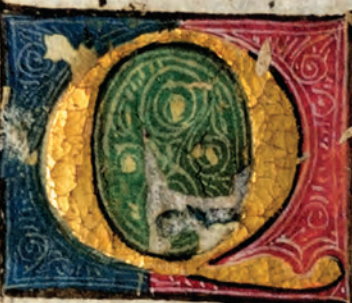


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1481 Printing of an Important Commentary on Gratian with Handsome Penwork

1. [Baysio, Guido de (d. 1313)].

[Moneliensis, Franciscus, Editor].

[*Rosarium Decretorum*]. [Venice: Johannes Herbolt de Seligenstadt for Johannes de Colonia, Nicolaus Jenson, Et Socie, 3 April 1481]. [415] ff. Lacking final leaf, a blank. Collation: a10, b8, c-d10, d-l8, m-n6, o-tuvx8, y10, z8, ?8, ?10, ?-aa8, bb-cc10, dd-dd8, ee-gg10, ggg-hh8, hhh8, ii10, kk-mm8, nn-qq10, rr8, ss6. Folio (10-3/4" x 15-1/2"; 40 x 28 cm).

Eighteenth-century calf, raised bands, "A L" in small type blind-stamped to foot of front board, blind ornaments and lettering piece to spine, edges speckled, endpapers renewed. Light rubbing and some minor nicks and scuffs to boards, moderate rubbing to extremities, chipping to head of spine, corners bumped and somewhat worn, joints and hinges just starting at head, crack in text block between fol. a1 and a2 (fols. 1-2). 66-line text in parallel columns, 4 large illuminated acanthus initials, one of which with partial border, the other 2 with smaller flourishes, 2 smaller illuminated initials, other red and blue initials and red capital strokes, woodcut printer's device printed in red. Light toning, occasional faint dampstaining to foot of text block, some soiling and light dampstaining to leaf a1 (fol. 1), illuminated borders on first leaf trimmed, lower corner torn away, minor interior tear to printer's device. Bookplate of Alexandre P. Rosenberg, designed by Pablo Picasso, to front pastedown, Rosenberg's brief typewritten book description, with Goff number added in pencil, laid in, owner signature dated 1672 to head of leaf a2 (fol. 2). \$37,000.

* The *Concordia Discordantia Canonum*, or Decretum Gratiani, is the cornerstone of modern canon law and one of the components of the *Corpus Juris Canonici*. The first work of its kind, it was supposedly compiled by Gratian, a Camaldolese monk, around 1140. It addresses various aspects of legal jurisdiction as well as administrative issues like baptism and feast days. Guido de Baysio, also known as Archidiaconus, was a canonist, law professor and church official. He ended his career as archdeacon and chancellor of the University of Bologna. Written around 1300, his *Rosarium Decretorum* is an important commentary on Gratian's work. First printed in Strasbourg in 1472, it went through numerous editions.

The present edition was printed for the firm of Johannes de Colonia and Jenson. Jenson died the previous year and his types were replaced by those of Seligenstadt. Alexandre Rosenberg [1921-1987], an art dealer, and his wife, Elaine [1921-2020], were important collectors of illuminated manuscripts and early printed books. Picasso, who was represented by Alexandre's father, the eminent Paris art dealer Paul Rosenberg [1881-1959], was a lifelong friend. The ISTC locates 5 copies of this imprint in North America, 2 in law libraries (Harvard, UC-Berkeley). Goff, *Incunabula in American Libraries* B288. *Gesamtkatalog der Wiegendrucke* 3747. *Incunabula Short-Title Catalogue* (ISTC) ib00288000.



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One of the Earliest Printings of the *Liber Sextus Decretalium*

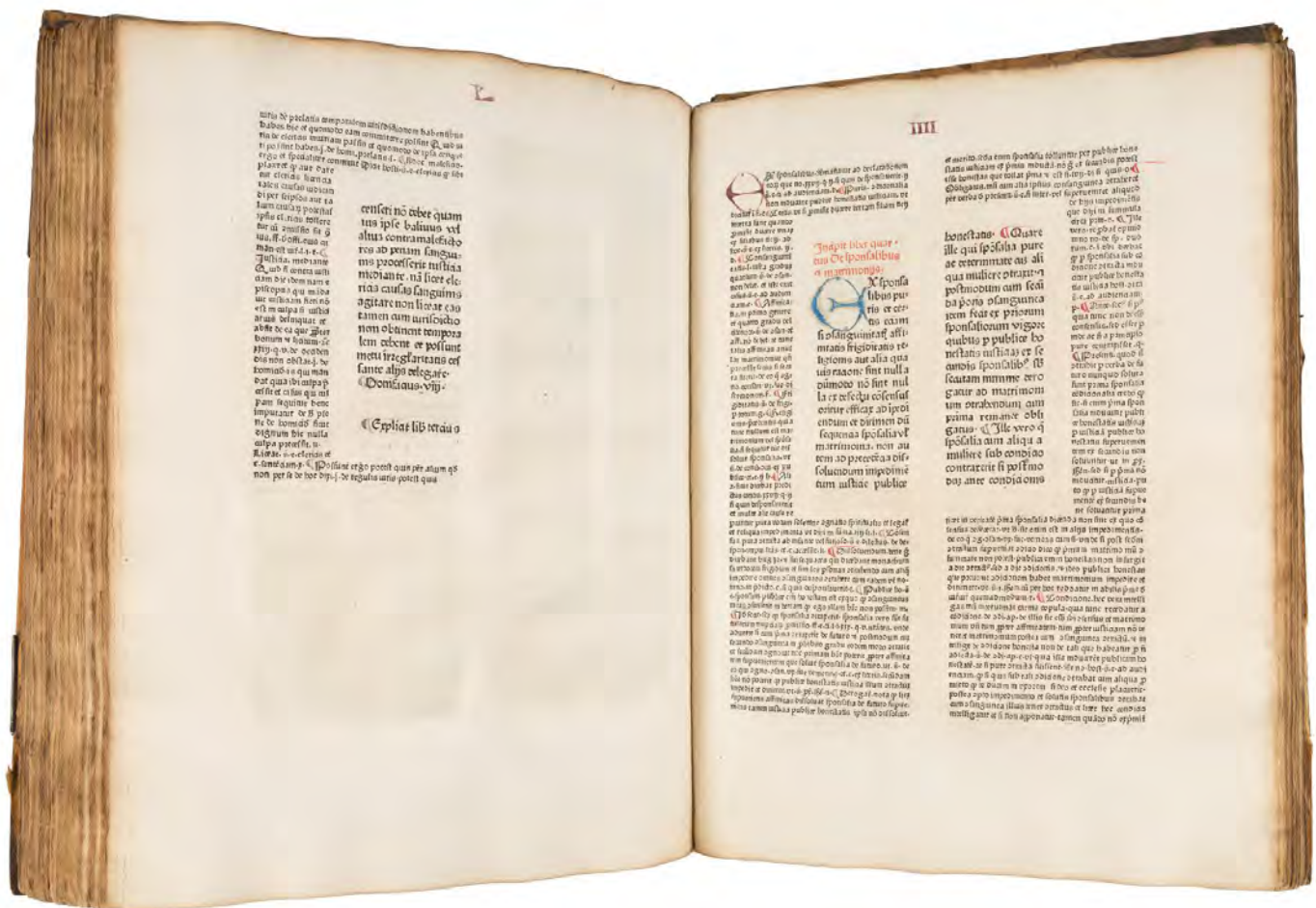
2. Bonifacius VIII, Pope [c.1235-1303]

[D'Andrea, Giovanni [c.1270-1348], Glossator.

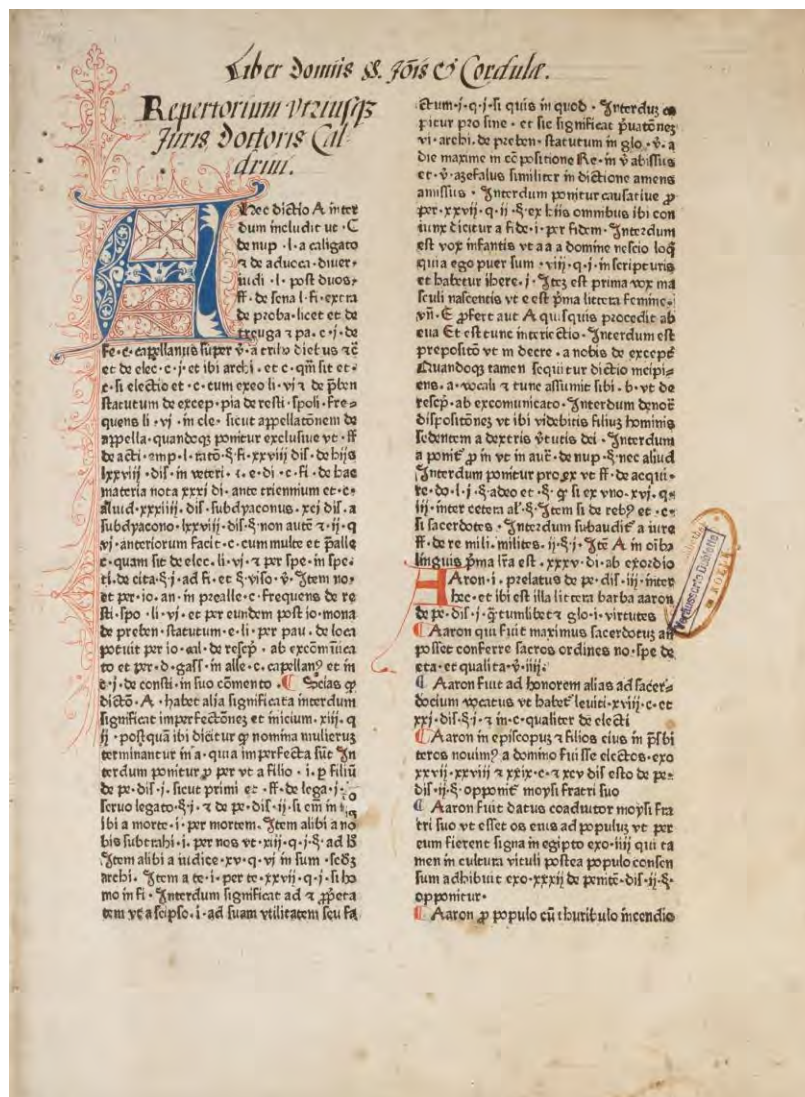
[*Liber Sextus Decretalium*]. [Strasbourg: Heinrich Eggestein, c.1473]. 199 ff. Lacking h6 and final leaf, both blanks. Collation: [a-d10, e13, f-g10, h5, i10, k-l8, m-p10, q4, r-v10, x11]. Folio (16-1/2" x 12"; 41 x 30.5 cm).

Contemporary reversed calf (on thick wooden boards), brass catches to fore-edges, straps lacking, raised bands and fragment of later paper title label to spine, residue of title label to front board. Moderate rubbing and scuffing to boards, heavier rubbing to extremities with wear to spine and corners, boards beginning to separate but secure, minor worming to pastedowns, upper corner lacking from front free endpaper, which, along with following two leaves, is lightly soiled and edgeworn. Text in parallel columns, 44-line main text with Andrea's 59-line linear gloss. Printed in red and black. Initials in red, blue, and purple, paragraph marks and capital strokes in red. Moderate toning, light browning in places, occasional light soiling and faint dampstaining to margins. Early and nineteenth-century annotations to front free endpaper and first leaf of text (one of them a gift inscription to a convent), bookplate of Theodore Low De Vinne and bookplate of Alexandre P. Rosenberg, designed by Pablo Picasso (see Item 1, image 3) to front pastedown, Rosenberg's brief typewritten book description, with Goff number added in pencil, tipped in. \$45,000.

* Third edition. Issued in 1298, the *Liber Sextus* of Boniface VIII is one of the primary collections of canon law. It is one of the writings known collectively as the *Corpus Juris Canonici*. Andrea was an Italian canonist and professor of canon law at the University of Bologna. An eminent figure, his principal writings circulated widely in manuscript and were among the earliest printed works on canon law. His glosses were first published in 1472. All early editions are rare on the market. This Eggestein edition was considered the second for many years, a point upheld by Goff and *GW*, but it is now widely believed to be the third. De Vinne was a typographer and one of the founders of the Grolier Club. Alexandre Rosenberg [1921-1987], an art dealer, and his wife, Elaine [1921-2020], were important collectors of illuminated manuscripts and early printed books. Picasso, who was represented by Alexandre's father, the eminent Paris art dealer Paul Rosenberg [1881-1959], was a lifelong friend. The *ISTC* locates 7 copies of this imprint in North America, 1 in a law library (Harvard). Goff, *Incunabula in American Libraries* B977. *Gesamtkatalog der Wiegendrucke* (*GW*) 4849. *Incunabula Short-Title Catalogue* (*ISTC*) ib00977000.



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One of the Earliest Printed Law Dictionaries, Possibly the First

3. Calderinus, Johannes [d.1348], Attributed.

[*Repertorium Iuris*]. [Basel: Michael Wenssler, 12 December 1474]. Two parts with continuous text: [257] ff. [a-e10, f8, g-i10, k-m8, n-zA10, B8, C10, D8]; [231] ff. [a-e10, f8, g-h10, i8, k-m10, n12, o-s10, t8v, y10, z-A8]. First and final leaves, both blanks, lacking. Folio (15" x 11"; 38 x 28.5 cm).

Contemporary calf (over thick wooden boards), elaborate blind stamping and rules to boards, which have a few early repairs, raised bands to spine, three tiny mounting holes (for a chain to rear board), large brass buckles and catches, one clasp lacking, endpapers renewed. Moderate rubbing and some worm holes to boards, small tear near head of spine, moderate wear to corners. 47-line text in parallel columns. Large blue Lombard initial A with reserved white decoration and red flourishing extending into margin, blue Lombards with reserved white decoration, small red and blue Lombards, some pearled, red paragraph marks and capital strokes, later calligraphic title at head of text [a2]. Moderate toning, occasional light soiling to margins, light browning and early repairs to a few leaves, crack in text block between leaf e10 and f1 of first part, small library stamp near lower corner of [a2]. Bookplate of Alexandre P. Rosenberg, designed by Pablo Picasso (see Item 1, image 3), to front pastedown, Rosenberg's brief typewritten book description, with Goff number added in pencil, laid in. \$45,000.

* First edition, and only incunable edition, also the first dated book printed by Michael Wenssler, the second printer established in Basel. Along with the *Vocabularius Utriusque Iuris* (c.1474), this elaborate dictionary is one of the very first printed legal dictionaries. (It may also be the first; some scholars believe the *Vocabularius* was published in 1475.) Like the *Vocabularius*, the *Repertorium Iuris* draws from several late-scholastic texts, such as the *Vocabularius Stuttgardiensis* (1432) and the *Collectio Terminorum Legalium* (c. 1400). Alexandre Rosenberg [1921-1987], an art dealer, and his wife, Elaine [1921-2020], were important collectors of illuminated manuscripts and early printed books. Picasso, who was represented by Alexandre's father, the eminent Paris art dealer Paul Rosenberg [1881-1959], was a lifelong friend. The *ISTC* locates 12 copies in North America, 4 in law libraries (Harvard, University of Michigan, UC-Berkeley, Part II only, Yale). Goff, *Incunabula in American Libraries* C51. *Gesamtkatalog der Wiegendrucke* 5904. *Incunabula Short-Title Catalogue* ic00051000.



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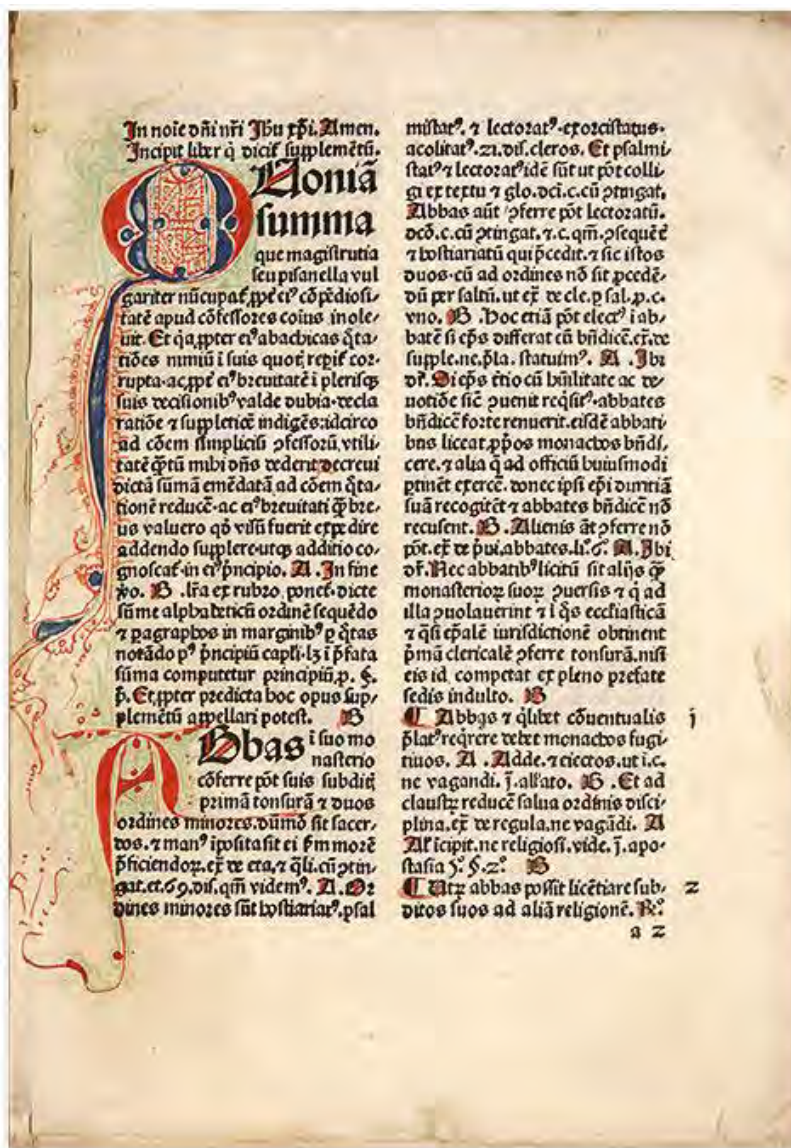
Cautelae Iuris. [Strasbourg: Johann Prüss, 25 February 1490]. [i], 85 ff. Collation: [a8, b-c6,d8], e-f6, g8, h-m6, n8. Complete. Quarto (9-1/4" x 6-1/2"; 23 x 16.5 cm).

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* Third edition, and the last incunable edition. Cipolla was a professor of law at the University of Padua, Venetian diplomat and one of the greatest Italian jurists of the fifteenth century. His works are notable for their humanistic scholarship and coordination of theoretical and practical concerns. *Cautelae Iuris* is a set of 325 knotty legal points, i.e. "legal cautions," concerning servitudes and real property under Roman and canon law. It was first printed in Perugia by Petrus Petri de Colonia and Johannes Nicolai de Bambergia around 1474 and reached its tenth edition in 1577. Philipp von Flersheim [1481-1522] was the bishop of Speyer. OCLC locates 5 copies of this imprint in North America, 1 in a law library (Library of Congress). Goff, *Incunabula in American Libraries* V381. *Gesamtkatalog der Wiegendrucke* M6484. *Incunabula Short-Title Catalogue* ic00381000.



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1483 Printing of an Important Digest of Canon Law with a
Tract on Jewish Moneylenders, A Copy with Notably Fine Penwork

5. De Ausmo (Osimo), Nicolaus [d. 1453].

[Bartholomew, Of San Concordio (1262-1347)].

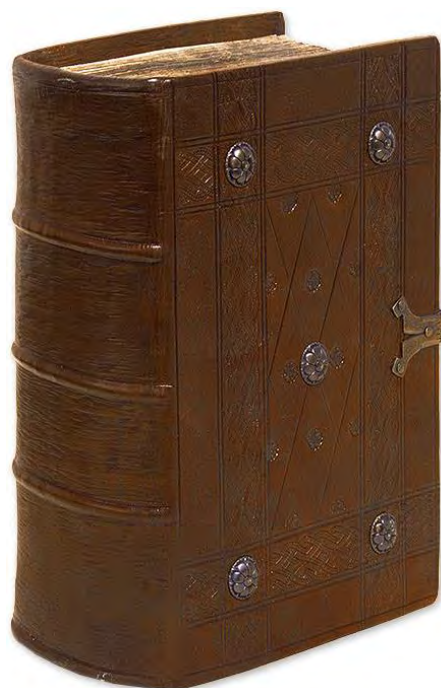
De Nevo (Nievo), Alexander [d. 1484].

Astesanus of Asti (Astesano) [d.c.1330].

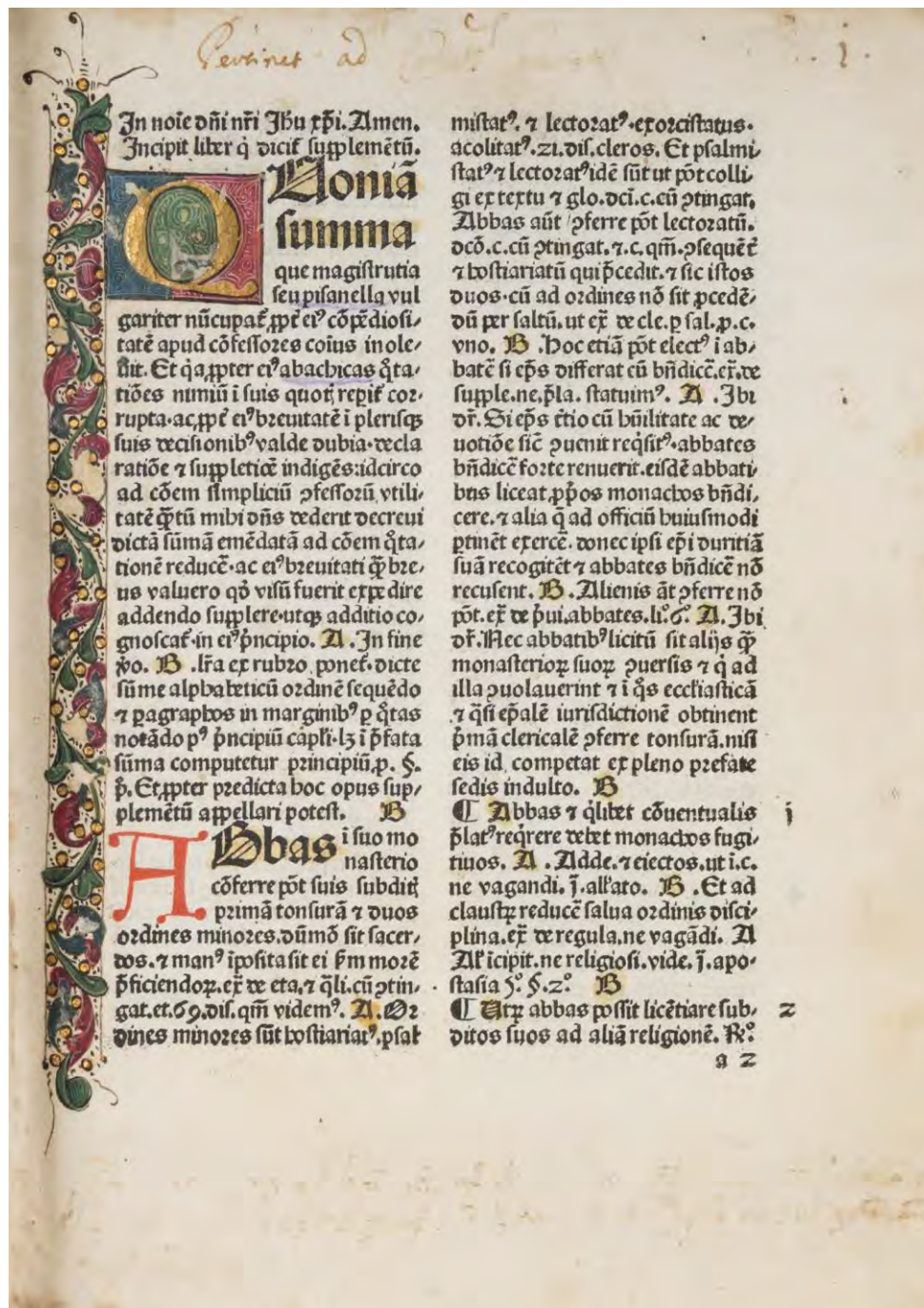
[*Supplementum Summae Pisanellae; Consilia Contra Judaeos Foenerates; Canones Poenitentiales*]. [Venice: Franciscus Renner, de Heilbroonn, 1482]. [555] ff. Lacking initial blank. Collation: a2-12, b-y12, 1-1812, 198, 2010, 21-2212, A-B12, C10. Quarto (7" x 5"; 18 x 13 cm).

Recent period-style blind-tooled calf with clasps, bosses to boards, endpapers renewed. 38-line gothic type in parallel columns, decorated initials, rubricated throughout with red, blue and green penwork extending into margins. Light toning to text, occasional faint dampstaining and minor worming to head of text block above text. A handsome volume with exceptional penwork. \$18,000.

* Completed in 1444, this important alphabetically digested encyclopedia of canon law is an enlargement of the *Summa de Casibus Conscientiae* by Bartholomew of San Concordio. Two other important texts are appended: Alexander de Nevo's (or Nievo's) analysis of the Church's view of Jewish money lenders, *Consilia Contra Iudeos Fenerantes*, and the *Canones Poenitentiales* by Astesano. These two texts appear in editions of the *Supplementum* published after 1476. The ISTC locates 4 complete copies of this imprint in North America, 1 in a law library (Library of Congress). Goff, *Incunabula in American Libraries* N74. *Gesamtkatalog der Wiegendrucke* M26260. *Incunabula Short-Title Catalogue* in00075000.



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An Important Digest of Canon Law with a Tract on Jewish Moneylenders

6. De Ausmo (Osimo), Nicolaus [d. 1453].

[Bartholomew, Of San Concordio (1262-1347)].

De Nevo (Nievo), Alexander [d. 1484].

Astesanus of Asti (Astesano) [d.c.1330].

[*Supplementum Summae Pisanellae; Consilia Contra Judaeos Foenerates; Canones Poenitentiales*]. [Venice: Franciscus Renner, de Heilbroonn, 1482]. [555] ff. Lacking initial blank. Collation: a2-12, b-y12, 1-1812, 198, 2010, 21-2212, A-B12, C10. Complete. Quarto (7" x 5"; 18 x 13 cm).

Contemporary morocco, blind rules and elaborate stamping to boards, raised bands and blind ornaments to spine, manuscript-waste endleaves, clasps lacking. Light rubbing and a few minor scuffs to boards, moderate rubbing to extremities, minor wear to ends of joints, spine ends and corners bumped, lacking free rear-endpaper, partial crack to text block between a12 and b1 (fols. 12-13). 38-line gothic type in parallel columns, illuminated initial with partial flower border, red and blue Lombard initial, decorated initials, yellow, red, and blue paragraph marks. Light toning, slightly heavier in a few places, occasional faint dampspotting and dampstaining to margins, some paint flaking and repair affecting interior of initial. Brief early annotations to first leaf of text and a few other places, later (and inaccurate) folio numbers to upper corners, bookplate of Alexandre P. Rosenberg, designed by Pablo Picasso (see Item 1, image 3), to front pastedown, Rosenberg's brief typewritten book description, with Goff number added in pencil, laid in. \$15,000.

* Completed in 1444, this important, alphabetically digested encyclopedia of canon law is an enlargement of the *Summa de Casibus Conscientiae* by Bartholomew of San Concordio. Two other important texts are appended: Alexander de Nevo's (or Niev's) analysis of the Church's view of Jewish money lenders, *Consilia Contra Judaeos Fenerantes*, and the *Canones Poenitentiales* by Astesano. These two texts appear in editions of the *Supplementum* published after 1476. Alexandre Rosenberg [1921-1987], an art dealer, and his wife, Elaine [1921-2020], were important collectors of illuminated manuscripts and early printed books. Picasso, who was represented by Alexandre's father, the eminent Paris art dealer Paul Rosenberg [1881-1959], was a lifelong friend. The ISTC locates 4 copies of this imprint in North America, 1 in a law library (Library of Congress). Goff, *Incunabula in American Libraries* N74. *Gesamtkatalog der Wiegendrucke* M26260. *Incunabula Short-Title Catalogue* (ISTC) in00074000.



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**1494 Edition of a Distinguished
Commentary on Four Parts of the *Corpus Juris Canonici***

7. Koelner de Vanckel, Johannes.

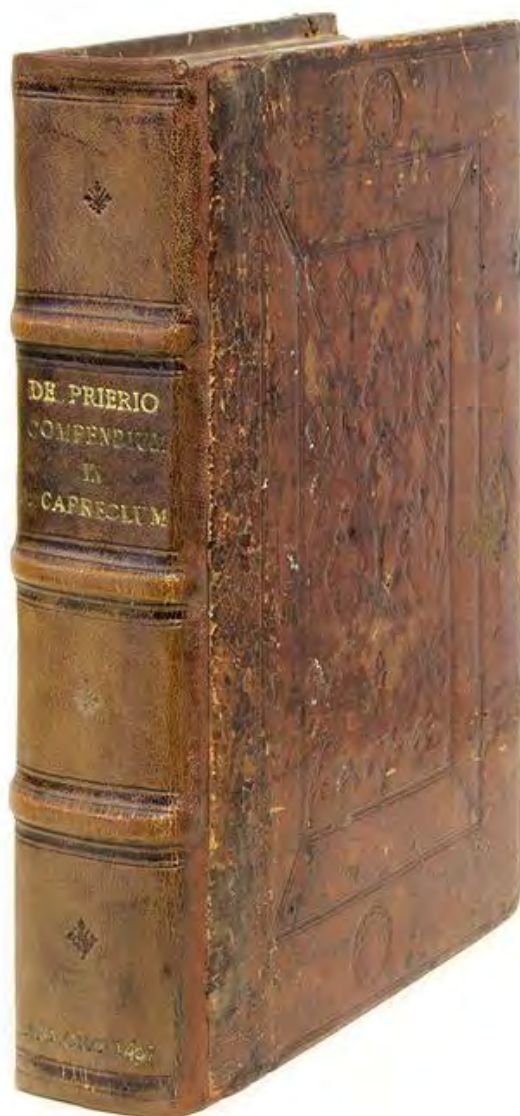
Summarium Textuale et Conclusiones Super Sextum et Clementinas [et Decretales Extravagantes Johannis XXII]. [(Cologne): Johann Koelhoff, the Younger, 1494]. [290] ff. Two parts, each with title page. Part I dated 1 February 1494, Part II dated 24 March 1494. Collation: a8, b-z6, [et]6, [con]6, aa-ff6, gg8, (i-iiii2); A-N6, O4, P6. Complete. Folio (11" x 8"; 28 x 20 cm).

Contemporary blindstamped calf over wooden boards, later brass clasps and central and corner bosses to boards, raised bands to spine. Moderate rubbing, joints cracked through hinges, boards secure, spine worn with loss at ends, cords exposed, vellum pastedowns derived from contemporary manuscript leaf. Woodcut arms of Holy Roman Empire to title pages, the first colored partly in red. 46-line text in parallel columns, initials and section marks in red and blue, some highlighted in silver. Moderate toning, occasional faint dampstaining to margins, clean tear to margin of Leaf r iii with no loss to text, brief later annotation to upper corners of most leaves indicating sections, tiny signature and date of 1538 in tiny hand to title page, which is lightly soiled. A handsome volume. \$30,000.

* Fourth and final edition. First published in 1484, this is a masterly scholastic exegesis of four principal volumes of canon law: the *Liber Sextus* of Boniface VIII (1298), the *Clementinae*, or *Liber Septimus Decretalium*, (1317), the *Extravagantes* of John XXII (1325) and the *Extravagantes Communes* of later popes to 1484. Along with Gratian's *Decretum Gratiani*, or *Concordia Discordantium Canonum*, (1151), these works are known collectively as the *Corpus Juris Canonici*. Vanckel, perhaps the leading German canonist of his time, was a professor of law at the University of Cologne. OCLC locates 3 copies of the 1494 edition, 1 in North America (Huntington Library). Goff, *Incunabula in American Libraries* K32. *Gesamtkatalog der Wiegendrucke* 9714. *Incunabula Short-Title Catalogue* ik00032000.



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A Powerful Opponent of Martin Luther

8. Mazzolini, Silverstro, Da Prierio [1456-1527].

Compendium in Johannem Capreolum cum Additionibus. [Cremona: Carolus de Darleriis, 15 and 28 April 1497]. [320] ff. Collation: [*4], a-n8, aa-kk8, ll-mm4, A-C8, D6, E4, AA-DD8, EE-GG6, HH4, (1-9)4. Complete. Quarto (9-1/4" x 7"; 23 x 18 cm).

Contemporary calf with elaborate blind stamping, over wooden boards, rebaked with raised bands, blind ornaments and gilt title, traces of clasps. Light rubbing and minor worming to boards, moderate rubbing to board edges, hinges cracked. 46-line text in parallel columns, extensively rubricated in red, with 8 large 12 line initials in interlocking red and blue with fine purple penwork decoration, other 6 line initials in red. Light toning to text, somewhat heavier in places, early annotations to front pastedown, other annotations and owner signature dated 1606 of Isaias Silberschlag, to title page, occasional annotations in his hand to text. A handsome copy of a rare imprint. \$10,000.

* First edition. Mazzolini, a theologian and wide-ranging scholar, was an inquisitor and censor of books for Rome. An early opponent of Martin Luther, he was involved in the juridical process against him. (Mazzolini was also involved in cases against Johann Reuchlin, Pietro Pomponazzi and Erasmus). A great deal of his scholarship was devoted to the works of St. Thomas Aquinas. Also known as the *Egregium vel Potius Divinum Opus in Iohannem Capreolum*, Mazzolini's *Compendium* is a summary of a work of another Aquinas scholar, Jean Capreolus [c.1380-c.1444] dealing with Aquinas's commentaries on the *Libri Quattuor Sententiarum* of Peter Lombard [c.1096-1160], one of the great works of Medieval theology. Silberschlag, the former owner of this copy, was a professor of theology at the University of Erfurt. This is a scarce imprint. We located only two auction records for it, one in 1991, the other in 2002. OCLC locates 5 copies in North America (Cornell, Library of Congress, Morgan Library, St. Bonaventure University, Yale). Goff, *Incunabula in American Libraries* V519. *Gesamtkatalog der Wiegendrucke* M42160. *Incunabula Short-Title Catalogue* is00519000.



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Incunable Imprints of Two Important Commentaries on Canon Law

9. Parmensis, Bernardus (Bottoni, Bernardo di) [d. 1223 or 1266].

[*Casus Longi Super Quinque Libros Decretalium*]. [Strasbourg: (Printer of the 1483 Jordanus de Quedlinburg), i.e. Georg Husner, 29 Oct. 1498]. [204] ff. Collation: 204 ff. a-b8, c-d6, e-k8/6, l-z6, A-H6, I8. Complete.

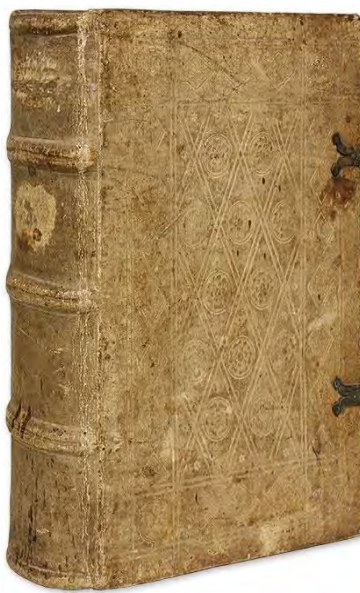
[Bound with]

Regnierus, Helias (Regnier, Élie) [fl. 1483-1494].

[*Casus Longi Super Sextum Librum Decretalium; Casus Longi Clementinarum*]. [Strasbourg: (Printer of the 1483 Jordanus de Quedlinburg), i.e. Georg Husner), 18 Aug. 1496]. [152] ff. Collation: a8, b-z6, ?6,)6. Final blank present. Complete.

Folio (10-3/4" x 7-3/4"; 27 x 19.5 cm). Contemporary blind-tooled pigskin over wood, covers, blind fillets and small armorial emblems (double-headed eagles of the Holy Roman Empire, greyhounds and roses) to boards, raised bands to spine, two clasps, upper clasp restored, early hand-lettered title to fore-edge of text block. Some soiling and a few minor inkstains, light rubbing to extremities, traces on spine of removed shelf labels, crack between front free endpaper and title page, rear hinge cracked, both titles printed in 52-line gothic type in parallel columns, initial spaces blank. Moderate toning, light soiling to margins in a few places, minor dampstaining to corners of a few leaves, a few worm holes to margins, clean tear to leaf p6 of Parmensis's *Casus*, later annotation and two small library stamps to its title page, brief later annotations to two other leaves. An impressive volume. \$15,000.

* This volume collects three important commentaries on books of the *Corpus Juris Canonici*: the *Liber Quinque Decretalium* of Gregory IX (1234) *Liber Sextus Decretalium* of Boniface VIII (1298) and the *Liber Septimus Decretalium*, better known as the "Constitutiones Clementis V" or "Clementinae" of John XII (1317). Better known as Bernardus Parmensis, from his birthplace, Parma, Bottono a notable canonist. He studied at the University of Bologna, joined its faculty and later became the university's chancellor. Regnier, a French Jurist, was a professor of law at the University of Poitiers. Parmensis: OCLC locates 12 copies, 4 in North America, 3 in law libraries (Harvard, Library of Congress, UC-Berkeley); Regnierus: OCLC locates 8 copies, none in North America. Goff, *Incunabula in American Libraries* B462, R118. *Gesamtkatalog der Wiegendrucke* 4104, 37590. *Incunabula Short-Title Catalogue* ib00462000, ir00118000.



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**C.1490 Venice Printing of a
Renowned Guide to Drafting Wills and Contracts**

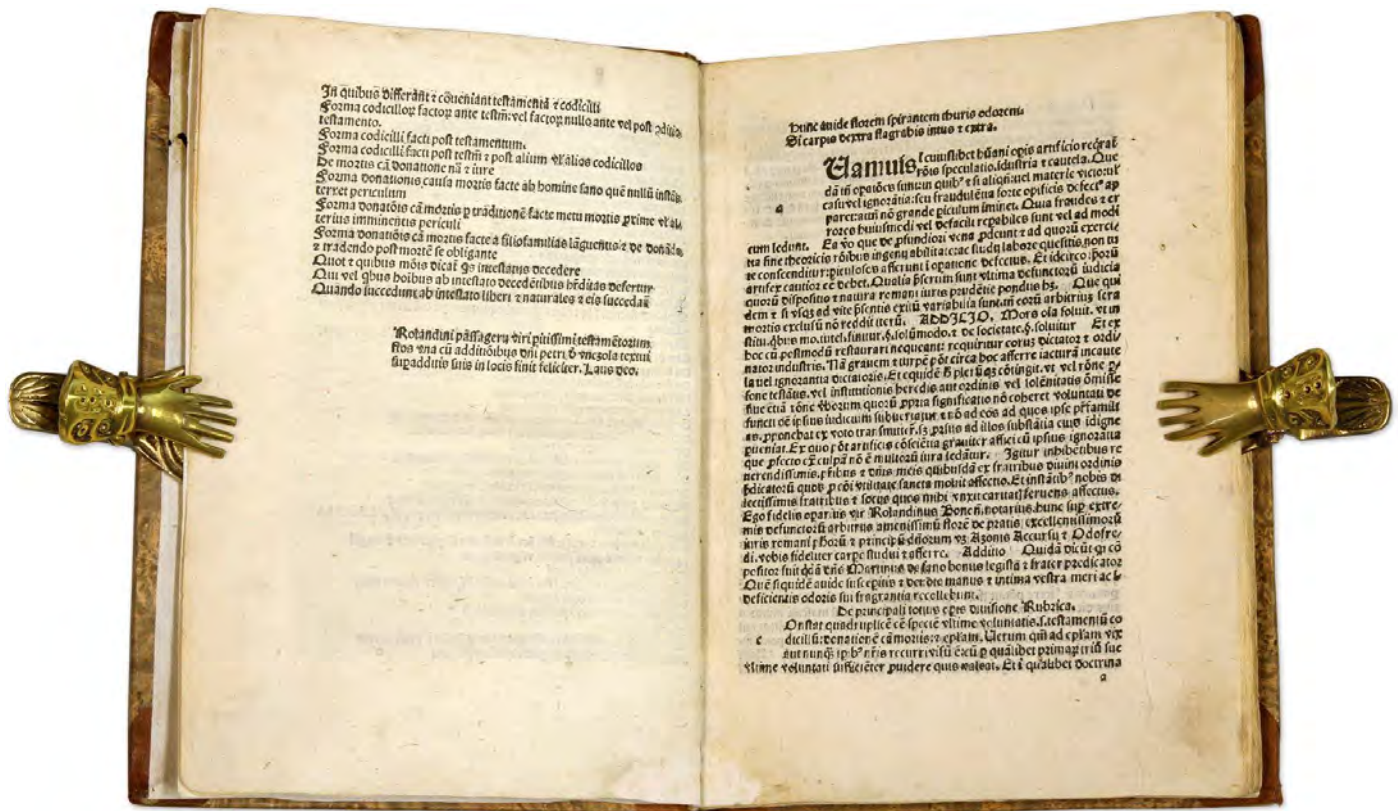
10. Passaggeri, Rolandino de' [d. 1300].

[Unzola, Pietro Da (d. 1312)], Additions.

Flos Testamentorum cum Additionibus Petri de Unzola. [Venice: S.n., c.1490]. 46 ff. Collation: [*2], a-f8.4, g8. Complete. Quarto (8" x 6-3/4"; 20.3 x 17.2 cm).

Later three-quarter sheep over marbled boards, raised bands and gilt title to spine, endpapers added. Moderate rubbing to extremities, corners bumped, joints starting, small wormhole to rear joint, two later annotations in small hands (most likely shelf numbers), bookplate residue and tiny worm hole to front pastedown. 42-line single-column text, guide spaces blank. Moderate toning, somewhat heavy in places, careful repairs to margins of several leaves, light foxing in a few places. An attractive, wide-margined copy of a rare imprint. \$16,500.

* Passageri was a notary, government official and professor of rhetoric in Bologna. First published in 1482, *Flos Testamentorum* is a guide to drafting wills and contracts. It was derived from Passageri's *Summa Artis Notariae*, also printed in 1482, with rewritten sections and additional material by Pietro da Unzola. Recognized immediately as a useful work, it went through four editions before 1500 and several editions and adaptations during the sixteenth century. The *Incunabula Short-Title Catalogue* locates 11 copies (2 of them incomplete), 1 in North America (UCLA). Not in Goff. *Indice Generale degli Incunaboli delle Biblioteche d'Italia* 7240 (source of approximate date of 1490). *Incunabula Short-Title Catalogue* ir00243500. *Gesamtkatalog der Wiegendrucke* M38628.



Magistri Roladini Passageri Flos testamētorū
vna cū additiōibus dñi Petri de vnczo. finit feliciter.

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The Pearls of the Decretals

11. [Polonus, Martinus (d.1278)].

Margarita Decreti seu Tabula Martiniana.

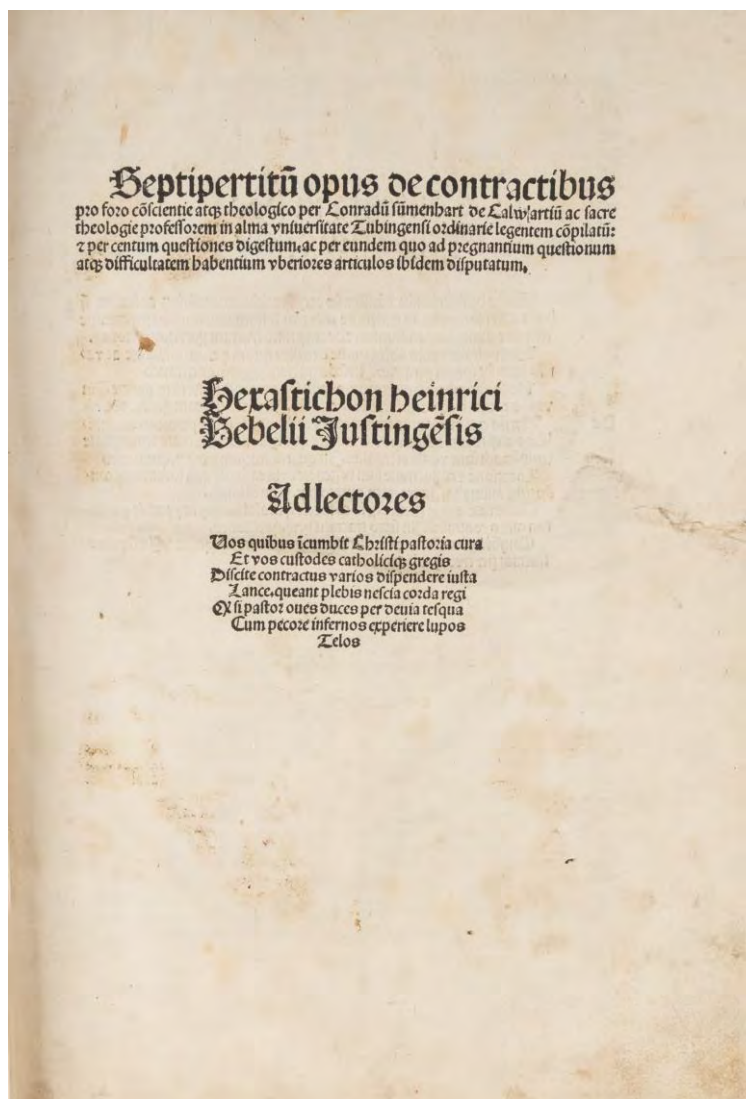
[Strasbourg: Printer of the 'Casus Breves Decretalium' (Georg Husner?)], 1493. [106] ff. Final leaf blank. Thumb-tabbed. Collation: a8 b-q6 r8. Complete. Folio (11" x 7-1/2"; 28 x 19 cm).

Contemporary half calf with elaborate blind-tooling over wooden boards, two contemporary diagrams relating to horizontal sundials to front board, clasp lacking. Moderate rubbing, minor worming, light scuffing to calf-covered sections of boards, light gatoring to spine, early owner inscription dated 1528 to front, owner inscription of the Franciscan convent of Munich to head of title page. 52-line text in parallel columns, initials and capital strokes in red. Moderate toning, occasional spotting or staining, negligible minor worming in places. \$13,500.

* Penultimate edition. An important early legal reference work, The *Margarita Decretalium*, i.e. "Pearls of the Decretals," is the index to the *Decretals* of Gregory IX (or *Liber Extra*). First printed in 1481, the *Margarita* was probably assembled during the late thirteenth century, some time before the appearance of the *Liber Sextus* in 1298. There are twelve incunable editions. Our 1493 imprint is the tenth. OCLC locates 3 copies in North America (Huntington Library, Library of Congress, Yale Law School). Goff, *Incunabula in American Libraries* V327. *Gesamtkatalog der Wiegendrucke* M21422. *Incunabula Short-Title Catalogue* im00327000.



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A Landmark Treatise on Contracts and Usury

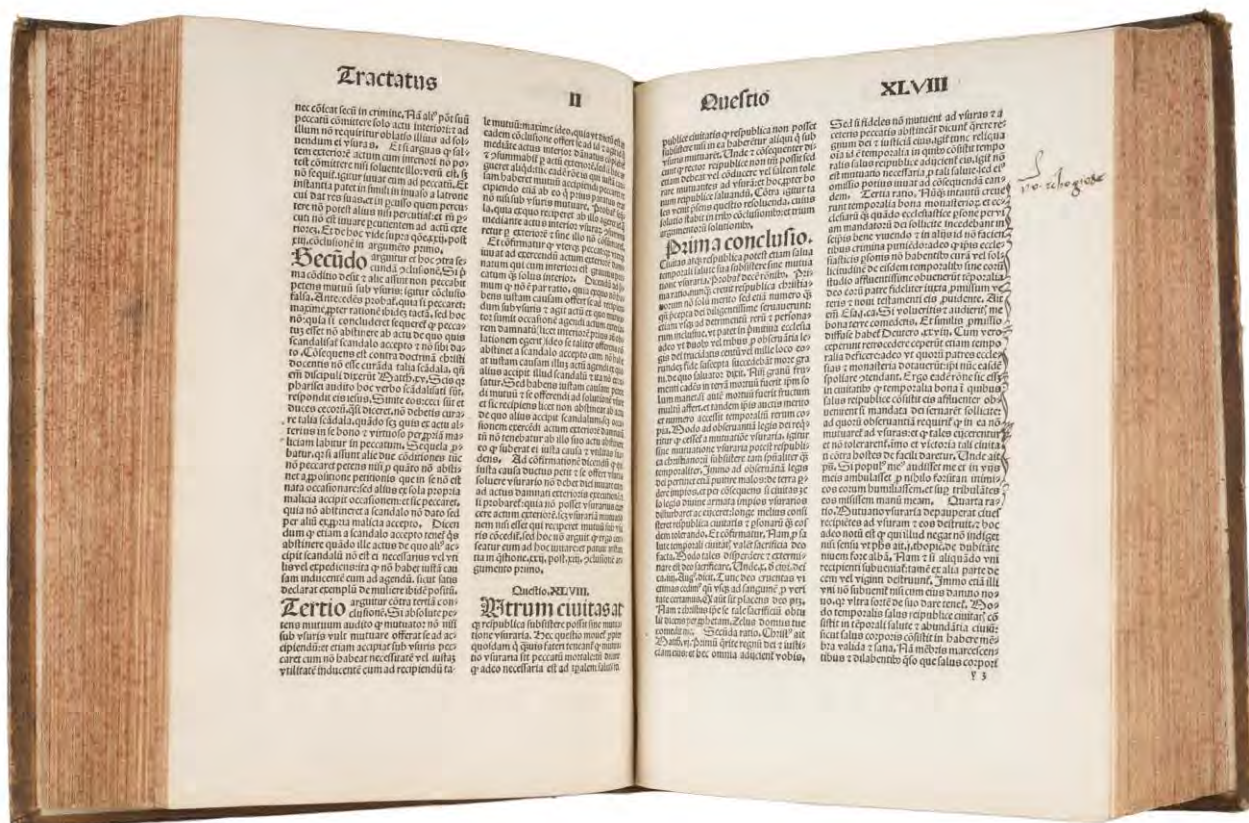
12. Summenhart, Konrad [1465-1511].

Septipertitu[m] Opus de Contractibus Pro Foro C[on]scientie Atq[ue] Theologico P[er] Conradu[m] Su[m]menhart de Calvartiu[m] ac Sacre Theologie P[ro]fessorem in Alma Universitate Tubingensi Ordinarie Legentem Co[m]pilatu[m] et per Centum Questiones Digestum ac per Eundem Quo ad Pregnantium Questionum Aliq[ue] Difficultatem Habentium Uberiores Articulos Ibidem Disputatum. Haguenau: Heinrich Gran for Johannes Rynman, 13 October 1500. 433 ff. Lacking final leaf, a blank. Collation: AA-BB8, CC6, DD-EE8, a-b8, c-d6, e8, f6, g8, h-i6, k-l8, m6, n-r8, s10, t6, v8, x-z6, aa-bb6, cc4, dd-ff6, gg8, hh-ll6, A-C6, D-H8, I10, K8, L12, M8, N-P6, Q8, R6, S-V8, X-Y6. Text in parallel columns. Folio (11" x 8"; 28 x 20 cm).

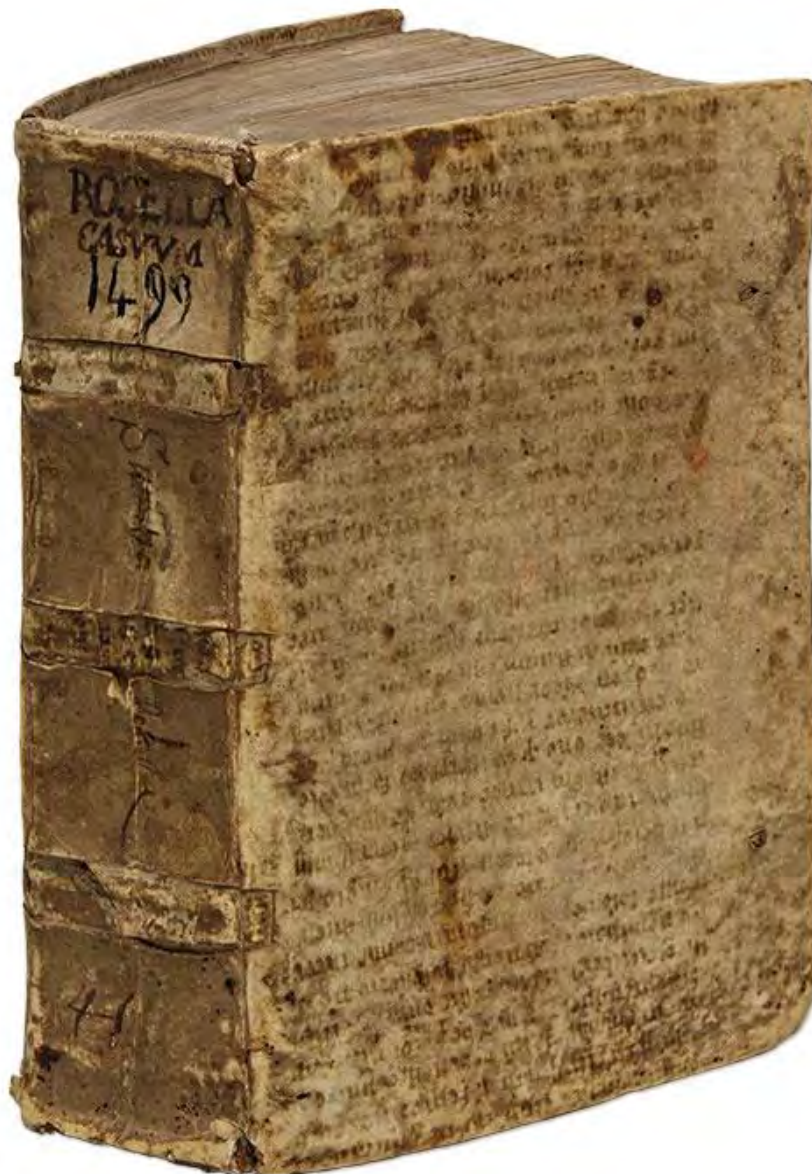
Eighteenth-century speckled sheep, raised bands, gilt ornaments, lettering piece and small early paper shelf label to spine, speckled edges, endpapers renewed. Light rubbing and some minor nicks and shallow scuffing to boards, moderate rubbing to extremities, corners bumped and somewhat worn, front hinge starting, rear hinge cracked, minor worming to pastedowns. Light to moderate toning, light foxing in places, brief early owner annotation to leaf y3 (fol. 48), short tear to fore-edge of title page, which is lightly soiled, another short tear to fore-edge of following leaf, bookplate of Alexandre P. Rosenberg, designed by Pablo Picasso (see Item 1, image 3), and Rosenberg's brief typewritten book description, with Goff number added in pencil, to front pastedown. \$25,000.

* Second edition. First published in 1497, this landmark treatise on the nature of contracts under Roman law, canon law and Catholic doctrine was the first work to offer a comprehensive and systematic attack on the prohibition of Usury. "Summenhart's contribution was twofold: first, in enormously widening all the possible exceptions to the usury prohibition, i.e. the *census* and *lucrum cessans*; and second, in launching a blistering direct assault on all the time-honoured arguments against whatever usury contracts remained. On the first, Summenhart developed the argument for insured or guaranteed partnerships far more subtly and extensively than before. He also widened the *lucrum cessans* exception far more than anyone else had ever done. Money is fruitful, Summenhart declared boldly, it is the merchant's tool, which he can make fruitful by the use of his labor. Consequently, the merchant should be compensated for loss of the use of his money just as a farmer should be recompensed for the loss of his fields" (Rothbard).

Alexandre Rosenberg [1921-1987], an art dealer, and his wife, Elaine [1921-2020], were important collectors of illuminated manuscripts and early printed books. Picasso, who was represented by Alexandre's father, the eminent Paris art dealer Paul Rosenberg [1881-1959], was a lifelong friend. OCLC locates 12 copies of this imprint in North America, 6 in law libraries (Columbia, Emory, Harvard, UC-Berkeley, University of Michigan, Yale). Rothbard, *An Austrian Perspective on the History of Economic Thought* 91. Goff, *Incunabula in American Libraries* S863. *Gesamtkatalog der Wiegendrucke* M44538. *Incunabula Short-Title Catalogue* is00863000.



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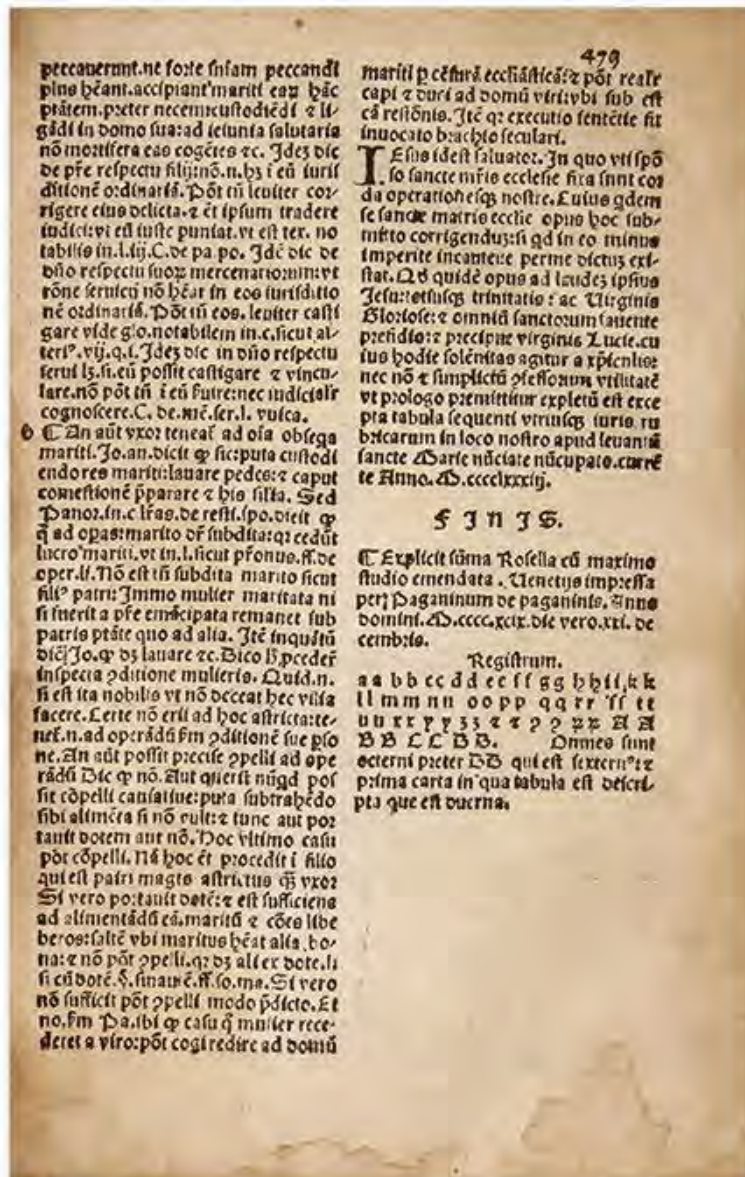
One of the Great Fifteenth-Century Manuals for Confessors

13. [Trovamala de Salis, Battista (d.1496)].

[*Summa Casuum Conscientiae* (Second Version known as *Rosella Casuum*)]. [Venice: Paganinus de Paganinis, 21 Dec. 1499]. [xiv], 479 ff. Collation: π4, α10, aa-CC16, DD12. Complete. Printed register at end does not list the first [14] leaves, which contain the "Rubrice Iuris Civilis" and "Summa Angelica." Leaf π4 includes the Papal bull "Etsi Dominici Gregis" with the imprint: Rome, 21 December 1479. Octavo (6" x 4"; 15 x 10 cm).

Later vellum from a manuscript leaf, raised bands and hand-lettered title to spine, ties lacking, endpapers renewed. Light soiling, moderate rubbing to extremities, a few small sections neatly removed from spine, minor chipping to spine ends, corners bumped, hinges partially cracked. 46-line text in parallel columns, capital spaces left blank. Moderate toning, occasional faint dampstaining, minor worming in places, mostly to margins, minor loss to text on leaves tt4-tt16 (ff. 292-304), light soiling and edgewear to preliminaries, first three leaves partially detached. \$5,000.

* Second edition in octavo format and the final incunable edition. After the Fourth Lateran council of 1215 a number of manuals of confession appeared. Their purpose was the intellectual preparation of priests for a prudent and informed exercise of the office of confessor. Father Trovamala's is one of the best examples of this literature. Also known as the *Summa Casuum Conscientiae*, *Rosella Casuum* or *Summa Baptistiniana*, it was a standard work. First printed in 1482 and immediately successful, it was revised and expanded by the author as the *Rosella Casuum* or *Summa Rosella*. That edition was printed in 1484 with later editions in 1489, 1495 and 1499. A notable feature is its opinion of usury. Unlike other authors of summa for confessors, Trovamala argues that dry exchange is not usury because of its speculative nature. Goff, *Incunabula in American Libraries* S50. *Gesamtkatalog der Wiegendrucke* 3326. *Incunabula Short-Title Catalogue* is00050000.



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**Commentaries on the Decretals of Gregory IX Concerning
Marriage and Criminal Procedure by the "Lamp of the Law"**

14. Tudeschis, Nicolaus de (Abbas Panoramitanus) [1386-1445].

[*Lectura Super V Libris Decretalium*]. [Basel: Johann Besicken, 1480-1481]. Part VI (of VI). [236] ff. Text in parallel columns. Collation: a-c10, d12, e10, f8, g-k10, l8, m-o10, p8, q-r10, [symbol]10, [symbol]8, s6, t-v10, u10, w10, x6. Complete. Folio (14" x 10-1/4"; 36 x 26 cm.).

Contemporary blind-tooled pigskin over wooden boards, manuscript vellum lettering piece to front cover, spine with raised bands sanded white, eighteenth-century leather lettering pieces and later paper shelf labels, boards lacking catches and clasps. Moderate soiling to boards, corners bumped and lightly worn, numerous small wormholes through covers into text block with minor text loss to few leaves but not impairing legibility, pastedowns loose, eighteenth-century Salzburg Benedictine Monastery bookplate to verso of front board, brief early annotations to front free endpaper (author name) and head of leaf a2 (ownership inscription). Printed in 55 lines, text in gothic type, rubricated, large Lombard initials in red and blue, seven-line decorated initial and three-quarter illuminated border in colors and gold on a2r incorporating 3 linked roundels in lower margin containing depictions of 2 men with shields and lances and woman with bow and arrow, similar decoration on g1r with floral and ornamental motifs instead of figures in the roundels. Light toning, dampstaining to lower margin of c1-3 and light browning to margin of m7, blank lower outer corner off q3, paper flaw in blank lower outer corner of t1. \$25,000.

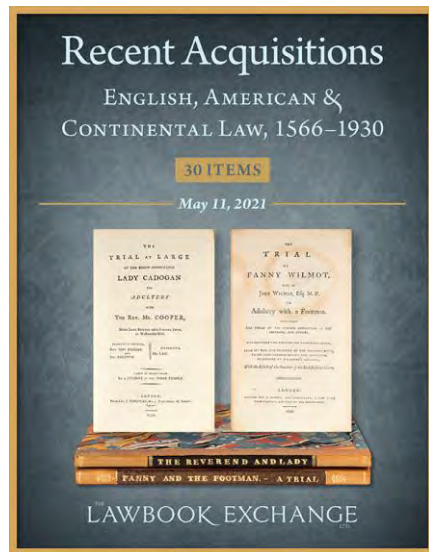
* Nicholas de Tudeschi, a famous Benedictine canonist from Catania, Sicily, taught at the Universities of Siena, Parma and Bologna. His commentaries on the *Liber Quinque Decretalium* of Gregory IX, the *Liber Sextus Decretalium* of Boniface VIII and the *Liber Septimus Decretalium* (*Clementinae*), three components of the *Corpus Juris Canonici*, established his immense authority and the title of "lucerna juris" (lamp of the law). First printed in 1475-1477 in Venice, his commentary of Pope Gregory's *Decretals* is a multi-volume work. The 1480-1481 Basel edition was issued in six parts, each complete in itself. Our part contains the portions concerning marriage and criminal procedure.

The ISTC locates 3 single parts in North America (Houghton Library, Harvard, V, Columbia University, I, Huntington Library, V), 1 complete set (George Washington University Law School) and two incomplete sets (Library of Congress, V-VI, Union Theological Seminary (I, III-V). Goff, *Incunabula in American Libraries* P48. *Gesamtkatalog der Wiegendrucke* M47800. *Incunabula Short-Title Catalogue* ip00048000.

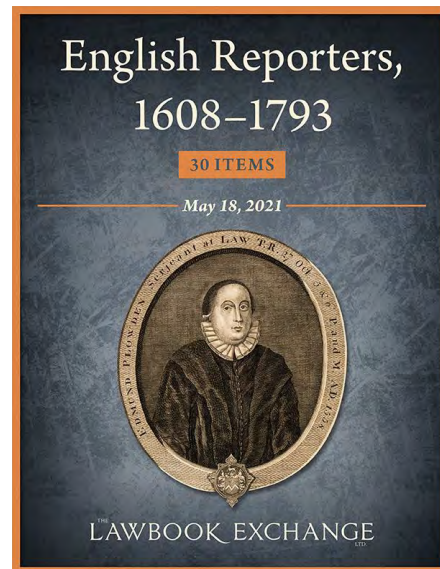


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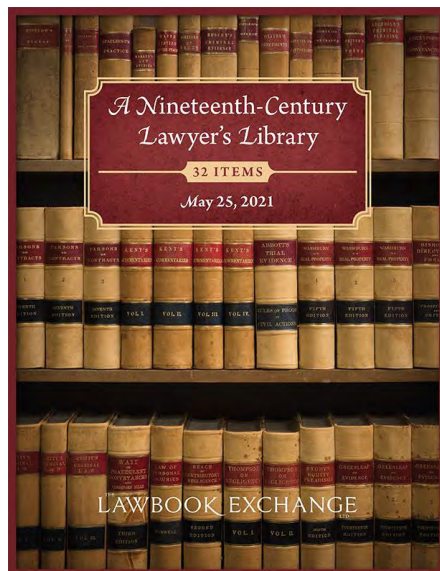
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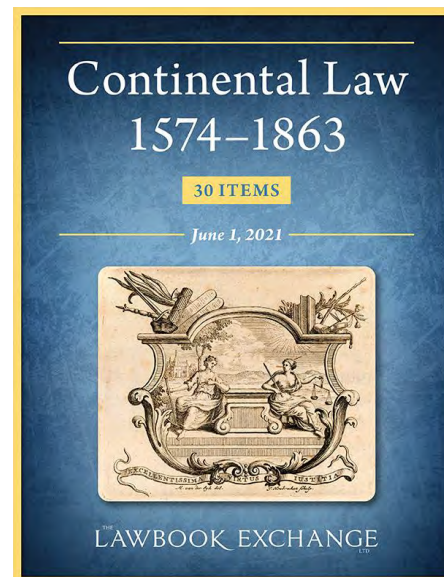
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