

SELECTED ITEMS ON DISPLAY AT THE
**2018 AALL ANNUAL
MEETING & CONFERENCE**

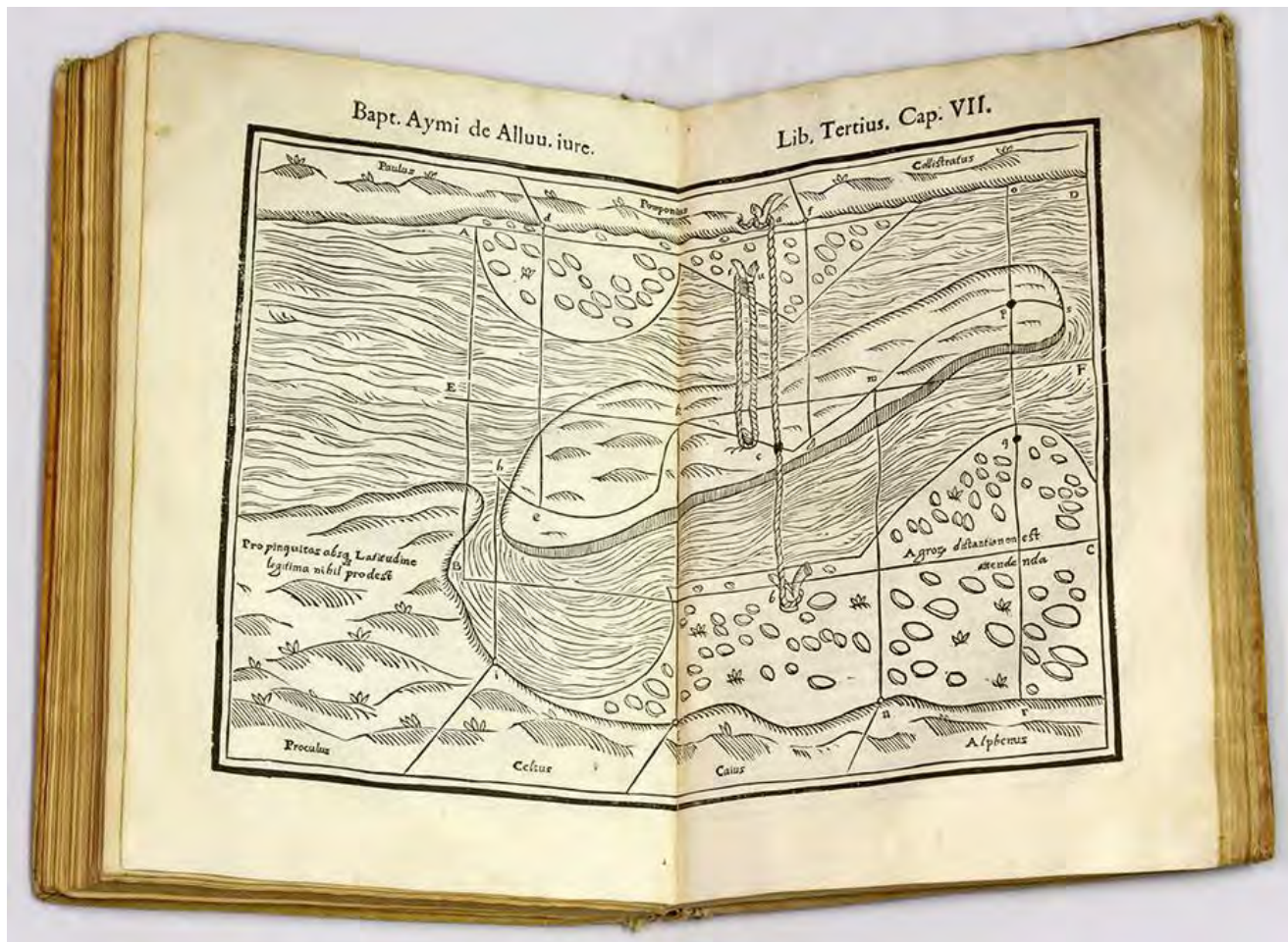
Baltimore Convention Center, MD • July 14–17, 2018

BOOTH 419

June 26, 2018



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**Notable Treatise on Riparian Law
with Illustrations and Two Folding Tables**

1. Aimo, Battista [1550-1589].

Tractatus de Fluviorum Alluvionibus, Dequ[e] iis, Quae ex Alluvione Nascuntur Commodis, & Incommodis: Et Quibus Acquiratur, Amittatur, Quoque Modo Dividatur, Quidquid ob Fluminum Incrementa Contingit. In Tres Libros Divisus. Venice: Apud Franciscum Zilettum, 1581. [xx], 307, [25] pp. Two illustrated folding plates. Eleven woodcut text illustrations. Folio (11-1/2" x 7-3/4").

Contemporary vellum, raised bands and early hand-lettered title to spine. A few minor scuffs and stains, boards slightly bowed, spine slightly darkened, moderate rubbing to extremities, corners bumped and somewhat worn, hinges starting, a few partial cracks to text block, minor worming to front pastedown and free endpaper. Text printed within rules borders. Moderate toning to text, slightly heavier in places, negligible dampstaining to margins of a few leaves, early struck-through signature to title page, which is slightly soiled. An attractive copy. \$1,750.

* Second edition. Aimo's influential treatise addresses a thorny aspect of riparian law: alluvium, that is, soil deposited on a shore by a river that modifies the dimensions of a parcel of land. A fine example of humanistic legal scholarship, it is notable for its application of geometry-based surveying techniques, which are illustrated in the plates and most of the woodcuts. First published in 1580, it went through several editions into the eighteenth century. *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE572. [Order this Item](#)



Notable Sixteenth-Century Treatises on Presumption, Legal Writing and the *Corpus Juris Civilis*

2. Alciati, Andrea[s] [1492-1550].

Nicolas, Jean [16th C.], Editor.

Tractatus de Praesumptionibus, Cum Annotationibus, & Argumentis Ioan. Nicolai Arelatani I. V. D. Index Praeterea Copiosissimus in Fine Operis Adiectus. Lyon: Apud Haeredes Iacobi Iuntae, 1551. 415, [57] pp.

[Bound with]

Raymundus, Jean (Joannes).

Epistolarum Legalium, In Quibus Varii Iuris Articuli Continentur, Libri Tres. Scholijs, In Gratiam Iuuenum Singulas Epistolas Illustrantibus, Adiectis. Lyon: Apud Gulielmum Rouillium, 1549. 174, [2] pp.

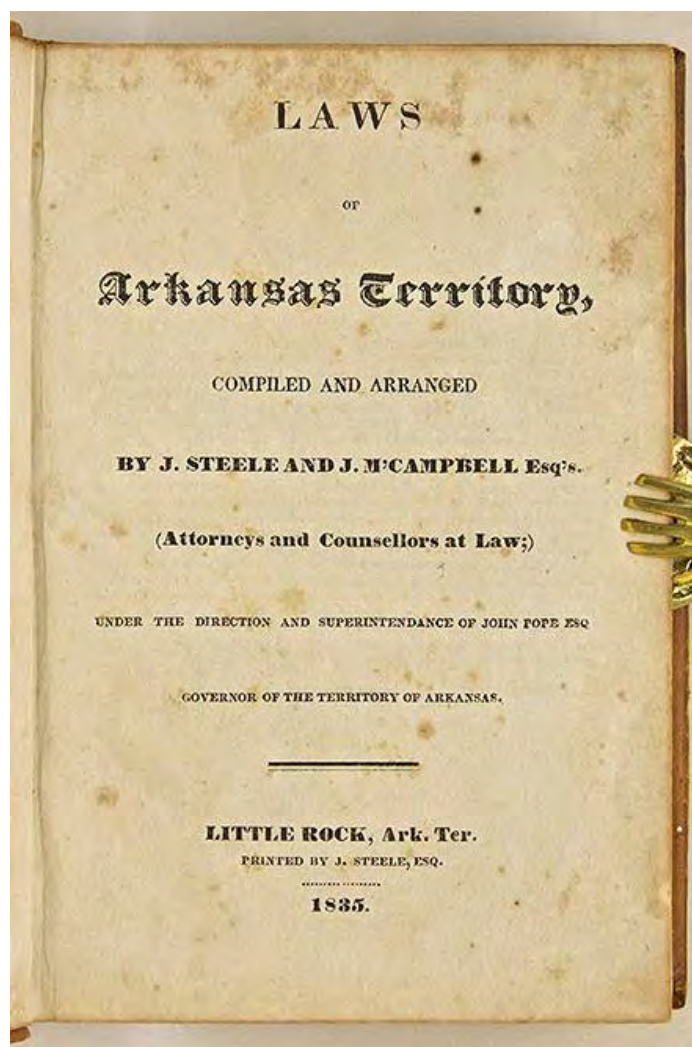
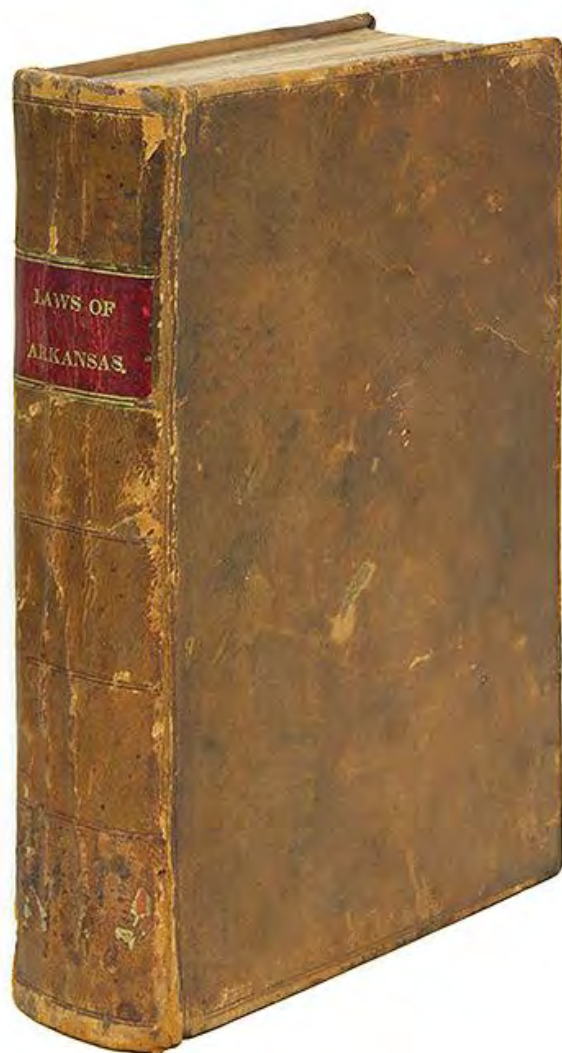
[And]

Oldendorp, Johann [1488-1567].

Titulorum Iuris Civilis Index, Pristinæ Respondens Gravitati. Imperatorum, Ac Jurisconsultorum Catalogus. Item, Regulae Iuris, Ad Locos Communes Redactae. Lyon: Apud Seb. Gryphum, 1551. 142 pp.

Octavo (6-1/2" x 4-1/4"). Contemporary limp vellum derived from manuscript leaf. Moderate soiling and staining, wear to spine ends, chip near center of spine, lower corner of front cover mostly perished, fore-edge of rear cover worn, fore-edges of nine preceding leaves with diminishing degrees of wear and no loss to text, front hinge partially cracked. Moderate toning to text, somewhat heavier in places, early owner signature to title page of *Tractatus*, brief early annotations in a few other places. \$1,850.

* *Tractatus*: later edition; *Epistolarum*, only edition; *Titulorum*: second edition. An important Italian humanist and professor of law at Avignon, Bologna, Milan, Padua, Ferrara and Bourges, Alciati was one of the most renowned jurists of his day. His work was deeply influential for generations. His commentaries and notes are based on lectures delivered during the years when he was a law professor in Avignon (1518-1522). They were edited by his students and colleagues, such as Nicolas. First published in 1542, his *Tractatus de Praesumptionibus* discusses the Roman law of presumption, that is, situations in which a particular fact can be made without proof. Raymundus's *Epistolarum Legalium* is an essay on legal writing and the proper forms of legal instruments. Little is known about its author. The final book in this volume is Oldendorp's *Titulorum Iuris Civilis*, a popular digest of the *Corpus Juris Civilis* in the form of an index. Best known for his *Lexicon Iuris*, Oldendorp, a state official and law professor, was a notable Protestant jurist. His Protestant viewpoint enhanced the value of his work in areas of Europe that rejected Catholicism. *Tractatus*, *Titulorum*: Baudrier, *Bibliographie Lyonnaise* VI:272, VIII:256; *Epistolarum*: Adams, *Catalogue of Books Printed on the Continent of Europe* R-220. [Order this Item](#)



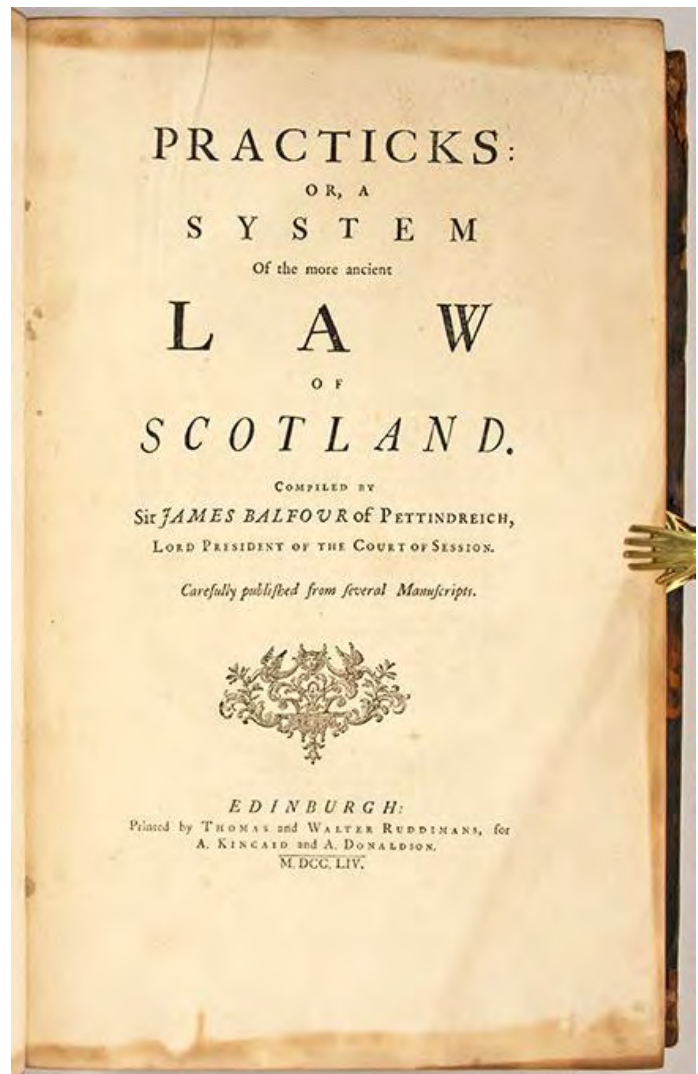
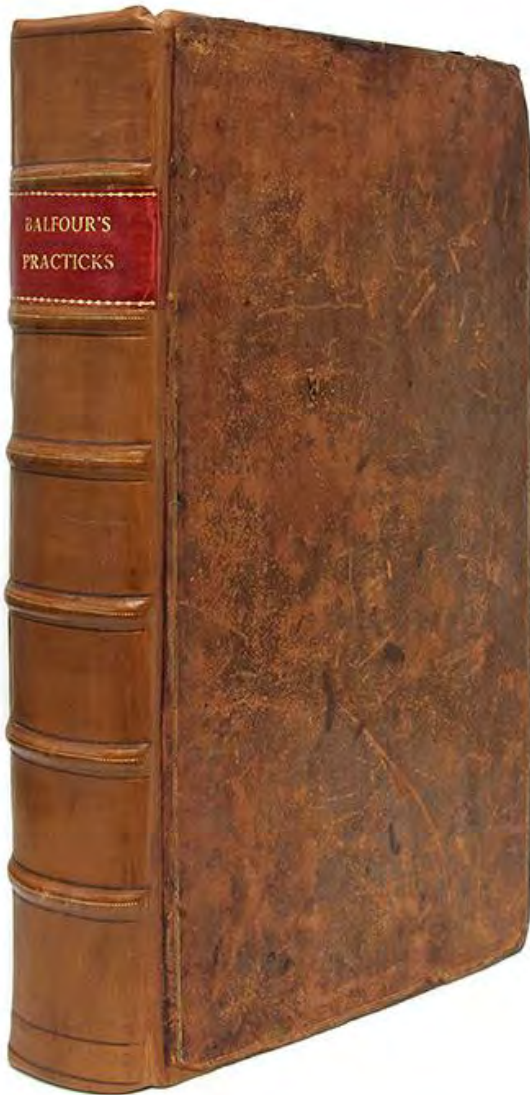
**The Final Territorial-Era
Compilation of the Laws of Arkansas**

3. [Arkansas].
Steele, J., Compiler.
M'Campbell, J., Compiler.

Laws of Arkansas Territory. Little Rock, Ark. Ter.: Printed by J. Steele, 1835. [iv], 562, [12] pp. Octavo (7-1/2" x 5").

Contemporary calf, blind fillets to boards, blind tooling to board edges, blind fillets and lettering piece to spine. A few minor scuffs to boards, moderate rubbing to extremities, somewhat heavier rubbing to backstrip, front hinge cracked. Moderate toning to text, somewhat heavier in places, light foxing, faint dampstaining to margins in a few places. \$1,500.

* Originally part of the Territory of Louisiana, then the Territory of Missouri, Arkansas Territory was established in 1819. It became a state in 1836. The first territorial compilation, a brief 149-page volume that included statutes of Missouri, was published in 1821. Steele and Campbell's alphabetically digested compilation was the second and last published during the territorial period. As indicated by such sections as Indians, Slaves, Vice and Immorality, it offers an interesting perspective on Arkansas when it was beginning its transition from a territory to a state. Babbitt, *Hand-List of Legislative Sessions and Session Laws* 16. [Order this Item](#)



The Earliest Textbook of Scottish Law

4. Balfour, Sir James, Lord Pettindreich [d. 1583].

Practicks, Or a System of the More Ancient Law of Scotland. Carefully Published From Several Manuscripts. Edinburgh: Printed by Thomas and Walter Ruddimans, 1754. [ii], xvii, 684, 10 pp. Folio (8" x 12-1/2").

Contemporary calf, rebaked in period style, gilt rules to boards, raised bands and lettering piece to spine, hinges mended. Moderate rubbing to boards, corners bumped, bump to center of fore-edge of text block, tiny owner bookplate to rear pastedown. Light toning to text, light foxing, soiling and finger smudges in a few places. A handsome copy. \$1,000.

* Only edition. One of the most important books on Scots law, *Practicks* is widely believed to be the first textbook of its kind. It was compiled during the late sixteenth century and circulated for several decades as manuscript copies. Balfour was part of the commission that consolidated Scottish law. Similar in its general form to the *Institutes* of Justinian, this book grew out of his association with the commission. Although it is not certain how much was written by him, the work became known as "Balfour's Practicks." "This was the first of the great digest Practicks, and is notable to most lawyers as it was published in 1754 and has been continually quoted in our law books both before and after." Stair Society, *An Introductory Survey of the Sources and Literature of Scots Law* (1936) 33-34. *English Short-Title Catalogue* T93691. [Order this Item](#)



A Popular Eighteenth-Century Treatise on Forest and Game Laws

5. Beck, Johann Jodocus [1684-1744].

Tractatus de Jurisdictione Forestali, Von der Forstlichen Obrigkeit, Forst-Gerechtigkeit, Und Wildbann. Wie dieselbe Heuntiges Tages im Heil. Römischen Reich, Sonderlich in Schwaben, Francken und Andern Vornehmen Provinzzen, Fürstenthumen und Herrschafften, So wol im Eigenen, Als Fremden Territorio, Practieret wird. Aus Denen Allgemeinen Reichs-Rechten, Landes-Verordnungen, Der täglichen Observanz und Heuntigen Praxi, Gründlich und deutlich Deducirt, Anbey mit Vielen darzu Dienlichen Praejudiciis, Responsis, Decisionibus und Judicialiter Ventilirten Casibus hin und Wieder Illustrirt und Bestärket. Nuremberg: Bey Christoph Riegel, 1733. [vi], 440, [52] pp. Copperplate pictorial frontispiece. Quarto (8" x 6").

Contemporary vellum, calf lettering piece to spine. Some minor spots and stains, spine lightly soiled, corners bumped and somewhat worn, struck through early owner inscription and recent owner bookplate to front pastedown, some worming along hinges, a few worn holes to front endleaves. Title page printed in red and black, Light toning to text, slightly heavier in places. An attractive copy. \$750.

* First edition. This was one of the most popular German treatises on forest and game laws during the eighteenth century. Its final edition, the fourth, was published in 1767. The scope encompasses the laws of the Holy Roman states and adjacent countries. The charming frontispiece depicts a forest scene with images of sport hunting, tree felling and other activities regulated by forest and game laws. OCLC locates two copies of the first edition in North America (Cornell, University of Cincinnati). Not in VD18. *British Museum Catalogue* (Compact Edition) 2:709. [Order this Item](#)



Early Printings (1508, c.1496) of Two Classic Fifteenth-Century Textbooks in a Volume with Original Hasp of Chained Binding

6. Brant, Sebastian [1458-1521].

[Caccialupi, Giovanni Battista (c. 1420-1496)].

Expositiones Sive Declaratio[n]es Omnium Titulorum Iuris tam Civilis Quam Canonici. De Modo Studendi in Utroque Jure; Cum Notis Omnium Scriben[tium] in Iure. [Basel: Jakob von Pforzheim (for Jakob Wollf), 1 February 1508]. 168 ff. Collation: A-S8, T4, V-X6, Y8.

[Bound with]

[Polonus, Martinus (d.1278)].

[Brant, Sebastian, Editor].

Margarita Decretalium. [Basel: Nicolaus Kesler, c. 1496]. [56] ff. Text in parallel columns. 46-line text. Collation: a8, b-h6, i8.

Quarto 8-1/2" x 6-1/4" (21.5 x 16 cm). Contemporary quarter pigskin with elaborate blind tooling over wooden boards with (later?) pigskin clasp with bronze buckle, original iron hasp for chain to top-edge of rear board, raised bands and "Basilae 1508" in early hand to spine, contemporary hand-lettered vellum title panel affixed to front board large calligraphic letter L directly above it, thumb tabs to fore-edges of title pages. Light soiling to pigskin, spine ends bumped, a few minor wormholes to boards. Moderate toning to text, somewhat heavier in places, faint dampstaining to final ten leaves of *Margarita*, later calligraphic flourish and "1508" to title page of *Expositiones*. A handsome volume with a rare example of an early library security measure. \$20,000.

* Remembered today as the author of the moral and satirical *Narrenschiff* (*The Ship of Fools*), Brant was also a noted legal scholar and humanist. He studied at Basel, where he completed a doctor of laws degree. After serving on Basel's law faculty he moved to Strasbourg, his birthplace, where he became city clerk and enjoyed a position of great prominence. Brant was later appointed imperial councilor by the Holy Roman Emperor Maximilian I, who elevated him to the nobility. *Expositio Titulorum* is a renowned textbook devoted to complex passages in Roman and canon law. First published in 1490, while Brant was in Strasbourg, it summarizes his thoughts concerning Roman and Canon law and reflects his conservative and somewhat cynical worldview. Our c.1496 edition also includes Caccialupi's *Tractatus de Modo Studendi in Utroque Jure*, an introductory textbook for law students. 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. *Expositio Titulorum*: OCLC locates 2 copies in North America (Harvard Law School, Library of Congress). *Das Verzeichnis der im Deutschen Sprachbereich Erschienenen Drucke des 16. Jahrhunderts* B7052. *Margarita Decretalium*: OCLC locates 4 copies in North America (Harvard Law School, Harvard Medical School, UC-Berkeley, University of Illinois). Goff, *Incunabula in American Libraries* M-264. *Gesamtkatalog der Wiegendrucke* M20971. [Order this Item](#)



**5'5" x 23" Broadside Containing French
Revolutionary Army's Criminal Code and Code of Criminal Procedure**

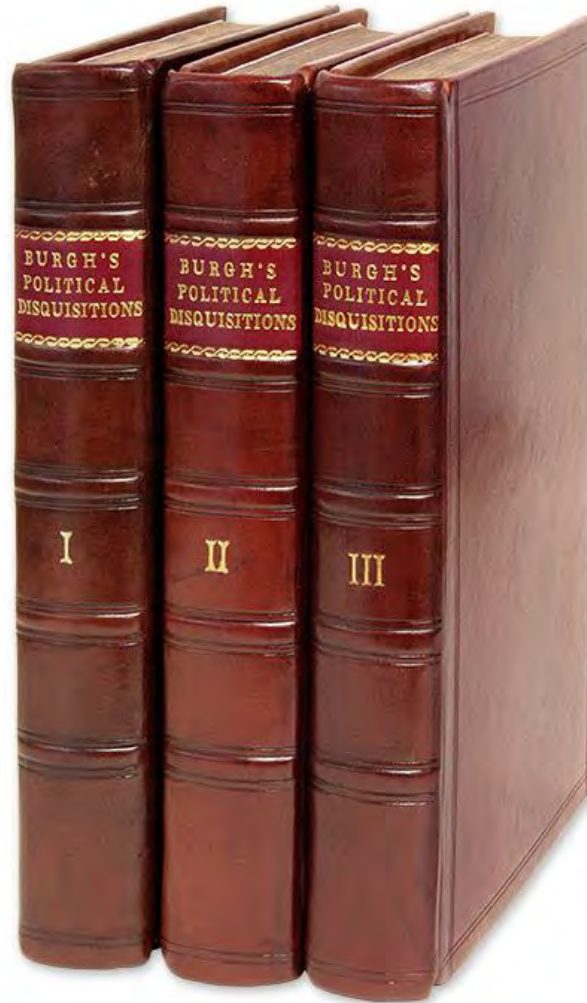
7. [Broadside].

Convention Nationale.

Décrets de la Convention Nationale, Du 12 Mai Mil Sept Cent Quatre-Vingt-Seize, l'An Second de la République Française. 1. Organisation des Tribunaux Criminels Militaires. 2. Code Pénal Militaire. Marseille: De l'Imprimerie de Jean Mossy, 1793. \$1,500.

5'5" x 23" broadside, mounted on linen, with some marginal restoration, folded into six sections, tipped into good late-nineteenth century, half-cloth over marbled boards, gilt title to spine. Light rubbing, soiling and a few minor stains to boards, moderate rubbing to extremities with some wear to spine ends and corners, light soiling to spine, front hinge starting, partial crack between front free endpaper and hinge holding broadside, small owner bookplate to front pastedown, small shelf label (?) tipped-in to front free endpaper, some toning, light soiling and foxing to broadside. A remarkable item. \$1,500.

* Decree no.865. Signed at the foot by Descene, Secrétaire-Générale, 27 Mai 1793. The creation of an army founded on the principles of the French Revolution was one of the many great changes wrought by the National Convention. Popularly known as the Army of Year II, it was a fighting force under civilian control of 650,000 men consisting of volunteer soldiers, eventually supplemented by mass conscriptions (the *levée en masse*) and professional officers drawn almost exclusively from the middle classes. It became one of the greatest armies in history. Intended to be posted in a conspicuous place, and thus available to all who could read, this massive broadside contains the army's penal code and code of criminal procedure. They were by far the most liberal codes of their time. The format of our broadside also reflects the Assembly's commitment to transparency and desire to transmit legal knowledge as broadly as possible. This text was also issued as an octavo-sized book. See Saricks, *A Bibliography of the Frank E. Melvin Collection of Pamphlets of the French Revolution in the University of Kansas Libraries* 5897. [Order this Item](#)



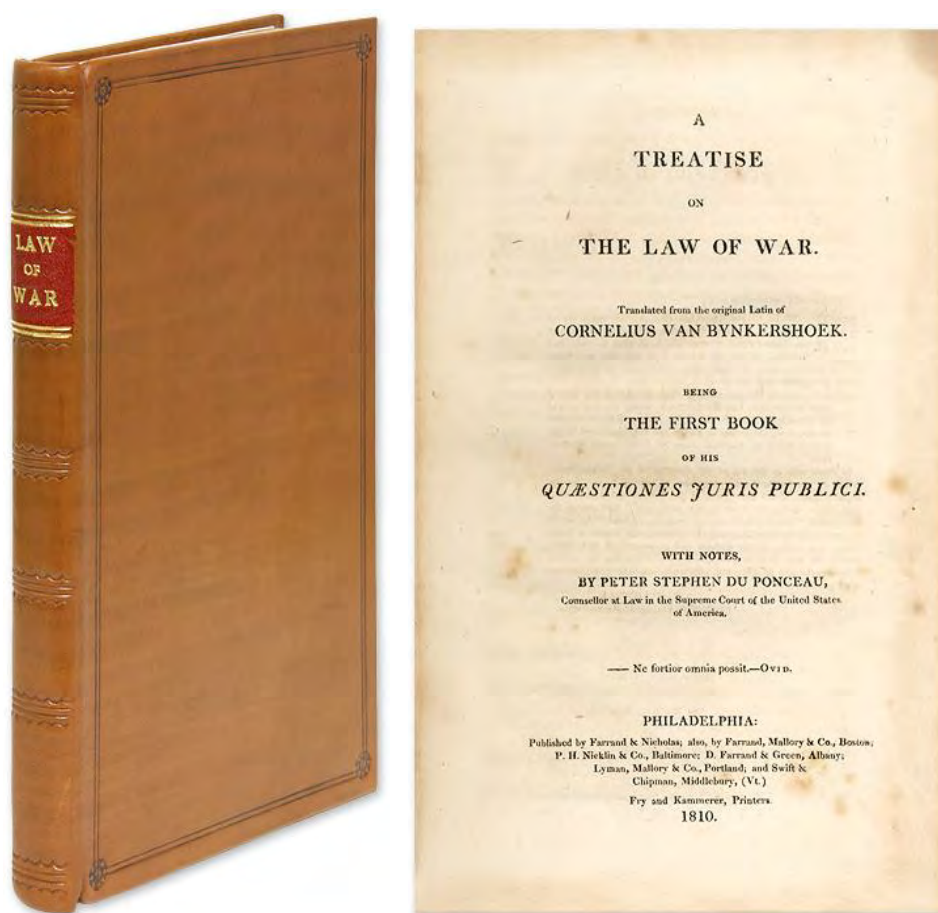
**A Work That Influenced John Adams
and Other American Founding Fathers**

8. [Burgh, James (1714-1775)].

Political Disquisitions: Or, An Enquiry into Public Errors, Defects, and Abuses. Illustrated By, And Established upon Facts and Remarks Extracted from a Variety of Authors, Ancient and Modern. Calculated To Draw the Timely Attention of Government and People to a Due Consideration of the Necessity, And the Means, Of Reforming Those Errors, Defects, And Abuses; Of Restoring the Constitution, And Saving the State. London: Printed for E. and C. Dilly, 1774-1775. Three volumes. xxiii, [9], 486; vii, [9], 477; [viii], 460, [42] pp. Complete set. Volume III includes two-page publisher catalogue. Octavo (8-1/4" x 5-3/4").

Recent period-style calf, blind rules to boards, raised bands and lettering pieces and gilt-stamped volume numbers to spines, endpapers renewed. Moderate toning, slightly heavier in places, occasional light foxing. A handsome set. \$3,500.

* First Edition. Burgh was notable reformer of "public errors, defects, and abuses." Notable for its extensive use of statistics, his *Political Disquisitions* offers arguments in favor of several then-radical ideas, such as free speech and universal (male) suffrage. The first two volumes of this work were published in 1774, the third in 1775. Another edition was published in Philadelphia in 1775. It was a profound influence on the American Founding Fathers, John Adams especially, who said the book "ought to be in the hands of every American who has learned to read" (cited in Wood). Jefferson owned a copy of the American edition. Wood, *The Creation of the American Republic* 165. Sowerby, *Catalogue of the Library of Thomas Jefferson* 2720. *English Short-Title Catalogue* T69213. [Order this Item](#)



Du Ponceau's Translation of *De Rebus Bellicus*

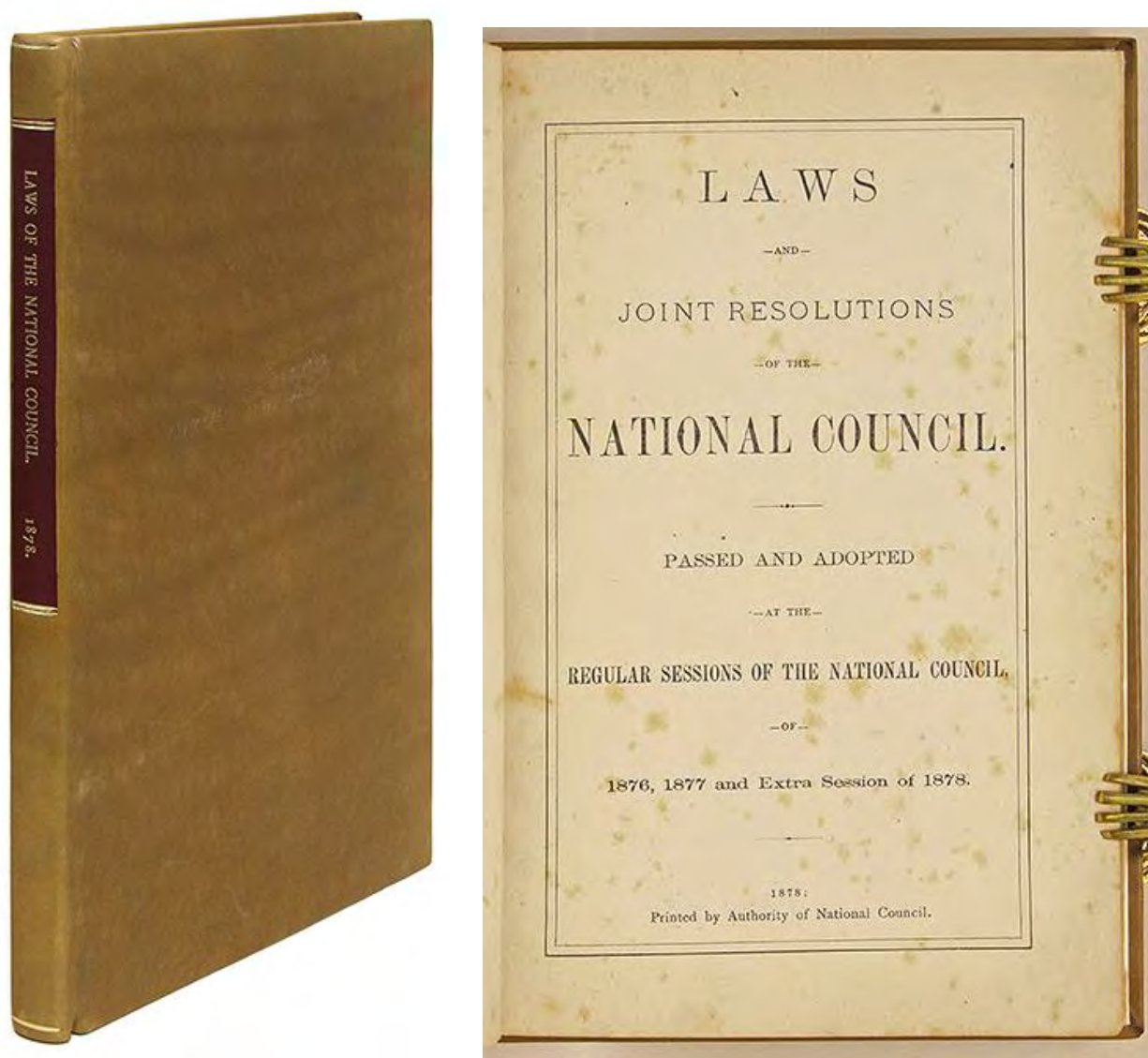
9. Bynkershoek, Cornelius van [1673-1743].

Du Ponceau, Peter Stephen [1760-1844], Editor and Translator.

A Treatise on the Law of War: Being the First Book of His Quaestiones Juris Publici. Translated From the Original Latin with Notes, by Peter Stephen du Ponceau. Philadelphia: Published by Farrand & Nicholas [et al.], 1810. xxxiv, 218 pp. Octavo (8-1/2" x 5-1/2").

Recent period-style calf, blind rules with small corner fleurons to boards, lettering piece and blind fillets to spine, endpapers added. Light browning to text, light foxing to title page and a few other leaves, signature of Edward Delafield Smith dated July 27, 1861 to front endleaf. A handsome copy with an interesting association. \$1,250.

* Only edition, one of two issues (the other bound into copies of Volume III of the *American Law Journal*). A translation of *De Rebus Bellicus*, part one of Bynkershoek's *Quaestiones Juris Publici* (1737), *A Treatise on the Law of War* addresses the customs of land and sea warfare. A notably humane work, it condemns actions against civilians and advocates the fair treatment of prisoners of war. Du Ponceau's able translation is prefaced by a biography of the author, a table of cases, an index of citations from the *Corpus Juris Civilis* and an annotated bibliography of civil law treatises cited or referred to by the author. This latter item, which lists editions and translations, is interesting for its insights into the American reception of the civil law in the early 1800s. Du Ponceau is an important figure in the early history of American law and letters. He founded the Law Academy of Philadelphia in 1821, was the President of the American Philosophical Society and was a much-consulted expert on international relations and linguistics. Edward Delafield Smith [1826-1878] was the U.S. District Attorney for the Southern District of New York from 1861-1866 and Corporation Counsel for New York City from 1871-1875. He was a notable legal writer, poet and book collector. Cohen, *Bibliography of Early American Law* 7166. [Order this Item](#)



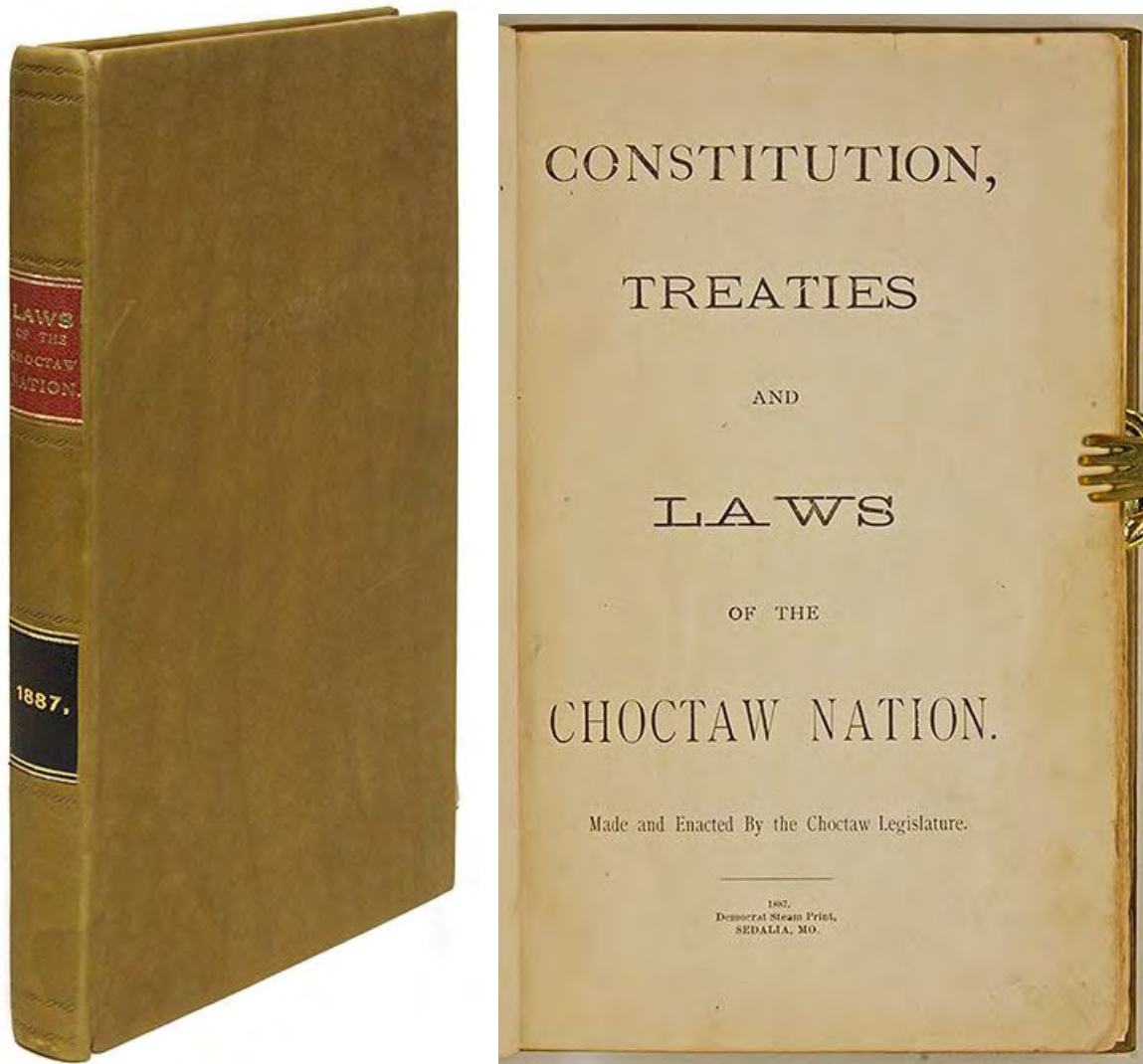
A Legal Perspective on the Cherokee Nation in 1878

10. [Cherokee Nation].

Laws and Joint Resolutions of the National Council, Passed and Adopted at the Regular Sessions of the National Council of 1876, 1877 and Extra Session of 1878. [Tahlequah, OK]: Printed by the Authority of National Council, 1878. 52, 4, 46, [3]-18, iv pp. Pagination irregular, text complete. Errata slip tipped-in to front endleaf. Octavo (8-3/4" x 6").

Recent period-style calf, blind fillets and lettering pieces to spine, original endpapers retained. Light browning, light foxing in places, early owner signature to front endleaf. A handsome copy. \$750.

* Covering topics as diverse as the duties of the principal chief to game laws, this 1878 volume offers an interesting legal perspective on Cherokee life in the late-nineteenth century. This volume is a composite of new and re-used material. The first part (pp. 52, 4) is the 1876 *Laws and Resolutions of the National Council*. The printer discarded the wrappers and title page of that compilation and added the newly printed acts and resolutions of November 1877 and January 1878 and a new title page. OCLC locates 13 copies, 3 in law libraries (Harvard, Jenkins, Library of Congress). Hargrett, *A Bibliography of the Constitutions and Laws of the American Indians* 39. [Order this Item](#)



The Standley Code of the Choctaw Nation

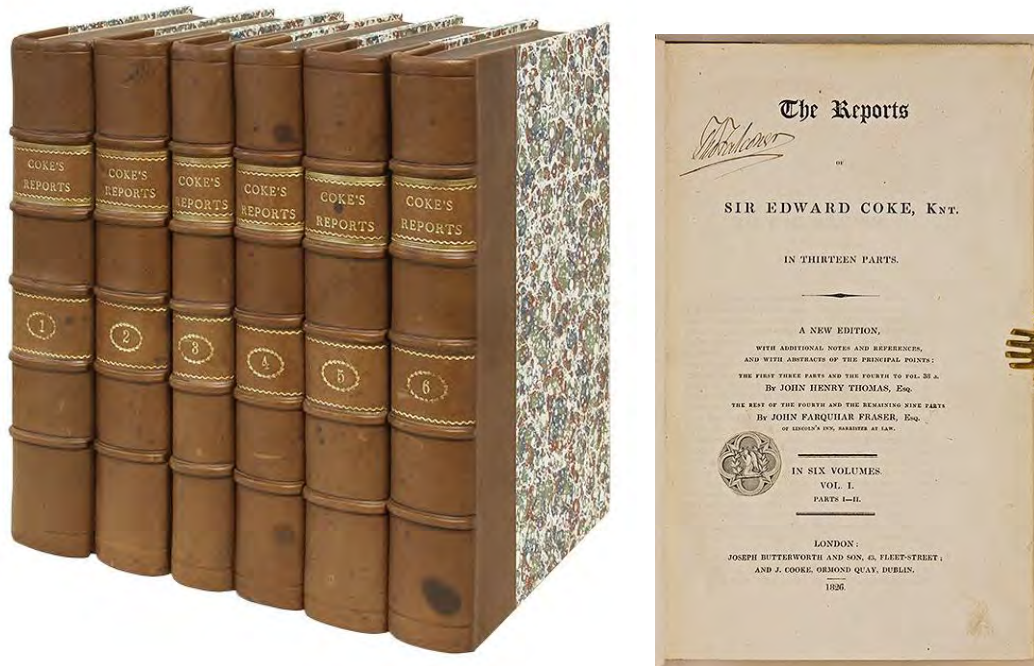
11. [Choctaw Nation].

[Standley, James Stirman (1841-1904), Compiler].

Constitution, Treaties and Laws of the Choctaw Nation Made and Enacted by the Choctaw Legislature, 1887. Sedalia: Democrat Steam Print, 1887. 200, iv pp. Octavo (8-3/4" x 5-3/4").

Recent period-style calf, blind fillets and red and black lettering pieces to spine, original endpapers retained, hinges mended. Moderate toning to text, occasional finger smudges to margins, light foxing and minor edgewear to a few leaves, light soiling and inkblots to endleaves, recent owner signatures to front pastedown and free endpaper. \$1,500.

* Known as the Standley Code, this was the final comprehensive compilation of Choctaw laws and legislation published before the passage of the Oklahoma Organic Act of 1890, which merged the Oklahoma and Indian territories into the State of Oklahoma. (Independent Choctaw government ended in 1906.) It contains texts of the constitution and an amendment of 1883, revised statutes and treaties with the United States of 1837, 1855 and 1866. Standley was a lawyer and newspaper publisher. "A latecomer (1873) from Mississippi, Standley had little Choctaw blood, but enough to establish tribal citizenship" (Hargrett). OCLC locates 13 copies, 4 in law libraries (Harvard, Library of Congress, LA County, Yale). Hargrett, *A Bibliography of the Constitutions and Laws of the American Indians* 140. [Order this Item](#)



The Received Edition of Coke's *Reports*

12. Coke, Sir Edward [1552-1643].

Thomas, John Henry, Editor.

Fraser, John Farquhar, Editor.

The Reports of Sir Edward Coke, Knt. In Thirteen Parts. A New Edition, with Additional Notes and References, and with Abstracts of the Principal Points: The First Three Parts and the Fourth to Fol. 38a. by John Henry Thomas, Esq. The Rest of the Fourth and the Remaining Nine Parts by John Farquhar Fraser, Esq. London: Joseph Butterworth and Son, 1826. Six volumes. Octavo (9-1/2" x 6").

Recent period-style quarter calf over marbled boards, raised bands, lettering pieces and gilt volume numbers to spines, endpapers renewed. A few minor nicks and stains to calf portions of spine, retained early owner bookplates to front pastedowns of Volumes I-III, tiny embossed owner stamps to front endleaves, tiny (dime-sized) owner bookplates to title pages, owner signature of Thomas Falconer to title page of Volume I, tiny owner inkstamp to title page of Volume II. Light soiling to preliminaries, brief early annotations in pencil to a few leaves in Volume III, interiors otherwise fresh. A handsome set. \$2,000.

* Final edition. According to Wallace, this is the "best [edition], which has superseded all older ones..." It is also noteworthy because it contains Coke's complete prefaces. Written between 1572 and 1616 by the greatest legal practitioner of the day, *The Reports* are not reports in the conventional sense but highly detailed anthologies of precedents organized according to the cases they consider. In each instance Coke assembled a large body of cases, outlined their arguments, and explained the reasons for the judgment, using it as a basis for a statement of general principles. They are, in effect, a series of treatises on the points of law adjudged, and not merely notes for citation. A work of immense authority, it was often cited as *The Reports*, there being no need to mention the author's name. Several of Coke's reports are famous, such as Shelley's Case, in issues concerning future interests in real property, and Calvin's Case, which established the common law, and conferred English citizenship, in lands conquered or acquired by the English. This latter case was especially influential in Virginia and other English colonies, and it continues to inform recent American debates concerning birthright citizenship. Falconer [1805-1882], the owner of our copy, was an English jurist and notable explorer of the American West and Mexico. A resident in the Republic of Texas from 1840 to 1842, his writings include an *Expedition to Santa Fé: An Account of Its Journey from Texas through Mexico, With Particulars of Its Capture* (1842). Wallace, *The Reporters* 165-196. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:296. [Order this Item](#)



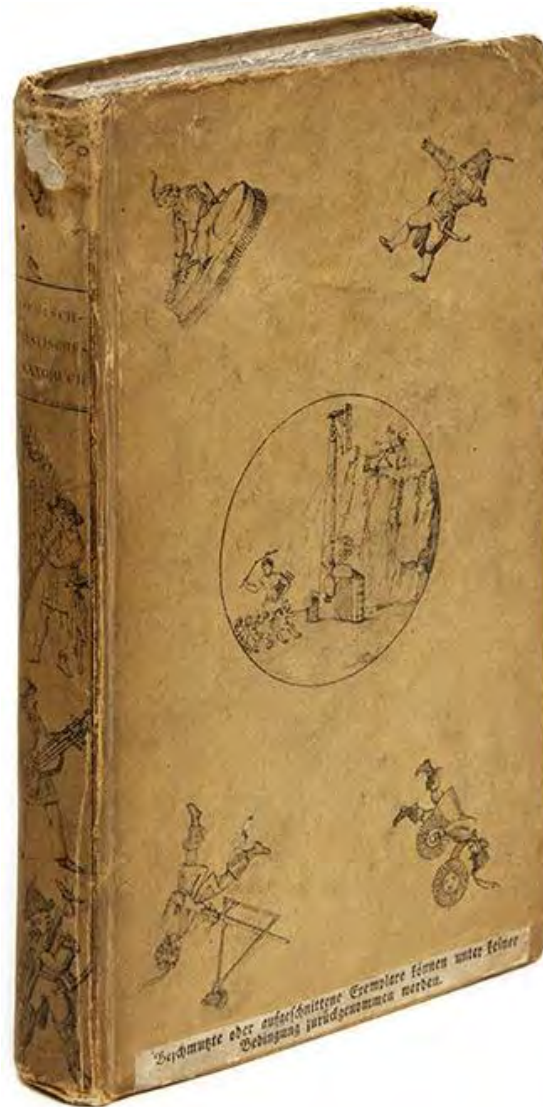
Classic Illustrated
16th-Century Treatise on Criminal Law

13. Damhouder, Josse (Joost) de [1507-1581].

Praxis Rerum Criminalium: Praetoribus, Propraetoribus, Consulibus, Proconsulibus, Magistratibus, Reliquisque id Genus Iustitiariis ac Officialiis, Apprime Utilis & Necessaria. Antwerp: Ioannem Bellerum, 1570. [xxxii], 508, [64] pp. Latin text printed in double columns. 70 large woodcuts in text. 68 depict criminal acts, 2 depict types of torture. Large armorial woodcuts at beginning and end of book. Quarto (8-1/2" x 6-1/2").

Contemporary limp vellum with lapped edges, early hand-lettered title to spine, ties lacking. Light soiling, somewhat heavier to spine, a few minor stains, moderate wear to extremities, wear to bottom edge and corner of front cover with some loss, front pastedown loose and worn, rear pastedown loose, recent owner bookplate to front free endpaper, minor, gradually diminishing dog-eared to lower corners of first 16 leaves. Moderate toning to text, somewhat heavier in places, occasional, and negligible, minor dampstaining to bottom edge of text block, faint inkstains to a few leaves. An appealing copy. \$4,500.

* First published in 1551, this was the first comprehensive study of criminal procedure published in northern Europe. A synthetic work drawn mostly from Roman-Dutch sources, it was based on Philip Wielant's *Practycke Crimineele* and other earlier treatises. Published in Latin, Dutch and French, it was standard authority throughout the continent for many years. This Belgium edition from 1570 is illustrated throughout with woodcuts depicting adultery, murder, theft and many other crimes. Damhouder was an advisor to the Duke of Burgundy and a prolific author of legal and religious treatises. Dekkers, *Bibliotheca Belgica Juridica* 44. [Order this Item](#)



Humorous Paraphrases of Sections of the *Corpus Juris Civilis*

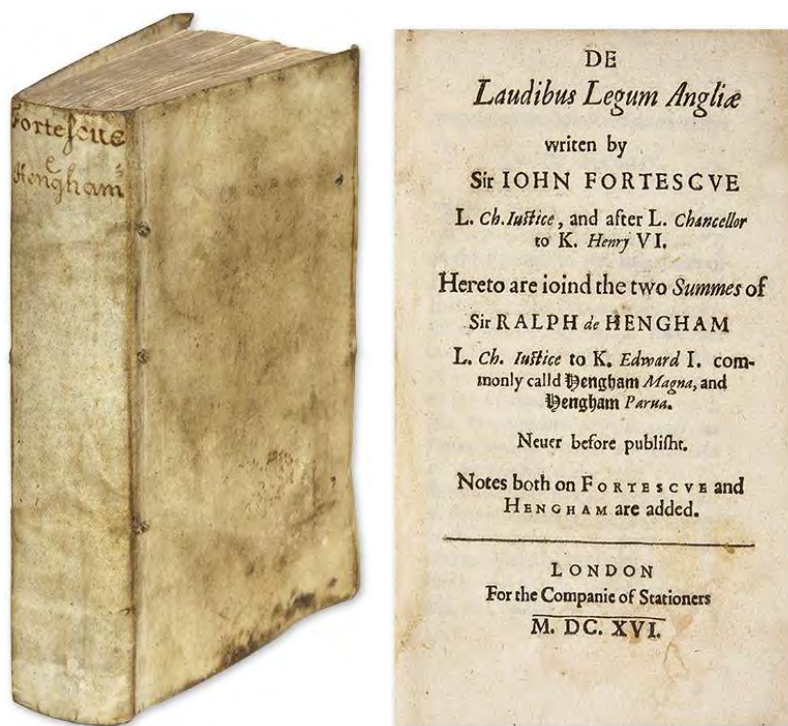
14. [Demme, Wilhelm Ludwig].

Römisch-Juristisches Gesangbuch durch den Poetischen (?) Knüttel des Rothen Apostrophen aus dem Corpus Juris zur Respectiven Freude und Aergeruß der Leute Glücklich Herausgeprägt. Eine Canibalistische Witzsünde von diesen Jahre durch die Gütige Geburtshülfe des Herrn Sübring zu Leipzig den Augen der Welt Bloßgestellt. Mit Einem Allegorischen Kupfer. Leipzig: [J. Sübring], 1824. 354, xii, [iv] pp. Copperplate allegorical frontispiece. Includes 2 pp. publisher catalogue. Octavo (6-3/4" x 4").

Pictorial paper-covered boards, title label to foot of front board. Light soiling, moderate rubbing to extremities, some darkening to spine, small scuff near head of spine, corners and spine ends bumped, moderate toning to text, light foxing in a few places. A handsome copy of a scarce title. \$1,500.

* Only edition. Reminiscent of Gilbert Abbott A Beckett's *Comic Blackstone* (1846), Demme's *Römisch-Juristisches Gesangbuch* is a humorous paraphrase of sections of the *Corpus Juris Civilis* in doggerel verse. The text is preceded by an allegorical frontispiece that features cherubs armed with switches flying out of a copy of (we assume) the *Corpus Juris Civilis* to assail a trio of legal scholars. OCLC locates 3 copies in North America (Stanford, University of Michigan, Yale Law School).

[Order this Item](#)



First Selden Edition of Fortescue's *De Laudibus*

15. Fortescue, Sir John [1394?-1476?]

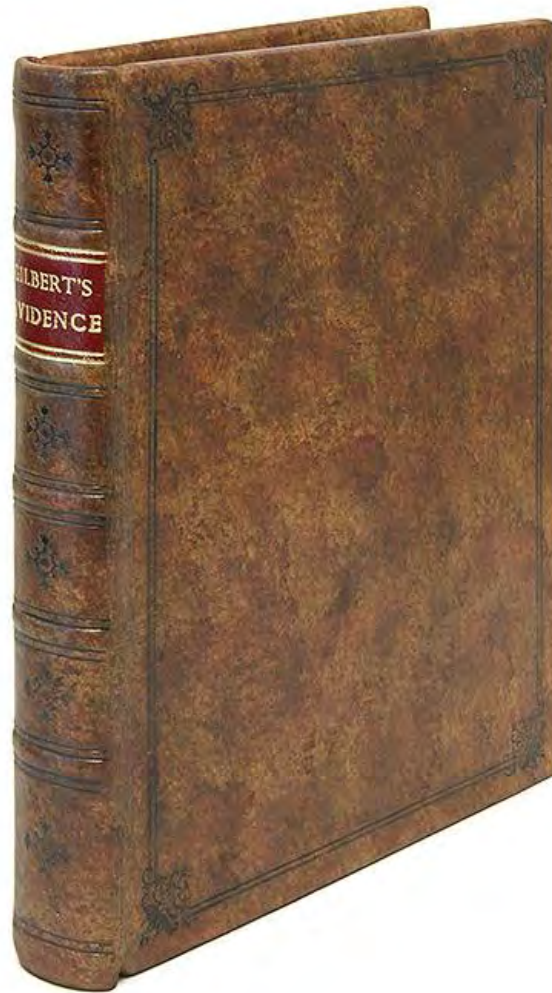
[Selden, John (1584-1654), Editor].

[Mulcaster, Robert, Translator and Editor].

De Laudibus Legum Angliae Writen by Sir Iohn Fortescue L. Ch. Iustice, and After L. Chancellor to K. Henry VI. Hereto are ioind the Two Summes of Sir Ralph de Hengham L. Ch. Iustice to K. Edward I. Commonly Calld Hengham Magna, And Hengham Parua. Neuer Before Publisht. Notes Both on Fortescue and Hengham are Added. London: Printed [by Adam Islip] for the Companie of Stationers, 1616. [ix], 132, [3] ff.; 56, [12], 35, 34-159, [1] pp. Two parts, each with title page and individual pagination. First part in parallel columns; Latin with running English translation. Texts of *Summes* in Latin with notes in English. Octavo (5-1/2" x 3-1/2").

Contemporary vellum, early hand-lettered title to spine, ties lacking. Light soiling, some rubbing to extremities, pastedowns loose, some edgewear to rear pastedown, a few partial cracks to text block. Moderate toning to text, occasional minor worming to margins, mostly along gutter, small faint library stamp to head of p. iii, tiny withdrawal stamp to (blank) verso of final leaf. A nice copy. \$1,250.

* First Selden edition. *De Laudibus Legum Angliae*, a history of English law, was written for the instruction of Edward, the young Prince of Wales. Cast in dialogue form, it demonstrates that the common law was the oldest and most reasonable legal system in Europe. It also compares the common and Roman systems and extols the superiority of a constitutionally limited monarchy. *De Laudibus* was written around 1470 and first printed in 1567. Selden's was the first critical edition of this work, perhaps the first critical editions of an early English legal work. Aside from their value to the elucidation of Fortescue's text, Selden's notes interrogate aspects of Fortescue's text and offer rich insights into jurisprudence and the nature of the English constitution. As noted by Christianson, his conclusions disputed "the concept of immemorial custom argued by [Sir John] Davies and the anachronistic historical interpretations displayed by [Sir Edward] Coke." It was reissued in 1660, 1672 and 1737 with various additions. "Fortescue was a favorite among the old lawyers, and will be read with profit in modern times by those who are interested in the origin and progress of the Common Law." Marvin, *Legal Bibliography* 321. Christianson, *Discourse on History, Law, and Governance in the Public Career of John Selden* 63. *English Short-Title Catalogue* S102544. [Order this Item](#)



First Edition of the First English Book on Evidence

16. Gilbert, Sir Geoffrey (1674-1726)].

The Law of Evidence: With All the Original References, Carefully Compared. To Which is Added, A Great Number of New References, From the Best Authorities. And Now First Published from an Exact Copy Taken from the Original Manuscript. With a Compleat Table to the Whole. Dublin: Printed for Sarah Cotter, 1754. [viii], 199, [1], [44] pp. Quarto (7-1/2" x 6").

Recent period-style calf, blind frames with corner fleurons to boards, raised bands and lettering piece to spine, endpapers renewed. Moderate toning and light foxing, early owner signature to right-hand margin of p. 49, chip to fore-edge of final leaf with no loss to text, recent library stamp to title page, a few brief library annotations to verso. A handsome copy of a scarce title. \$3,500.

* First edition. (It was reissued in London in 1756.) Derived from a manuscript and originally published anonymously, this was the first treatise devoted exclusively to evidence. "[I]t long held its place as the chief book on this topic; and Blackstone is loud in its praises" (Holdsworth). Indeed, Blackstone thought so highly of this work that he apologized for not treating the subject of evidence at length "because of the fulness and excellence of...Gilbert's treatise, a work which it is impossible to abstract or abridge, without losing some beauty and destroying the chain of the whole." OCLC locates 5 copies of the first edition in North American law schools (Harvard, San Francisco Law Library, University of Iowa, University of Pennsylvania, Washington University, Yale). Holdsworth, *Sources and Literature of English Law* 120. Blackstone, *Commentaries on the Laws of England* (1768 ed.) III:367. *English Short-Title Catalogue* N19879. [Order this Item](#)



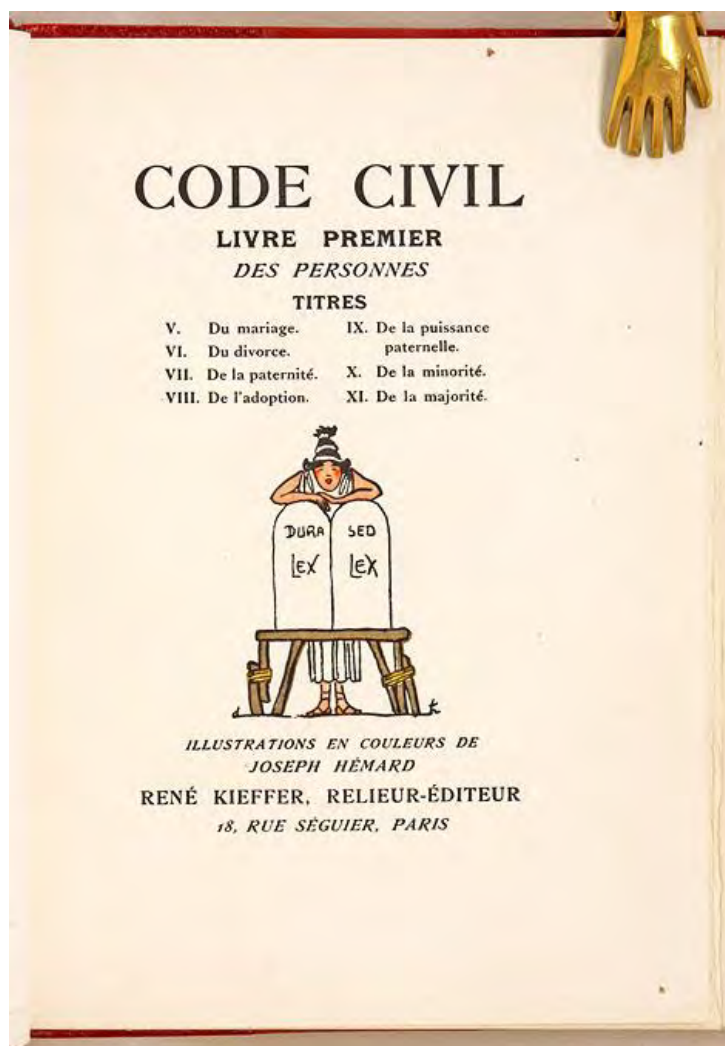
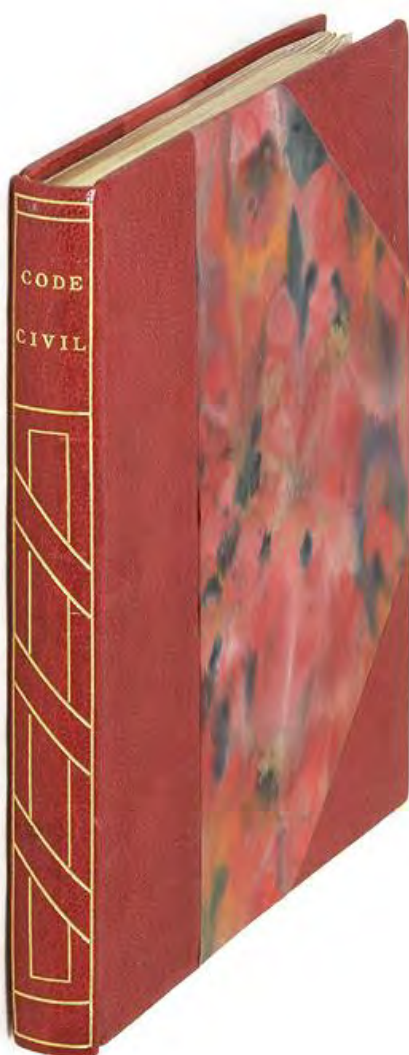
**1823 French Guide on the Laws Relating to
Women Featuring a Charming Pictorial Title Page**

17. [Guichard, Augustin Charles].

Le Code des Femmes, Ou, Récits et Entretiens, Sur Leurs Droits, Privilèges, Devoirs et Obligations des Femmes: Sur les Précautions à Prendre par Elles pour Conserver Leurs Biens: Se Garantir des Surprises: Faire Maintenir, En Toutes Circonstances, Les Avantages qui Leur Appartiennent, Comme Filles, Épouses, Veuves, Mères, Tutrices, Héritières, Donataires Créancières, Etc., Etc. Par un Avocat. Paris: Chez l'Auteur, 1823. [vi], 472 pp. Octavo (8-1/2" x 5").

Period-style quarter calf over cloth, lettering piece, blind fillets and gilt ornaments to spine, endpapers renewed. Main title page followed by lithograph pictorial title page. Moderate toning to text, occasional light foxing, (very) faint dampstaining in a few places. \$750.

* First edition. An interesting guide to the laws relating to women after the Bourbon Restoration in the form of a novel. (This may have been a ploy to attract a female audience; French women were assumed to be fond of novels.) A second edition was published in 1828. Guichard was a prolific author of legal treatises and popular guides to the law. Not in Camus. This edition not in the *British Museum Catalogue*. [Order this Item](#)



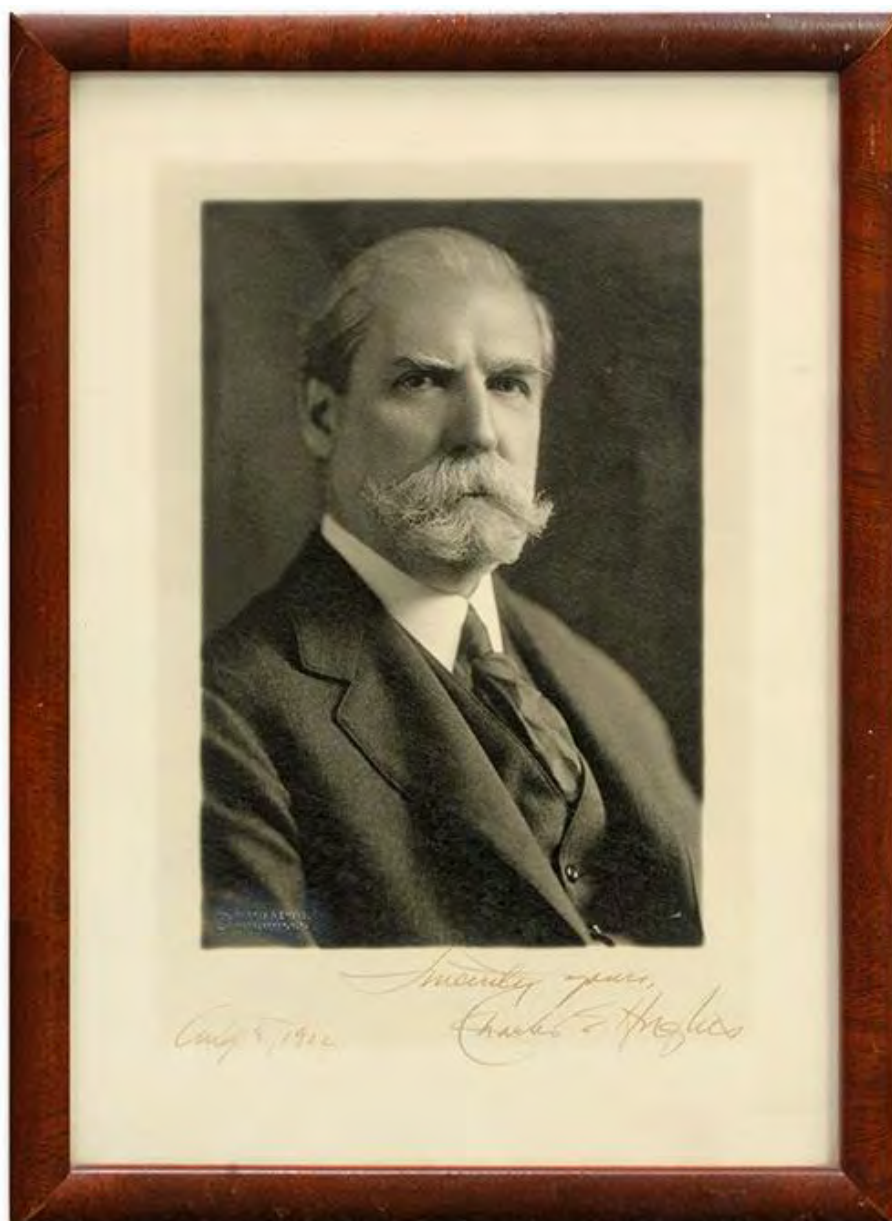
Hémard's View of Family Law in a Handsome Binding

18. Hémard, Joseph [1880-1961], Illustrator.

Code Civil: Livre Premier, Des Personnes: Titres V. Du Mariage. VI. Du Divorce. VII. De la Paternité. VIII. De l'Adoption. IX. De la Puissance Paternelle. X. De la Minorité. XI. De la Majorité. Paris: Rene Kieffer, [1925]. [vi], 126, [4] pp. Pochoir color text illustrations. Quarto (8" x 6-1/2").

Original publisher stiff wrappers bound into three-quarter morocco over marbled boards, gilt title and tooling to spine, top edge gilt, deckle fore and bottom edges, spine from wrappers tipped-in to rear wrapper. Negligible light rubbing to extremities. Very light toning to text, somewhat heavier along fore-edges, vivid illustrations, internally clean. \$850.

* From an edition limited to 800 copies, this is number 838. Hémard presents the official text of the sections of the French Civil Code dealing with family law with witty, and often mildly erotic, color pochoir illustrations. Hemard applied this treatment to two other legal works *Code Penal* (1940) and *Code Général des Impôts Directs et Taxes Assimilées* (1944). Hemard, a prolific artist, illustrator, designer and author, is best-known for his humorously illustrated editions of serious non-fiction books. [Order this Item](#)



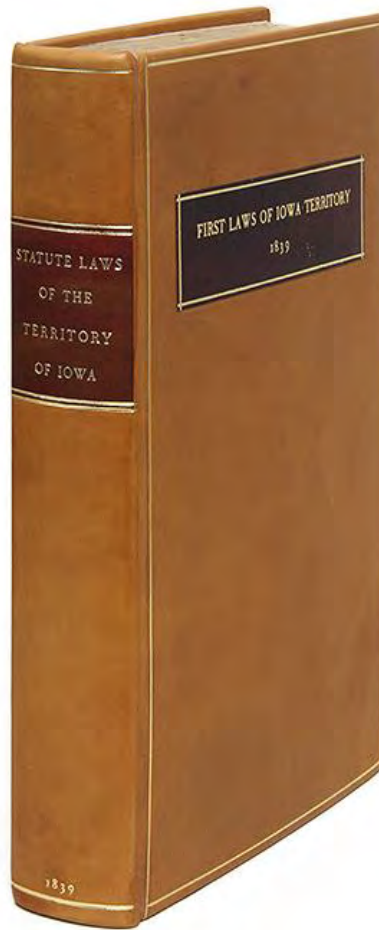
**Handsome Inscribed Portrait
Photograph of Charles Evans Hughes**

19. Hughes, Charles Evans [1862-1948].

[*Inscribed Photograph of Hughes*]. [Washington, DC, c. 1922]. 9" x 6" portrait photograph (image size), embossed credit in the image at bottom left, glazed and framed in wooden 14-1/2" x 10-1/2" frame. Bold inscription and full signature below image. A few tiny scratches to frame, image fine. \$350.

* The inscription is dated August 5, 1922. At this time Hughes was serving as secretary of state under President Harding, a position he held from 1921 to 1925. One of the great statesmen of the first half of the twentieth century, Hughes was also governor of New York from 1907 to 1910, associate justice of the U.S. Supreme Court from 1910 to 1916 and chief justice of that court from 1930 to 1941. [Order this Item](#)

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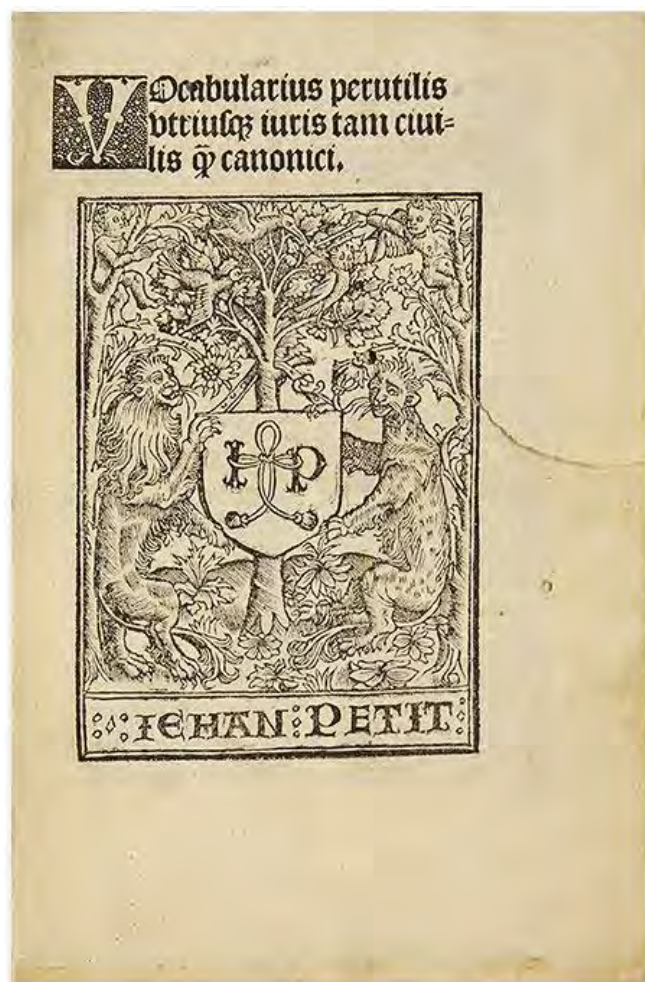
**The First Law Book, And
Second Book of Any Kind, Printed in Iowa**

20. [Iowa].

The Statute Laws of the Territory of Iowa, Enacted at the First Session of the Legislative Assembly of Said Territory, Held at Burlington, A.D. 1838-'39. Published by Authority. Du Buque: Russell & Reeves, Printers, 1839. [ii], 597, [1] pp. Final leaf of index and following errata sheet supplied as laid-in facsimiles. Octavo (8-1/4" x 5").

Recent calf, gilt rules to boards, title panel to front board, lettering piece and gilt fillets to spine, original endleaves retained. Light browning to text, some what heavier in places, occasional light foxing and dampstaining, marks in early hand to a few leaves, additional early notes and doodles to endleaves, which are soiled, "Davenport Court House" in early hand to front free endpaper. \$500.

* First edition. Part of the Louisiana Purchase, Iowa Territory, which included parts of present-day Minnesota and the Dakotas, was created in 1838. It became a state in 1846. The 1839 volume of statutes is significant because it was the first law book, and second book of any kind, printed in Iowa. Known as "The Old Blue Book," its influence extended beyond Iowa. According to Eberstadt, it was "for many years the law of all the country west of the Rocky Mountains between the forty-second and forty-ninth parallels of latitude." In addition to the statutes, which offer a valuable perspective on the early days of the territory, this volume includes the texts of the Declaration of Independence, the U.S. Constitution, the Bill of Rights, including the original non-ratified 13th Amendment, the Northwest Ordinance, the act establishing the territory and its organic law. Eberstadt, *The Annotated Eberstadt Catalogs of Americana* 111:297. Babbitt, *Hand-List of Legislative Sessions and Session Laws* 121. [Order this Item](#)



1507 Lyons Imprint of an Important Early
Law Dictionary in a Handsome Contemporary Binding

21. [Jodocus of Erfurt, Attributed].

[Caccialupe, Giovanni Battista (d. 1496)].

Vocabularius Perutilis Utriusque Iuris [Juris] tam Civilis Quam Canonici. [Lyon: Jean Barbier and Jean Petit, September 7, 1507]. [212] ff. Main text in parallel columns. Octavo (6-3/4" x 4-1/4").

Contemporary blind-tooled half-pigskin over wooden boards, pigskin clasp with brass buckle present and intact, faint later location numbers and faint fragment of later paper shelf label, to spine, early vellum thumb-tabs. A few minor spots and worm-holes, light soiling, spine ends bumped, some wear to clasp, later armorial bookplate to front pastedown. Large woodcut Petit device to title page, criblé initials throughout. Light toning to text, a few minor worm holes, annotations in early hand to a few passages, small clear tear to fore-edge of title page. A handsome copy of a scarce imprint. \$7,500.

* First published around 1474 and attributed to Jodocus of Erfurt, this popular legal dictionary went through more than 70 editions over the next 150 years. The definitions are mostly derived from the *Vocabularius Stuttgardiensis* (1432), the *Collectio Terminorum Legalium* (c. 1400), and the *Introductorium pro Studio Sacrorum Canonum* of Hermann von Schildesch (c. 1330). Appended to this edition of the *Vocabularius* is Caccialupe's *Tractatus de Modo Studendi*, an essay on legal study. OCLC locates 1 copy of this imprint (Bibliothèque Nationale de France). This imprint not in Adams. Seckel, *Beiträge zur Geschichte Beider Rechte im Mittelalter* 306-322. [Order this Item](#)



Handsome Copy of Aldobrandini's Classic Edition of the *Institutes*

22. [Justinian I, Emperor of the East].

[Accorso, Francisco (Accursius), Glosses].

Aldobrandini, Sylvestro, Editor.

Institutiones Iuris Civilis a Sylvestro Aldobrandino Nunc Tertio Recognite Emendateq[ue], Ac Utilissimis Annotationibus non Antebac Editis Illustrate; Casus Etiam Cuiq[ue] Paragrapho Adbibiti Sunt Aptissimis Dubitandi & Decidendi Rationibus Exornati, Una cum Breui Narratione Eorum, Que ex Singulis Paragraphis sunt Annotanda; Glossis Obscurioribus Clara Subiecta est Interpretatio, [Et] Ubicunque Accursius a Doctoribus Improbatur, Ibi Lectorem, Ne Falsa Imbuatur Doctrina, Fideliter Admoneri cur Animus; Index Preterea Rerum et Verbor[um] Accuratus Accuratus...; Que Autem hac Tertia Editione Adiecta sunt vel in Melius Reformata Asterisco Prenotata Invenientur. Venice: Apud Iuntas, 1552. [lvi], 366, [2] ff. Main text in parallel columns surrounded by linear gloss in parallel columns. Octavo (6-3/4" x 4-1/2").

Contemporary paneled vellum, richly blind-tooled, on wooden boards, with brass clasps. "I S W" and "1554" stamped to front board. Moderate soiling, some rubbing to extremities. Text printed in red and black, large Giunta fleur-de-lis device to title page, woodcut decorated initials. Light toning, early annotations to rear endleaf, later owner signature to front free endpaper, occasional tiny marks to text, light soiling to title page. A notably handsome copy. \$1,950.

* Commissioned by the Emperor Justinian in 530 CE, the body of writings known collectively as the *Corpus Iuris Civilis* preserved and restated all existing Roman law. It has four books: the *Code*, *Novels*, *Institutes* and *Digest*. Intended for students, the *Institutes* is a synopsis of the reformed legal system. Aldobrandini, who edited this edition and added commentary, was a Florentine jurisconsult. First published by Giunta in 1534, Aldobrandini's text went through several editions during the sixteenth and seventeenth centuries. It was one of the most popular and influential early editions of the *Institutes*. *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE 13471. [Order this Item](#)



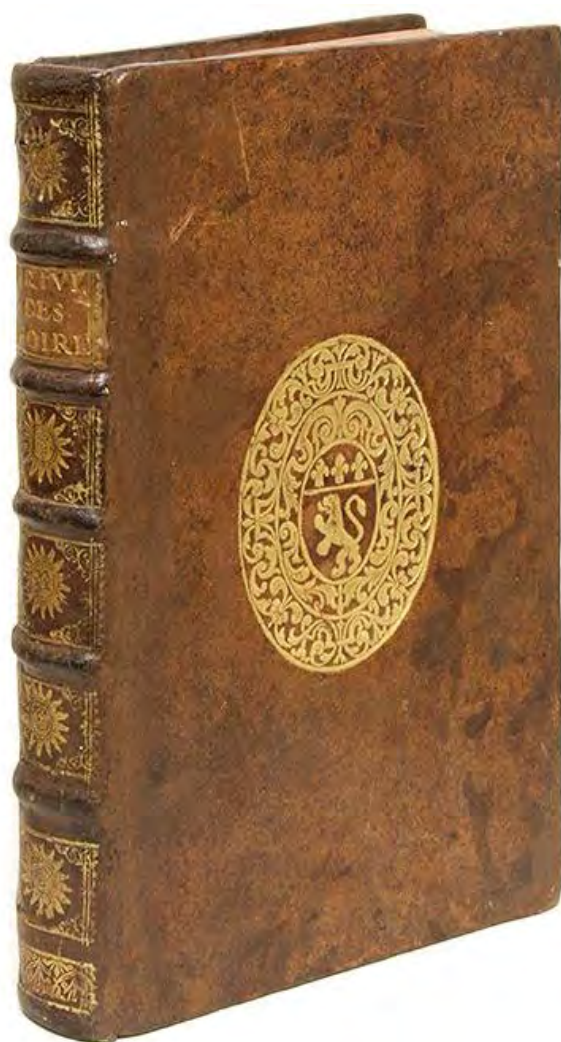
Livingston Solicits Criticism of His *System of Penal Law*

23. Livingston, Edward [1764-1836].
[Plumer, William (1759-1850)].

Sir, You Will Herewith Receive the First of Four Codes, Which Forms a System of Penal Law, Prepared for the State of Louisiana. [Running Title]. New York, November 29, 1824.

Single sheet folded once to form two 9-3/4" x 7-1/4" leaves. Printed text on recto of first leaf, signed in type, verso of second leaf addressed. Light toning, a bit of discoloration to corners, fold lines, fold between the two sheets torn, but mended on verso with archival tape, small stain from sealing wax, light rubbing to edges. A rare item. \$750.

* Livingston mailed this circular letter to distinguished jurists and political figures to solicit feedback on the final draft of the first part of his *System of Penal Law*. It was, in effect, a cover sheet. He explains the nature of the code and asks his readers "to note in the margin such observations as occur to you for its amelioration, and to communicate them to me with your first leisure. He ends his letter with a request for "the aid of your learning, experience, and judgment, to supply what is deficient, and to correct what is erroneous in the work." Plumer, the recipient of this copy was an important New Hampshire lawyer, politician and Baptist lay preacher. He is best known for his efforts to convert Dartmouth College into a public institution while governor of New Hampshire, a post he held in 1812-1813 and 1816-1819. His efforts resulted in the great U.S. Supreme Court case *Trustees of Dartmouth College v. Woodward*. Livingston's circular is a rare item. However, a few copies are found today bound into copies of the *System*. Shaw and Shoemaker, *American Imprints* 16927. [Order this Item](#)



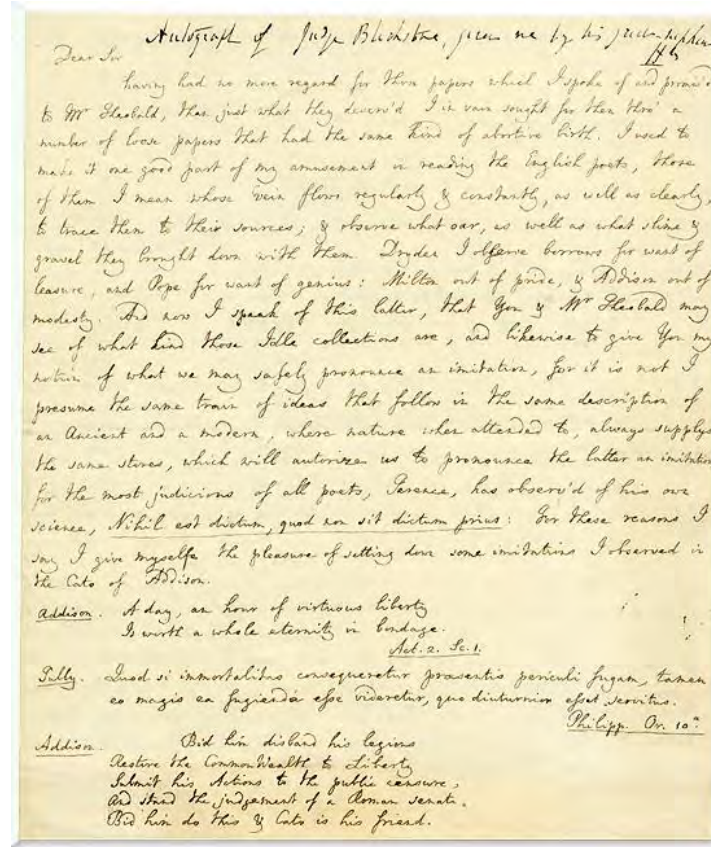
1649 Restatement of Laws Governing the Fair of Lyons

24. [Lyon].

Privileges des Foires de Lyon, Octroyez par les Roys Tres-Chrestiens par les Roys Tres-Chrestiens, Aux Marchands François & Etrangers y Negocians sous Lesdits Privileges, Ou Residens en Ladite Ville. Lyons: Par Guillaume Barbier, 1649. xvi, [8], 398, [8] pp. Quarto (9-1/4" x 6-1/2").

Contemporary sheep, large gilt-stamped arms of Lyons to centers of boards, gilt spine with raised bands and lettering piece. Light rubbing, corners bumped. Woodcut arms of Lyons to title page. Moderate toning, somewhat heavier in places, some leaves have faint dampspotting, a few passages have early marks or underlining. A handsome copy. \$1,500.

* Only edition. Lyons's location in central France at the confluence of two major rivers (the Rhône and Saône) helped to establish the city as a trading center and an ideal location for trade fairs. By the late fifteenth century, fairs produced by Italian merchants made Lyons the banking center of France. Given its economic importance, and the jealousy of other cities and, on occasion, kings of France, the city was careful to record and assert its rights. As much a political statement as it a legal handbook, the *Privileges* is a compilation of laws, orders, privileges and other legislation granted to the fair of Lyons from 1349 to 1563. OCLC locates 3 copies in North American law libraries (George Washington University, UC-Berkeley, Yale). *Goldsmiths' Catalogue of Economic Literature* 1012. [Order this Item](#)



Blackstone Discusses Shakespeare

25. [Manuscript].

Blackstone, Sir William [1723-1780].

[Steevens, George (1736-1800)].

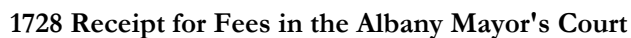
[Autograph Letter (in Third Person) to George Steevens, London, Lincoln's Inn Fields, 26 April 1779].

[And]

[Autograph Transcription Signed ('W.B.'), 1 April 1779, London, Lincoln's Inn Fields, 26 April 1779].

Two 9-1/2" x 7-1/2" bifolia, five pages of text (both with archival guard at inner edge). Light toning, vertical and horizontal fold lines. "Autograph of Judge Blackstone, given me by his great-nephew" to head of autograph transcription. \$12,500.

* Blackstone's observations on Shakespeare. Addressed to the eminent Shakespearean George Steevens, the letter discusses Blackstone's critical notes on Shakespeare, which were ultimately published the following year (after his death) in Edmund Malone's supplement to the 1778 edition of Shakespeare's plays by Samuel Johnson and George Steevens. Blackstone returns a transcription of the notes "together with the new ones that have occurred on a transient Perusal of Mr Steevens's second edition. He will see that Sir W[illiam]m (Author-like) continues a little prejudiced in favour of One of his Emendations, which Mr Steevens is afraid of proposing: but, to make amends, he has given up another to Mr Steevens's more accurate Judgement." He adds that there is no need to send a transcript of the new "observations," and concludes with a note on a legal case: "Inquiry has been made at the Exchequer; - & [the] Result is, that nothing can be done there till the Fine is estreated, & then it may be discharged upon Motion supported by Affidavit." The autograph transcription that accompanies the letter is a carefully exact copy of a letter written by William Warburton [1698-1779], the churchman, writer and literary critic best known for his editions of Pope and Shakespeare, in 1726. It discusses literary imitation in the works of English poets, especially Addison's *Cato*. [Order this Item](#)



[*Receipt for Court Fees, Signed*]. Albany, NY, January 9, 1728. Single 13" x 8" leaf.

* As part of his penalty in a suit lost in the Albany Mayor's Court, William Crawells was compelled to pay the court costs. These included fees for the preparation and filing of documents, fees for the clerk and other court officers and a tax fee owed the mayor of Albany. Rutger Bleecker was Albany's mayor from 1726 to 1728. The Bleeckers were a prominent family in the region. Three members served as Mayors of Albany. Along with Rutger, they were his father, Jan Jansen Bleecker [1641-1732], and his brother Johannes Bleecker, Jr. [1668-1738]. [Order this Item](#)



1631 English Manuscript Court Record of Divorce Proceedings

27. [Manuscript].

[Divorce].

[Great Britain].

[Divorce Proceedings Between Thomas and Ann Hooton]. Bebington, Cheshire, 9 March 1631. [4] pp. Folio (12" x 8").

Moderate toning, light soiling and a few minor stains, heavier soiling to p. [4], untrimmed edges, three vertical fold lines, three small chips to bottom edges with minor loss to text. Content in Latin in neat hand to rectos and versos, a few brief notes in pencil to margins, docketed on verso of p. [4]. \$1,500.

* This court document records the initiation of the divorce proceedings of Thomas and Ann Hooton, a couple who lived in Bebington, Cheshire, a small town in the north of England about 5 miles from Liverpool. At this time divorces took place in the Ecclesiastical Courts. Its proceedings were conducted in Latin according to English Ecclesiastical Law. Little is known about these two, but records indicate that the Hootons were an old and prominent family in Cheshire. It was certainly a wealthy family. Due to their expense, and cumbersome invasive procedures, there were few divorces in seventeenth-century England, so manuscripts such as ours are rare. [Order this Item](#)



Three Eminent Civilians Submit Their Opinion on an Admiralty Case

28. [Manuscript].

Godolphin, John [1617-1678].

Clerk(e), William [d. 1655].

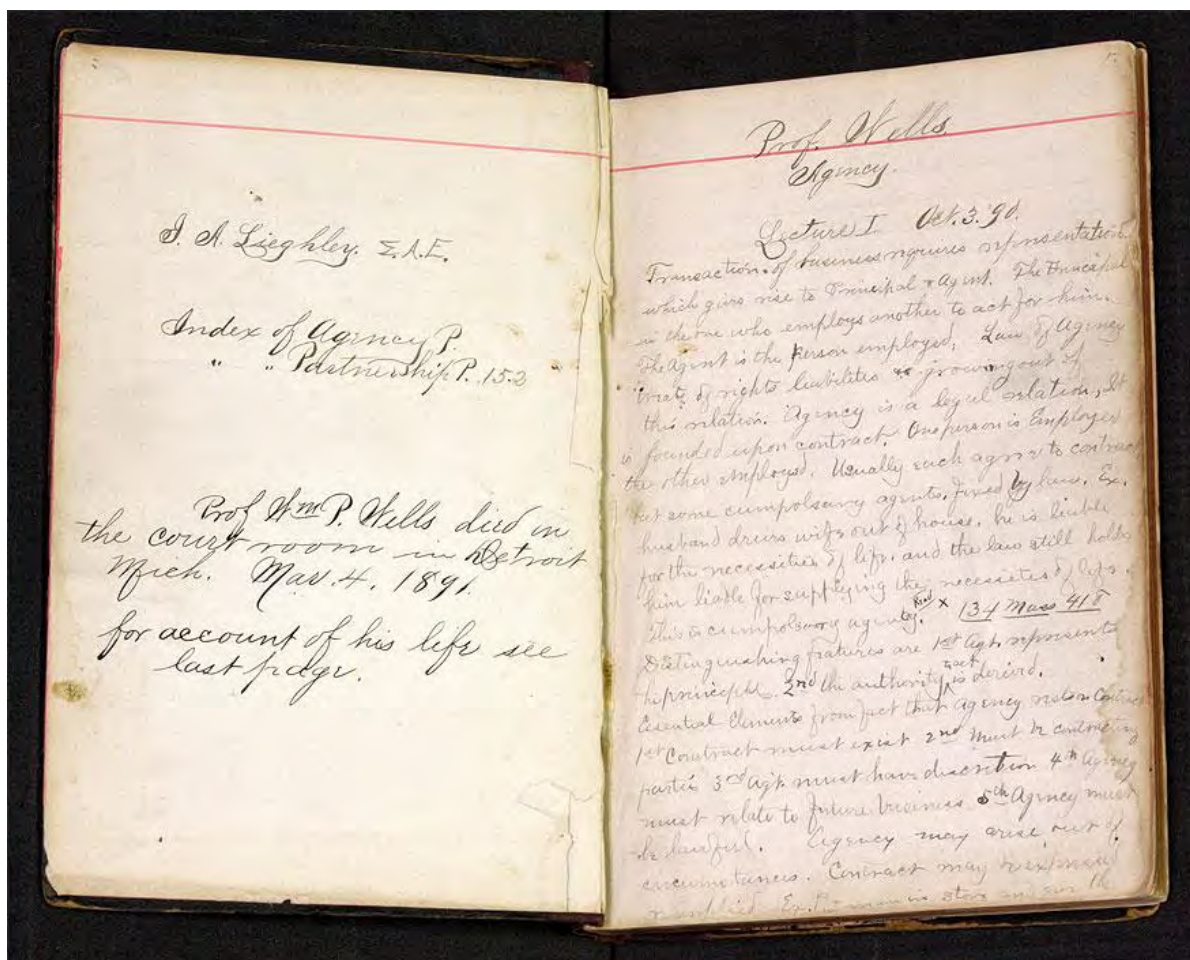
Cocke, Charles George [d. 1682].

[Legal Opinion Submitted to the Committee of Admiralty and Navy, Doctors' Commons, London, July 19, 1654].

Single leaf folded to form 11-1/2" x 7-3/4" bifolium with integral address leaf, franked on verso of second leaf. Light toning and soiling, vertical and horizontal fold lines, chip to bottom edge of second leaf with no loss to text, wax seal mostly intact. \$1,750.

* Godolphin, Clerk(e) and Cocke, three eminent civil lawyers and judges of the Court of Admiralty, were asked to resolve a salvage issue concerning the formerly Royalist ship *Revenge*, renamed the *Marmaduke* after its capture. In this opinion the judges declare that the ship "is by law the Commonwealths, neyther is shue within the Letter of the Law of Salvage, for a halfe part..." This letter is notable, in part, as an example of the various legal issues raised by the English Civil War. It is also interesting as an example of an English civil-law opinion, a counterpart to a European *consilium*. From the Year Books onward, court reporting provided ample documentation of the development of the common law, much of it judge-made. The parallel development of English civil law, much of rising from opinions such as our example, never enjoyed the same degree of documentation. Examples such as ours are valuable contributions to the history of English civil law.

[Order this Item](#)



Lecture Notes Compiled by a
Student at the University of Michigan Law School in 1890-1891

29. [Manuscript].

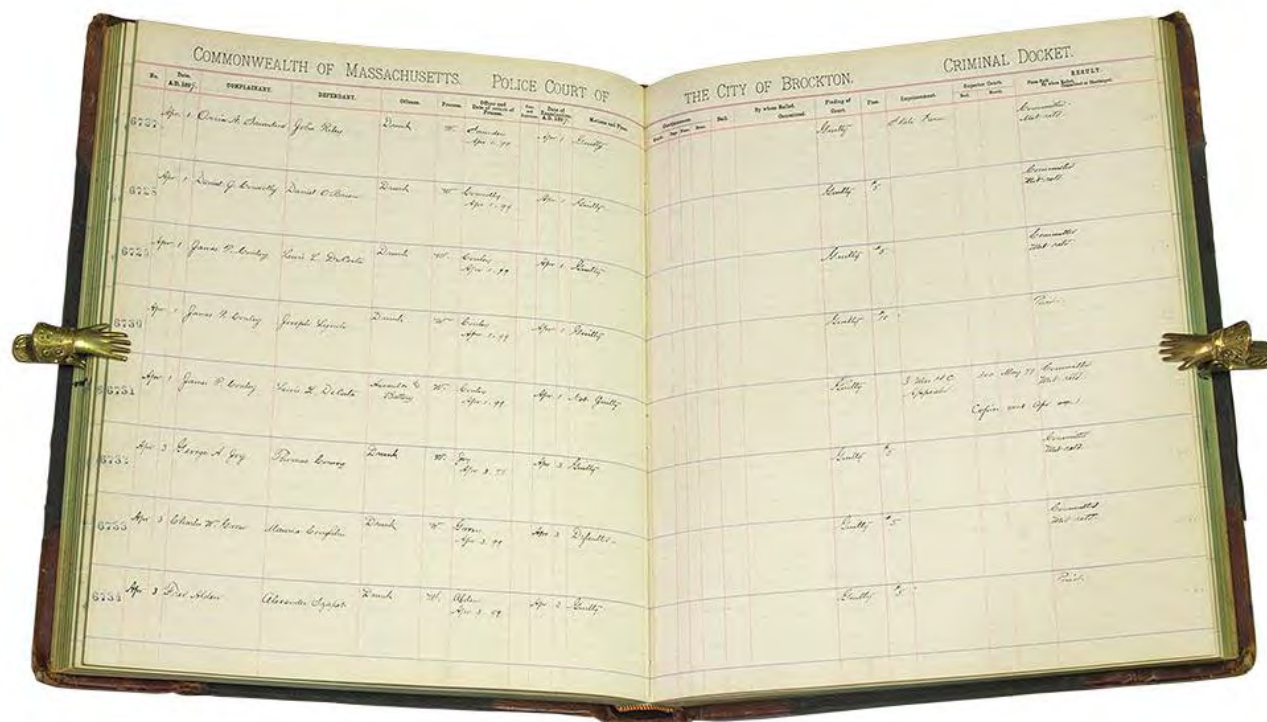
[Lieghley, I.A.].

[Wells, William P (1831-1891)].

[Lecture Notes from Courses on Agency and Partnership Taught by Prof. Wells]. [Ann Arbor, October 3, 1890-March 4, 1891]. 161 [i.e. 191] pp. Quarto (9" x 6").

Quarter cloth over pebbled paper. Light rubbing to boards, heavier rubbing with some wear to extremities, hinges cracked, binding still intact. Light toning to interior, content in clear hand to rectos and versos of pp. 1-186, occasional annotations to final 28 leaves, including an index, additional annotations to endleaves, newspaper obituary of Prof. Wells affixed to rear endleaf. \$750.

* This notebook offers an opportunity to "audit" two courses taught at the University of Michigan in the early 1890s by one of its leading professors. These appear to be notes taken in class. Lieghley added an index at a later point. The notes indicate the durability of the lecture format at Michigan, but with some influence from the new case-method system. Lieghley signed the front pastedown and noted his membership in the Sigma Alpha Epsilon fraternity. The lower part of the page contains a note stating the date of Professor Wells's death. Wells, the Kent Professor of Law, taught at the university from 1874 to 1891. After Thomas M. Cooley, he was the most distinguished member of Michigan's faculty in the late nineteenth century. Little is known about Lieghley. Martindale directories from 1890s and early 1900s indicate that he had a private practice in Detroit. [Order this Item](#)



Criminal Activity in Brockton, Massachusetts, 1898-1899

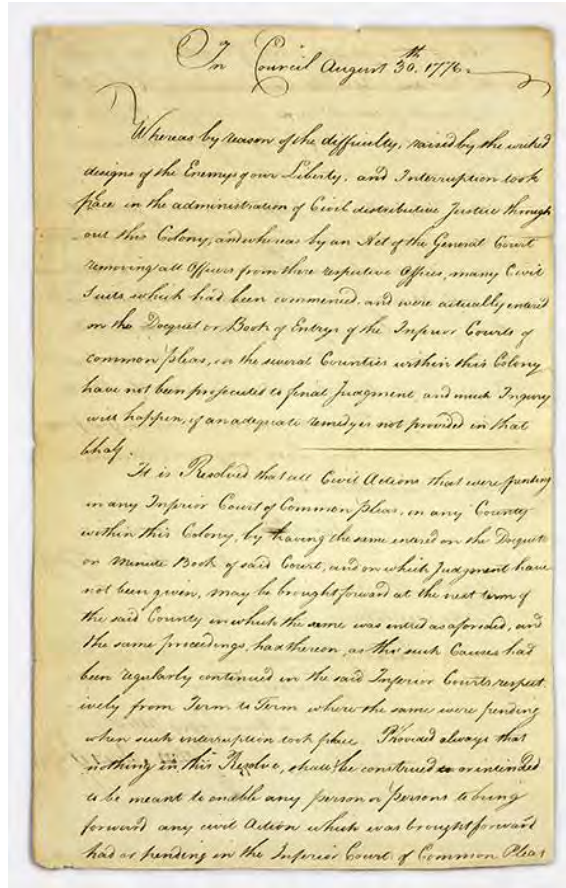
30. [Manuscript].

[Massachusetts].

Commonwealth of Massachusetts, Police Court of the City of Brockton, Criminal Docket [Running Title]. [Brockton, MA, 1898-1899]. [330] pp. Quarto (14-1/4" x 11-1/2").

Three-quarter calf over pebbled cloth, gilt rules to boards, gilt-edged raised bands and gilt title to spine, marbled endpapers. Light rubbing and a few minor scuffs and stains to boards, moderate rubbing to extremities. Part-printed ruled ledger. Light toning to interior, text in neat hand to rectos and versos of most leaves. A well-preserved item. \$950.

* This docket provides a fascinating chronicle of criminal activity in a large New England industrial town at the end of the nineteenth century. Each entry is organized under the following headings: Date, Complainant, Defendant, offence, Process, Offer and Date of Return of Process, Date of Examination, Motions and Pleas, Continuances, Bail, By Whom Bailed; Committed, Finding of Court, Fine, Imprisonment, Superior Court and Result. The numerous offenses found here include possession of a dangerous weapon, assault on a police officer, an attempt to rescue a prisoner, breaking and entering, breaking glass in a building, burning a barn, burning a fence, contempt of court, cruelty to animals (horses, cows), defacing a school house, defrauding an inn keeper, disorderly conduct, diverting electric current, using electricity unlawfully, evading payment, embezzlement, fornication, gaming, theft, gaming on the Lord's Day, selling adulterated butter, reselling lottery tickets, illegal transportation of intoxicating liquors, keeping a child from school, lewd and lascivious cohabitation, lewdness, maliciously injuring a tree, failure to support a child, failure to support a wife, fraud, rape, riding a bicycle over 10 miles an hour, selling cigarettes to a minor under 16, sodomy, vagrancy, trespassing and selling drugs without a pharmacy licence. A large percentage of these cases involve alcohol and alcoholism. Some defendants were fined, others were jailed, sent to the state farm, placed on probation, issued warrants, dismissed for want of prosecution, released from the police station, bailed out or sentenced to the reformatory. [Order this Item](#)



**Massachusetts Addresses Judicial
Difficulties Raised by the Declaration of Independence**

31. [Manuscript].
[Massachusetts].
[General Court].
[American Revolution].

In Council. August 30th, 1776. Whereas by Reason of the Difficulty, Raised by the Wicked Designs of the Enemy's of Our Liberty, An Interruption Took Place in the Administration of Civil Distributive Justice Throughout the Colony...

Single leaf folded to from 11-1/2" x 7-1/4" bifolium. Light browning and edgewear, split neatly into two leaves, three horizontal fold lines, most with partial splits. Content in neat hand to recto and verso of first leaf, manuscript docketed on verso of second. \$2,500.

* Signed and attested by John Avery, Secretary. Written six weeks after the Declaration of Independence, this resolve of the Massachusetts House of Representatives concerns the disposition of civil suits now that the Revolution was officially underway. It explains in detail the means for handling civil suits interrupted by the removal of court officers. The text continues (from above): "...and whereas by an Act of the General Court removing all Officers from their respective offices, many Civil Suits which had been commenced and were actually entered on the Docquet or Books of Entry of the Inferior Courts of common pleas, in several Counties within this Colony have not been prosecuted to final judgment, and much Injury will happen if an adequate remedy is not provided in that behalf; It is Resolved that all Civil Actions that were pending in any Inferior Court of Common please in any County within this Colony, by having the same entered on the Docquet of Minute Book of said Court, and on which judgment have not been given, may be brought forward at the next term of the said County in which the same was entered..." [Order this Item](#)



Two Handsome German Treatises on Forest and Water Law, One Illustrated with 20 Charming Woodcuts

32. Meurer, Noe.

Jag und Forstrecht, Das Ist, Unterricht, Chur, und Fürstlicher Landt auch Graff und Herrschafften und Anderen Obrigkeiten Gebiet von Verhauung un Widerhauung der Waeld vnd Geboeltz... Weiter sind Herzu Kommen Etliche Gute Consilia wie sie in Etlichen an dem Hochloelichen Keyserlichen Cammergericht Rechthengigen Sachen dieser Materien Referiert und mit Urtheil Seind Entscheiden Worden. Sampt Etlichen Guten Colectanien Dergleichen Hievor nie Gedruckt Sind. Erstlichen Ausgangen durch den Ernuesten und Hochgelarten Noe Meurer der Rechten Doctor vnd Churfuerstlicher Pfaltzgraenischer Rabt Jetzundt von im Auffs Neuwe Wederumb... Corrigiert und mit Dreyen Theilen Gemehrt vnd Gebessert... Frankfurt: Durch Paulum Reffeler, in Verlegung Sigmund Feyerabends, 1576. [iv], 205 ff.

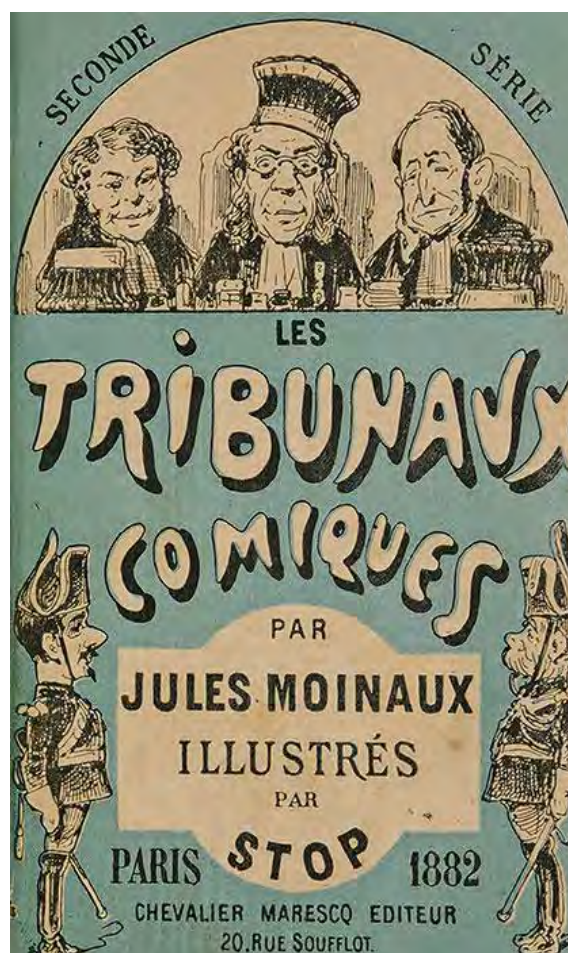
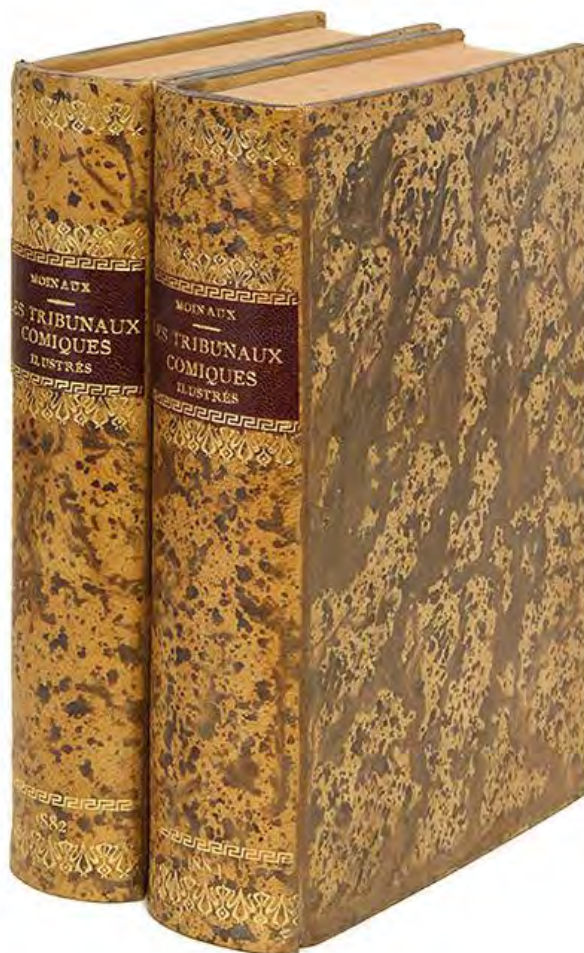
[Bound with]

Meurer, Noe.

Wasser Recht Unnd Gerechtigkeit Fürnemlich des Weitberühmbten und Boltreichen Rheinstrams wie Derselbig Gleich als ein Richter am Gestaden Jetzt dem einen Gebe dem andern Nemme: Item von Inseln, Awen, Wäiten auch Berb oder Bauch des Rheins, Sampt Andern Desselben Mehr Anhangenden vnd zu Gehörigen Gerechtigkeiten als der Oberkeit, Gestaden, Ufern, Leinpfad, Schiffung, Vogelweid, Salmen und Goltgründen, Eysbrüchen, Altwassern, Was Derwegen in Rechten Fürsehen und Sonst nach Gemeinem Gebrauch Gehalten Werde. Der Ander Tractat vom Rhein auch Andern Schiffreichen und mit Schiffreichen Gemeinen und Eygenen Fliessenden und Stilstehenden Stramen Flussen und Wassern, In was Unterschied Dieselben sein, Wie solche Wassergerechtigkeiten Zubekomen und Herviderumb Verloren Werden. Frankfurt: [Nikolaus Basse], 1570. [viii], 66 ff. Lacking final four leaves, an index.

Folio (12-1/2" x 8"). Contemporary limp vellum, early hand-lettered titles to spine, endleaves renewed. A few minor stains, spine somewhat darkened, front hinge partially cracked. Title pages printed in red and black, large woodcut head and tail-pieces and initials, *Jag und Forstrecht* illustrated with 20 large woodcut illustration, German sections printed in handsome *Fraktur* type. Light toning to text, somewhat heavier in places. Volume housed in light shelfworn and lightly dampspotted paper-covered slipcase with hand-lettered title to spine. Handsome copies of two scarce volumes. \$5,000.

* First editions. Text in German and Latin. Based on an earlier work, *Von Forstlicher Oberherrlichkeit* (1560), *Jag und Forstrecht* is a comprehensive treatise on forest, game and water laws under the Holy Roman, Roman legal systems, with some comparative commentary on German customary law. Grounded in Holy Roman and Roman law, *Wasser Recht* deals specifically with riparian and water-rights, principally fishing and navigation on the Rhine River. Editions of both titles are scarce. OCLC locates 2 copies of the of 1576 edition of *Jag und Forstrecht* in North America (Harvard, Yale), 3 copies of the 1570 edition of *Wasser Recht* (Harvard Law School, Library of Congress, University of Michigan Law School). *Verzeichnis der im Deutschen Sprachbereich Erschienenen Drucke des 16. Jahrhunderts* M4997, ZV22483. [Order this Item](#)



Witty Nineteenth-Century Illustrated Accounts of Trials in the Criminal Courts of Paris

33. Moinaux, Jules [1825-1895].

"Stop," Illustrations.

Les Tribunaux Comiques. [2e Série]. Paris: A. Chevalier-Marescq, 1882. [iv], xxx, 395 [1] pp. Frontispiece. Illustrations. [With]

Moinaux, Jules.

"Stop," Illustrations.

Silvestre, Paul Armand [1837-1901], Introduction.

Les Tribunaux Comiques. [3e Série]. Paris: A. Chevalier-Marescq, 1884. xii, 383 pp. Frontispiece. Illustrations.

Illustrated publisher wrappers bound into later mottled calf, gilt fillets and morocco lettering pieces to spines, marbled endpapers. Negligible light rubbing to extremities, light toning and light foxing to text. \$500.

* First issues. Moinaux was a notable French writer, playwright and librettist. Written over several years, his humorous accounts of trials in the criminal courts of Paris appeared in such publications as *La Gazette des Tribunaux* and *Le Charivari*. Embellished with witty illustrations by Stop, *Les Tribunaux Comiques* are illustrated collections of these pieces. He published five volumes, the first in 1882, the last in 1894. Each is complete in itself and bibliographically distinct.

[Order this Item](#)



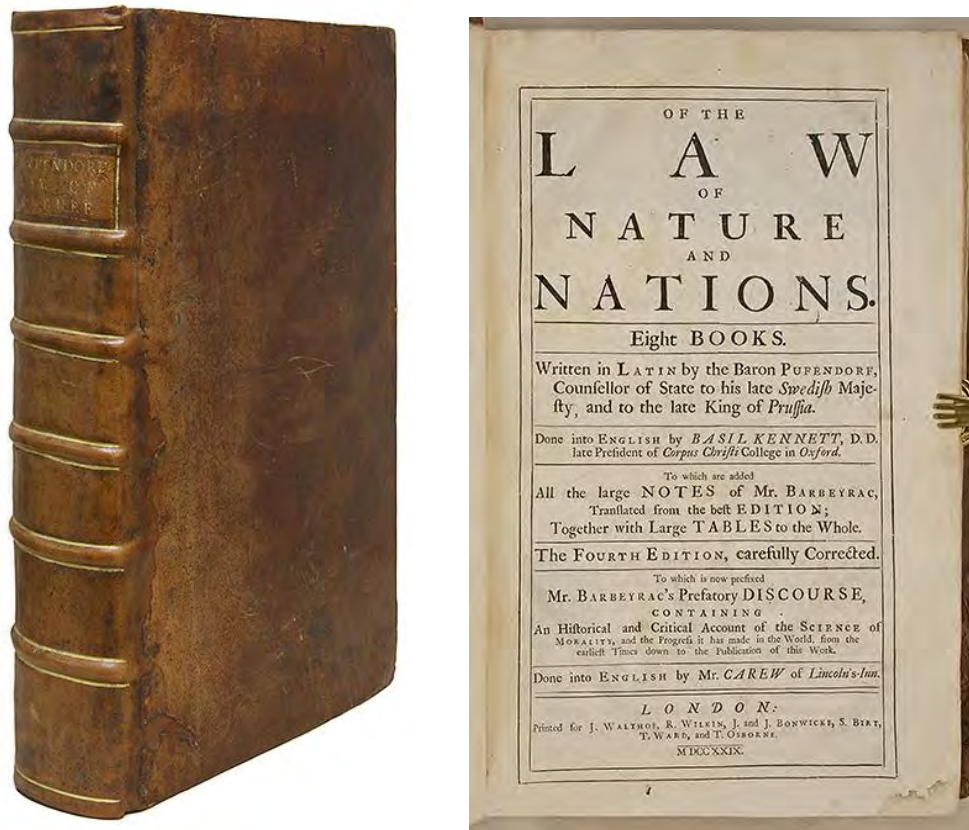
The First Treatise on Usury

34. Platea, Franciscus de [d. 1460].

[*Opus Restitutionum, Usurarum, Excommunicationum*]. [Venice: Johann von Köln and Johann Manthen, 25 March 1474]. [150] ff. Lacking final leaves, both blanks. Collation: *-**8, a-b10, c-d8, e10, f12, g-n10, o8]. Quarto 8" x 5-1/2" (20 x 14 cm).

Contemporary limp vellum, early hand-lettered title to spine, head of spine reinforced, speckled edges, ties lacking. A few minor faint stains, chip to foot of spine, another chip and minor worming to front joint near foot, light wear to corners, vellum just beginning to crack through pastedowns, hinges starting. 40-line text in parallel columns, 4 large (9-line) illuminated initials, 3-line initials in red and blue with printed guides, red and blue paragraph marks. Light toning, some leaves have annotations in a later hand, section of small later copperplate bookplate to upper left-hand corner of *2v (first index leaf) obscuring a bit of text, early struck-through annotation to foot of that leaf. An appealing copy. \$13,000.

* Platea's was the first treatise devoted to usury and its punishment. Its first two editions were published in Padua c. 1472 and Venice in 1472. It reflected the commercial nature of Venice, the most active and wealthy city of the late-fourteenth century, which owed much of its financial success to loan-bearing investments. Indeed, increasingly stringent prohibitions of usury compelled Venetian authorities to admit Jewish bankers to the city. A standard work, later fifteenth-century editions of Platea's treatise were published in 1473, 1474, 1475 1477 and 1489. All are scarce. OCLC locates 4 copies in North American law libraries (George Washington University, Harvard, Library of Congress, UC-Berkeley). Goff, *Incunabula in American Libraries* P755. *Gesamtkatalog der Wiegendrucke* M00828. [Order this Item](#)



Early English Edition of Pufendorf's *Law of Nature and Nations*

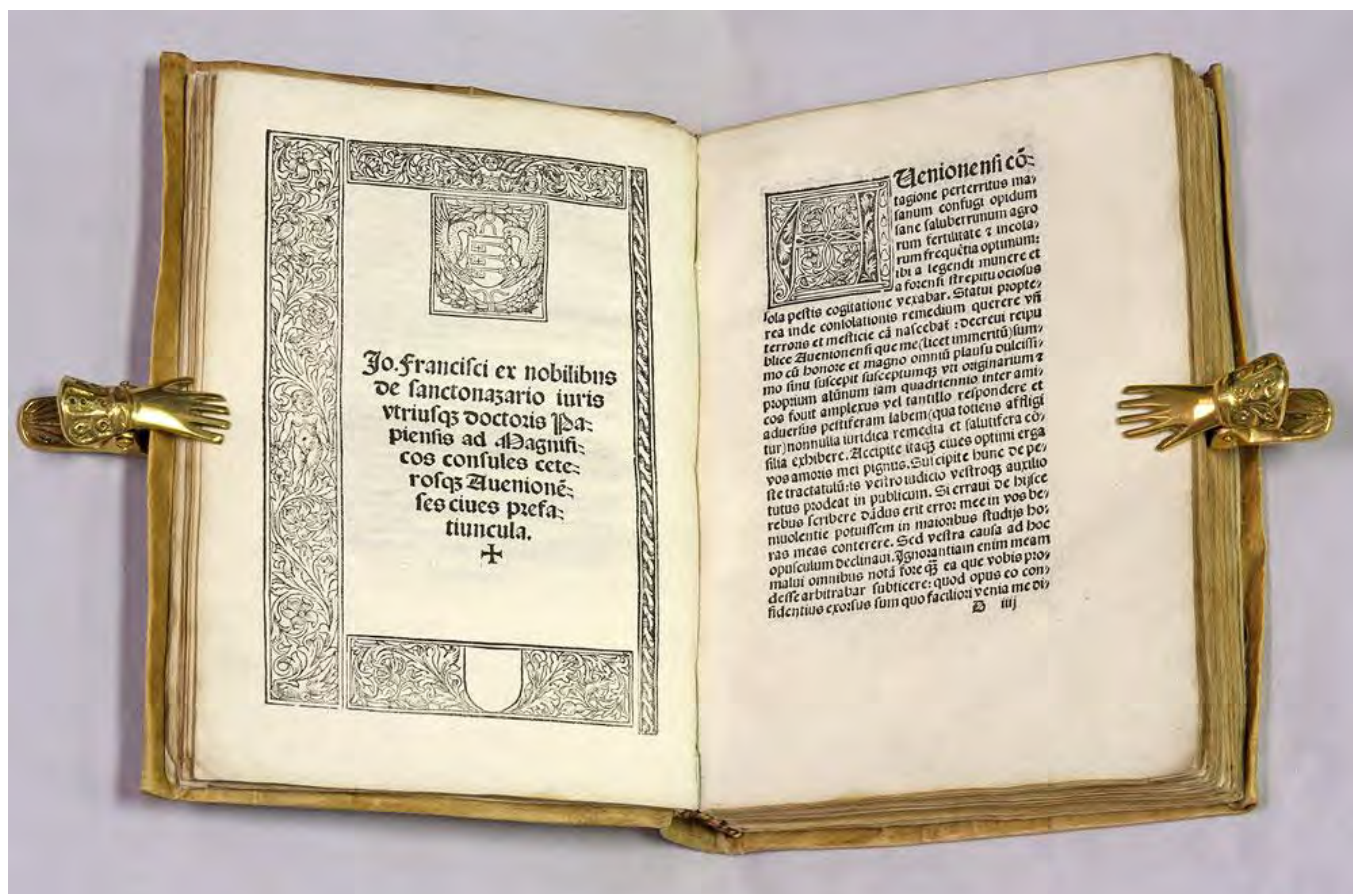
35. Pufendorf, Samuel von [1632-1694].

Barbeyrac, Jean [1674-1744], Prefatory Discourse.

Of the Law of Nature and Nations. Eight Books. Written in Latin by the Baron Puffendorf. Done Into English by Basil Kennet. Carefully Corrected, with Two Tables. To Which Are Added All the Large Notes of Mr. Barbeyrac, Translated From the Best Edition; Together with Large Tables to the Whole. Carefully Corrected. To Which is Now Prefixed Mr. Barbeyrac's Prefatory Discourse, Containing an Historical and Critical Account of the Science of Morality, and the Progress It has Made in the World, From the Earliest Times Down to the Publication of This Work. Done Into English by Mr. Carew. London: Printed for J. Walthoe, R. Wilkin, [et. al.], 1729. [xxiv], 316, 321-480, 477-878, [4], [22]; [iv], 39, 44-88 pp. Pagination irregular. Complete, but index, [4], [22], misbound. Main text in parallel columns. Folio (13-3/4" x 8-1/2").

Contemporary calf, rebaked in period style with gilt-edged raised bands and retained contemporary lettering piece, hinges, upper corners of boards and upper corner of front free endpaper mended. Light rubbing and some shallow scuffing to boards, moderate rubbing to board edges, corners bumped. Light toning to text, minor dampstains in a few places, negligible light soiling to title page, recent owner signature to front free endpaper. A handsome copy. \$650.

* Fourth English edition. In 1662 Pufendorf was appointed to the first modern professorship in natural law (at the University of Heidelberg). In 1670 he became professor of natural law at the University of Lund in Sweden. First published in 1672, *De Jure Naturae et Gentium* is his principal work and a landmark in the history of natural and international law. It proposed a thorough system of private, public, and international law based on natural law. Beginning with a consideration of fundamental legal ideas and their various divisions, Pufendorf proceeded to a discussion of the validity of customs, the doctrines of necessity and innate human reason. The work is significant in part because it developed principles introduced by Grotius and Hobbes. Unlike Hobbes, Pufendorf argued that peace, not war, was the state of nature, and he proposed that international law was not restricted to Christendom. *English Short-Title Catalogue* N61031. [Order this Item](#)



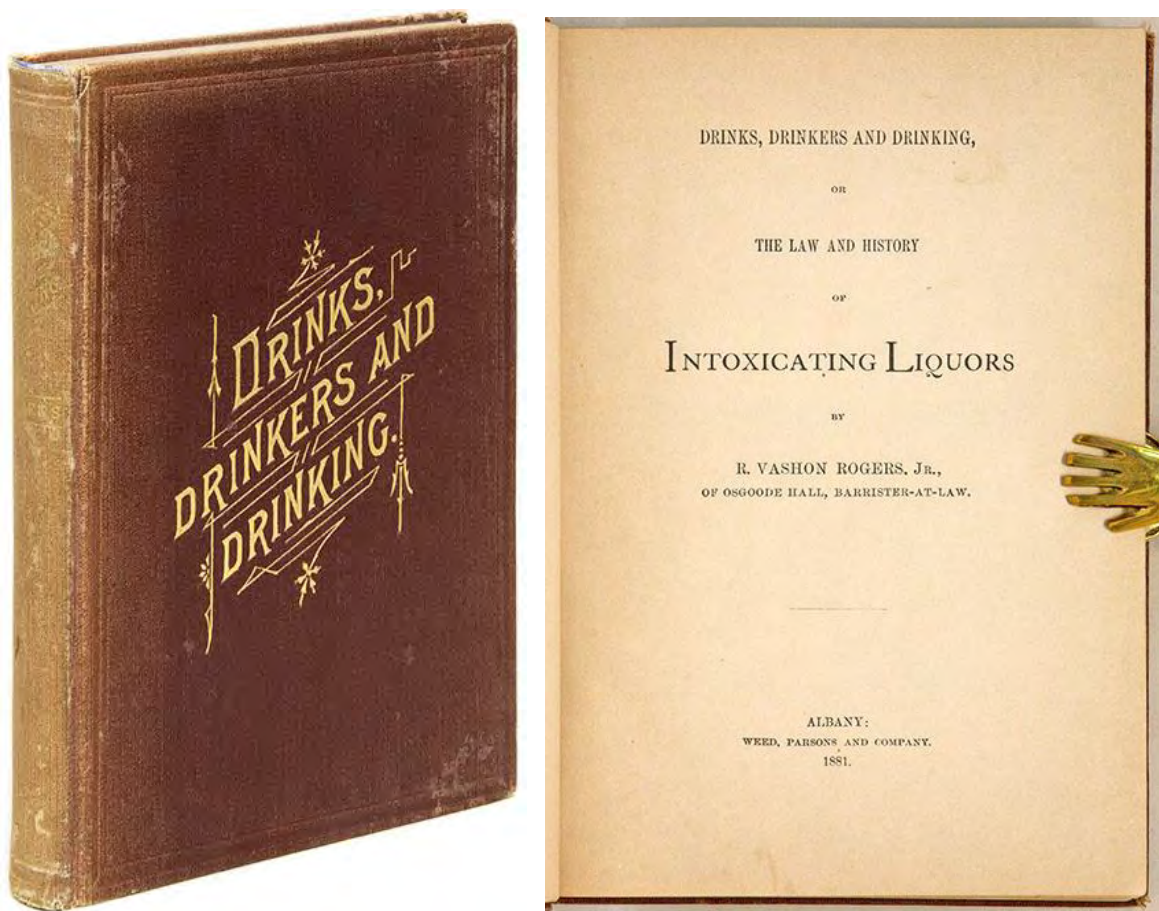
The First Legal Work Written About Plague

36. Riva di San Nazarro, Gianfrancesco [c.1480-1535].

De Peste, Libri Tres. [Avignon: Per J. De Channey, 12 September 1522]. [xxviii], 162 pp. Three woodcut text illustrations. Quarto 8-1/4" x 6" (21 x 15 cm).

Contemporary limp vellum with lapped edges and fragments of thong ties, raised bands to spine. Some soiling, spine darkened, minor wear to head of spine and corners. Title page printed within handsome woodcut architectural border, the two dedications commence with leaves with woodcut architectural borders and the coat of arms of the dedicatee, the first dedication also feature a woodcut vignette of the author presenting his book on bended knee, woodcut decorated initials and printer device. Light toning to text, somewhat heavier in places, soiling and light foxing to a few leaves, brief annotations, manicules and underlining in a contemporary hand throughout, later owner signature to foot of p. [iii]. A handsome copy of a rare title. \$7,500.

* First edition, one of two issues from 1522, the other published in Lyon by Jacques Secon, priority uncertain. Riva di San Nazarro, a Lombard noble, was a learned jurist and humanist scholar. His many works, all commentaries on aspects of Roman and canon law, went through several editions and were often excerpted and anthologized. As suggested by its title *De Peste* is a treatise on Roman and canon law concerning issues relating to plagues. The first legal work written about plague and one of the very first books on public health law, it reflects the near-annual occurrence of plague in early-modern Europe. All editions are scarce. OCLC locates 4 copies of the first edition, all of the Avignon issue, in North American law libraries (George Washington University, Harvard, Library of Congress, UC-Berkeley). *Universal Short-Title Catalogue* 110507. Order this Item <http://www.lawbookexchange.com/details.php?record=67475>



1881 Study on the Law and Social History of Drinking

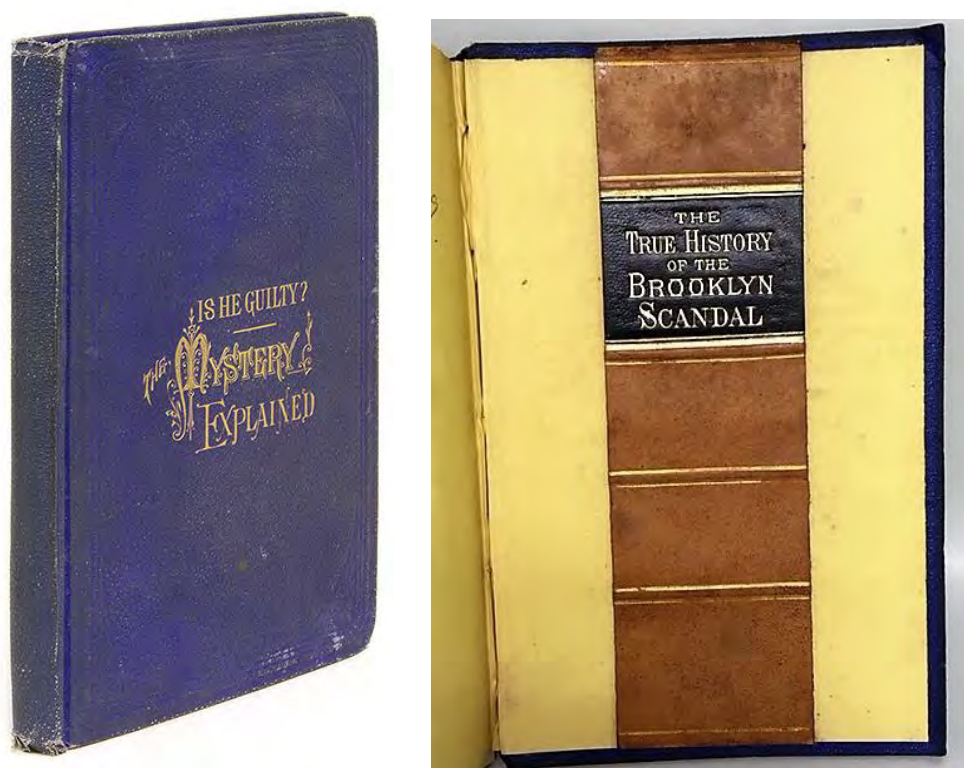
37. Rogers, R. Vashon.

Drinks, Drinkers and Drinking, Or the Law and History of Intoxicating Liquors. Albany: Weed, Parsons and Company, 1881. iv, 241 pp. Quarto (7-1/4" x 5-1/4").

Cloth, gilt rules and title to front board, gilt title to spine. Light rubbing to boards, moderate rubbing to extremities with minor wear to spine ends and corners, some fading to spine, early owner stamps to pastedowns, front free endpaper detached, light toning to text. \$500.

* Only edition. In a manner similar to twentieth century sociological jurisprudence, this book presents an interesting history of drinking that blends sociology, law and legislation. The latter chapters examine the current laws of the United States and Canada in theory and practice. Rogers, a Canadian barrister, was the author of several titles in the popular series *Legal Recreations*, which included books on transportation law, hotel law, medical jurisprudence and other subjects. Not in the *Harvard Law Catalogue* or the *British Museum Catalogue*. Order this Item

<http://www.lawbookexchange.com/details.php?record=68284>



Salesman's Sample Book for a Popular Account of a Sensational Trial

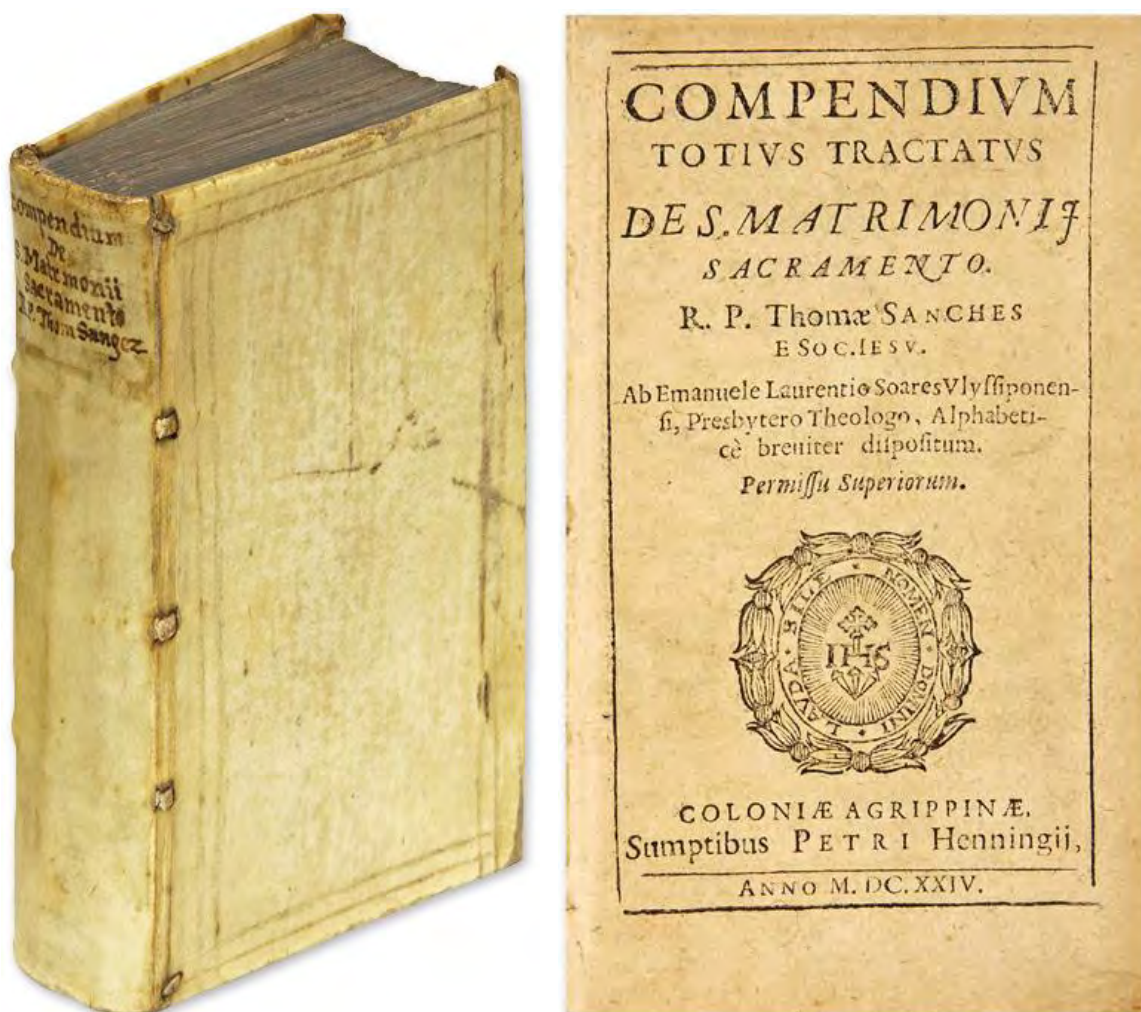
38. [Salesman's Sample Book].

Marshall, Charles F.

The True History of the Brooklyn Scandal: Being a Complete Account of the Trial of the Rev. Henry Ward Beecher, Or Plymouth Church, Brooklyn, Upon Charges Preferred by Theodore Tilton, Including All the Original Letters, Documents and Private Correspondence, With Biographies of the Leading Actors in the Great Drama. Containing Also the Full Statements of Moulton, Beecher, And Tilton, And Many Additional Facts, Private Letters, Etc., Never Before Published. Illustrated with Numerous Fine Engravings and Portraits. Philadelphia: National Publishing Company, 1878. [ii], [128], [28] pp. 1 of 2 folding leaves (advertising another book). 7 woodcut plates. Woodcut text illustrations. Octavo (8-1/4" x 5-1/2").

Original pebbled cloth, blind frames to boards, gilt caption (*Is He Guilty? Mystery Explained*) to front board, blind-stamped caption to rear, sample pebbled-cloth backstrip affixed to front pastedown, sample calf backstrip to rear. Light rubbing to boards, moderate rubbing to extremities, corners and spine ends bumped, small early owner bookplate to front free endpaper, section of final leaf and following endleaf lacking (with no loss to text). Moderate toning to text, light edgewear and clean tear to folding leaf. An interesting piece of law book publishing and marketing history. \$450.

* This sample book was used to sell copies of a popular account of one of the most sensational trials of the day. The pastor of Brooklyn's Plymouth Congregational Church and a spokesman for abolition and other progressive causes, Beecher was one of the most prominent clergymen and public intellectuals in nineteenth-century America. In the famous scandal known as the Beecher-Tilton Affair he was tried on charges that he had committed adultery with a friend's wife, Elizabeth Tilton. Tilton sued Beecher in 1875. Though probably guilty, Beecher was not convicted and his reputation survived intact. National's book is a fairly hefty book, a 617-page octavo. The considerably lighter sample book was carried door-to-door by salesmen. It contains the front matter, selected chapters and plates, sample backstrips, a folding table with a set of bullet points to promote the book, and 28 pages of ruled leaves in which to list subscribers. The folding leaf promotes another National title: the *New Illustrated Devotional and Practical Polyglot Family Bible*. See [Item 42](#) [Order this Item](#)



**Notable Seventeenth-Century
Jesuit Treatise on Marriage and Marriage Law**

**39. Sanchez, Tomas [1550-1610].
Soarez, Emanuel Laurentius, Editor.**

Compendium Totius Tractatus de S. Matrimonii Sacramento. Ab Emanuele Laurentio Soares Ulyssiponesi, Presbytero Theologo, Alphabetice Breviter Dispositum. Cologne: Sumptibus Petri Henningii, 1624. [xxiv], 455 pp. 12mo. (5-1/4" x 3-1/4").

Contemporary vellum with lapped edges, ties lacking, blind rules to boards, early hand-lettered title to spine. A few minor scratches, light soiling to spine, boards slightly bowed, vellum just beginning to crack through pastedowns, early owner signature to front free endpaper, partial crack in text block between front endleaf and title page, moderate toning to text. Ex-library. Small bookplates to front pastedown and free endpaper. An attractive copy. \$500.

* Third edition. First published in 1621, this is a comprehensive reference work on the Jesuit view of marriage both as a Christian sacrament and an institution controlled in detail by canon law. Among other topics it addresses adultery, bigamy, cohabitation, impediments to marriage, excommunication, hermaphrodites, impotence, incest, sexual relations and infidelity. A popular work, it went through several editions into the eighteenth century. *Das Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 1:010985Z. [Order this Item](#)



**A Collection of English Satirical
Pamphlets, Many Rare, in a Contemporary Binding**

40. [Satire].

[Great Britain].

[*Bound Collection of Satirical Pamphlets on Legal and Political Topics*]. London, 1684-1712. 19 pamphlets (and 3 defective pamphlets). Octavo (6" x 3-3/4").

Contemporary paneled calf, raised bands and early hand-lettered title label (reading "Tracts") to spine. Light rubbing to boards, moderate rubbing to extremities, minor chip to head of spine, some chipping to edges of title label, corners bumped and somewhat worn. Moderate toning and light foxing to contents, margins of some pamphlets trimmed closely, just touching text in places, some leaves have light edgewear and dampspotting. \$9,500.

* Based on their viewpoint, this rare collection of satirical pamphlets was probably compiled and later bound by a High Tory. They deal with political, legal and social matters. Several concern the War of the Spanish Succession [1701-1714]. Contents (excluding the three defective pamphlets):

1. [Arbuthnot, John]. *A Complete Key to the Three Parts of Law Is a Bottomless-Pit* (London, 1712). 8pp. This edition with 4 lines of motto on title. English Short-Title Catalogue (ESTC) locates 6 copies. Not in British Library (BL)].

2. [Arbuthnot, John]. *Law is a Bottomless-Pit. Exemplified in the Case of The Lord Strutt, John Bull, Nicholas Frog, and Lewis Baboon. Who Spent All they Had in a Law-Suit* (London, 1712). 16 pp. This edition not in BL.

3. [Arbuthnot, John]. *John Bull In His Senses: Being the Second Part of Law is a Bottomless-Pit* (London, 1712). 16pp. This edition not in BL.

4. **[Arbuthnot, John]**. *John Bull Still in His Senses: Being the Third Part of Law is a Bottomless-Pit* (London, 1712). 32 pp. This edition not in BL.
5. **S[peed], R[obert]**. *The Counter-Scuffle... Whereunto is Added The Irish Entertainment. Written by W. & G.* (Dublin, 1684). 30 pp. Woodcut royal coat of arms on title, small ink marks on title. ESTC locates 2 copies.
6. **[Leslie, (Charles)]**. *A Short and Easie Method with the Deists. Wherein the Truth of the Christian Religion is Demonstrated...* (Dublin, 1699) 40pp. ESTC locates 3 copies.
7. *An Account of a Conference Between His Grace George, Late Duke of Buckingham, and Father Fitz-Gerald an Irish Priest: Whom King James II. Sent to His Grace in His Sickness, To Endeavour to Pervert Him to the Popish Perswasion* (Dublin, 1705). 24pp. This edition not in ESTC, ESTC lists editions for 1714 and 1726 only.
8. **Hoadly, Benjamin**. *The Happiness of the Present Establishment, and the Unhappiness of Absolute Monarchy. A Sermon Preach'd at the Assizes at Hartford, March 22d. 1708* (Dublin, 1708). 16 pp. Small piece of corner torn away from leaf B3 with no loss to text. This Dublin edition not in ESTC.
9. **Axford, John**. *Hidden Things Brought to Light, For the Increase of Knowledge in Reading the Bible, The Second Edition* (Dublin, 1709). Small piece of corner torn away from Leaf A2 with no loss to text. ESTC locates 2 copies.
10. **Beveridge, [W]illiam**. *A Sermon Concerning the Excellency and Usefulness of the Common Prayer, The Thirteenth Edition* (Dublin, 1700). 56 pp. ESTC locates 4 copies.
11. *Letter to the French Refugees Concerning their Behaviour to the Government* (Dublin, 1711). 24 pp. ESTC locates 6 copies.
12. **[Hare, Francis]**. *The History of the Negotiations for a Treaty of Peace, In 1709. In a Third Letter to a Tory Member* (Dublin, 1711). 32 pp.
13. **[Oldmixon, John]**. *Remarks on A False, Scandalous, and Seditious Libel Intituled, The Conduct of the Allies. And of the Late Ministry, &c.* (London, 1711). 32 pp. ESTC locates 5 copies.
14. **D'Assigny, Samuel**. *Religion in a Trance: or, the Groans of the Church* (Dublin, 1711). 34 pp. ESTC locates 3 copies.
15. *The Report of the Commissioners for... The Publick Accounts of the Kingdom of Great Britain* (Dublin, 1711). 16 pp. ESTC locates 4 copies.
16. **[Defoe, Daniel, Attributed]**. *No Queen: or, No General. An Argument, Proving The Necessity Her Majesty was in, as well for the Safety of Her Person, as of Her Authority, to Displace the D... of M...* (Dublin, 1712). 32pp.
17. *A Station List for the City of Dublin* (drophead title). (Dublin, 1711) 4 pp. ESTC locates 5 copies.
18. **[Defoe, Daniel, Attributed]**. *Peace or Poverty. Being a Serious Vindication of Her Majesty and Her Ministers Consenting to a Treaty for a Peace* (London, 1712). 16 pp. ESTC locates 4 copies. Not in BL.
19. *The Case of the City of Dublin In Relation to the Election of the Lord-Mayor and Sheriffs of the Said City* (drophead title). n.p., n.d. [not before 1711]. 16pp. ESTC lists 5 copies

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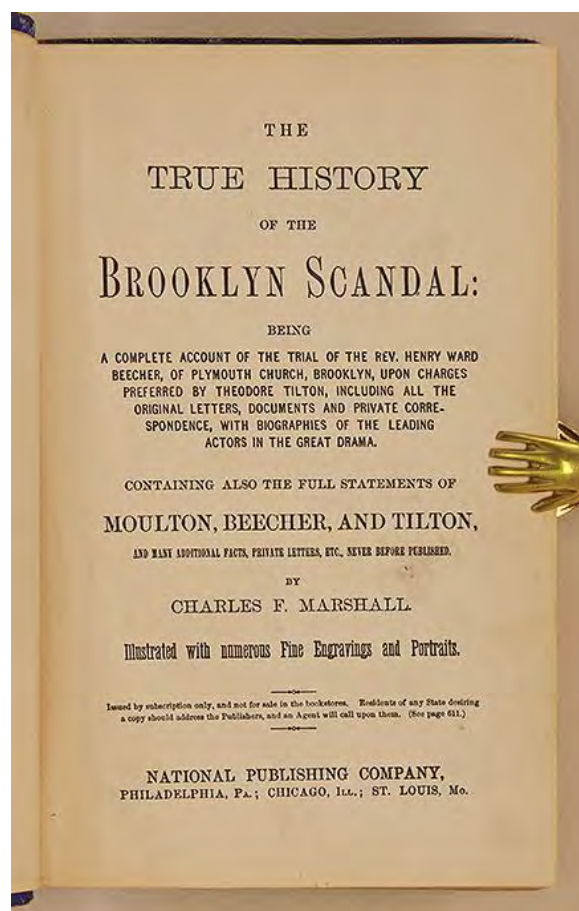
Scarce Eighteenth-Century Treatise on Maritime Law

41. Surland, Johann Julius [1687-1748].

Grund-Sätze des Europäischen See-Rechts. Hannover: Im Verlag Seel. Nicolaus Försters und Sohns Erben Hofbuchhandlung, 1750. [xvi], 142 pp. Octavo (7-1/2" x 4-1/2").

Contemporary three-quarter vellum over marbled boards, gilt title to spine. Moderate rubbing, two minor tears to paper covering front board, light browning to text, tiny early owner initials to foot of title page. \$1,250.

* First edition. This manual of maritime law also appeared in 1751 as a Dutch translation titled *Grondt-Stellingen van t'Europeische Zee-Recht*. It describes laws covering ships, cargo, supercargoes, contracts and the rights and responsibilities of those involved in the ownership or operation of vessels. The work has a large final chapter devoted to sea fishing. Surland was a diplomat, later a lecturer at the University of Göttingen and a professor of law at the Universities of Marburg and Frankfurt an der Oder. Both editions of this are scarce. OCLC locates 6 copies of the first edition in North America, 5 in law libraries (Columbia, Harvard, Library of Congress, UC-Berkeley, University of Virginia). *Das Verzeichnis Deutscher Drucke des 18. Jahrhunderts* 14734486. [Order this Item](#)



Well-Illustrated Account of a Sensational Nineteenth-Century Adultery Trial

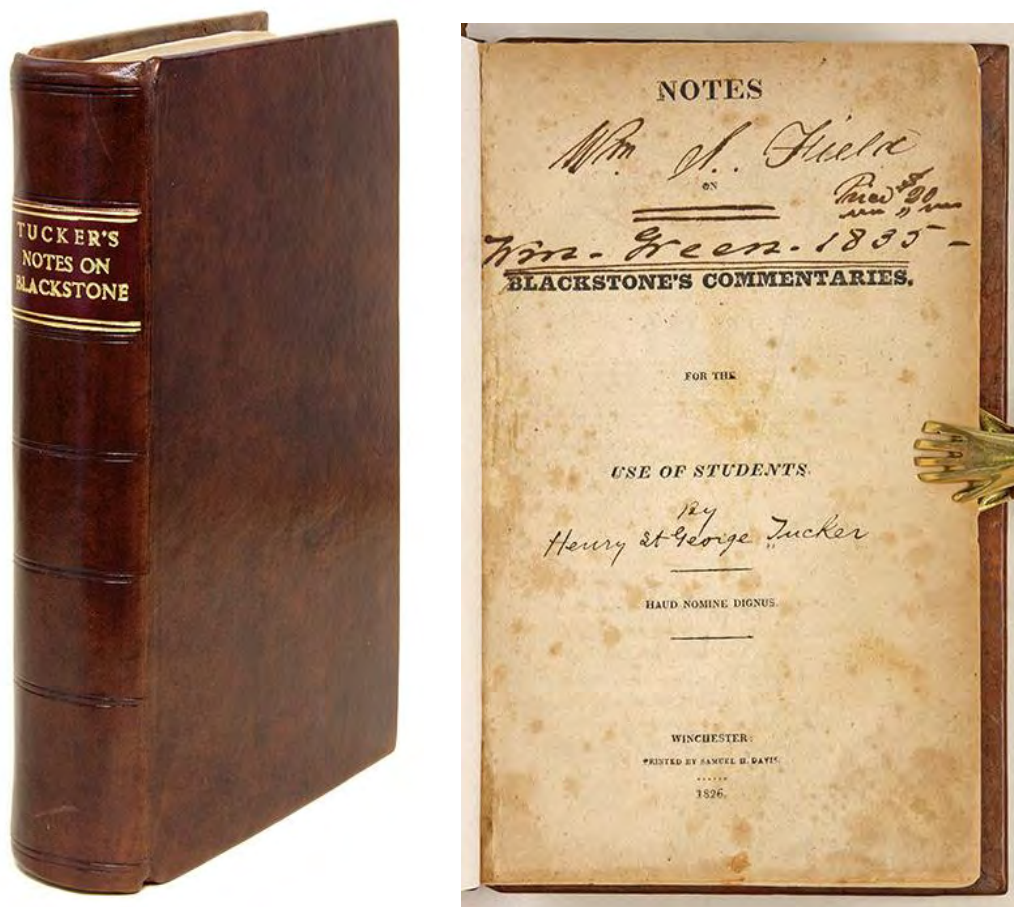
42. [Trial].

Beecher, Henry Ward [1813-1887], Defendant.
Marshall, Charles F.

The True History of the Brooklyn Scandal: Being a Complete Account of the Trial of the Rev. Henry Ward Beecher, Or Plymouth Church, Brooklyn, Upon Charges Preferred by Theodore Tilton, Including All the Original Letters, Documents and Private Correspondence, With Biographies of the Leading Actors in the Great Drama. Containing Also the Full Statements of Moulton, Beecher, And Tilton, And Many Additional Facts, Private Letters, Etc., Never Before Published. Illustrated with Numerous Fine Engravings and Portraits. Philadelphia: National Publishing Company, [1878]. 609, [8] pp. 7 woodcut plates, woodcut text illustrations. Includes 8-page publisher catalogue. Octavo (8-1/4" x 5-1/2").

Original pebbled cloth, blind frames to boards, gilt caption (Is He Guilty? Mystery Explained) to front board, gilt title to spine. Moderate rubbing to boards, heavier rubbing to extremities with some fraying to spine ends, corners bumped, hinges cracked, rear endleaf lacking. Moderate toning to text, occasional marks to margins in faint pencil, finger smudges and tiny clean tears to a few leaves, tiny early owner mark to front pastedown. \$500.

* Only edition. The pastor of Brooklyn's Plymouth Congregational Church and a spokesman for abolition and other progressive causes, Beecher was one of the most prominent clergymen and public intellectuals in nineteenth-century America. In the famous scandal known as the Beecher-Tilton Affair he was tried on charges that he had committed adultery with a friend's wife, Elizabeth Tilton. Tilton sued Beecher in 1875. Though probably guilty, Beecher was not convicted and his reputation survived intact. *See Item 38.* [Order this Item](#)



**Tucker's *Notes on Blackstone's Commentaries*
with Extensive Marginalia by One of Tucker's Students**

43. [Tucker, Henry St. George (1780-1848)].

Notes on Blackstone's Commentaries for the Use of Students. Winchester [Virginia]: Printed by Samuel H. Davis, 1826. iv, [7]-14, 2, 426 (i.e. 571) pp. Irregular pagination. Complete copy. Octavo (8-1/2" x 5-1/2").

Recent period-style calf, blind fillets and lettering piece to spine, endpapers renewed. Moderate toning, occasional light foxing, minor edgewear to some leaves. Brief annotations and underlining to most leaves, extensive notes to a few leaves, one bound-in leaf annotated on recto and verso, owner signature of William A. Field in same hand to head of title page, along with another signature and a brief annotation in a third hand identifying Tucker as the author. A unique copy of an uncommon title. \$4,500.

* Sole edition. Designated an "unfinished work" in the preface, this book is a series of notes on books I-III of Blackstone's *Commentaries* that "comprised a considerable portion of a course of lectures delivered by the author to a class of law students" (iii) at his Winchester Law School. As Klafter notes, William Field was a student at that school in 1827 to 1828. Most of the annotations are case references and corrections that appear to be based on comments heard in the classroom. The longer annotations explain specific points. The longest of these, on the bound-in leaf, discuss estates. The pagination of *Notes* is irregular and follows that of his father's edition of Blackstone (Philadelphia, 1803). It is cited erroneously in some records as a two-volume work. This assumption is based on a copy bound as two books recorded in Shaw and Shoemaker (entry 26252). Though some copies were re-bound as two books, often with interleaves, the book was actually issued as a single volume. Klafter, *Reason Over Precedents: Origins of American Legal Thought* 172. Cohen, *Bibliography of Early American Law* 5367. Laeuchli, *A Bibliographical Catalog of William Blackstone* 406. [Order this Item](#)



**Commentaries on Passages from the
Digest Concerning Accusations and Adultery**

44. Voltz, Valentin [1534-1581].

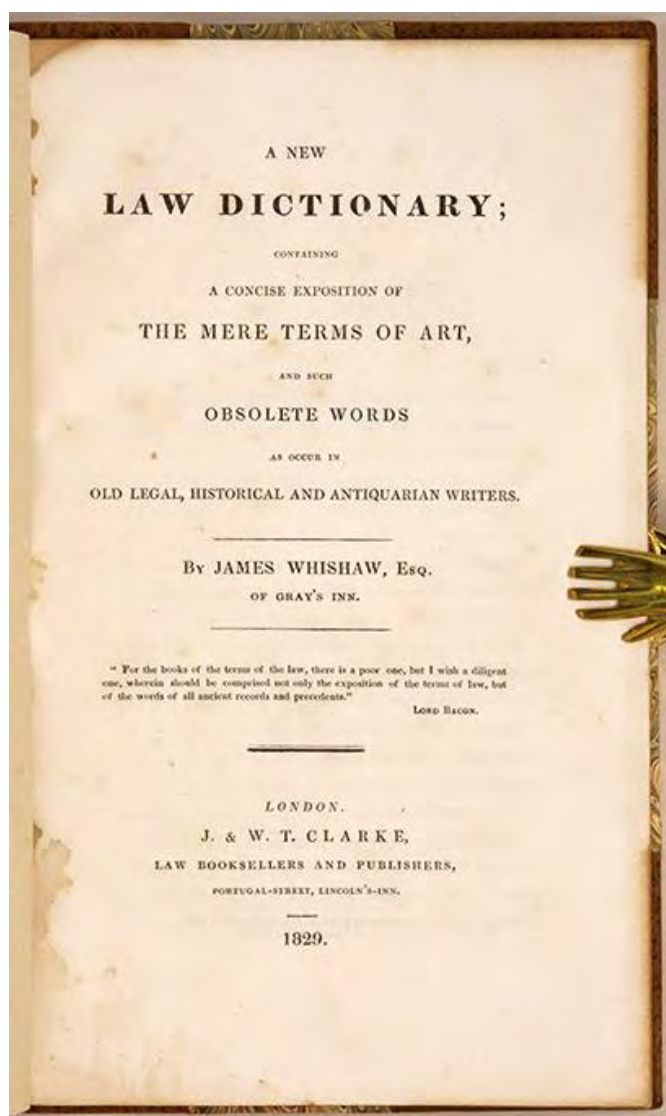
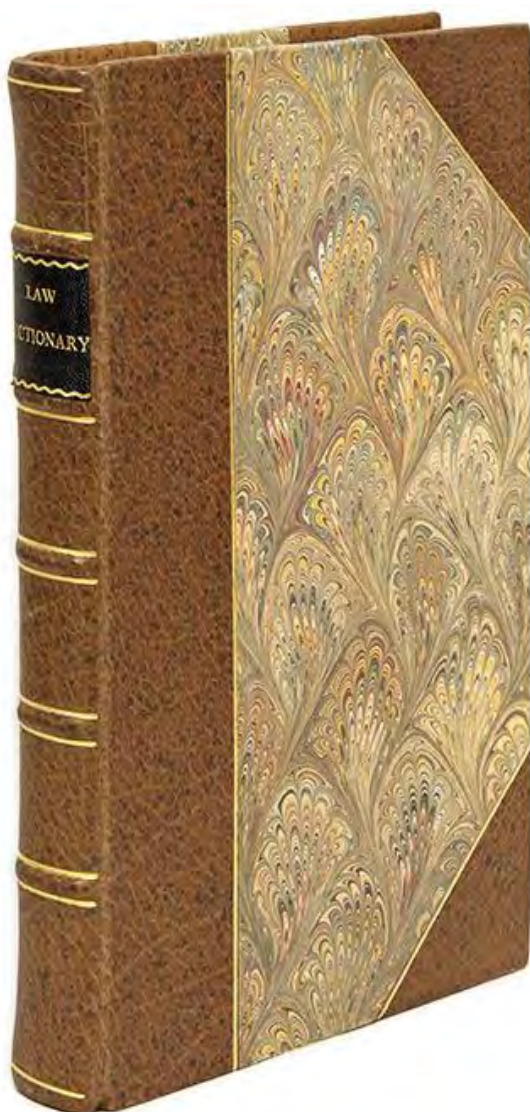
Burchard, Georg Adelbert, Notes.

Schutz, Jakob, Editor.

I. De Inquisitione: Sive ad L. 2. [Paragraph Symbol]. Si Publico Iudicio. 5. ff. Ad L. Jul. De Adult. II. In Tit. Digest. Ad Leg. Cornel. De Sicar. &c. Uterque Notis hinc Inde Illustratus: Per Georgium Adelbertum Burchardum. Nunc cum Notis Uberioribus, Summariis, & Indice in Lucem Editus, Cura ac Studio Jacobi Schytzii. Tübingen: Typis Johan-Alexandri Cellii, 1620. [xxiv], 916, [52] pp. Octavo (6-1/4" x 3-1/4").

Contemporary binding with lapped edges using vellum from a choirbook. Light soiling, some rubbing to extremities, a few small chips to front joint and fore-edges, minor worming to joints. Some toning to text. Early inscription to title page in small hand, indicating ownership by a monastery, interior otherwise clean. Ex-library. Shelf labels to spine, bookplate to front pastedown, small inkstamp to title page. \$1,500.

* Only edition. Based on his dissertation *Disputatio de Inquisitione*, University of Tübingen, 1576, this work analyzes passages from two titles in Book 48 of Justinian's *Digest* concerning adultery and accusations. OCLC locates 1 copy in North America (at Princeton University). *Das Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 1:011535Z. [Order this Item](#)



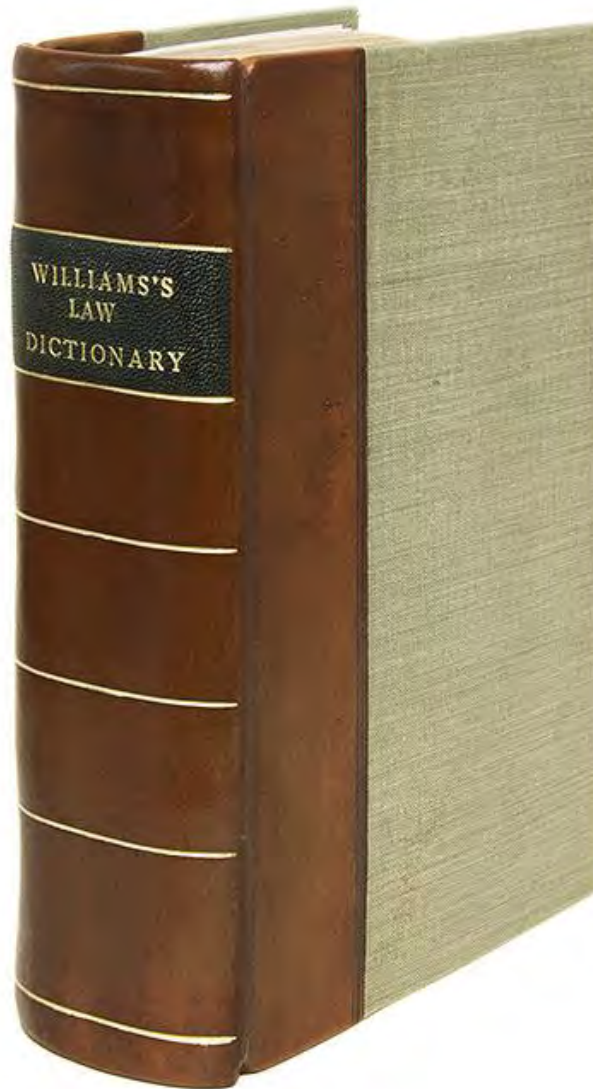
A Notably Handsome Copy of Whishaw's Dictionary

45. Whishaw, James [1808-1879].

A New Law Dictionary: Containing a Concise Exposition of the Mere Terms of Art, and Such Obsolete Words as Occur in Old Legal, Historical and Antiquarian Writers. London: J. & W.T. Clarke, 1829. [iii]-viii, 342 pp. Half-title lacking. Main text in parallel columns. Octavo (8" x 5-1/4").

Recent period-style three-quarter calf over marbled boards, gilt rules to boards, raised bands, gilt fillets and lettering piece to spine, all edges gilt. Negligible light toning to text. A notably handsome copy. \$950.

* Only edition. Whishaw, a member of Gray's Inn, set out to produce a concise law dictionary in the tradition of Rastell, which would offer rather than a voluminous encyclopedic dictionary in the manner of Jacob's. Though intended for the young lawyer, it is not a dictionary for novices only. Whishaw included French, Latin and English words and phrases as well as "obsolete words" from such early authorities as Cowell, Blount and Hale. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:377. [Order this Item](#)



An Uncommon English Law Dictionary

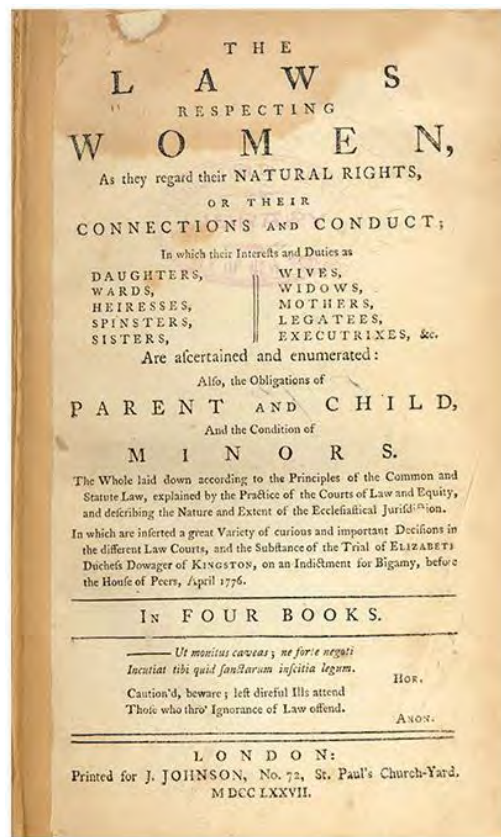
46. Williams, Thomas Walter.

A Compendious and Comprehensive Law Dictionary; Elucidating the Terms, and General Principles of Law and Equity. London: Gale and Fenner, 1816. [1022] pp. Main text in parallel columns. Octavo (8-1/4" x 5-1/4").

Recent period-style quarter calf over cloth, gilt fillets and lettering piece to spine, endpapers renewed. Moderate toning, light foxing in a few places, faint embossed library stamp to head of title page. A handsome copy. \$1,250.

* Only edition of an uncommon dictionary. One of several English dictionaries published in the early nineteenth century, Williams' dictionary is notable for its physical size and broad scope. Williams noted that his aim was to include more words and shorter definitions by omitting the extraneous detail that distinguished the work of his predecessors (and, presumably, his competitors). Williams [1763-1833] was a barrister of the Inner Temple and was called to the bar, but he didn't have success as a pleader. He was known instead for his writings. In addition to his dictionary, he wrote manuals justices of the peace, compiled abridgments and digests and edited an edition of William Sheppard's *The Precedent of Precedents*. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:384. [Order this Item](#)

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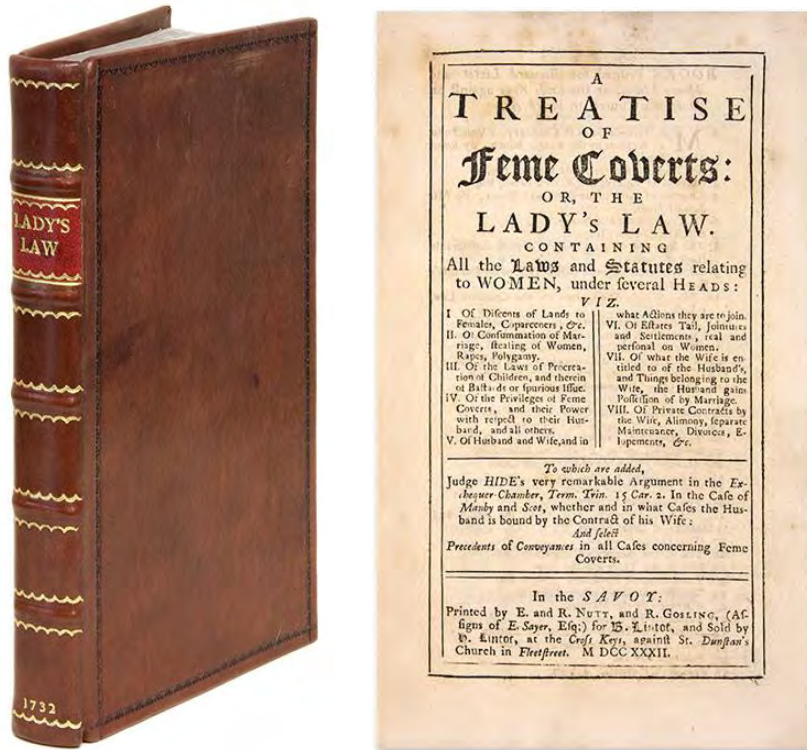
Women and the Law in Eighteenth-Century England

47. [Women]. [Great Britain].

The Laws Respecting Women, As They Regard Their Natural Rights, Or Their Connections and Conduct; In Which Their Interests and Duties as Daughters, Wards, Heiresses, Spinsters, Sisters, Wives, Widows, Mothers, Legatees, Executrixes, &c. Are Ascertained and Enumerated: also, the Obligations of Parent and Child, And the Condition of Minors. The Whole Laid Down According to the Principles of the Common and Statute Law, Explained by the Practice of the Courts of Law and Equity, And Describing the Nature and Extent of the Ecclesiastical Jurisdiction. In Which are Inserted a Great Variety of Curious and Important Decisions in the Different Law Courts, And the Substance of the Trial of Elizabeth Duchess Dowager of Kingston, On an Indictment for Bigamy, Before the House of Peers, April 1776. In Four Books. London: Printed for J. Johnson, 1777. [xxiii], [1], 449, [15] pp. Octavo (7-1/2" x 5").

Recent period-style calf, blind rules to boards, raised bands and lettering piece to spine, endpapers renewed. Light browning, faint dampstaining to upper margins of preliminaries and first 20 leaves of text, negligible minor loss to text of index leaf, legibility not affected. Ex-library. Faint inkstamp and faint embossed stamp to title page. A nice copy in a handsome binding. \$3,000.

* Only edition. This is one of the earliest books on the English law concerning women. (The first was published in 1632.) Holdsworth holds it in high regard and considers it the best of the early books on the subject. It is in four books. The first book deals with the personal status of women, marriage law and the settlement of married women who are paupers. The second book deals with the proprietary status of spinsters, wives and widows. The third book deals with crimes, the fourth with parents and children and the position of minors. It also contains a critical account of the sensational Kingston bigamy trial, which inspired two plays by Thackeray. Holdsworth, *A History of English Law* XII:399-400. *English Short-Title Catalogue* T149863. [Order this Item](#)



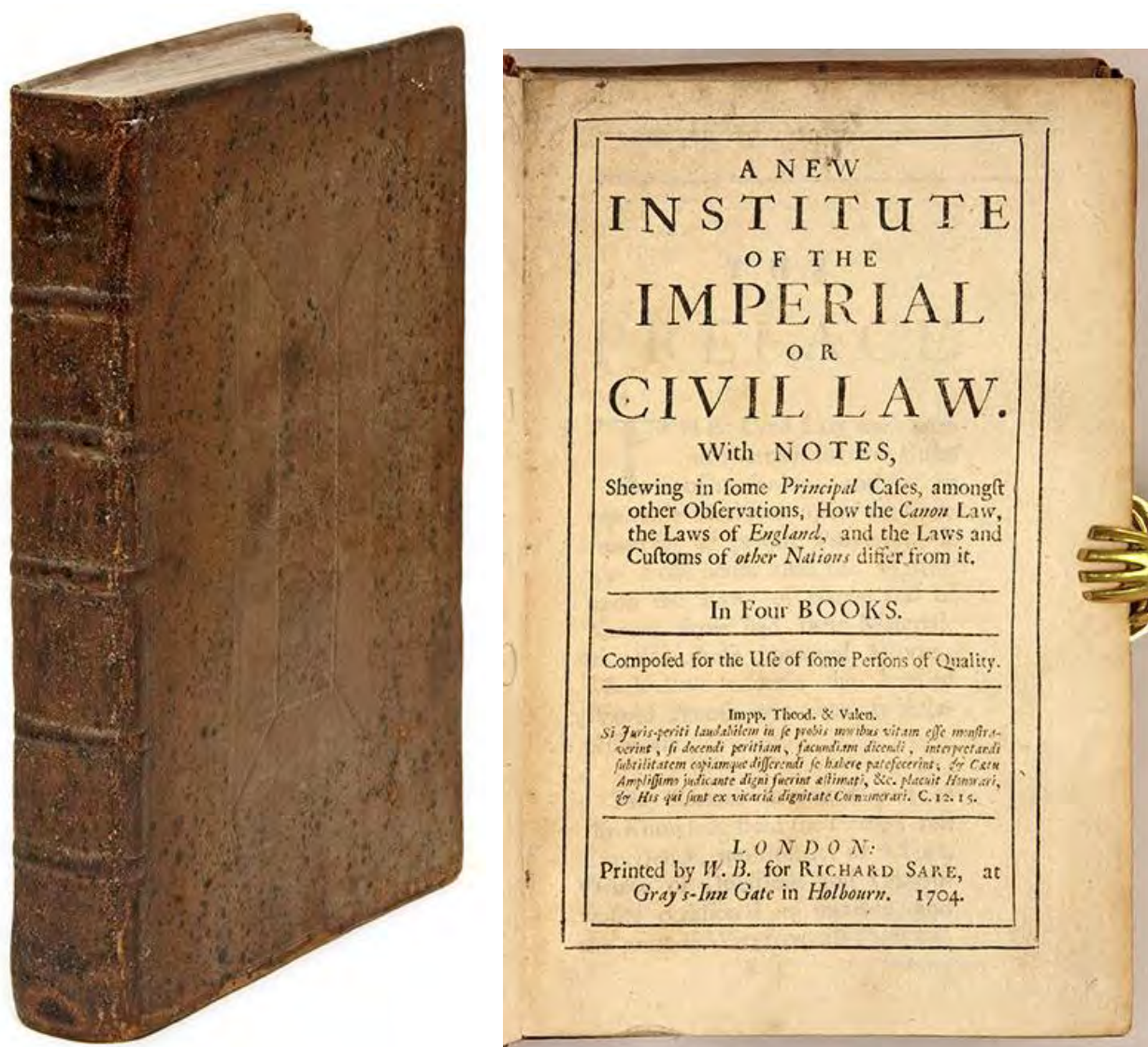
"The Lady's Law": One of the Very First Treatises on Laws Concerning Women

**48. [Women].
[Great Britain].**

A Treatise of Feme Coverts: Or, the Lady's Law. Containing All the Laws and Statutes Relating to Women, and Several Heads: I. Of Dissents of Lands to Females, Coparceners, Etc. II. Of Consummation of Marriage, Stealing of Women, Rapes, Polygamy. III. Of the Laws of Procreation of Children, and Therein of Bastards or Spurious Issue. IV. Of the Privileges of Feme Coverts, and Their Power with Respect to Their Husband, and All Others. V. Of Husband and Wife, and in What Actions They Are to Join. VI. Of Estates Tail, Jointures and Settlements, Real and Personal on Women. VII. Of What the Wife is Entitled to of the Husband's, and Things Belonging to the Wife, the Husband Gains Possession of by Marriage. VIII. Of Private Contracts by the Wife, Alimony, Separate Maintenance, Divorces, Elopements, etc. To Which are Added, Judge Hyde's very Remarkable Argument in the Exchequer-Chamber, Term. Trin. 15 Car. 2 In the Case of Manby and Scot, Whether and in What Cases the Husband is Bound by the Contract of His Wife: And Select Precedents of Conveyances in all Cases Concerning Feme Coverts. [London]: E. and R. Nutt, and R. Gosling, 1732. [viii], 264, [16] pp. Octavo (8-1/4" x 5").

Recent period-style calf, blind fillets to boards, lettering piece and gilt-edged raised bands to spine, endpapers renewed. Moderate toning to text, light foxing in a few places. \$6,500.

* First edition. One of the first four books of the subject, *The Lady's Law* examines the doctrines of English Common Law relating to a "feme covert," that is a woman under the legal guardianship of the man who heads the household she belongs to. (Stated simply, this group included all females except divorced women and widows.) Written from a perspective sympathetic to women, it deals with precedents of conveyances not covered in *The Law of Baron and Feme* (1700), and as such can be seen as a companion volume. The treatise concludes with an account of Robert Hyde's argument in the case of *Manby v. Scott* (1663), in which he argued that a husband who is separated from his wife is not liable to a vendor for goods the wife purchased from the vendor. Commenting on the case in his diary, Samuel Pepys referred to Hyde's judgment as "most amusing." *Diary of Samuel Pepys*, January 28, 1663. Robert Hyde was a Chief Justice of the King's Bench from 1663-1665, having gained appointment through the influence of his cousin, Edward Hyde, first Earl of Clarendon. A second edition of *The Lady's Law* was published in 1737. Both editions of this work are scarce. *English Short-Title Catalogue* T107459. [Order this Item](#)



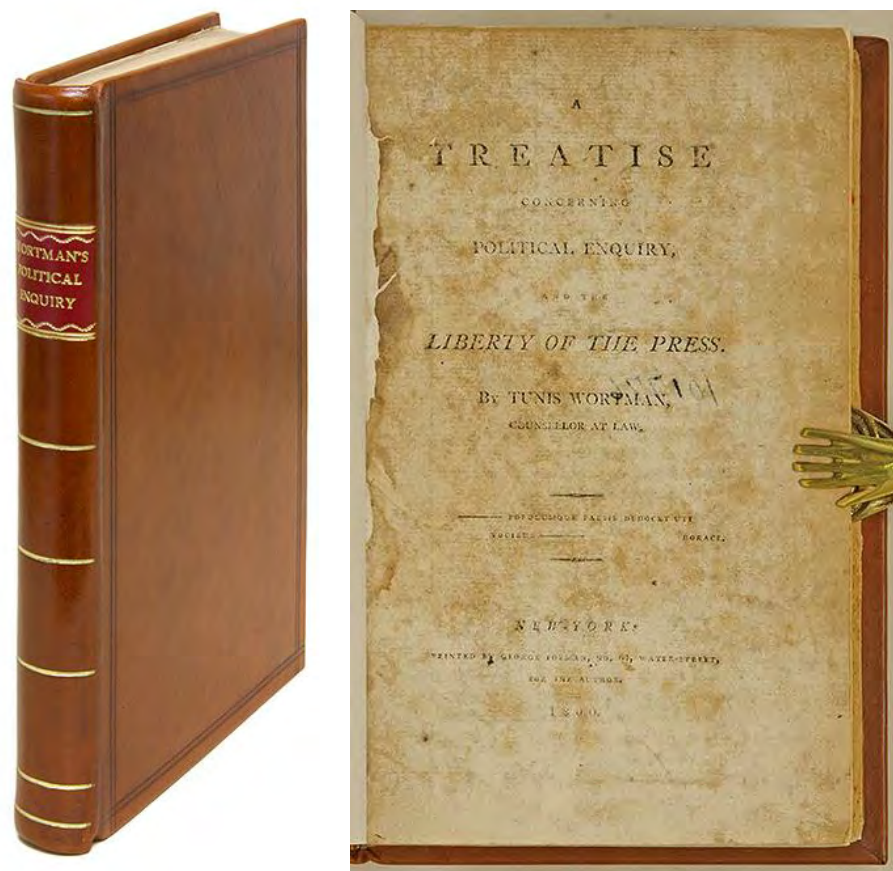
Civil Law for "Persons of Quality"

49. [Wood, Thomas (1661-1722)].

A New Institute of the Imperial or Civil Law. With Notes, Shewing in Some Principal Cases, Amongst Other Observations, How the Canon Law, The Laws of England, And the Laws and Customs of Other Nations Differ From It. In Four Books. Composed For the Use of Some Persons of Quality. London: Printed by W.B. for Richard Sare, 1704. [iv], xvii, [7], 361, [11] pp. Octavo (7-1/2" x 5").

Contemporary paneled speckled calf, raised bands to spine. Light rubbing to boards, somewhat heavier rubbing to extremities, two small tears to head of spine, corners bumped, hinges cracked, moderate toning to text. A handsome copy. \$500.

* First edition. Wood's *New Institute* was a standard Anglo-American treatise during the eighteenth and early nineteenth centuries and a well-thumbed reference for jurists who wished to apply an element of civilian learning to their work, such as Joseph Story. As the title suggests, it is not only a summary adapted to the needs of students, but also a pioneering essay in comparative law. Wood pays some attention as well to Roman law's influence on the historical development of English law. Indeed, he observes that "Fleta and Bracton would look very naked if every Roman lawyer should pluck away his feathers" (ix). Later editions were published in 1712, 1721 and 1730. *English Short-Title Catalogue* T112596. [Order this Item](#)



"The Book Jefferson Didn't Write, But Should Have"

50. Wortman, Tunis [d.1822].

A Treatise Concerning Political Enquiry, and the Liberty of the Press. New York: Printed by George Forman for the Author, 1800. xii, 296 pp. Octavo (8-1/4" x 5").

Recent period-style calf, blind rules to boards, gilt fillets and lettering piece to spine, endpapers renewed, title page mounted and re-hinged. Moderate toning and occasional light foxing to text, light soiling, faint embossed library stamp and faint staining to title page, faint stain to following leaf along gutter with discreet repair. A handsome copy of a title rare in the trade. \$8,500.

* Only edition. This book is acclaimed as the finest libertarian exposition of free speech. A response to then-recent First Amendment (adopted 1791) and Alien and Sedition Acts (1798), it can be seen as an early response to their implications. As Leonard Levy notes, Wortman "contributed pre-eminently to the emergence of American libertarianism in his book...It is, in a sense, the book that Jefferson did not write, but should have. Devoid of party polemics and of the characteristically American preoccupation with legal and constitutional problems, it is a work of political philosophy that systematically presents the case for freedom of expression...the outstanding characteristics of the book are its philosophic approach and its absolutist theses. (...) Wortman's treatise is surely the pre-eminent American classic, because of its scope, fullness, philosophical approach, masterful marshalling of the facts, and uncompromisingly radical view." Wortman was a New York lawyer, author, newspaper publisher and politician. He is also known for his political tracts, one of which, *A Solemn Address to Christians and Patriots*, defended Jefferson against charges of atheism prior to the election of 1800. Levy, *Legacy Of Suppression: Freedom Of Speech And Press In Early American History* 283-289. McCoy, *Freedom of the Press* W398. Cohen, *Bibliography of Early American Law* 3603. *Liberty & the American Revolution, Selections from the Collection of Sid Lapidus* 26.

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