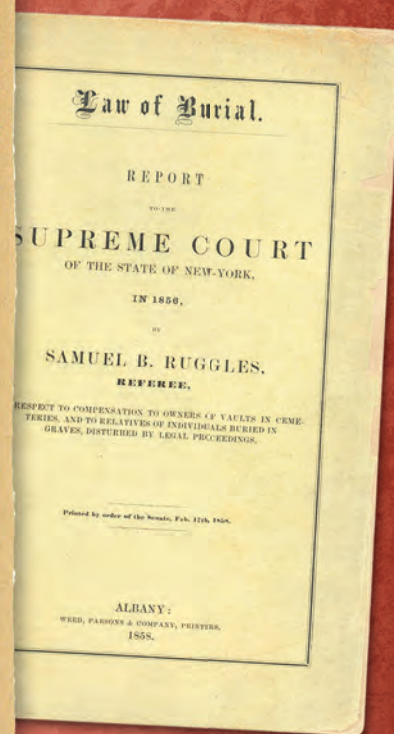
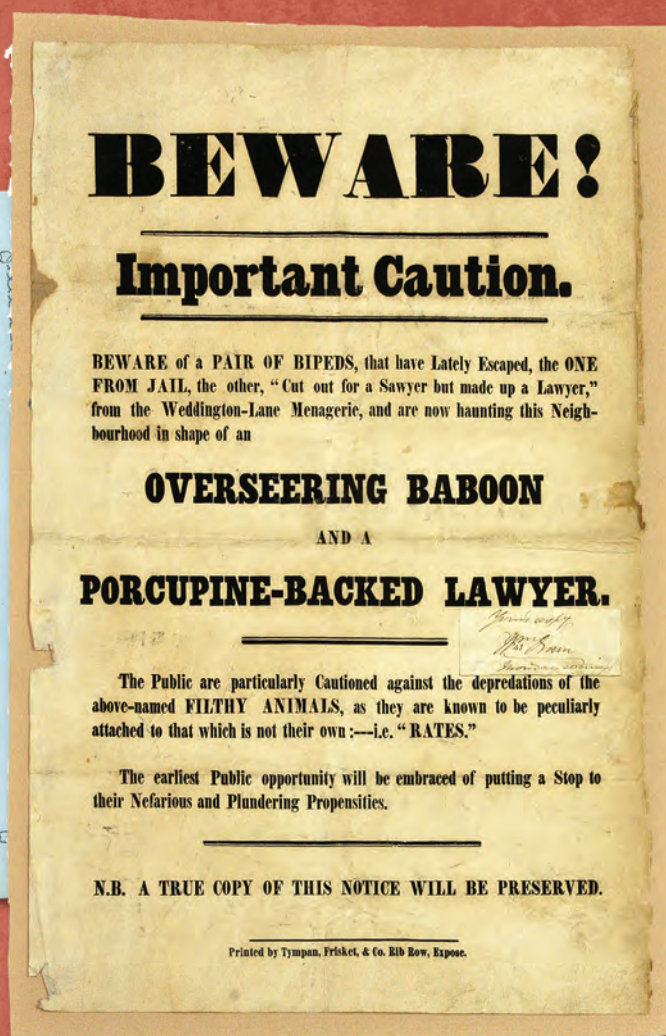
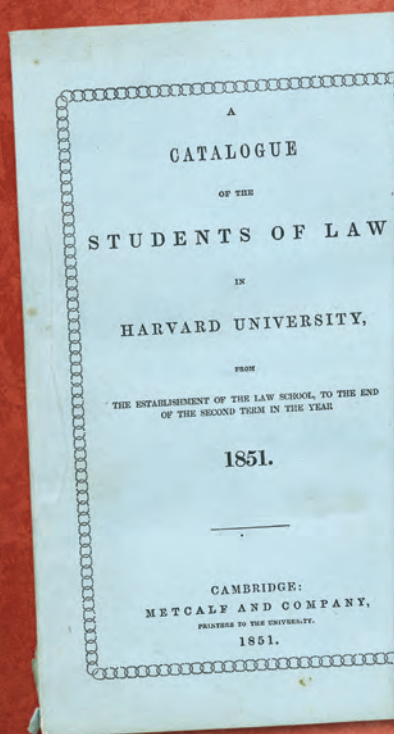


30

PAMPHLETS, BROADSIDES AND EPHEMERA

May 31, 2016

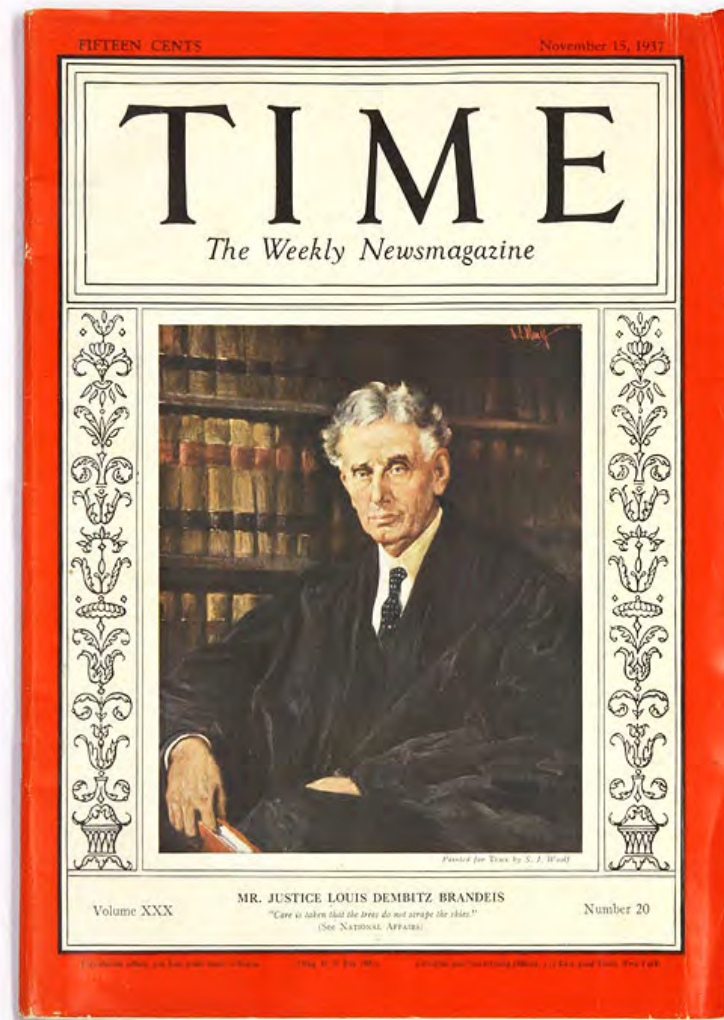


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30 Pamphlets, Broadsides and Other Ephemera

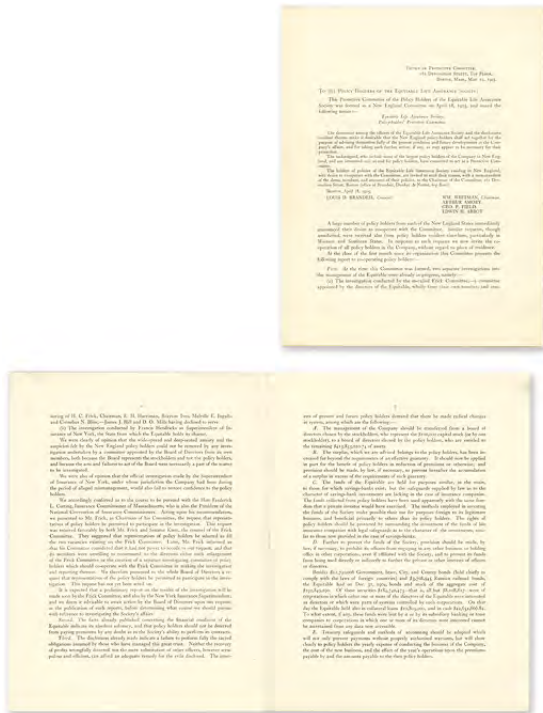


On the Cover of *Time*

1. [Brandeis, Louis D. (1856-1941)].

Time. Volume XXX, Number 20 (November 15, 1937). Light shelfwear, a few minor creases to covers, address stamp to rear. Internally clean. A well-preserved copy. \$40.

* This issue has a portrait of Brandeis on the cover and a two-page article in the "National Affairs" section about the U.S. Supreme court. The article focuses on its response to the New Deal since the demise of the court-packing plan and an appraisal of Brandeis.



Item 2



Brandeis on Life Insurance and Risk

2. Brandeis, Louis D.

To the Policy Holders of the Equitable Life Assurance Society. Boston: [Office of the Protective Committee], May 19, 1905. Four-page 8-1/2" x 11" leaflet. Minor discoloration at fold. A remarkably well-preserved copy. \$65.

* This set of recommendations was written while Brandeis was serving as counsel to the Policy Holders' Protective Committee, which aimed to curb the Equitable's risky investment policies. "In order to reduce the heavy burden [of risk and expense] upon policy holders, radical economies in management should be introduced, the competitive rush for business discounted, and the methods of the great savings-banks and mill mutual insurance companies more nearly followed" (4). Not included in Roy Mersky's *Louis Dembitz Brandeis: A Bibliography*.

1861 Pennsylvania Act to Protect Debtors in the Army and Navy

3. [Broadside].

[Civil War, American].

Pennsylvania General Assembly.

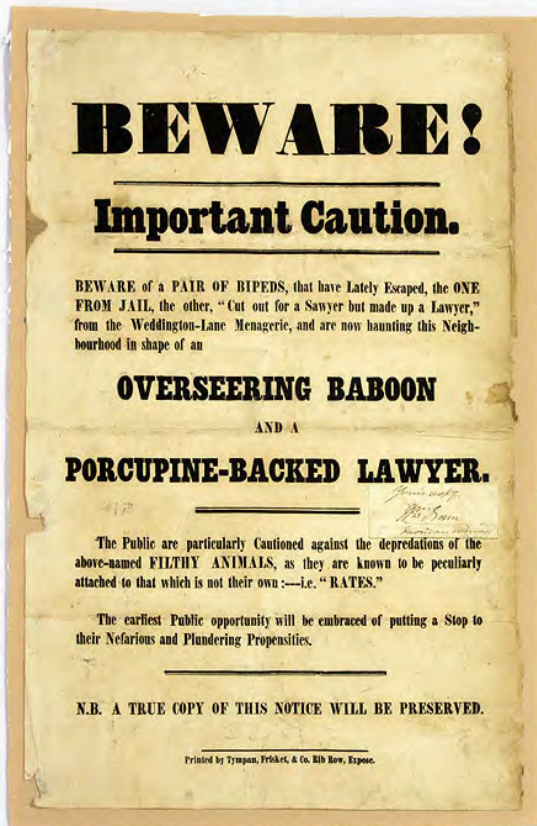
The Stay Law (Printed by Order of the House of Representatives). An Relating to Judgments and Executions. [Harrisburg], 1861.

13" x 8-1/2" broadside printed in parallel columns. Signed in type by Elisha W. Davis, Speaker of the House of Representatives and L.W. Hall, Speaker of the Senate, and A.G. Curtin, Governor, May 21, 1861. Toned and spotting with some wear to right-hand margin, three horizontal fold lines, two clean tears to head, another at center along fold line. \$250.

* Approved on May 21, 1861, the same day Richmond was made capital of the Confederacy, this act protected indebted soldiers, sailors and their families from their creditors. The North Carolina Assembly passed a similar resolution in 1861, and one presumes other states did likewise at this time. By enacting these laws states offered debtor and creditor more time for legal settlement. No copies located on OCLC.



Item 3



Item 4



Item 5

"Cut Out for a Sawyer but Made Up a Lawyer"

4. [Broadside].
[Great Britain].

Beware! Important Caution. Beware of a Pair of Bipeds, That Have Lately Escaped, The One from Jail, The Other "Cut out for a Sawyer but Made Up a Lawyer," From the Weddington Lane-Menagerie, And are Now Haunting this Neighbourhood in Shape of an Overseering Baboon and a Porcupine-Backed Lawyer. [N.p.]: Printed by Tympan, Frisket, & Co, Rob Row, [c. 1850].

15" x 10-1/2" broadside, mounted, cut piece of letter laid down near center reading: "Yours resp[ectfull]y Wm Oram 43 Monday evening." Light browning and soiling, a few minor chips and some rubbing to edges, three horizontal fold lines. A curious, rare item. \$2,500.

* The text of this satirical broadside continues (in part): "The Public are particularly Cautioned against the depredations of the above-named FILTHY ANIMALS, as they are known to be peculiarly attached to that which is not their own:--i.e. 'Rates.'" William Oram may have been the author of the broadside text. We were unable to locate a copy of this broadside in any library.

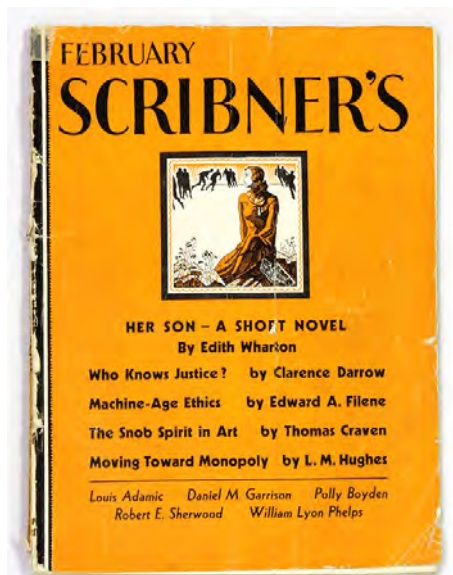
Verse Account of a Murder-Suicide in Pennsylvania

5. [Broadside].
[Murder-Suicide].
[Pennsylvania].
[Koppelberger, Johannes].

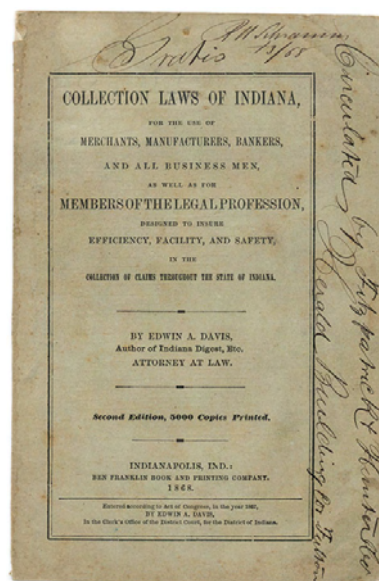
Ein Neues Lied von der Mord-Geschichte des Joseph Miller, Welcher im Januar 1822, Einer Sonntags Nacht Seine Schwangere Frau unde Zwei Kinder auf eine Grausame Art Ermordete, Und sich Selbst Erhing, Welches Alles, Wie man Glaubt, Aus Armuth Geschah...[Running Title]. [N.p.: S.n., 1822].

12-1/2 x 10" broadside. Text in three columns printed within woodcut border and separated by black rules. Moderate toning and light foxing, fraying and a few chips to edges, tear to bottom edge with negligible loss to text. \$750.

* This sixteen-stanza "New Song of the Murder-Story of Joseph Miller" is attributed to Johannes Koppelberger. It tells the sad story of a murder-suicide committed by Miller, a German-American. The verses say he eloped from Poland with the daughter of a nobleman in 1817. The couple made their way to Philadelphia and from there to Lebanon, Pennsylvania, where Miller found work as a schoolteacher. The job paid poorly and his wife was increasingly homesick. Depressed, Miller killed his pregnant wife, two children with an ax and himself. It was a grisly affair involving an axe and a knife. This poem was quite popular and issued in a number of different broadside formats. According to Vellenreuter, there were, in all, 16 printings. All are rare. OCLC locates 3 copies of our version (American Antiquarian Society, Library Company of Philadelphia, University of Michigan). Not in Shaw & Shoemaker. Wallenreuther, *Citizens in a Strange Land: A Study of German-American Broadside and Their Meaning for German Americans* 13.



Item 6



Item 7

An Issue of Scribner's with an Article by Darrow

6. Darrow, Clarence [1857-1938].

"Who Knows Justice?," *Scribner's Magazine* XCI (February 1932), pp. 73-77. Printed wrappers, moderate edgewear, small embossed stamp to front cover, internally clean. \$50.

* "Who Knows Justice?" shows how justice differs with individual case. Hunsberger, *Clarence Darrow: A Bibliography* 266.

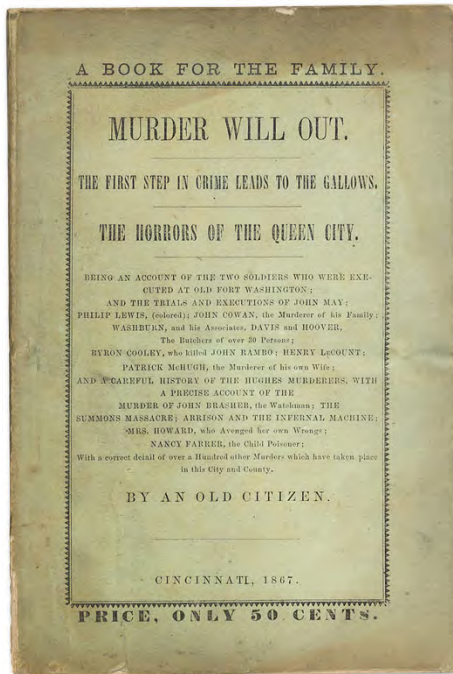
1868 Indiana Guide with a List of Attorneys

7. Davis, Edwin A.

Collection Laws of Indiana, For the Use of Merchants, Manufacturers, Bankers, And All Business Men, As Well as for Members of the Legal Profession, Designed to Insure Efficiency, Facility, And Safety, In the Collection of Claims Throughout the State of Indiana. Indianapolis: Ben Franklin Book and Print Co., 1868. 48 pp. Octavo (8-1/2" x 5-1/2").

Stab-stitched pamphlet in printer wrappers. Light soiling, minor wear to spine ends and corners, some toning and occasional light foxing to text. Annotations and signatures to front wrappers and first leaf of text, interior otherwise clean. \$100.

* Second edition. First published in 1867, this guidebook includes sections on bankruptcy, divorce law, contracts of married women, bonds, bills, and notes. It also has a valuable list of attorneys arranged by county. It is designated "second edition" with an 1867 copyright. Davis was a United States Commissioner and an Indiana attorney; the first two pages advertise his services as a specialist in bankruptcy law and debt collection. Davis also published a digest and reports of cases of the Indiana Supreme Court and edited a revision of Indiana statutes. OCLC locates 5 copies, 1 in a law library (Harvard).



Item 8



Item 9

Murder in Cincinnati

8. [De Beck, William L.]

Murder Will Out: The First Step in Crime Leads to the Gallows. The Horrors of the Queen City. Being an Account of the Two Soldiers Who Were Executed at Old Fort Washington; And the Trials and Executions of John May; Philip Lewis (Colored); John Cowan, The Murderer of His Family; Washburn, And His Associates; Davis and Hoover, The Butchers of Over 30 Persons; Byron Cooley, Who Killed John Rambo; Henry LeCount; Patrick McHugh, The Murderer of His Own Wife; And a Careful History of the Hughes Murderers, With a Precise Account of the Murder of John Brasher, The Watchman; The Summons Massacre; Arrison and the Infernal Machine; Mrs. Howard, Who Avenged Her Own Wrongs; Nancy Farrer, The Child Poisoner; With a Correct Detail of Over a Hundred Other Murders Which Have Taken Place in This City and County. By an Old Citizen. Cincinnati: [s.n.], 1867. 128 pp. Octavo (8-1/4" x 5-1/2").

Stab-stitched pamphlet in printed wrappers. Some discoloration, a few tiny nicks to wrappers rubbing to spine with some loss near ends. Toning, light foxing in a few places, internally clean. A nice copy. \$200.

* First edition. De Beck describes the lives of over 100 people who committed murders in and around Cincinnati. Moralistic in tone, it is advertised as "A Book For the Family" on the front wrapper. This pamphlet was issued again in 1867 with the author's name and the same title beginning with *The Horrors of the Queen City. Being an Account...* OCLC locates 3 copies (New-York Historical Society, University of Michigan, American Antiquarian Society). Sabin, *A Dictionary of Books Relating to America* 19108.

A Friendly Note from Justice Douglas

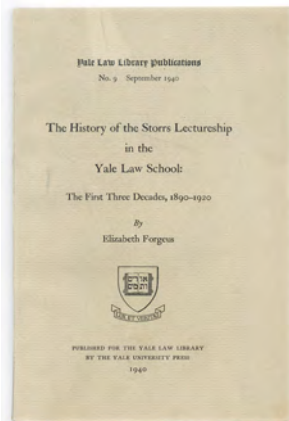
9. Douglas, William O. [1898-1980].

[Autograph Note Signed]. Washington, 20 November 1942. On small oblong card with the embossed letterhead of the Supreme Court. Together with the original hand-addressed envelope initialed by Douglas at upper left. Fine. \$100.

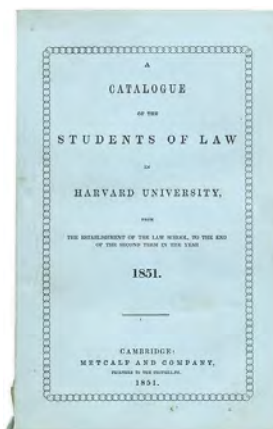
* A friendly note, addressed to Capt. Malcomb A. MacIntyre, beginning: "Dear Mac, It was good to hear from you...." Douglas was a justice of the United States Supreme Court from 1939 to 1975.



Item 10



Item 11



Item 12

A French Perspective on an Important Conference Convened by Bolivar

10. Dufour de Pradt, Dominique-Georges-Frederick [1759-1837].

Congres de Panama. Paris: Bechet Aine, 1825. viii, 95 pp. Octavo (8-1/2" x 5-1/2").

Stab-stitched pamphlet bound into recent marbled wrappers, printed paper title panel to front, untrimmed edges, several signatures unopened. Moderate toning, occasional faint dampspotting, internally clean. \$200.

* Only edition. The Congress of Panama was organized by Simon Bolivar in 1826. It aimed to organize a league of the new Latin American republics with unified policy towards Spain, a common military, a mutual defense pact and a supranational assembly. Its goals were never realized. The proceedings, which took place in Panama City from June 22 to July 15, 1826, attracted a good deal of attention from the international community. Dufour de Pradt was an ambassador sent to observe the proceedings by the French government. This book is a summary of his observations. OCLC locates 7 copies in North America, none in law libraries. *British Museum Catalogue* (Compact Edition) 7:827.

History of an Important Yale Lectureship

11. Forgeus, Elizabeth.

The History of the Storrs Lectureship in Yale Law School. The First Three Decades, 1890-1920. [New Haven, Conn.]: Yale University Press, 1940. viii, 128 pp. Four black-and-white plates.

Pamphlet, moderate shelfwear, internally clean. \$25.

* Yale Law Library Publications, No. 9 September 1940.

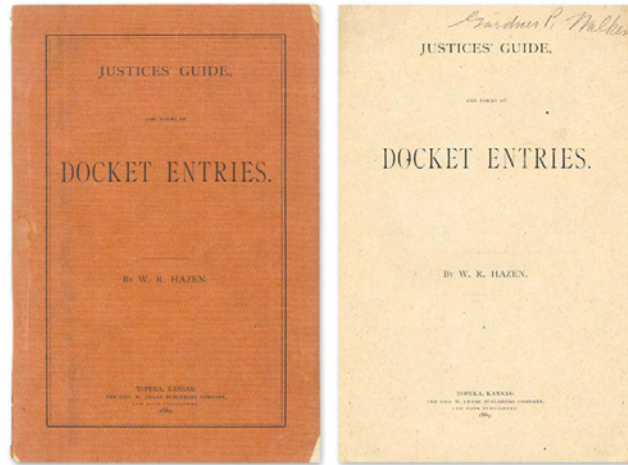
"Cumulative" 1851 Harvard Law School Catalogue

12. [Harvard Law School].

A Catalogue of the Students of Law in Harvard University, From the Establishment of the School, To the End of the Second Term in the Year 1851. Cambridge: Metcalf and Company, Printers to the University, 1851. 96 pp. Octavo (7-1/4" x 4-3/4").

Stab-stitched pamphlet in printed wrappers. A few minor stains, chipping to foot of spine. Light toning to text, internally clean. \$150.

* This catalogue was published for prospective and incoming students in the year when the faculty consisted of Jared Sparks, Theophilus Parsons, Joel Parker and Luther Stearns Cushing. It contains general information about the school, regulations, course outlines and lists of required and recommended texts. This catalogue is especially interesting because of its alphabetical and chronological lists of all students who attended the school.



1889 Guide for Novice Justices in Kansas

13. Hazen, W.R.

Justices' Guide, And Forms of Entries. Topeka, KS: The Geo. W. Crane Publishing Co., 1889. 30 pp. Octavo (8-1/2" x 5-1/2").

Stab-stitched pamphlet in printed wrappers. Light rubbing to extremities with minor wear to spine ends and corners, wrappers just beginning to detach at foot, corner cropped from a page with no loss to text. Early owner signature to front free endpaper, interior otherwise clean. \$250.

* Only edition. This little book was intended "for the justice of the peace who has been elected to office on account of his good common sense and integrity, rather than his knowledge of the law" (1). OCLC locates 1 copy (Pittsburg State University, KS).

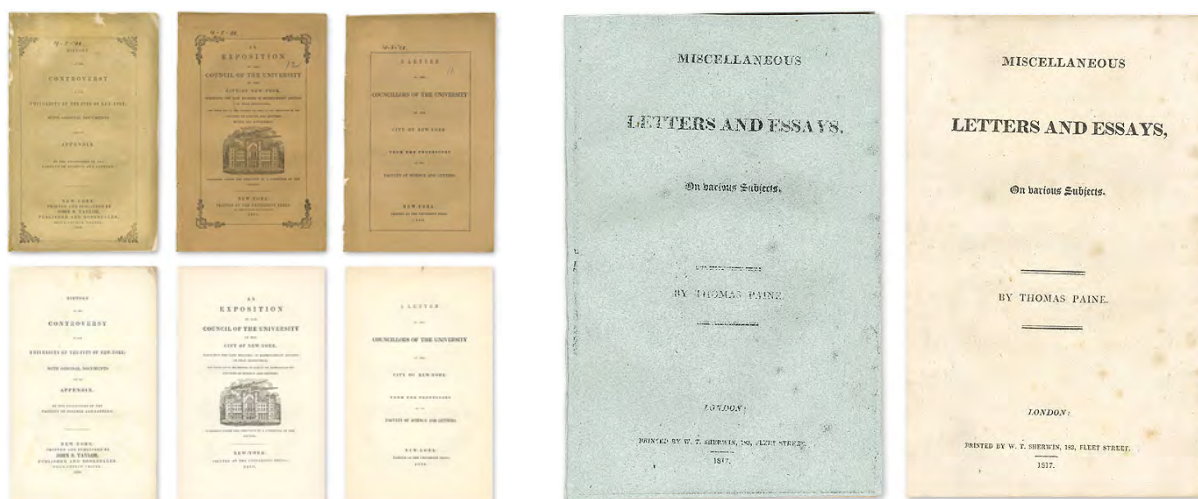


Military Land Bounty for a Veteran of the War of 1812.

14. [Land Bounty].

[Signed Document Reassigning Bounty Land Originally Granted for Military Service]. Washington: General Land Office, April 1, 1854. Single folded 9-3/4" x 15-3/4" vellum leaf with red wax seal, annotations to verso. Very good. \$150.

* Certificate authorizing the transfer of 80 acres in Michigan from a former private in the War of 1812 signed by President Franklin Pierce.



Item 15

Item 16

Controversy Surrounding the Dismissal of Faculty at NYU in 1838

15. [New York University]. Committee of the Council.

An Exposition by the Council of the University of the City of New-York Respecting the Late Measures of Retrenchment Adopted in that Institution and Which Led to the Dismissal of Some of the Professors in the Faculty of Science and Letters. New York: Printed at the University Press, 1838. 96 pp.

[And]

[Tappan, Henry Philip (1805-1881)].

History of the Controversy in the University of the City of New York; With Original Documents and an Appendix. New York: Printed and Published by John S. Taylor, 1838. 50, xxviii, [2] pp.

[And]

A Letter to the Councillors of the University of the City of New York: from the Professors of the Faculty of Science and Letters. New York: Printed at the University Press, 1838. 19 pp.

Octavo (8-3/4" x 5-1/2"). Stab-stitched pamphlets in printed wrappers, moderate wear and some staining to extremities, spines abraded, a few leaves loose, occasional foxing, internally clean. \$150.

* Only editions. Founded in 1830 as the University of the City of New York, New York University initially struggled to establish sound finances and a clear educational mission. As it began to run out of money, the school began a process of retrenchment that resulted in the dismissal of several faculty members in 1838. They claimed to have been dismissed unfairly because the school failed to observe guarantees and procedures outlined in the school's charter.

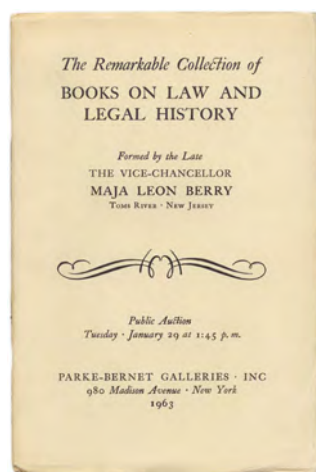
Early Anthology of Writings by Thomas Paine

16. Paine, Thomas [1737-1809].

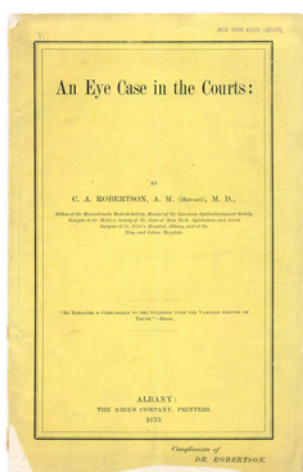
Miscellaneous Letters and Essays, On Various Subjects. London: Printed by W.T. Sherwin, 1817. 79 pp. Octavo (8" x 5-1/4").

Stab-stitched pamphlet in recent printed wrappers, title page replicated on front cover, marbled edges. Light shelfwear and soiling. Toning to text, occasional light foxing. A nice copy. \$300.

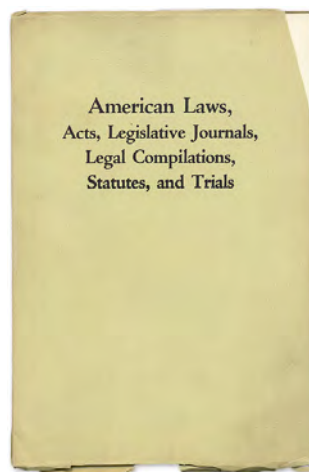
* An interesting anthology of pieces from the 1770s to the early 1800s. It includes contributions to the *Pennsylvania Magazine*, letters to Dundas and Lord Onslow, and addresses to the Society of the Theophilanthropists and the French National Assembly (upon his election to the Constitutional Convention). Pamphlets like this one were published for radical sectors of the literate working-class and lower middle-class public in Great Britain. Gimbel, *The Thomas Paine Collection of Richard Gimbel in the Library of the American Philosophical Society* 83.



Item 17



Item 18



Item 19

Auction of a "Remarkable Collection" of Law Books

17. Parke-Bernet Galleries.

The Remarkable Collection of Books on Law and Legal History. Formed by the Late The Vice-Chancellor Maja Leon Berry. Toms River, New Jersey. Public Auction. Tuesday, January 29 at 1:45 P.M. New York: Parke-Bernet Galleries, 1963. 50, [2] pp. Printed wrappers. Very good. \$15.

* This catalogue includes Bracton, Britton, Glanville, Saint-German, Bacon, Coke, Hale, Blackstone, many S.T.C. and Wing period titles, early New Jersey and other American imprints.

Tort Case Involving an Accident on a Steamboat

18. Robertson, C.A.

An Eye Case in the Courts. Albany: The Argus Company, Printers, 1873. 21 pp. Octavo (9" x 6").

Stab-stitched pamphlet in printed wrappers. Light soiling, faint vertical crease through center, a few chips to edges of wrappers and a few leaves, small library stamp to head of front wrapper, some wear to spine ends, light toning to text, internally clean. \$150.

* Only edition. No copies located on OCLC. An interesting tort case involving a man whose eye was injured while traveling on a Hudson River steamboat. Robertson was a medical expert for this case (John C. Tinny v. The New Jersey Steamboat Company).

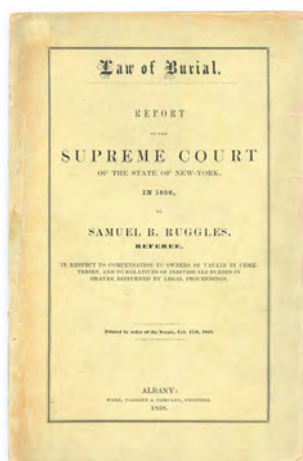
A Well-Annotated Catalogue of Law Books

19. Rosenbach Company.

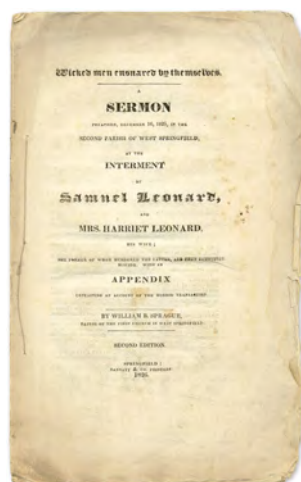
American Laws, Acts, Legislative Journals, Legal Compilations, Statutes, and Trials. Philadelphia: The Rosenbach Company, 1938. 53, [3] pp. Octavo (9" x 6").

Softbound, some soiling and chipping to spine ends and edges of covers, internally clean. This book does not have any ownership markings, but it is from the estate of Max Lowenthal [1888-1971], an important advisor to Harry S. Truman. \$15.

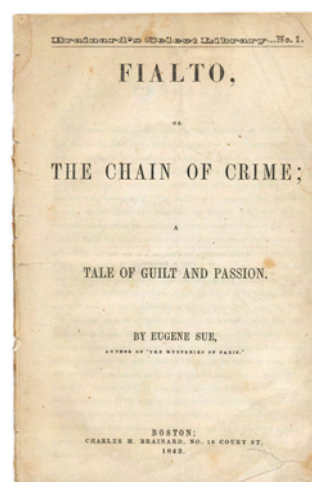
* Most of the catalogue's entries have annotations; some are quite lengthy.



Item 20



Item 21



Item 22

Uncommon 1856 New York Supreme Court Report on Burial Law

20. Ruggles, Samuel B. [1800-1881], Referee.

Law of Burial: Report of the Supreme Court of the State of New-York, in 1856, In Respect to Compensation to Owners of Vaults in Cemeteries, And to Relatives of Individuals Buried in Graves, Disturbed by Legal Proceedings. Printed by Order of the Senate, Feb. 17th, 1858. Albany: Weed, Parsons & Company, 1858. 44 pp. Octavo (8-3/4" x 5-3/4").

Stab-stitched pamphlet in printed wrappers. Some discoloration and wear to spine and fore-edges of exterior, occasional light foxing to otherwise fresh interior. \$95.

* First edition. Through its power of eminent domain, New York City took cemetery land from the Brick Presbyterian Church that the city needed for street-widening. The church was given \$28,000.00 as compensation. At issue was the disposition of the dead and the proper division of this money among the church, the vault owners and the heirs of the buried. In his report Ruggles presented a learned discussion of burial law and the history of burial practices. Ruggles was a notable New York Attorney and civic leader. OCLC locates eight copies, six of this edition. Cohen, *Bibliography of Early American Law* 11629.

Wicked Men Ensnared by Themselves, McDade 601.

21. Sprague, William Buell [1795-1876].

Wicked Men Ensnared by Themselves: A Sermon Preached, December 16, 1825 in the Second Parish of West Springfield, At the Interment of Samuel Leonard, And Mrs. Harriet Leonard, His Wife; The Former of Whom Murdered the Latter, And then Committed Suicide. Springfield, MA: Tannatt & Co., Printers, 1826. [iii], 4-44 pp. Octavo (9-3/4" x 5-3/4").

Stab-stitched pamphlet, untrimmed edges. Toning, light soiling and faint dampstain to title page, internally clean. \$250.

* Only edition. After threatening several times to do so, Leonard killed his wife with an ax and then cut his own throat": McDade, *The Annals of Murder* 601.

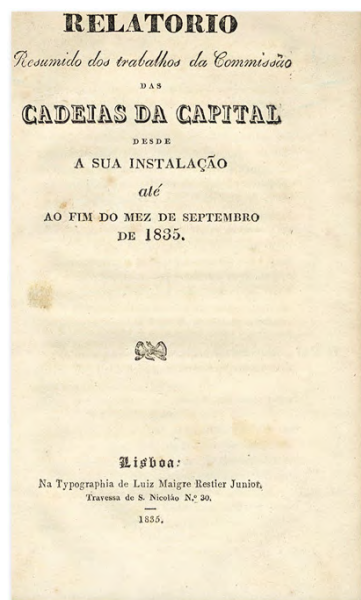
"A Tale of Crime and Passion"

22. Sue, Eugène [1804-1857], Nominal Author.

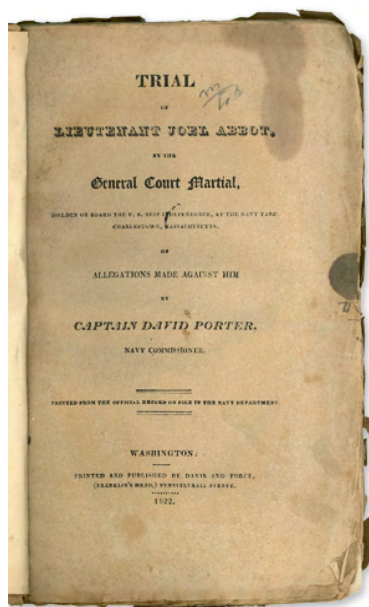
Fialto, Or the Chain of Crime; A Tale of Crime and Passion. By Eugene Sue. Boston: Charles H. Brainard, 1843. 40 pp. Text in parallel columns. Octavo (8-3/4" x 5-1/2").

Disbound stab-stitched pamphlet. Minor edgewear, light soiling and a few minor stains to exterior, light toning to text. \$175.

* Only edition. Not by Sue, this is a loose adaptation of Sue's 1841 *Mathilde* by an anonymous author. OCLC locates 4 copies (at the American Antiquarian Society, Case Western Reserve University, the Library Company of Philadelphia and Yale).



Item 23



Item 24

Reforms for the Criminal Courts of Portugal Proposed in 1835

23. [Teixeira, Jose Joaquim].

Relatorio Resumido dos Trabalhos da Comissao dos Trabalhos da Comissao das Cadeias da Capital Desde a Sua Instalacao Ate ao Fim do Mez de Setembro de 1835. Lisbon: Na Typographia de Luiz Maigre Retier Junior, 1835. 14 pp. Folding table. Octavo (7-1/2" x 4-1/2").

Stab-stitched pamphlet in recent plain wrappers, spine reinforced with cloth tape. Upper corner lacking from front cover, light toning to text, foxing to a few leaves, internally clean. \$350.

* This is the report of a commission headed by Teixeira that was convened to propose reforms for the criminal courts of Portugal. This followed an earlier reform of criminal procedure from 1832. The recommendations of Teixeira's committee, which aimed to simplify the court system and increase public access, were implemented in 1836 and 1837. Another round of reforms followed in 1841, a penal code in 1852. OCLC locates 2 copies, neither in North America.

Early U.S. Navy Court Martial

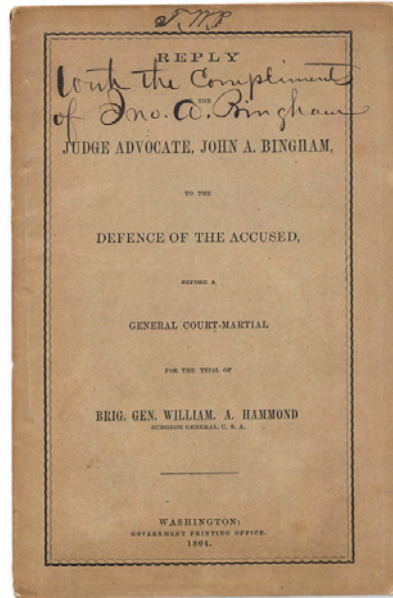
24. [Trial].

Abbot, Joel [1793-1855], Defendant.

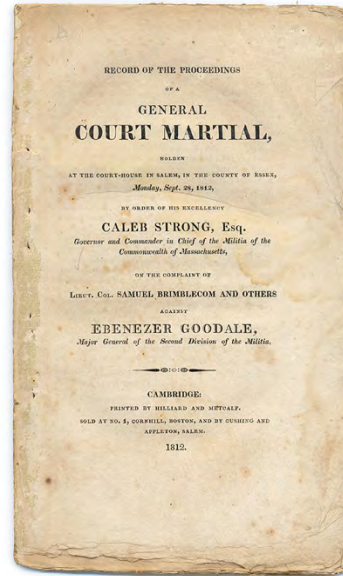
Trial of Lieutenant Joel Abbot by the General Naval Court Martial, Holden on Board the U.S. Ship Independence, at the Navy Yard, Charlestown, Massachusetts, on Allegations Made Against Him, by Capt. David Porter, Navy Commissioner. Printed From the Official Record on File in the Navy Department. Washington: Printed and Published by Davis and Force, 1822. 152 pp. Octavo (9" x 6").

Stab-stitched pamphlet in plain wrappers, contemporary hand-lettered label to front board, uncut edges. Moderate rubbing with wear to corners and spine ends, front cover just beginning to detach at head. Several uncut signatures, light browning and occasional light foxing to text. Small inkstain to title page, interior otherwise clean. \$125.

* First edition, issued the same year as the Boston imprint published by Russell and Gardiner. With an appendix containing texts of documents relating to irregularities at the Boston naval station and the misconduct of the naval agent, Amos Binney. Abbott was a decorated naval officer who fought under Commodore Rogers on the frigate *President* during the War of 1812. "In March 1822...he discovered a series of frauds upon the government... [and] made very serious charges against his commandant, Captain Isaac Hull. Failing to prove these accusations when brought before a court-martial, Abbot was suspended from the naval service for the period of two years." : *Dictionary of American Biography* 1:14. Cohen, *Bibliography of Early American Law* 13395.



Item 25



Item 26

The Politically Motivated 1862 Court-Martial of the U.S. Surgeon General

25. [Trial].

Bingham, John A.

Hammond, William Alexander [1828-1900], Defendant.

Reply of the Judge Advocate, John A. Bingham, To the Defence of the Accused, Before a General Court-Martial for the Trial of Brig. Gen. William A. Hammond, Surgeon General, U.S.A. Washington: Government Printing Office, 1864. 64 pp. Octavo (9" x 5-3/4").

Stab-stitched pamphlet in printed wrappers. Light soiling, light wear to spine ends and corners. Presentation inscription to head of front wrapper, internally clean. \$250.

* A fine presentation copy boldly inscribed on the front wrapper "J.W.P (?) with the compliments of Jno. A. Bingham." A prominent Ohio lawyer and politician, Bingham also played a leading role after the war in connection with the trial of the Lincoln's assassins, the impeachment of Andrew Johnson, and the passage of the Fourteenth Amendment, whose due process and equal protection clauses he framed. Bingham served in Congress from 1854 to 1873, except for his appointment as judge advocate in 1864. As a consequence of a clash with Secretary Stanton, Hammond was charged with irregularities in the awarding of military contracts. He was later exonerated, Hammond was a visionary reformer in his role as surgeon general. After the war he made pioneering contributions to American neurology. Not in the *Harvard Law Catalogue*.

A Notable Court-Martial from the War of 1812

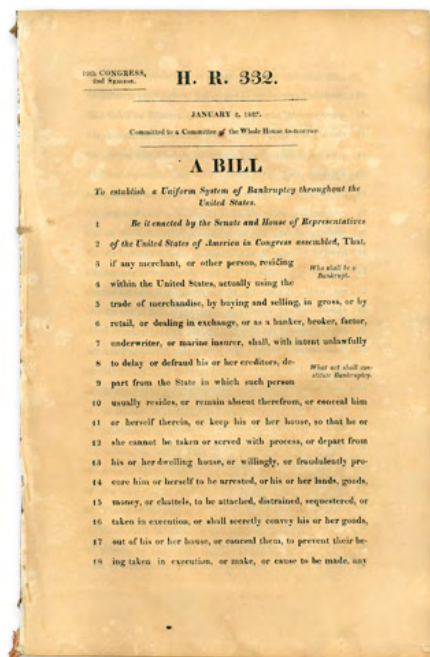
26. [Trial].

Goodale, Ebenezer, Defendant.

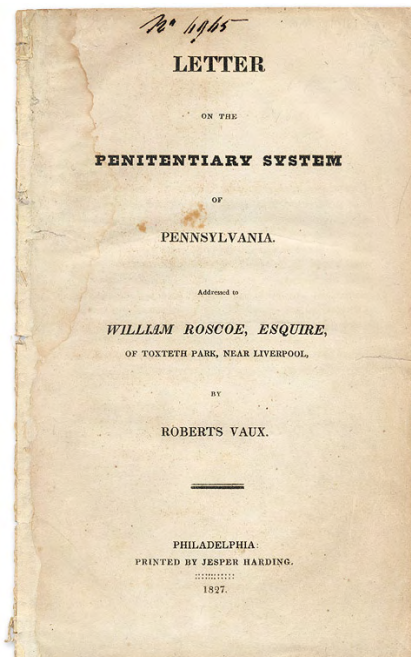
Record of the Proceedings of a General Court-Martial Holden at the Court-House in Salem, in the County of Essex, Monday, Sept. 28, 1812, by Order of His Excellency Caleb Strong, Esq., Governor and Commander in Chief of the Militia of the Commonwealth of Massachusetts. On the Complaint of Lieut. Col. Samuel Brimblecom and Others Against Ebenezer Goodale, Major General of the Second Division of the Militia. Cambridge: Printed by Hilliard and Metcalf, 1812. 80 pp. Octavo (9-1/2" x 5-1/2").

Large pamphlet, wrappers lacking, uncut edges, light dampstaining, occasional foxing to text. \$40.

* Second and final edition, published the same year as the first. Tried before Caleb Strong, a leading Massachusetts jurist, Goodale was found guilty of "unmilitary conduct for his illegal delegation of his authority and his attempt to influence a brigade election. He was removed from his position for five years." : Cohen, *Bibliography of Early American Law* 13505.



Item 27



Item 28

Early Federal Bankruptcy Bill

27. [United States Congress].

[House of Representatives].

H.R. 332: A Bill to Establish an Uniform System of Bankruptcy Throughout the United States. [Washington, D.C.: January 2, 1827]. 81 pp. Folio (12" x 7-1/2").

Disbound stab-stitched pamphlet. Binding secure, light browning throughout. \$275.

* This bill was presented to the 19th Congress, 2d Session but never enacted into law. The first Federal bankruptcy act enacted in February 1800, was aimed to encourage economic risk and supersede the patchwork of debtor laws in force in the different states. Never a popular law, it was routinely attacked as a shield for the financially irresponsible and finally repealed in November 1803. The United States would not have another national bankruptcy law until 1841. Three notable bills were proposed unsuccessfully during those intervening years; one in 1815, one in 1820 and this one. All are interesting for their conception of bankruptcy and awareness of the resistance Congress had to reforms of any kind. No copies located on OCLC.

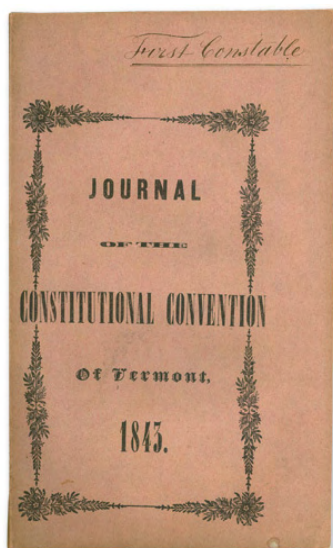
A Defense of the Pennsylvania System of Penology

28. Vaux, Roberts [1786-1836].

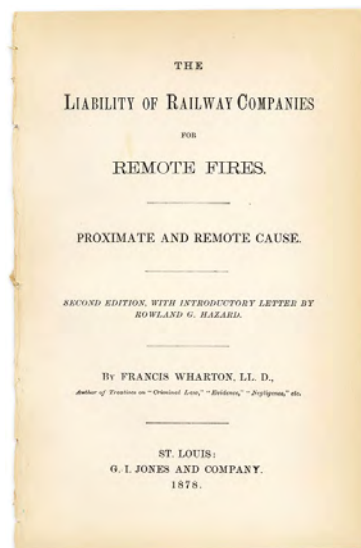
Letter On The Penitentiary System Of Pennsylvania. Addressed to William Roscoe, Esquire, Of Toxteth Park, Near Liverpool. Philadelphia: Printed by Jasper Harding, 1827. 15 pp. Octavo (8-1/4" x 5").

Disbound stab-stitched pamphlet. Light soiling, some shelfwear and faint dampstaining. Early annotation to head of title page, internally clean. \$150.

* Only edition. A defense of the system of separate confinement, written by a leader in the Pennsylvania prison reform movement. Works such as this, together with the writings of foreign observers, helped spread the influence of the Pennsylvania system throughout Europe. Cohen, *Bibliography of Early American Law* 4480.



Item 29



Item 30

Journal of the 1843 Vermont Constitutional Convention

29. [Vermont].

Journal of the Convention, Holden at Montpelier, on the Fourth Day of January, A.D. 1843... to Consider Certain Amendments Proposed to the Constitution of the State of Vermont. Montpelier: J.T. Marston, 1843. 84, [1] pp. Octavo (8-1/2" x 5-1/4").

Original printed wrappers, negligible shelfwear and a few tiny stains, "First Constable" in bold hand to front cover, "Constitutional Convention, 1843" lettered to bottom edge. Occasional light foxing, interior otherwise fresh. A well-preserved copy. \$75.

* An amendment passed in 1793 created a Council of Censors that is directed to hold a convention every seven years to review the state constitution and enact any changes proposed since the last convention. The records of these conventions are thus an excellent window into Vermont's constitutional history. The main issues addressed in the 1843 convention were the expansion of male suffrage and deciding whether offices formerly filled by appointment would be filled instead by election. Cohen, *Bibliography of Early American Law* 3322.

Interesting Essay on Railroads and Contributory Negligence

30. Wharton, Francis [1820-1889].

The Liability of Railway Companies for Remote Fires. St. Louis: G.I. Jones and Company, 1878. xi, 19 pp. Octavo (8-1/2" x 5-1/2").

Disbound stab-stitched pamphlet, gatherings somewhat loose, internally clean. \$150.

* Second edition. "Whether a railroad company is to be liable for all fires of which its locomotives are the occasion, is a question so important to the industrial interests of the land, that I may be excused for giving to it in this place a more elaborate discussion than I was able to do in my Treatise on Negligence" (1). Although Wharton is perhaps best known for his works on international law, he was also an authoritative writer in other fields, including evidence, contracts, civil and criminal law. OCLC locates 10 copies, all of the second edition. Not in the *Harvard Law Catalogue* (1909).



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