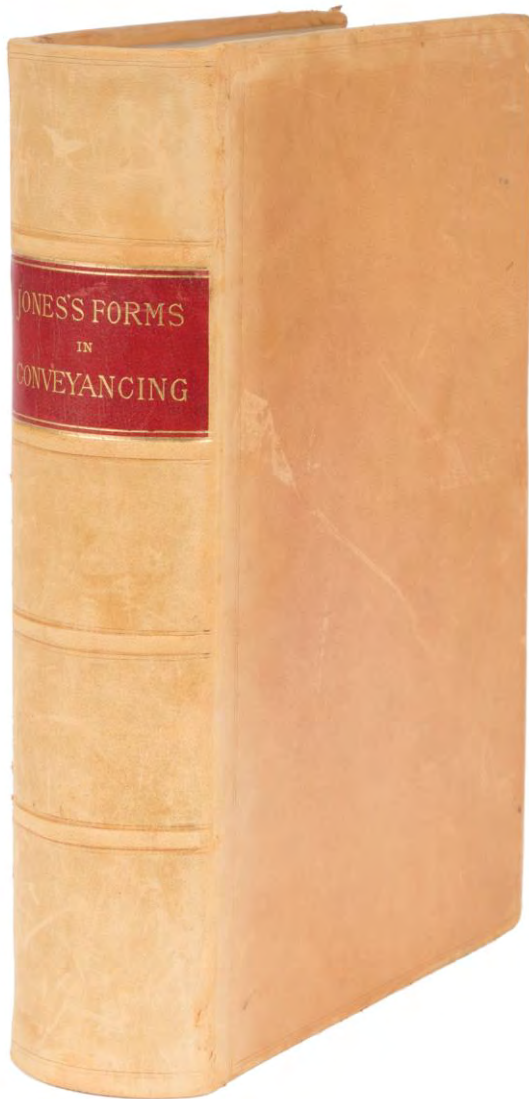
"A Very Good Digest"

13. Hilliard, Francis [1806-1878].

A Treatise on the Law of Sales of Personal Property. New York: Halstead and Voorhies, 1841. xxxii, 392 pp. Octavo (9" x 5-1/2").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine. Minor staining, spotting and a few nicks to boards, moderate rubbing to extremities and spine, early owner stamp (A.H. Ware) and signature (J.T. Leavitt) to front free endpaper and title page. Light toning to text, light foxing to preliminaries, title page and rear endleaves. \$650.

* First edition. Marvin, quoting *The American Jurist*: "The author has given a very good Digest of the general principles of the Law of Sales..." A second edition was published in 1860. Both editions are scarce. Marvin, *Legal Bibliography* 387. Cohen, *Bibliography of Early American Law* 2696. [Order This Item](#)



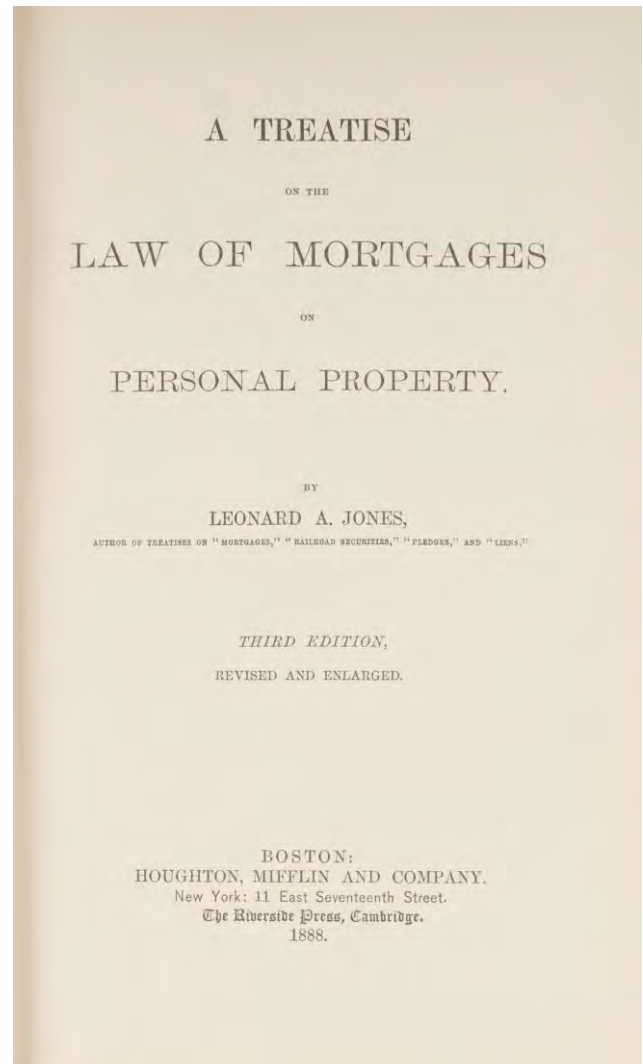
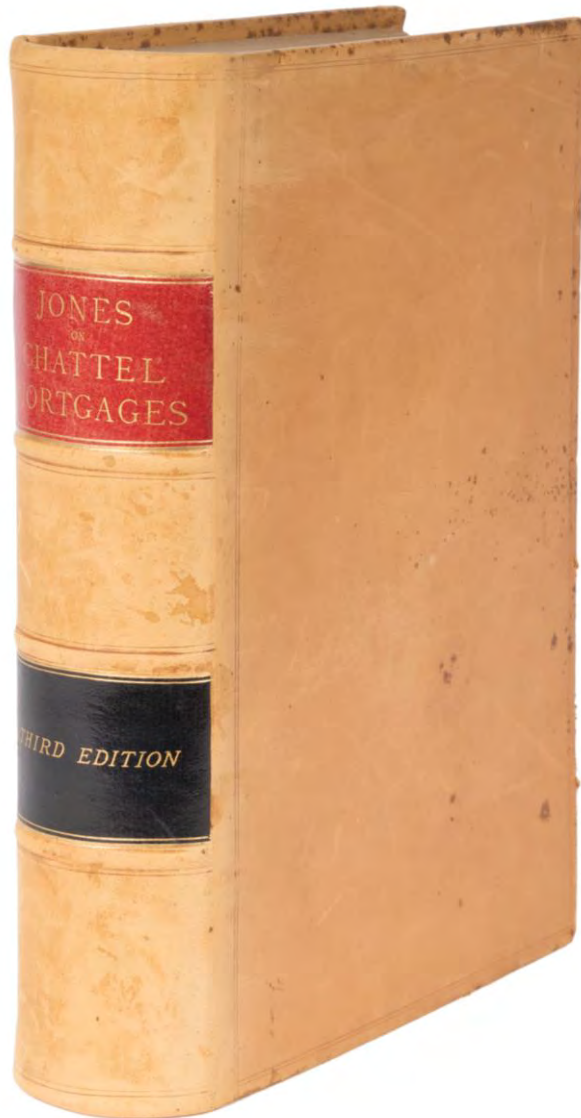
An Indispensable Work for Busy Lawyers

14. Jones, Leonard A. [1832-1909].

Forms in Conveyancing, Comprising Precedents for Ordinary Use, And Clauses Adapted to Special and Unusual Cases. With Practical Notes. Boston and New York: Houghton, Mifflin and Company, 1886. v, [1], 826, [4] pp. Octavo (9-1/4" x 5-3/4").

Contemporary sheep, blind rules to boards, raised bands and lettering piece to spine, blind tooling to board edges. Light rubbing and a few minor scuffs to boards, somewhat heavier rubbing to extremities and spine. Moderate toning to text, slightly heavier in places, offsetting to margins of endleaves. \$250.

* First edition. Like his other formbooks, *Forms in Conveyancing* was an indispensable work that went through several editions. *Catalogue of the Library of the Harvard Law School* (1909) I:1060. [Order This Item](#)



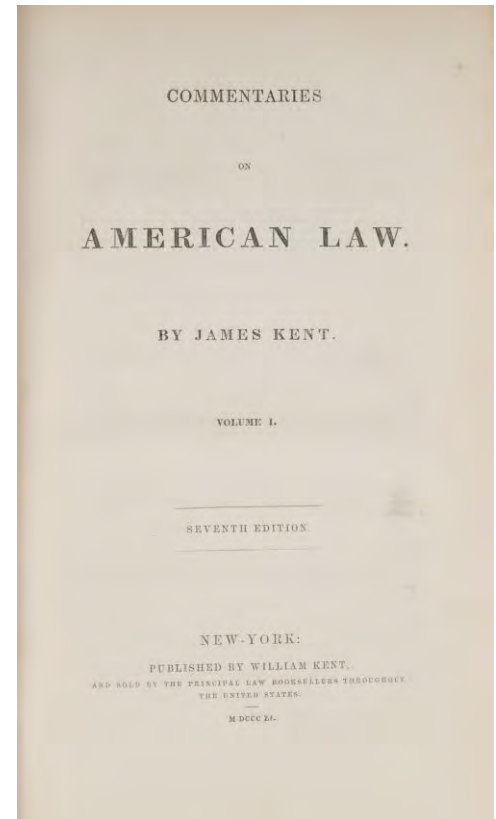
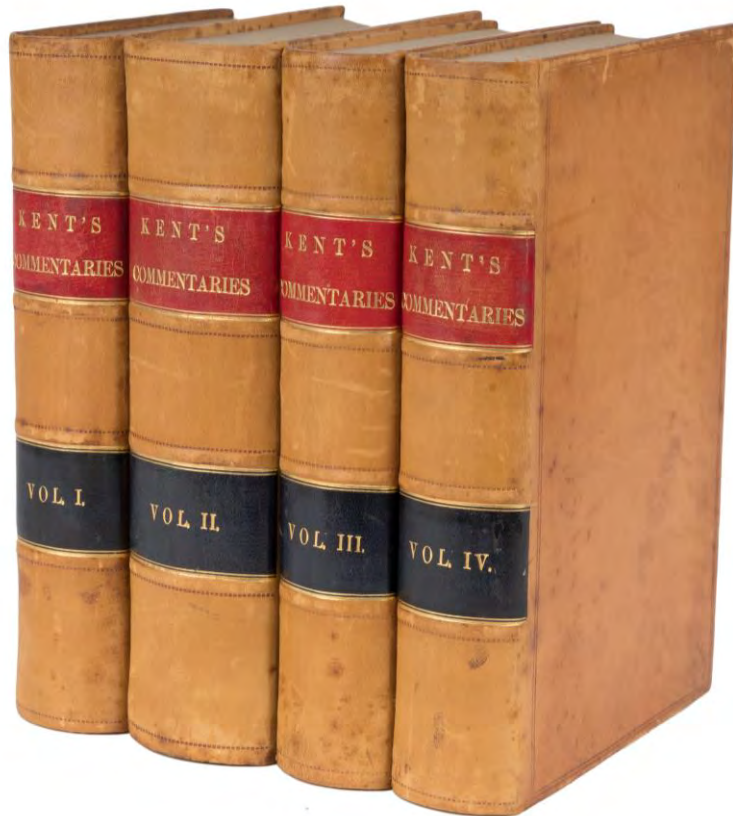
A Classic Treatise on Mortgages

15. Jones, Leonard A. [1832-1909].

A Treatise on the Law of Mortgages on Personal Property. Revised and Enlarged. Boston: Houghton, Mifflin and Company, 1888. xvi, 804, [1] pp. Includes a one-page publisher advertisement. Octavo (9" x 6").

Contemporary sheep, blind rules to boards, raised bands and red and black lettering pieces to spine. Faint spotting to boards, light rubbing to extremities, corners bumped, hinges cracked. Negligible light toning to text, offsetting to margins of endleaves. A well-preserved copy. \$250.

* Third edition. First published in 1878, Jones' treatise was a standard authority until the 1950s. Vanderbilt considers it to be one of "great textbooks" in which the history of American law might well be traced.": *Men and Measures in the Law* 21. *Catalogue of the Library of the Harvard Law School* (1909) I:1061. [Order This Item](#)



Well-Preserved Copy of Kent's *Commentaries*

16. Kent, James [1763-1847].

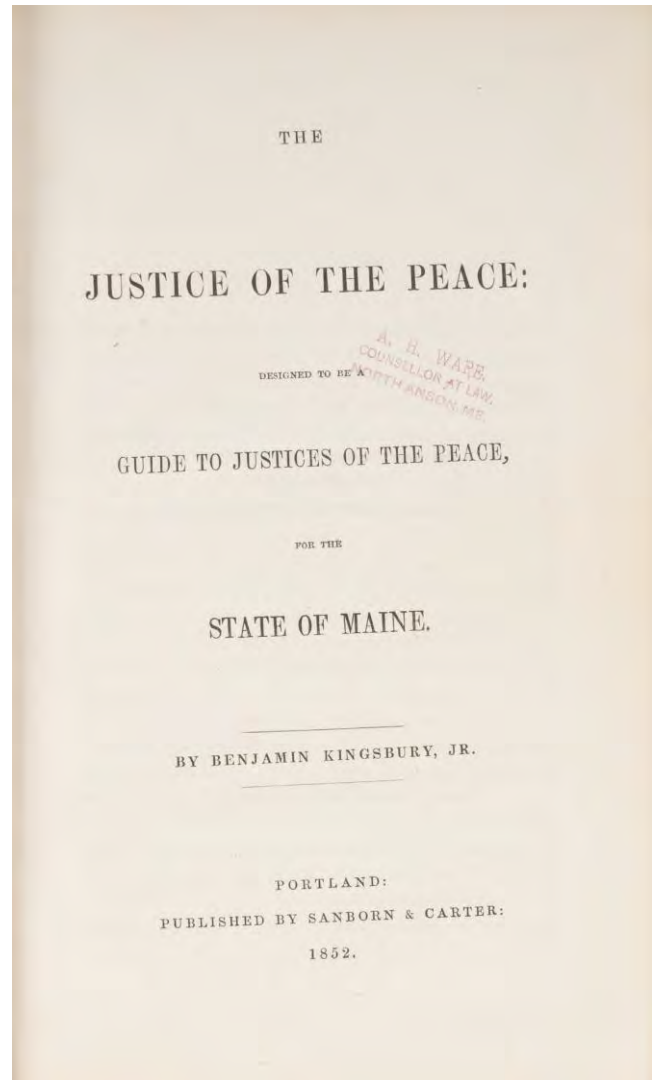
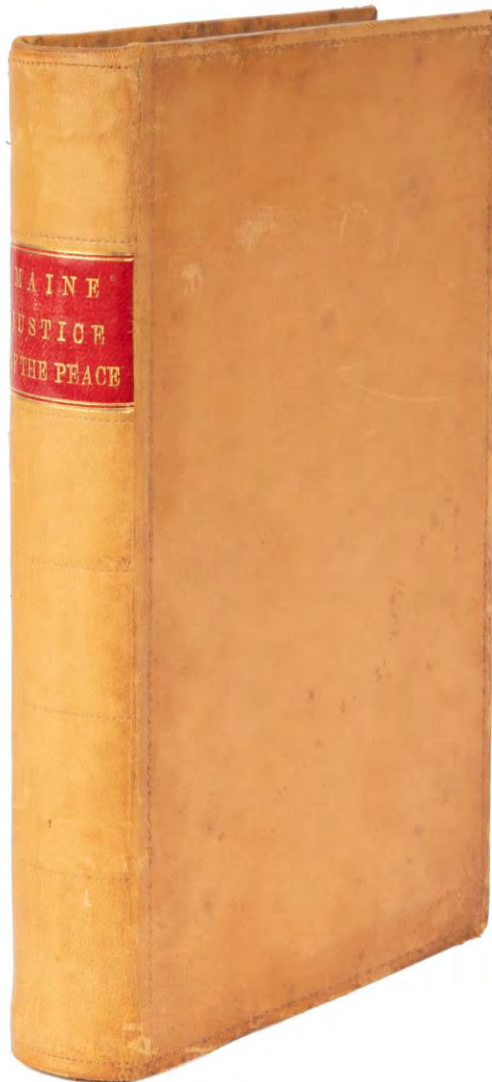
[Kent, William (1802-1861), Editor].

[Eaton, Dorman Bridgeman, Editor].

Commentaries on American Law. New York: Published by William Kent, 1851. Four volumes. Star-paged to the second edition (1832). Octavo (9-1/2" x 5-3/4").

Contemporary sheep, blind rules to boards, raised bands and red and black lettering pieces to spines, blind tooling to board edges. Light spotting in places and a few minor scuffs, light rubbing to extremities, a few hinges starting, early owner signature (A.H. Ware) to front free endpaper of each volume. Very light toning to text, offsetting to margins of pastedowns and free endpapers. A well-preserved set. \$1,500.

* Seventh edition. Kent's *Commentaries* is probably the single most important interpretation of American law. Writing in 1847, Marvin ranked it above Blackstone and observes that it contains "not only a clear statement of the English law, with all the alterations that have taken place since the time of Blackstone, but a full account of the main principles of Equity, also, a review of the modifications engrafted on the English law by the different states of the Union." Marvin's latter observation points to the significance of this landmark work. Published at a time when there was significant opposition to English law, Kent's *Commentaries* established it in a manner that appealed to the majority of influential American jurists and legislators. As Roper notes, by transplanting English common law, the *Commentaries* "had the two-prong effect of helping to maintain the primacy of judge-made law in contrast to codification by legislatures, while providing the legal profession with the degree and kind of certainty it craved." Cohen, *Bibliography of Early American Law* 5404. [Order This Item](#)



A Popular Nineteenth-Century Maine JP Manual

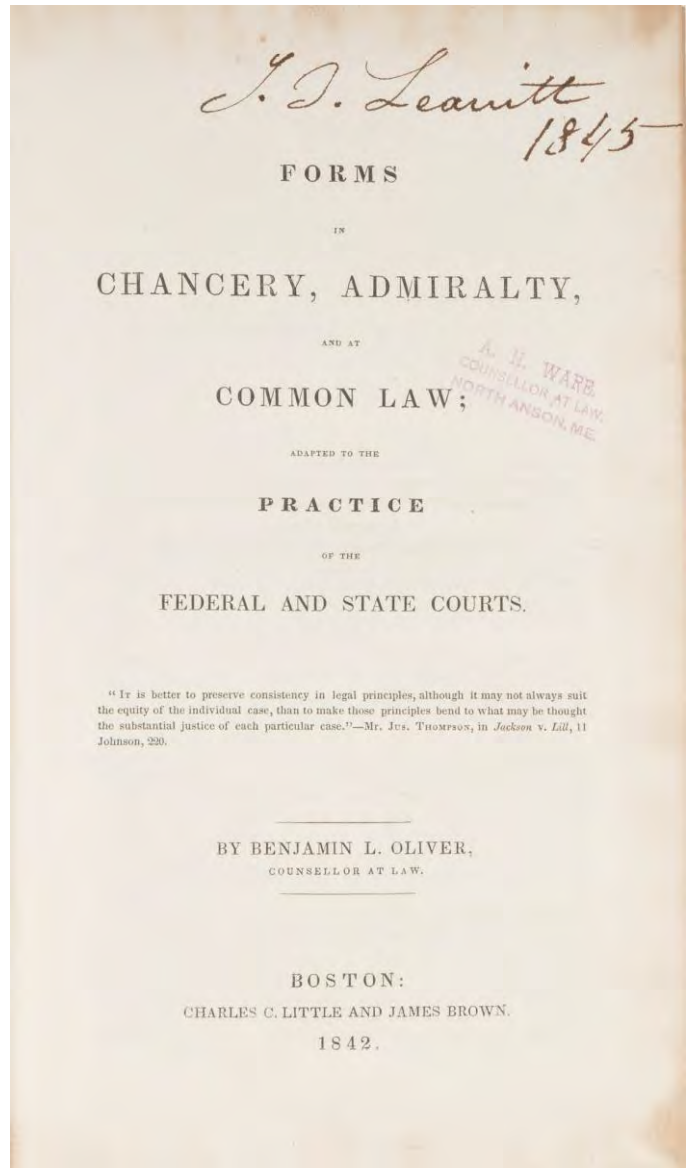
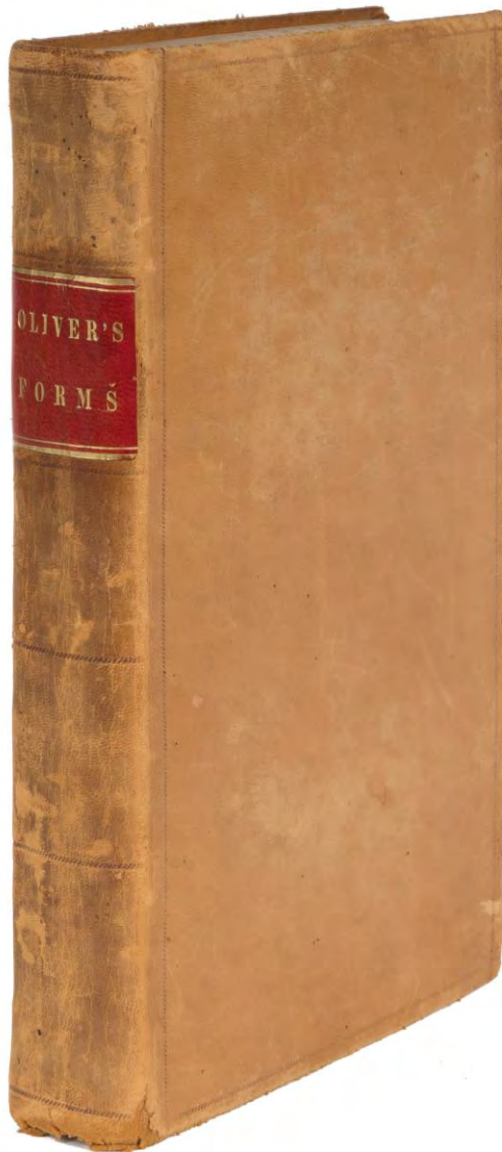
17. Kingsbury, Benjamin.

The Justice of the Peace: Designed to be a Guide to Justices of the Peace, For the State of Maine. Second Edition. Portland: Published by Sanborn & Carter, 1852. viii, [9]-407 pp. Octavo (9" x 5-1/2").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine, blind tooling to board edges. A few minor nicks and smudges to boards, moderate rubbing to extremities, hinges cracked, early owner stamp and signature (A.H. Ware) to front free endpaper. Light toning to text, offsetting to margins of endleaves. \$150.

* First edition. A useful guide for Maine justices, this work went through five later editions, the last one in 1862. Kingsbury served in the Maine legislature and as judge of the Portland Municipal Court. OCLC locates 8 copies of the first edition in law libraries (Columbia, Georgetown, Harvard, Northern Kentucky University, Stanford, University of Maine, University of North Carolina, University of Virginia). Cohen, *Bibliography of Early American Law* 8360.

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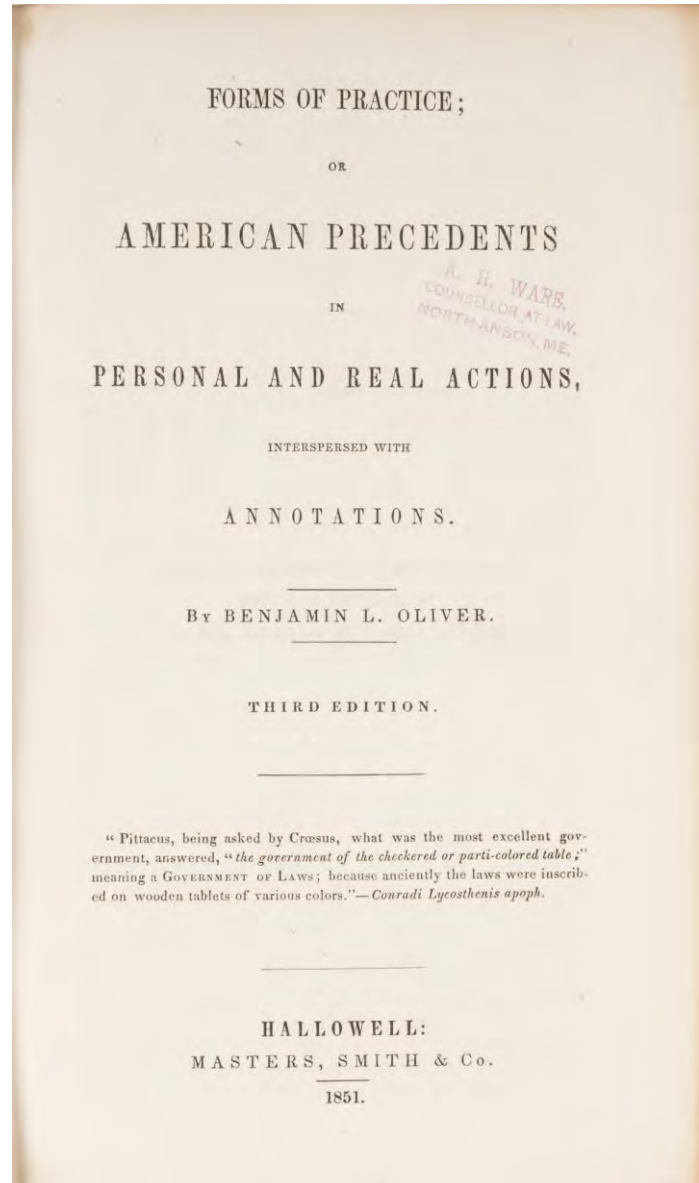
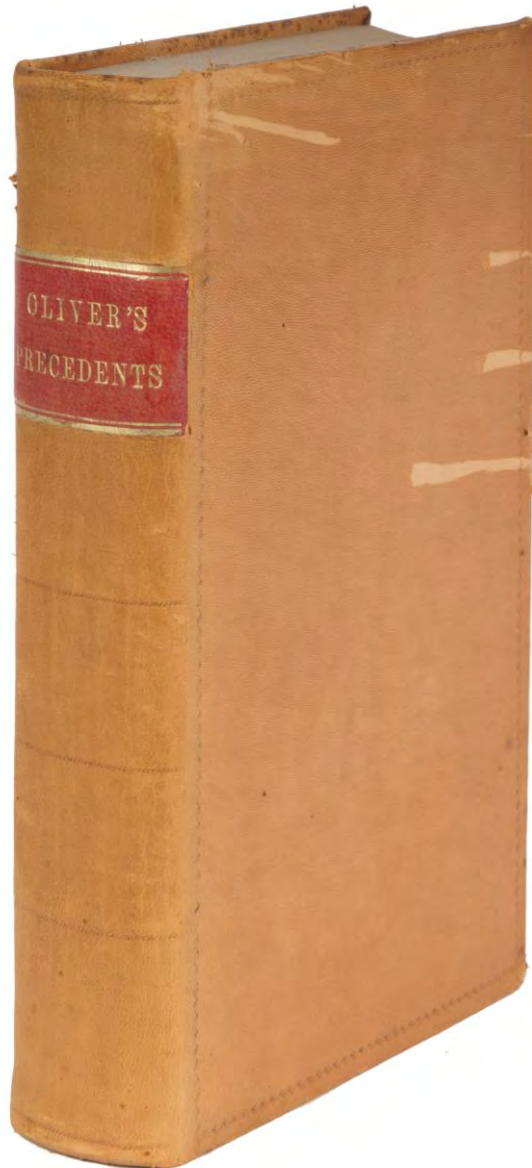
Oliver's *Forms*

18. Oliver, Benjamin L. [1788-1843].

Forms in Chancery, Admiralty, And at Common Law; Adapted to the Practice of the Federal and State Courts. Boston: Charles C. Little and James Brown, 1842. xvi, 503 [i.e. 519] pp. Octavo (9 x 5-1/2").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine, blind tooling to board edges. Light rubbing and a few minor scuffs to boards, moderate rubbing to extremities and spine, small chip to foot of spine, corners bumped, early owner stamp (A.H. Ware) and signature (J.T. Leavitt) to front free endpaper and title page. Light toning to text, offsetting to margins of preliminaries, final few leaves of text and rear endleaves. \$200.

* Only edition. This book was intended to serve as a supplement to *American Precedents of Declarations* (1802, 1810, 1821, 1848). Cohen, *Bibliography of Early American Law* 8096. [Order This Item](#)



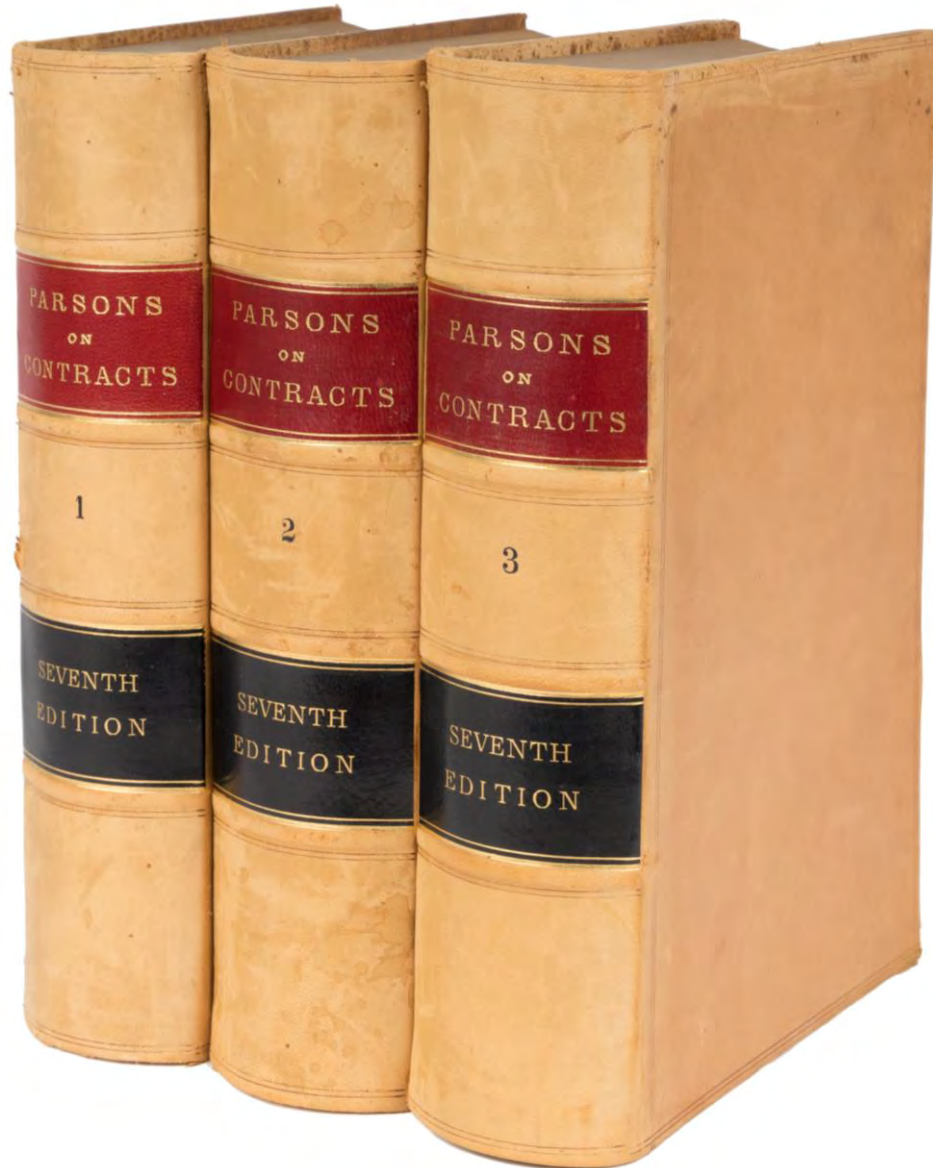
A Practical Handbook on Pleading

19. Oliver, Benjamin L. [1788-1843].

Forms of Practice; or American Precedents, in Personal and Real Actions, Interspersed with Annotations. Hallowell, ME: Masters, Smith & Co., 1851. xvi, 664 pp. Octavo (9" x 5-1/2").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine, blind tooling to board edges. A few minor scuffs to boards, moderate rubbing to extremities, hinges cracked, early owner signature and stamp (A.H. Ware) to front free endpaper, another (Ware) stamp to title page. Light toning to text, offsetting to margins of endleaves. \$150.

* Third and final edition. According to Cohen, this work, first published in 1828, is based on Benoni Perham's *American Precedents of Declarations* (1802, 4th and final ed. 1848). Its forms relate entirely to pleading. Cohen, *Bibliography of Early American Law* 9155. [Order This Item](#)



Landmark Textbook on Contracts

20. Parsons, Theophilus [1797-1882].

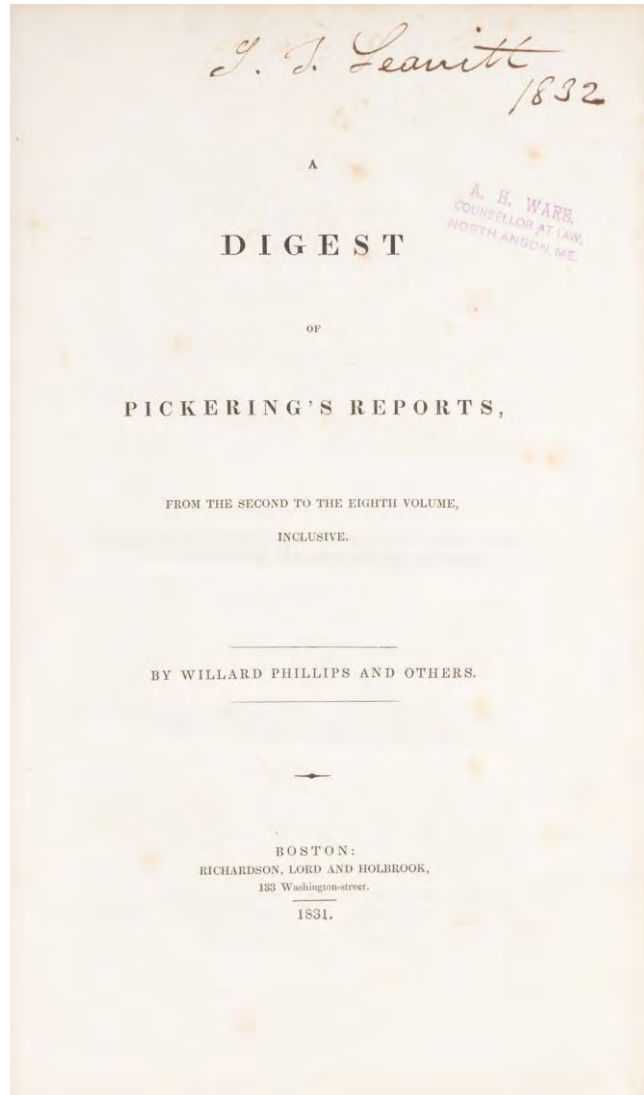
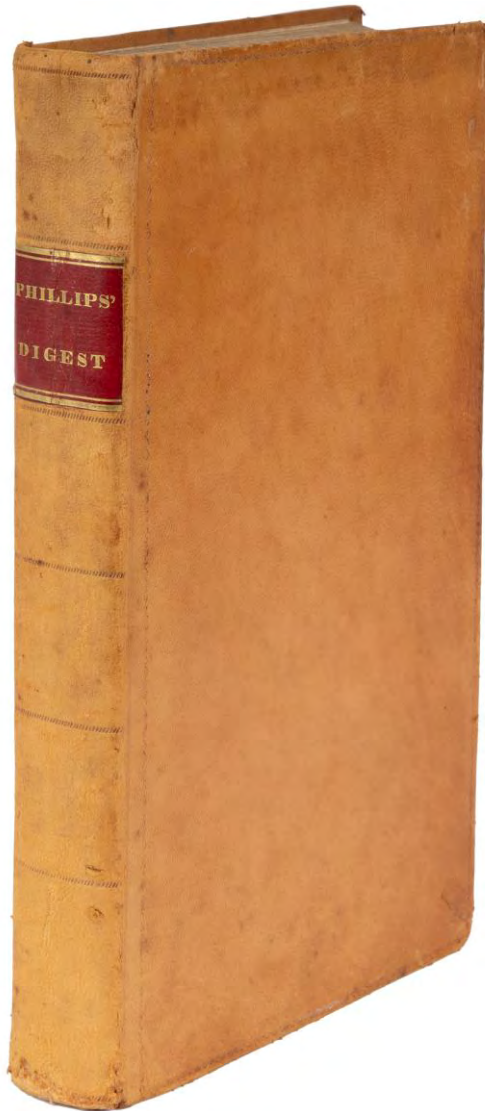
Kellen, William V. [1852-1942], Editor.

The Law of Contracts. With Additions by William V. Kellen. Boston: Little, Brown, and Company, 1883. Three volumes. ccxxii, 609; xx, 945; x, 722 pp. Octavo (9" x 6").

Contemporary sheep, blind frames to boards, raised bands and red and black lettering pieces to spines, blind tooling to board edges. Negligible light rubbing and a few minor nicks and stains to boards and spines, moderate rubbing to extremities. Light toning to text, offsetting and light foxing to endleaves. \$650.

* Seventh edition. The first edition of this landmark textbook was published in 1853 and 1855. The final edition, the ninth, was published in 1904. *Catalogue of the Library of the Harvard Law School* (1909) I:302. [Order This Item](#)

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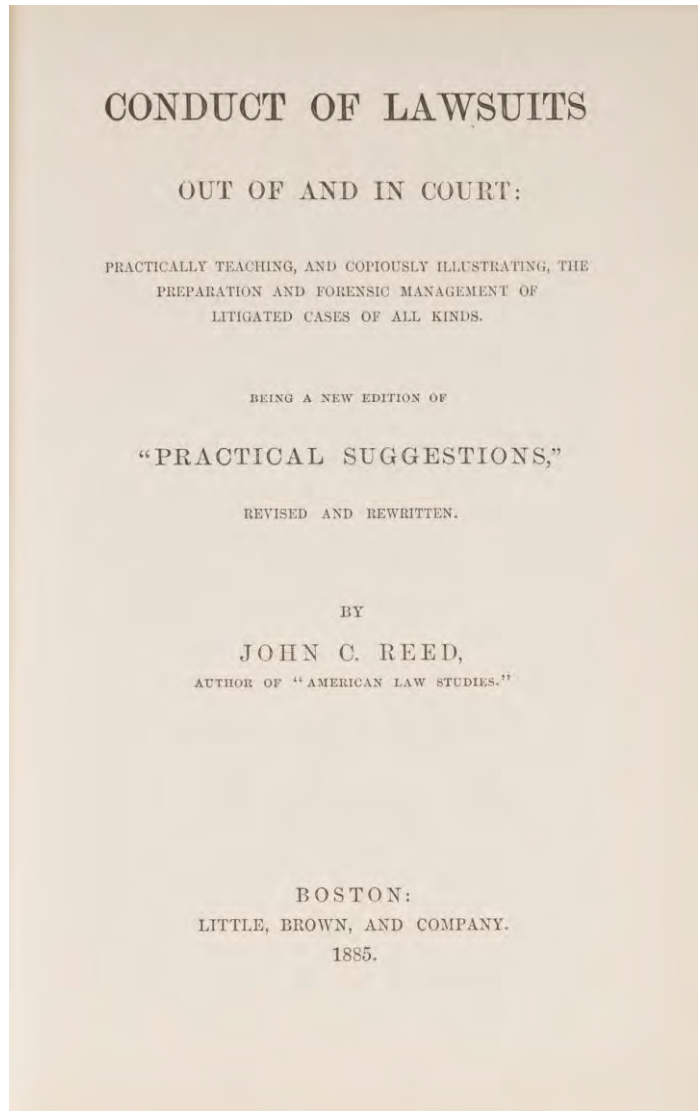
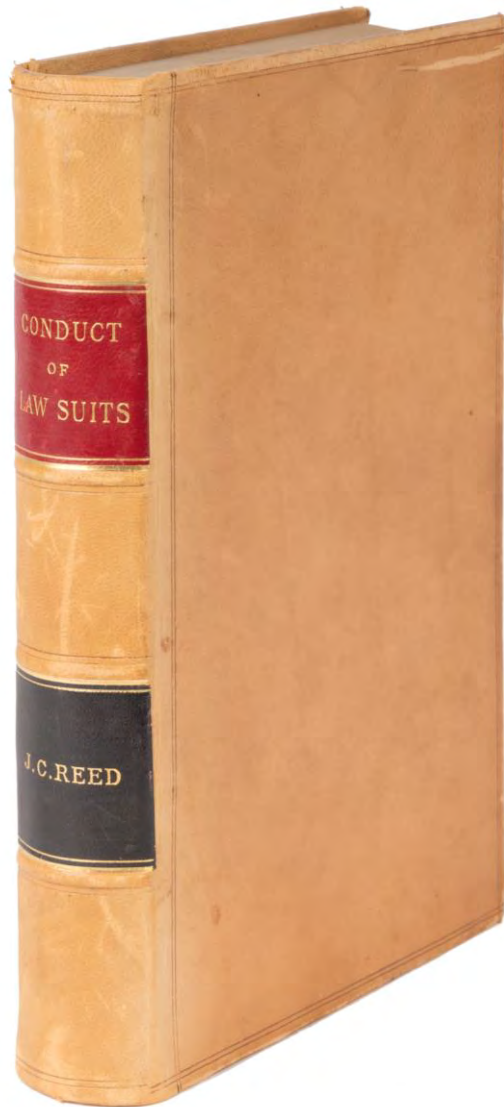
A Handy Reference for Lawyers in Massachusetts and Maine

21. Phillips, Willard, Primary Editor.

A Digest of Pickering's Reports, From the Second to the Eighth Volume, Inclusive. Boston: Richardson, Lord and Holbrook, 1831. xxxix, 434 pp. Octavo (9-3/4" x 6").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine, blind tooling to board edges. A few minor nicks and some minor spotting to boards, some rubbing to extremities, wear to foot of spine, corners bumped and somewhat worn, early owner stamp (A.H. Ware) to front free endpaper and title page, which also has an early owner signature (J.T. Leavitt). Text has light to moderate toning, light foxing in a few places. \$75.

* Only edition. Arranged alphabetically by topic, this book digests cases in Pickering's *Reports of Cases Argued and Determined in the Supreme Judicial Court of Massachusetts* from 1823 to 1829. *Catalogue of the Library of the Harvard Law School* (1909) II:350. [Order this Item](#)



A "Practical" Guide to Trial Practice

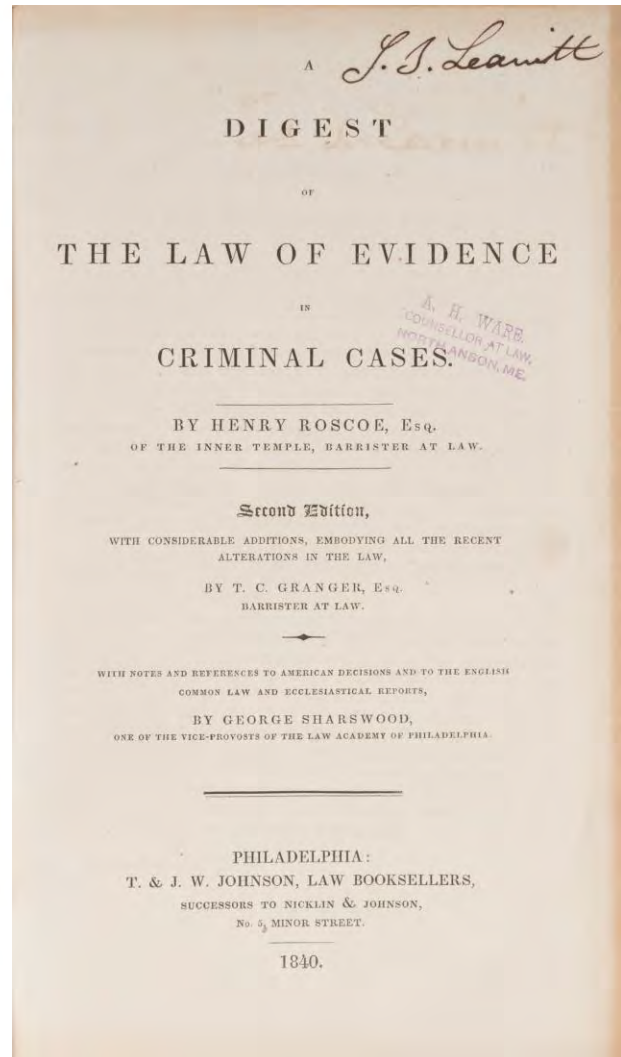
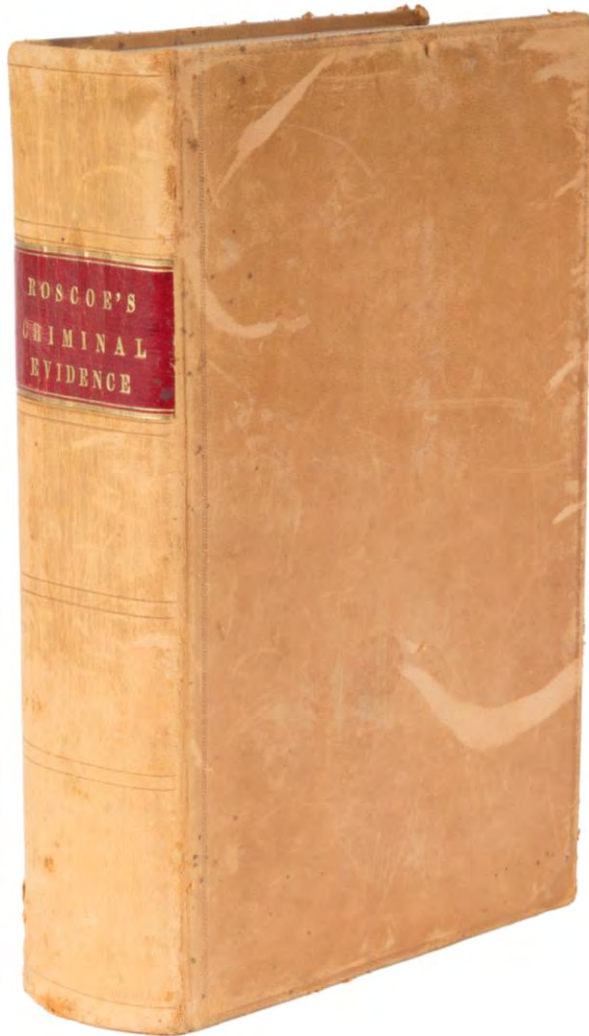
22. Reed, John C. [1836-1910].

Conduct of Lawsuits Out of and in Court: Practically Teaching, And Copiously Illustrating, The Preparation and Forensic Management of Litigated Cases of All Kinds. Being a New Edition of "Practical Suggestions," Revised and Rewritten. Boston: Little, Brown, and Company, 1885. xxvii, 434 pp. Octavo (8" x 5-1/2").

Contemporary sheep, blind rules to boards, raised bands and red and black lettering pieces to spine. A few minor scuffs to boards, light rubbing to extremities and spine, front hinge starting. Light toning to text, offsetting to margins of endleaves. A well-preserved copy. \$250.

* Penultimate edition. First published in 1875 as *Practical Suggestions for the Management of Law-Suits and Conduct of Litigation Both In and Out of Court*, this guide to trial practice went through four editions, the last in one 1912. The final two editions are rare. OCLC locates no print copies of the 1885 edition. *Catalogue of the Library of the Harvard Law School* (1909) II:437.

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A Standard Nineteenth-Century English Treatise on Criminal Cases

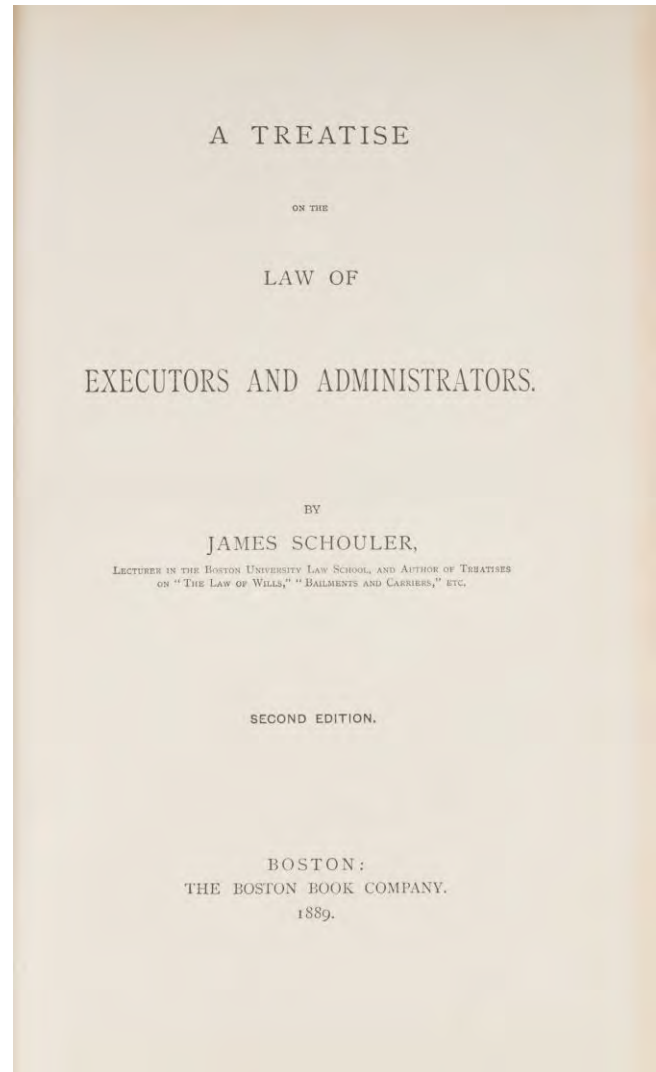
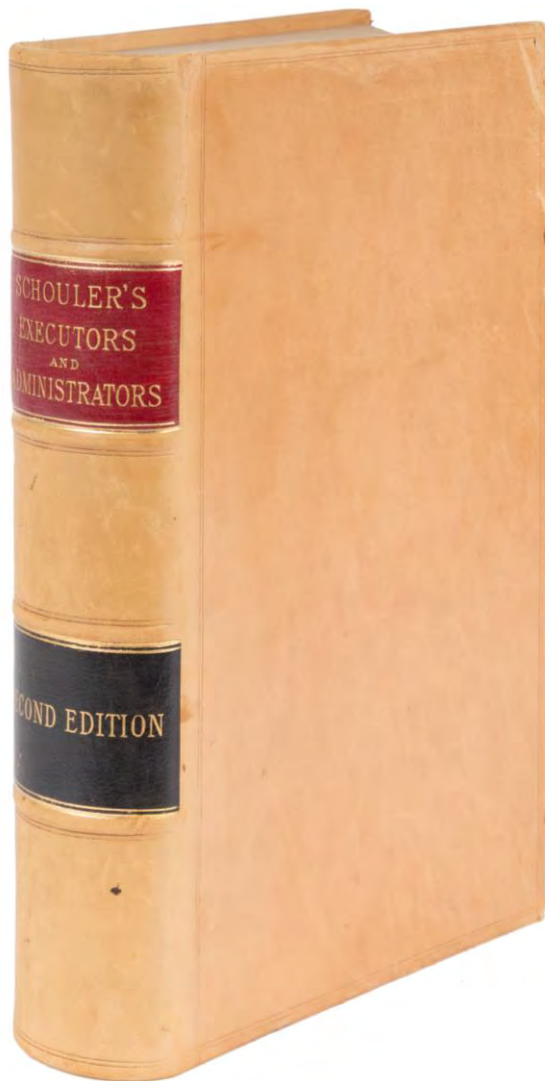
23. Roscoe, Henry [1800-1836].

Granger, T.C., Editor.

A Digest of the Law of Evidence in Criminal Cases. With Considerable Additions, Embodying All the Recent Alterations in the Law. Philadelphia: T. & J.W. Johnson, Law Booksellers, 1840. xxx, 914 pp. Octavo (9-1/4" x 5-3/4").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine, blind tooling to board edges. Light rubbing and some shallow scuffing to boards, moderate rubbing to spine and extremities, early owner stamps (A.H. Ware) and signature (J.T. Leavitt) to preliminaries and title page. Light toning to text, light foxing to a few leaves, offsetting to margins of endleaves. \$250.

* Second American edition, star-paged to the second London edition (1840). First published in 1835, this was a standard work in Great Britain and America during the mid-nineteenth century. It was held in high regard by Warren and Marvin. The first American edition was published in 1836, the last, designated the fourth, in 1852. Marvin (citing Warren), *Legal Bibliography* 620. Cohen, *Bibliography of Early American Law* 5113. [Order This Item](#)



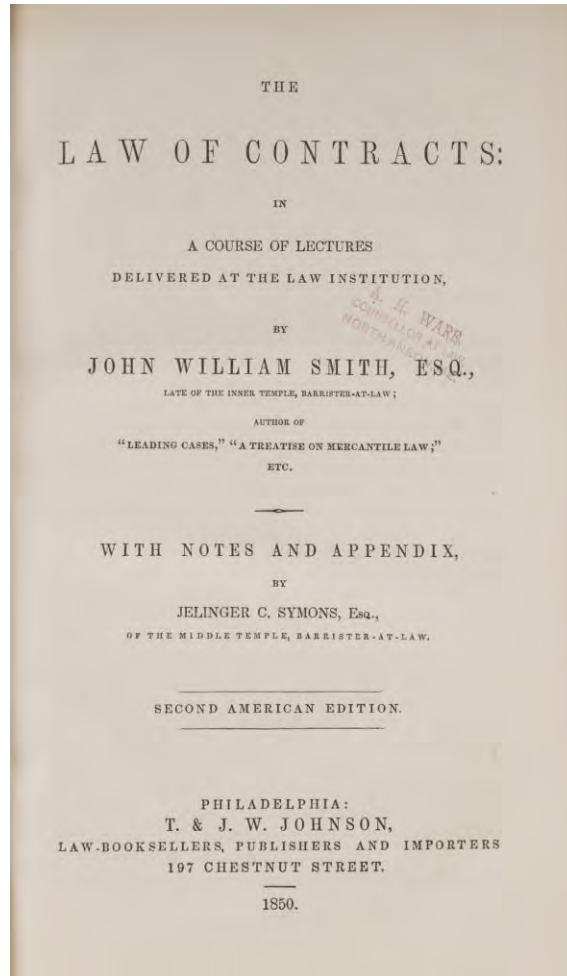
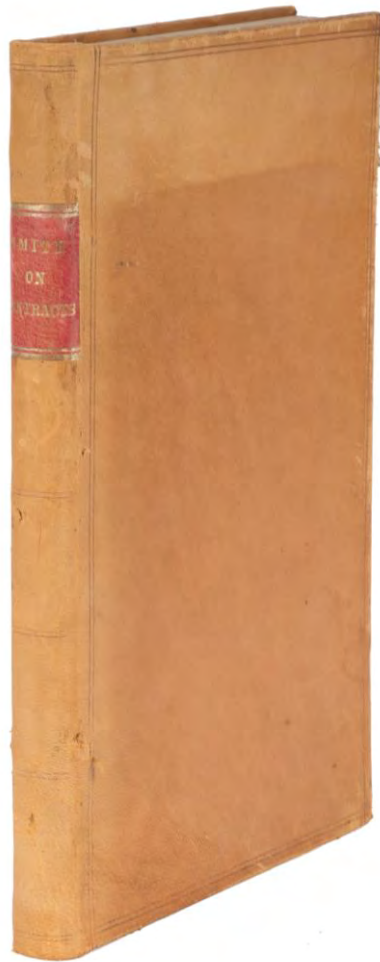
Schouler's Law of Executors and Administrators

24. Schouler, James. [1839-1920].

A Treatise on the Law of Executors and Administrators. Boston: The Boston Book Company, 1889. lxxi, 718 pp. Octavo (9" x 6").

Contemporary law calf, blind rules to boards, raised bands and red and black lettering pieces to spine, blind tooling to board edges. Light rubbing to extremities, a few minor spots to spine and board edges, light toning to text, offsetting to margins of endleaves. A notably well-preserved copy. \$250.

* Second edition. "Mr. Schouler has peculiar gifts and experience for the treatment of this subject. (...) [It] is a very technical and difficult one, on account of its diverse statutory regulations, but Mr. Schouler has managed it with admirable discretion and discrimination. The work is entitled to rank with those of Williams, Willard, and Redfield, and has the advantage of being the latest. It is a model at once of comprehensiveness and of exclusion of subordinate matter, and...the practitioner and student will find it a most excellent guide." *The Albany Law Journal* 27 (1883) 420. *Catalogue of the Library of the Harvard Law School* (1909) II:534. [Order This Item](#)



A Notable Treatise on Contracts

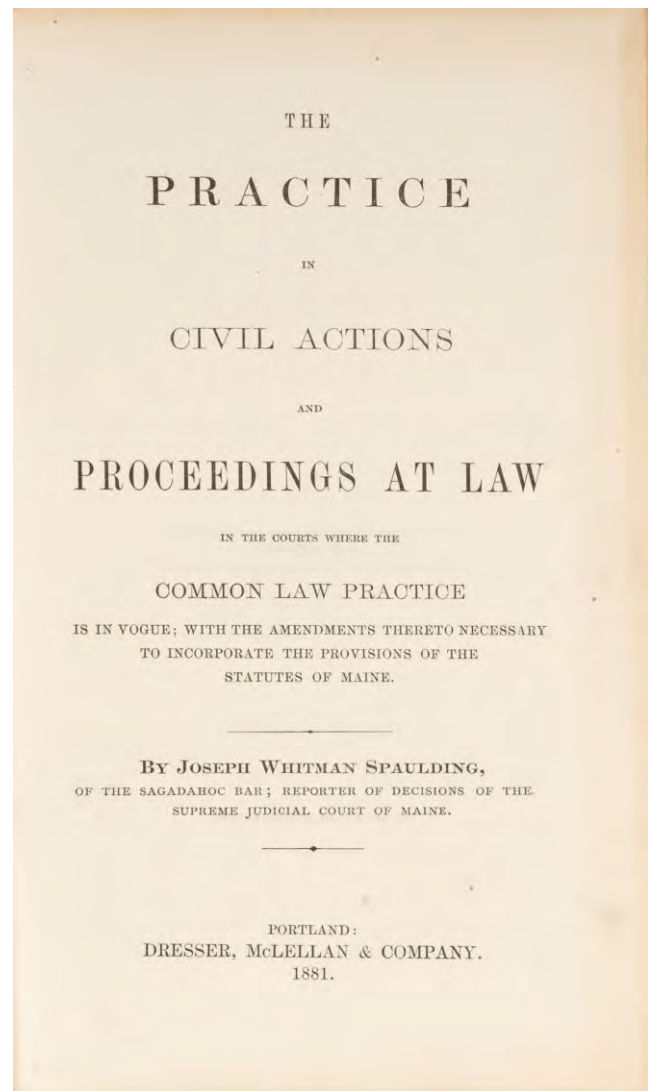
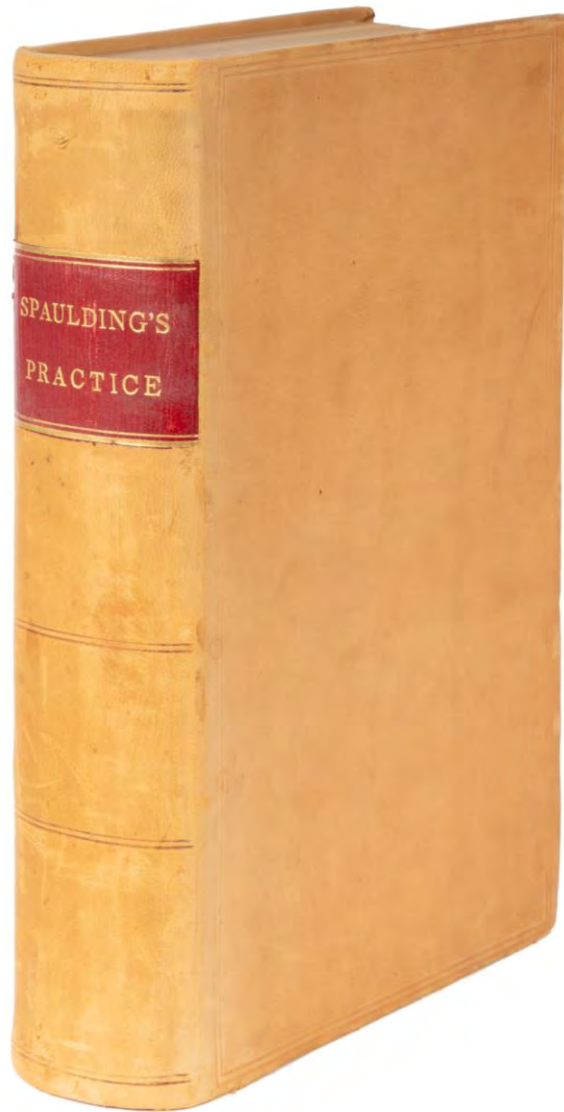
25. Smith, John William [1809-1845].

Symons, Jelinger C. [1809-1860], Editor.

The Law of Contracts: A Course of Lectures. With Notes and Appendix; By Jelinger C. Symons, Esq. With Additional Notes and References to Both English And American Decisions. Philadelphia: T. & J.W. Johnson, 1853. xxiv, [17]-182 pp. Octavo (9" x 5-1/2").

Contemporary sheep, blind rules to boards, lettering piece and blind fillets to spine, blind tooling to board edges. Light fading to upper section of front board, a few finger smudges to rear board, moderate rubbing to extremities, a few nicks and tiny scuffs to joints, early owner signature and stamp (of A.H. Ware) to front free endpaper, another stamp to title page, light toning to text. \$250.

* Second American edition, star-paged to the first London edition (1847). With extensive additions by Rawle. Smith was a barrister of the Inner Temple and the author of several treatises and the compiler of *Smith's Leading Cases*. They were edited for publication by Simons two years after Smith's death. The *Law of Contracts* was originally a course of lectures delivered to students at The Law Institution in 1842. This treatise was first published in America in Volume 56 of *The Law Library* (Apr/June 1847). Later editions were published in 1853 and 1855. The second edition appears to be rare. No copies located on OCLC. Cohen, *Bibliography of Early American Law* 3671. [Order This Item](#)



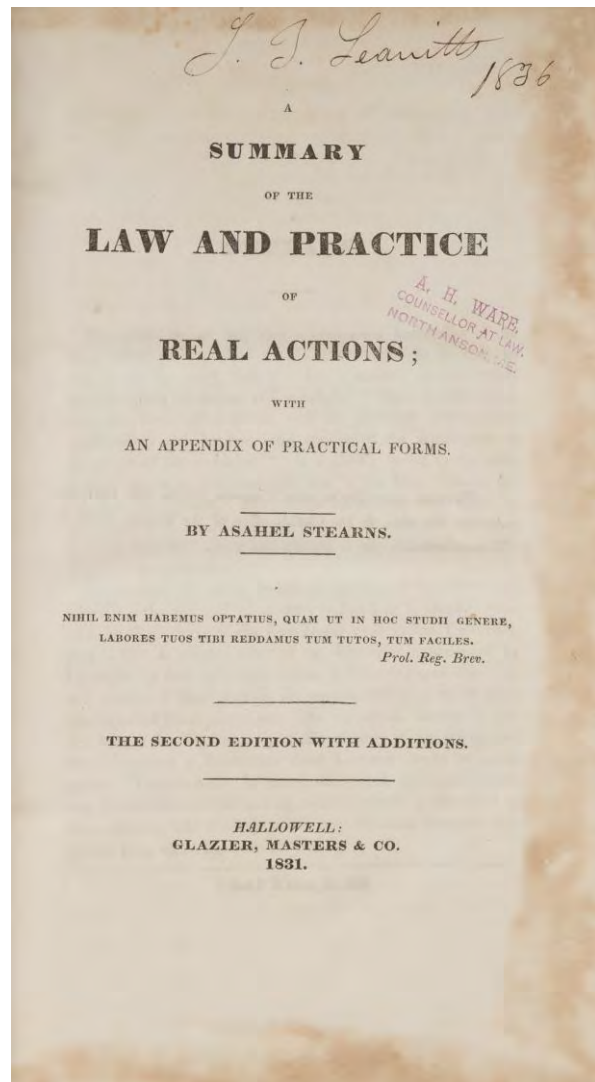
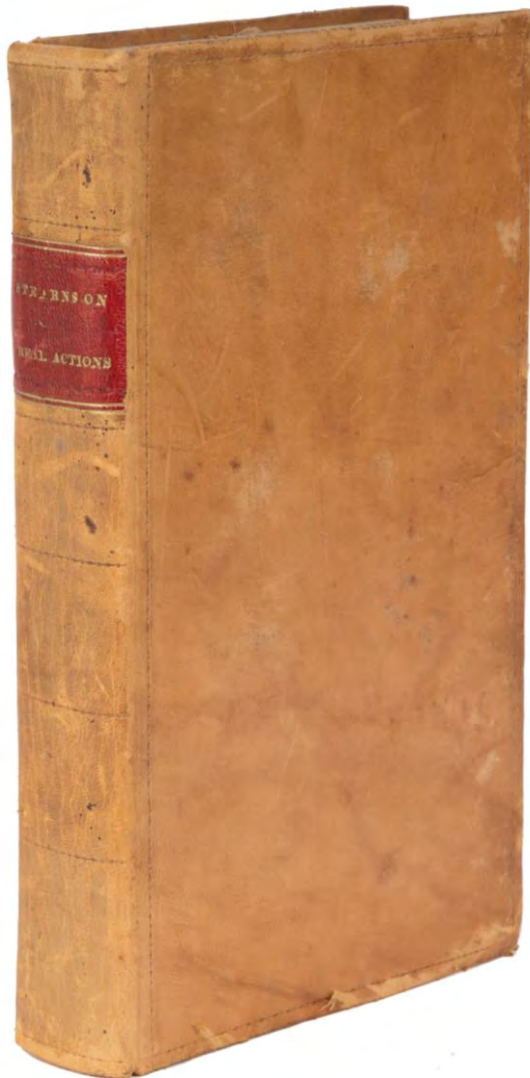
Uncommon Nineteenth-Century Maine Guide to Civil Procedure

26. Spaulding, Joseph Whitman.

The Practice in Civil Actions and Proceedings at Law in the Courts Where the Common Law Practice is in Vogue; With Amendments Thereto Necessary to Incorporate the Provisions of the Statutes of Maine. Portland: Dresser, McLellan & Company, 1881. xxxvii, 739 pp. Octavo (9" x 5-3/4").

Contemporary sheep, blind frames to boards, lettering piece and blind fillets to spine, blind tooling to board edges. Light rubbing to extremities and spine, a few faint finger smudges and minor scuffs to boards, light toning to text, some offsetting to margins of endleaves. A well-preserved copy of an uncommon title. \$150.

* Only edition. This book provides a clear guide to Maine civil procedure as practiced at the end of the nineteenth century. OCLC locates 17 copies, 11 in law libraries. *Catalogue of the Library of the Harvard Law School* (1909) II:633. [Order This Item](#)



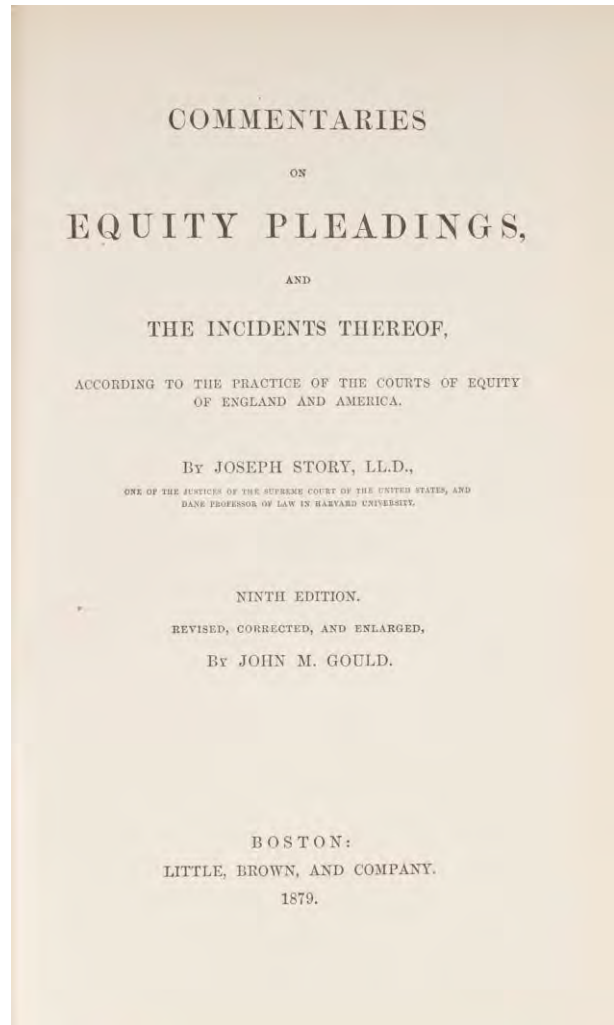
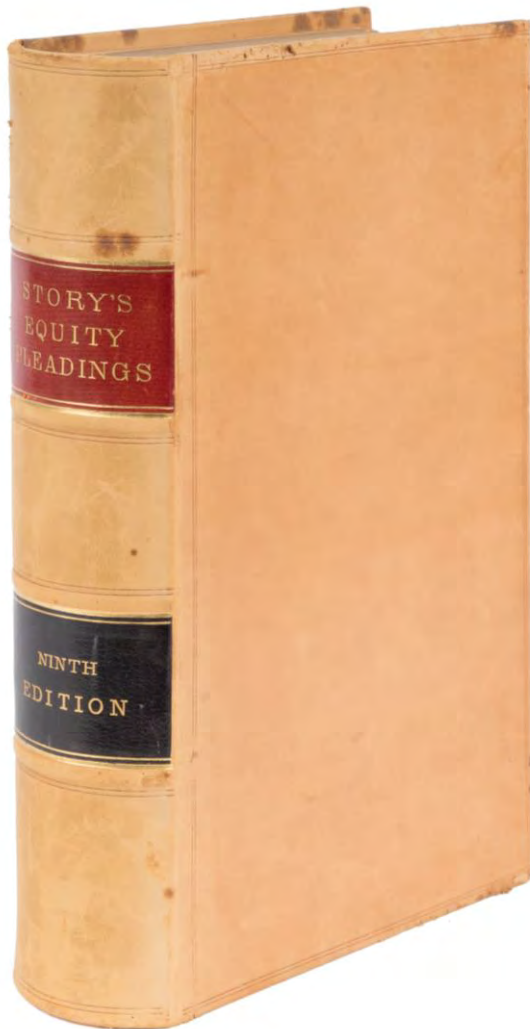
"One of the Notable Early American Law Books"

27. Stearns, Asahel [1774-1839].

A Summary of the Law and Practice of Real Actions with an Appendix of Practical Forms. With Additions. Hallowell: Glazier, Masters & Co. 1831. 5, [vii]-xxxiv, 495 pp. Octavo (9" x 5-1/2").

Contemporary sheep, blind fillets to boards, calf lettering piece and blind fillets to spine, blind tooling to board edges. Faint spotting in a few places, light rubbing and a few shallow scuffs to boards, moderate rubbing to spine and extremities, hinges cracked, early owner stamp (A.H. Ware, North Anson, Maine) and signature (J.T. Leavitt, 1886) to front free endpaper and title page. Light toning, offsetting to margins of preliminaries and rear endleaves. \$450.

* Second, final and best edition. This treatise is based on lectures given by Stearns at Harvard Law School, where he was one of its earliest professors. Pound says this work "proved to be one of the notable early American law books and was welcomed by a bar in need of accurate available information on technical procedure." Pound, *The Formative Era of American Law* 141. Cohen, *Bibliography of Early American Law* 9502. [Order This Item](#)



Story on Equity Pleadings

28. Story, Joseph [1779-1845].

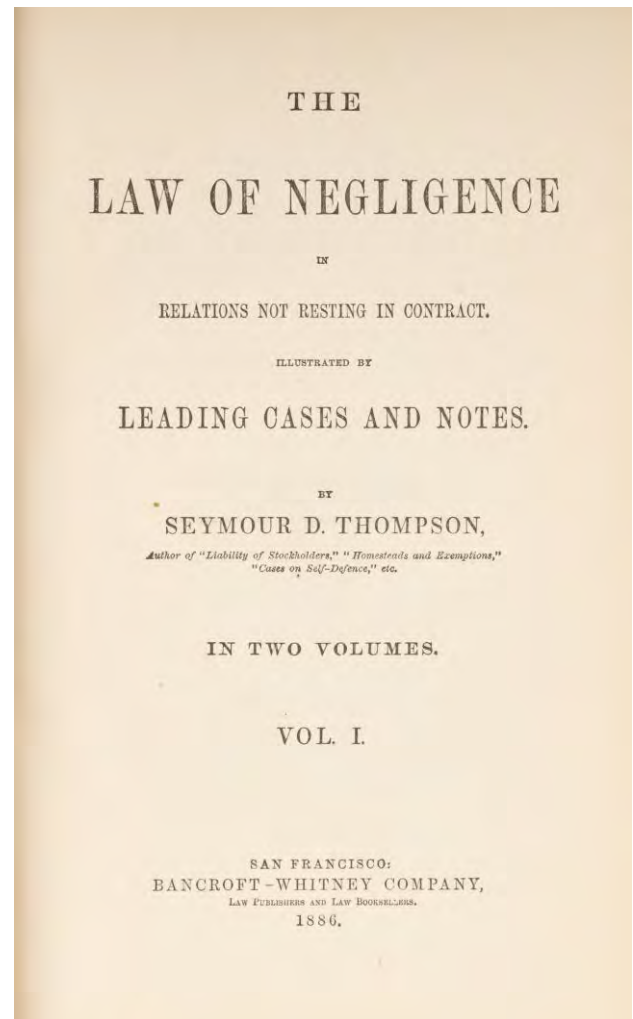
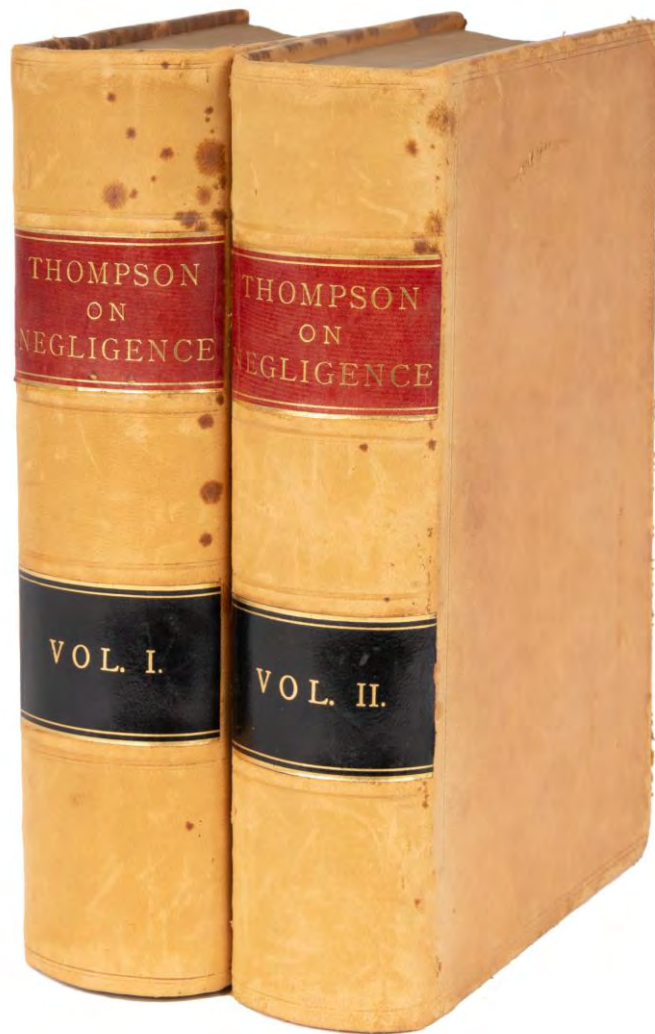
Gould, John M. [1848-1909], Editor.

Commentaries on Equity Pleadings, And the Incidents Thereof, According to the Practice of the Courts of Equity of England and America. Revised, Corrected and Enlarged. Boston: Little, Brown, and Company, 1892. xlviii, 823 pp. Octavo (6" x 9").

Contemporary law calf, blind rules to boards, raised bands and red and black lettering pieces to spine, blind tooling to board edges. A few minor stains, light rubbing to extremities, hinges cracked, light toning to text. A notably well-preserved copy. \$450.

* Ninth edition. This distinguished treatise was first published in 1836. According to Simon Greenleaf, "there are no works in our language, in which the true doctrines and practice of the Law of Equity...are so convincingly taught; and probably no one of his works has been received by the profession with greater thankfulness, or is more frequently consulted, than [this work]" (cited in Marvin). It remained a standard work for many years; its final edition (the thirteenth) was issued in 1886. Marvin, *Legal Bibliography* 672. *Catalogue of the Library of the Harvard Law School* (1909) II:670.

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Thompson on Negligence

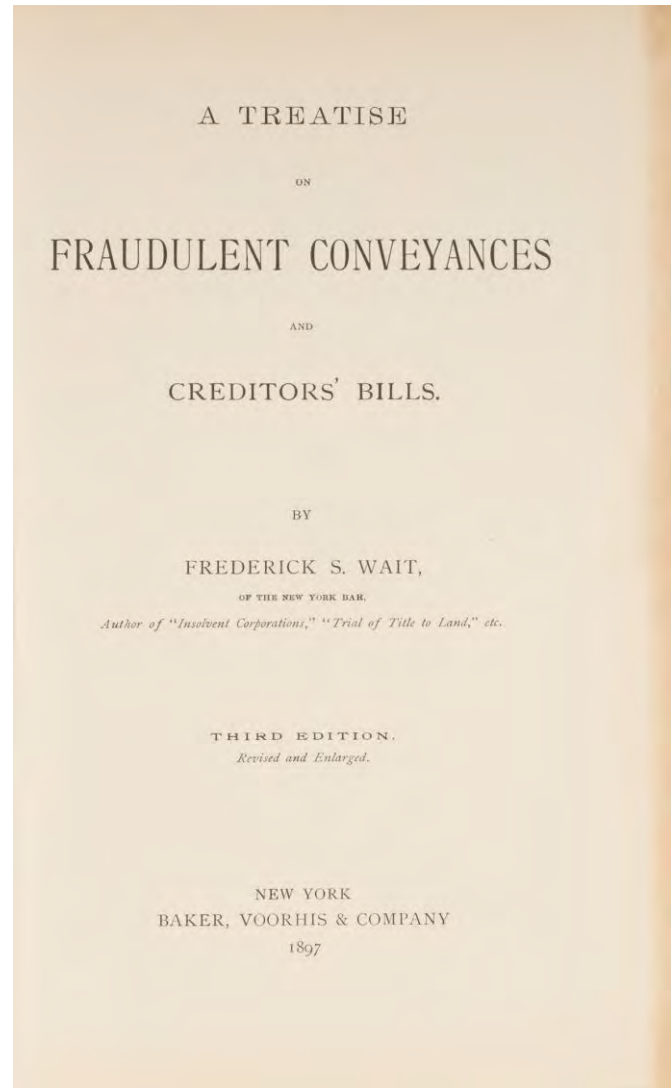
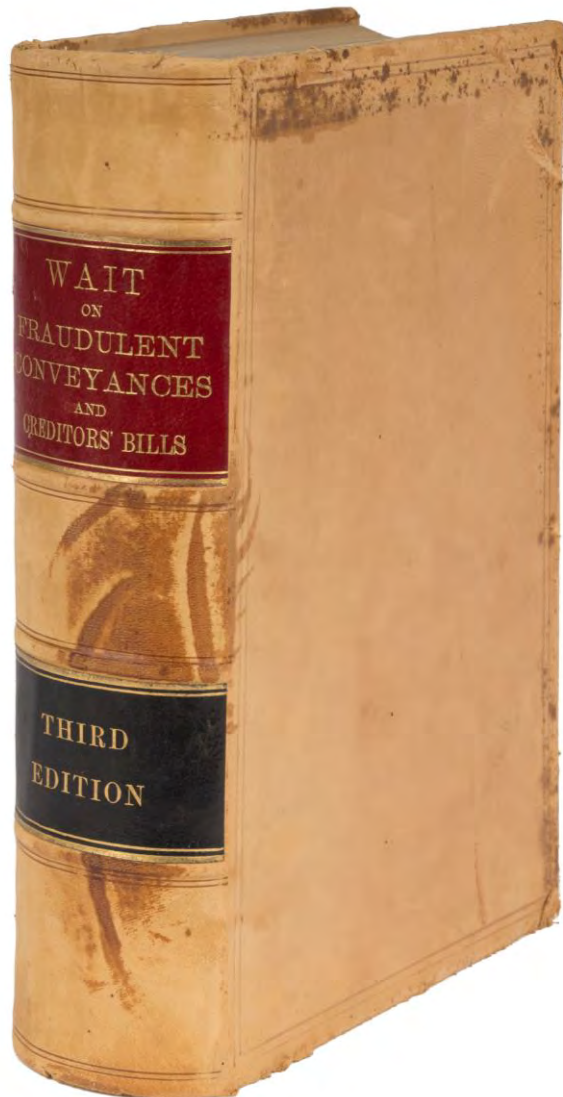
29. Thompson, Seymour D. [1842-1904].

The Law of Negligence in Relations Not Resting in Contract. Illustrated by Leading Cases and Notes. San Francisco: Bancroft-Whitney Company, 1886. Two volumes. clxxviii, 624; iv, [625]-1394 pp. Octavo (9" x 5-3/4").

Contemporary sheep, blind rules to boards, raised bands and red and black lettering pieces to spines, blind tooling to board edges. Light rubbing and a few minor scuffs and scratches to boards, moderate rubbing to extremities, some spotting to spines, front joints starting. Moderate toning to text, offsetting to margins of endleaves. \$500.

* Reissue of the only edition. The content of this book was absorbed into Thompson's six-volume *Commentaries on the Law of Negligence in all Relations, (Including a Complete Revision of the Author's Previous Works on the Same Subject)* (1901-1905). Not in the *Harvard Law Catalogue*, which lists an otherwise identical copy printed in St. Louis in 1880 by F.H. Thomas.

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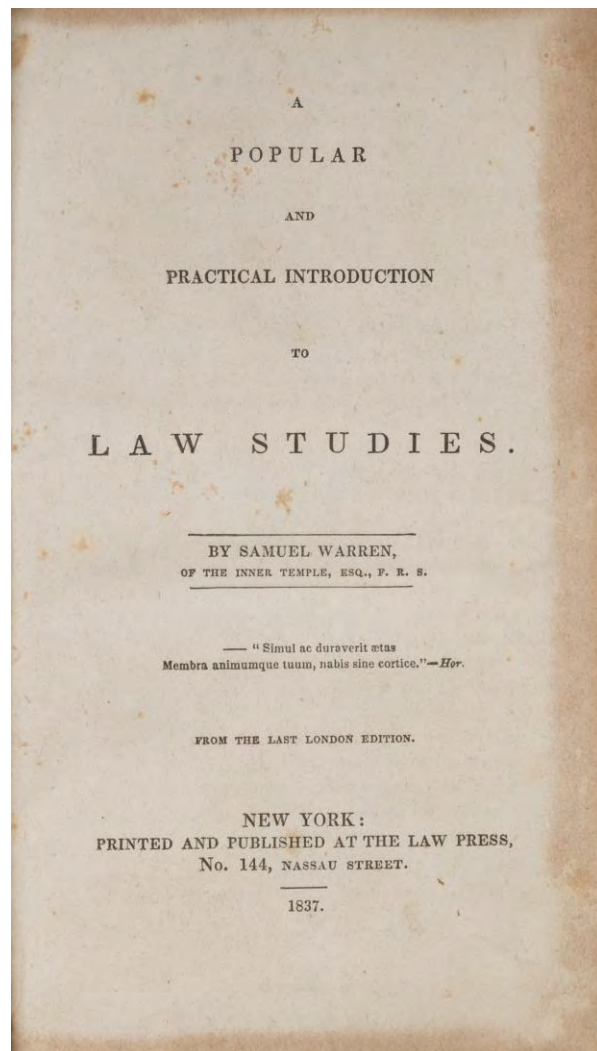
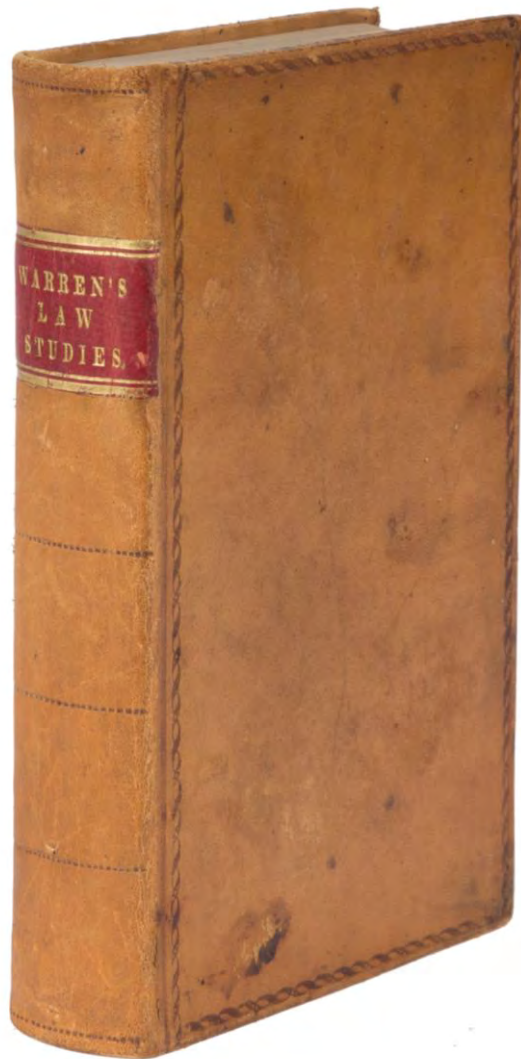
Fraudulent Conveyances at the End of the Nineteenth Century

30. Wait, Frederick S. [1851-1910].

A Treatise on Fraudulent Conveyances and Creditors' Bills. New York: Baker, Voorhis & Co., 1897. lxxvii, 834 pp. Octavo (9-1/4" x 6").

Contemporary sheep, blind rules to boards, raised bands, blind fillets and red and black lettering pieces to spine, blind tooling to board edges. Light rubbing to boards, some staining to edges of front board and spine, which has a few shallow scuffs, moderate rubbing to extremities, corners bumped, rear hinge starting, light toning to text, offsetting to margins of endleaves. \$250.

* Third edition. This work addresses contemporary innovations in civil procedure that affected changes in creditor's practice and procedure in such matters as consideration and indicia of fraud, possession, marital relationships, the law of notice, fraudulent chattel mortgages and the doctrine of spendthrift trusts. First published in 1884, it went through three editions, the last in 1897. *Catalogue of the Library of the Harvard Law School* (1909) I:854. [Order This Item](#)



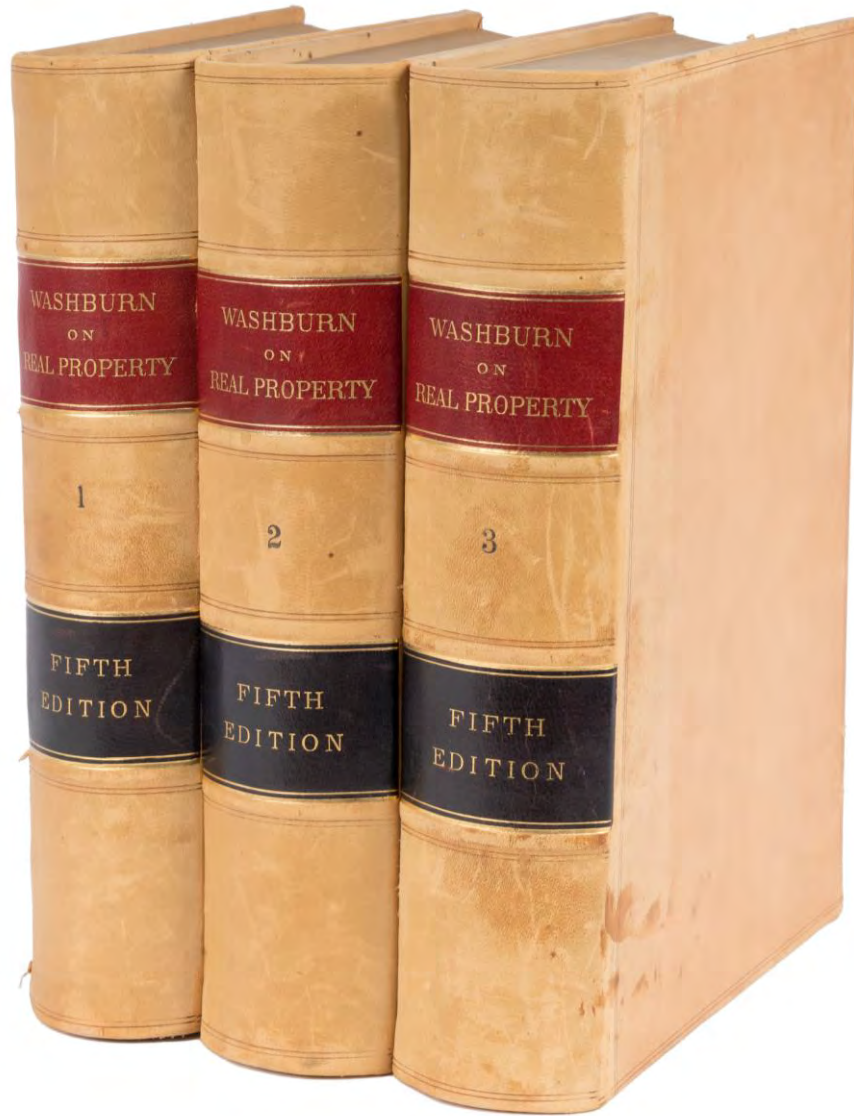
Early American Edition of Warren's *Law Studies*

31. Warren, Samuel [1807-1877].

A Popular and Practical Introduction to Law Studies. New York, Printed and Published at the Law Press, 1837. xii, 241 pp. 12mo (7-1/2" x 4-1/2").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine, blind tooling to board edges. Light rubbing and a few minor scuffs and stains to boards, moderate rubbing to extremities, early owner signature (James T. Leavitt) to front free endpaper and head of preface. Moderate toning, light foxing in places, offsetting to margins of endleaves. \$250.

* Second American edition, from the first London edition (1835). This classic guide to legal study and practice went through several editions throughout the English-speaking world. Not content to limit himself to practical advice, Warren adds a primer on legal ethics (and a sampling of encouraging maxims). "It stands at the head of all works of its class for amount and variety of information, felicity of illustration, and a spirit-stirring and sparkling style": Marvin, *Legal Bibliography* 719. Cohen, *Bibliography of Early American Law* 8702. [Order This Item](#)



The First Comprehensive American Treatise on Real Property

32. Washburn, Emory [1800-1877].

Willard, Joseph.

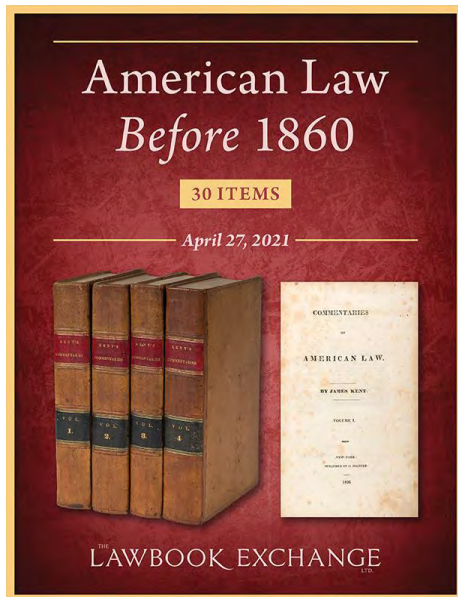
Croswell, Simon G.

A Treatise on the American Law of Real Property. Boston: Little, Brown, and Co., 1887. Three volumes. cxliv, 735; viii, 812; v, [i], 777 pp. Octavo (9" x 6").

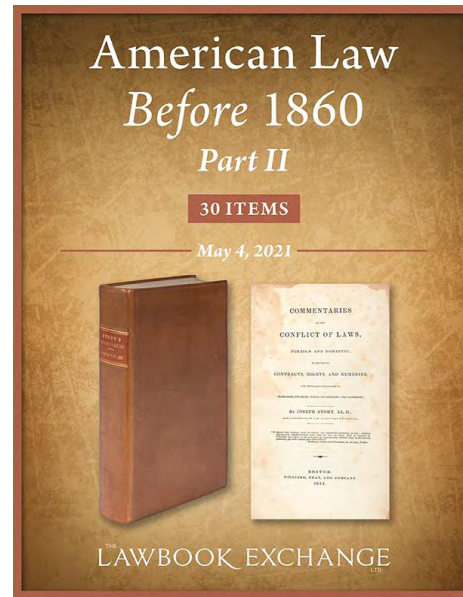
Contemporary law calf, blind rules to boards, raised bands and red and black lettering pieces to spines, blind tooling to board edges. Light rubbing to extremities, a few minor spots and stains, front hinges of Volume I and II cracked. Light toning to text, offsetting to margins of endleaves. A well-preserved copy. \$300.

* Fifth edition. This was the first comprehensive treatise on real property by an American author. According to Roscoe Pound, it was "a standard textbook to the end of the nineteenth century.": *The Formative Era of American Law* 140-141 cited in Marke, *A Catalogue of the Law Collection at New York University* (1953) 776. [Order This Item](#)

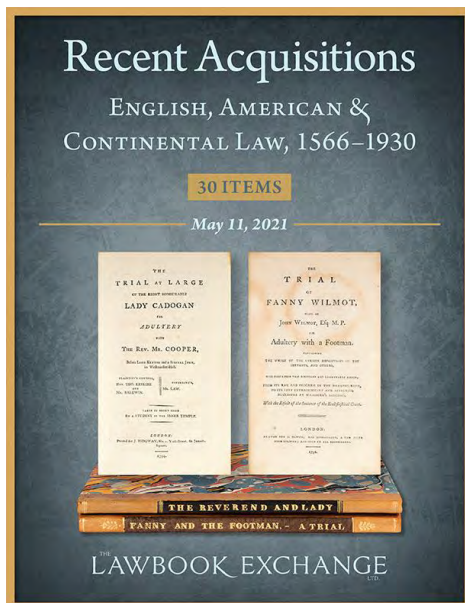
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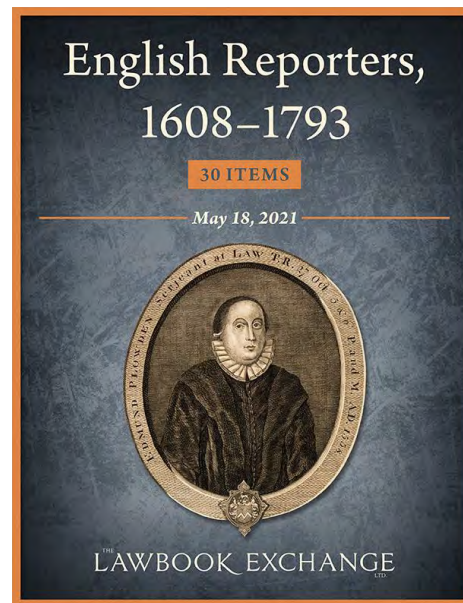
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