

# 30 ITEMS *from* OUR INVENTORY

CANON, CIVIL, COMMON  
& ROMAN LAW

July 3, 2018



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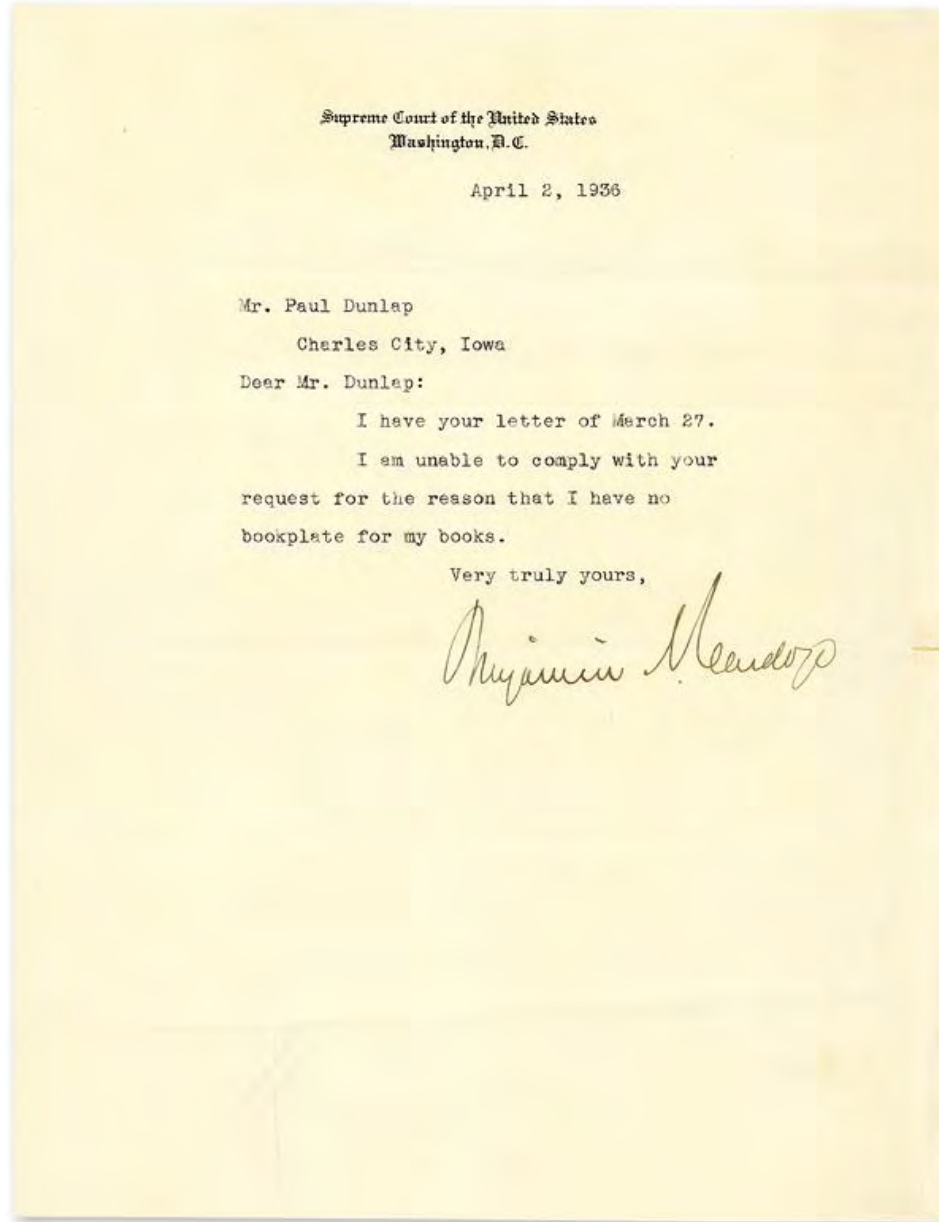
**A Scarce Collection of Legal Opinions  
Relating to Cases in Civil and Canon Courts in Tuscany**

**1. Altogradi, Lelio.**

*Consiliorum Sive Responsorum, Et Rerum Super Iis Iudicatarum. Nunc Primum in Lucem Editus. In quo Plures Arduae Iuris Quaestiones tam Circa Iudicia, Quam Contractus, & Ultimas Voluntates. Alia[ue] in Usu Forensi Frequentiora et Utiliora. Iuxta Veras, Et Receptas Doctorum Sententias. Solidis Argumentis, Ac Perspicua Elocutione Resoluntur. Opus Omnibus Iuris Professoribus, Praesertim in Foro Versantibus Apprime Necessarium. Additionibus, Argumentis & Copioso Verborum & Sententiarum Indice Exornatum.* Lucca: Ex Typographia Balthassaris de Iudicibus, 1643-1654. Two volumes. [xii], 752, [68]; [xii], 671, [61] pp. Main text in parallel columns. Folio (13-1/2" x 9").

Contemporary vellum, gilt fillets and recent thong ties to boards, gilt fillets and early hand-lettered titles to spines, hinges reinforced, speckled edges. Light rubbing to extremities, spine ends and corners lightly bumped. Title pages, both with large copperplate vignettes, printed in red and black, woodcut head-pieces. Some toning to text, occasional light browning, faint dampspotting in a few places, vellum just beginning to crack through pastedowns, internally clean. Ex-library. Bookplates to front pastedowns. A well-preserved set. \$1,500.

\* First edition. Altogradi, a nobleman, was a prominent jurist and state official in Lucca. His *Consiliorum*, a vast collection in two volumes, relates to cases heard in various Tuscan civil and canon courts. A second edition was published in 1700. Both are very scarce. OCLC locates 6 copies of the first edition in North America, 3 in law libraries (Columbia, Library of Congress, and Harvard). Pazzaglini and Hawks, *Consilia* A-21, A-22. [Order This Item](#)



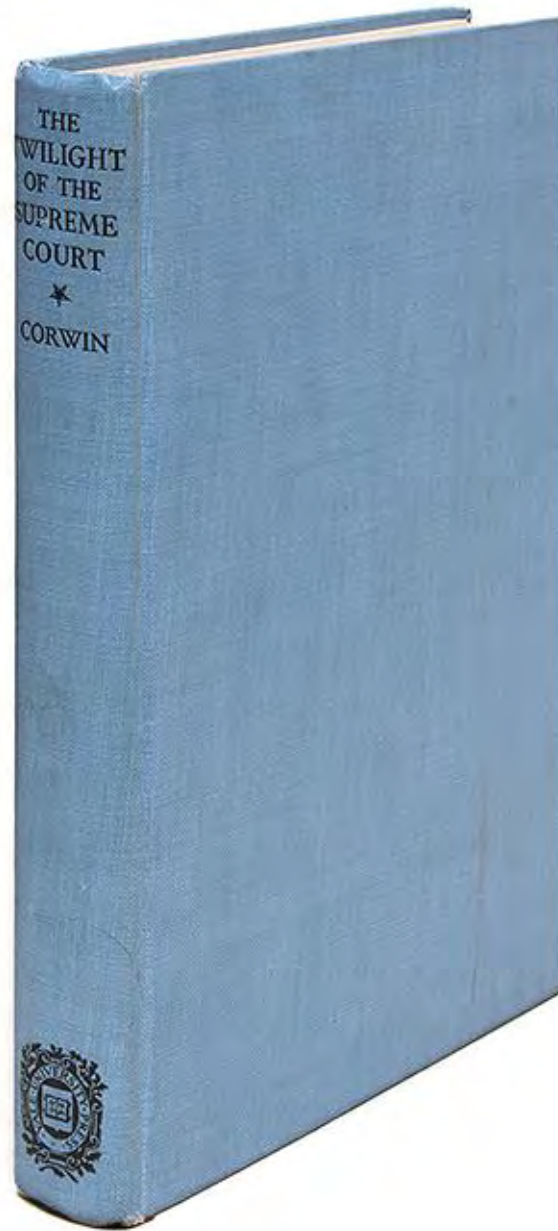
### Cardozo Does Not Use Bookplates

#### 2. Cardozo, Benjamin N. [1870-1938].

[Typewritten Letter, Signed, on Supreme Court Stationary]. Washington, DC: April 2, 1936.

Single 8" x 10-1/2" sheet. Light toning to letter, faint vertical and horizontal fold lines, minor short tear near center of right-hand margin along fold. An interesting letter with a large full signature. \$500.

\* This letter is a reply to a bookplate collector. Cardozo says he is unable to give him one because he does not use them. This letter relates to what was to become a confusing issue. Sometimes books are found with "Cardozo" bookplates. These were added posthumously to mark books that were in his library. [Order This Item](#)



**"An Admirable Little Volume"**

**3. Corwin, Edward S. [1878-1963].**

*The Twilight of the Supreme Court. A History of Our Constitutional Theory.* New Haven: Yale University Press, 1934. xxvii, 237 pp.

Original cloth, negligible edgewear, internally clean. A nice copy. \$45.

\* First edition. "Taking as his central problem that of establishing a national power commensurate with the national scope of our economy, the author considers each of our important constitutional theories..." (Foreword xv). "This is an admirable little volume, and will commend itself to those who believe that the Constitution is a means to an end and not an end in itself.": Rinehart J. Swenson, *New York University Law Quarterly Review* 12:548-550 cited in Marke, *A Catalogue of the Law Collection at New York University* (1953) 372. [Order This Item](#)



**A Rare Volume of Consilia by a Sicilian Jurist**

**4. Costa, Francesco Antonio.**

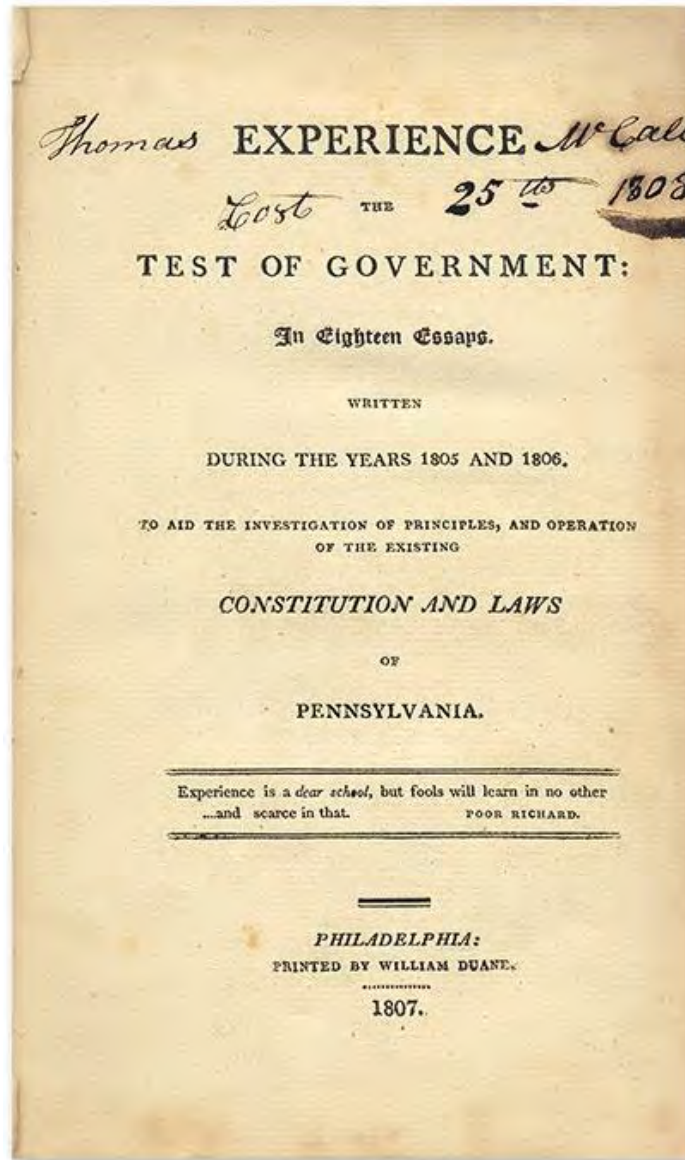
**Costa, Placidio, Editor and Annotator.**

*Consiliorum Sive Responsorum Juris. Volumen Primum. Quibus Novissime Accesserunt Annotationes Don Placidi Costa.* Messina: Typis Petri Breae, 1629. [xx], 498, 27, [68] pp. Complete as issued. Main text in parallel columns. Folio (11-1/4" x 7-3/4").

Contemporary vellum, red and green lettering pieces to spine. Spine ends bumped, a few minor smudges and stains, light rubbing to lettering pieces. Woodcut head-pieces, tail-pieces and decorated initials. Light toning to text, faint dampstaining in a few places, pp. 197-200 lacking, replaced by bound-in contemporary manuscript copies. Early stuck-through signature to front free endpaper, offsetting from ink to front pastedown, interior otherwise clean. \$1,250.

\* Second and final edition. This was the first volume of a projected multi-volume collection of legal opinions edited and annotated by the author's son. Francesco Antonio Costa was a jurist, state official and law professor in Messina, Sicily. It was first published in 1609. (It is a shorter work without the annotations by Placidio Costa.) OCLC locates 1 copy worldwide of the 1629 edition (at the Bibliotheque Nationale, Paris), none of the first. Not in the *British Museum Catalogue*.

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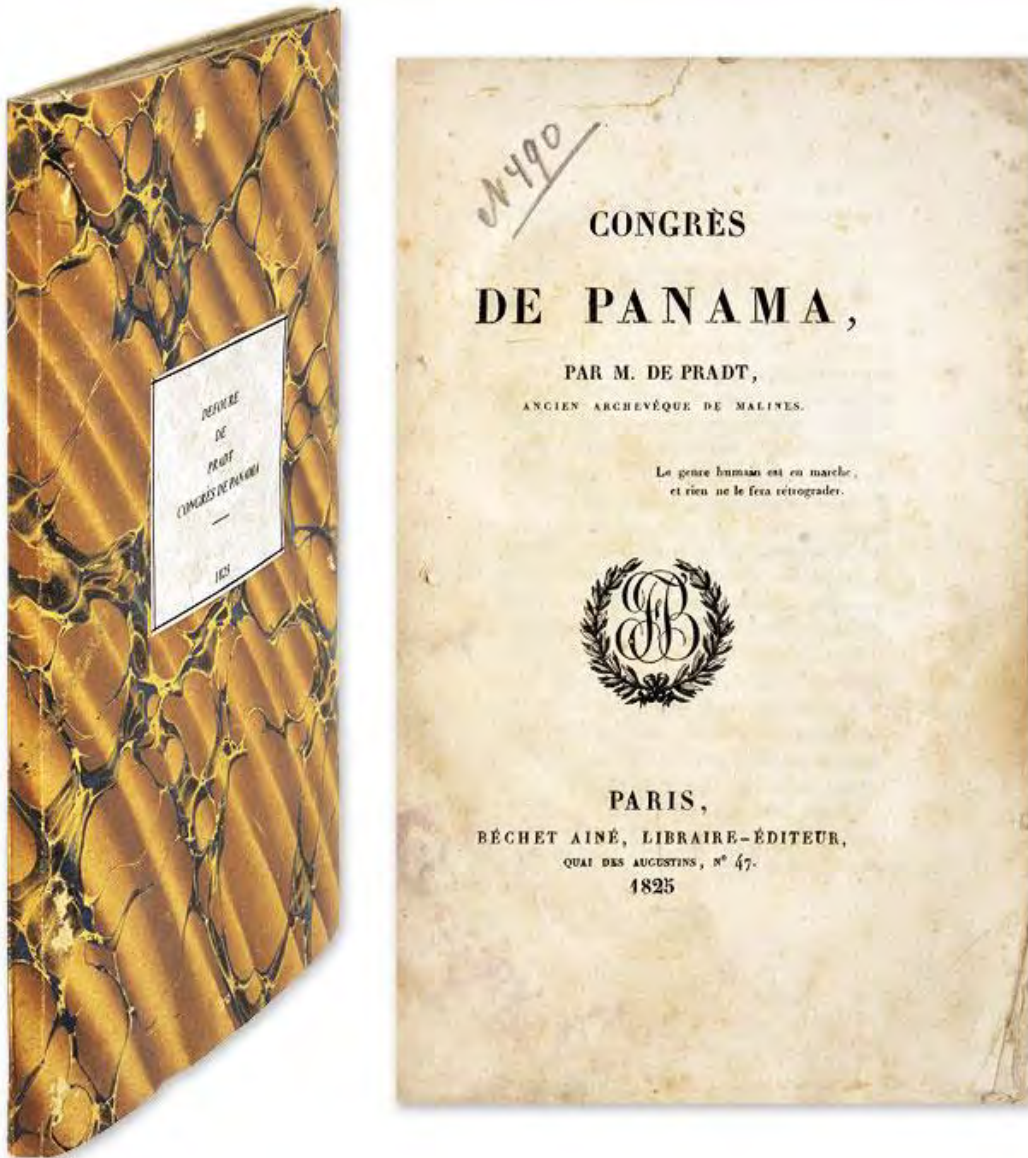
**"Abuses Which Flow from the  
Exorbitant Power Invested in the Executive"**

**5. [Duane, William (1760-1835)].**

*Experience the Test of Government: In Eighteen Essays. Written During the Years 1805 and 1806, To Aid the Investigation of Principles and Operation of the Existing Constitution and Laws of Pennsylvania.* Philadelphia: Printed by William Duane, 1807. 60 pp. Octavo (8-1/4" x 5").

Disbound stab-stitched pamphlet. Light soiling to exterior, light rubbing to extremities. Moderate toning to interior, somewhat heavier in places, early owner signatures to front endleaf and head of title page. \$75.

\* Only edition. Attributed sometimes to Isaac Wwaver [1756-1830], these essays "point out the enormous abuses which flow from the exorbitant power invested in the executive" (preface). OCLC locates 9 copies, 2 in law libraries (University of Pennsylvania, Yale). Cohen, *Bibliography of Early American Law* 3250. [Order This Item](#)



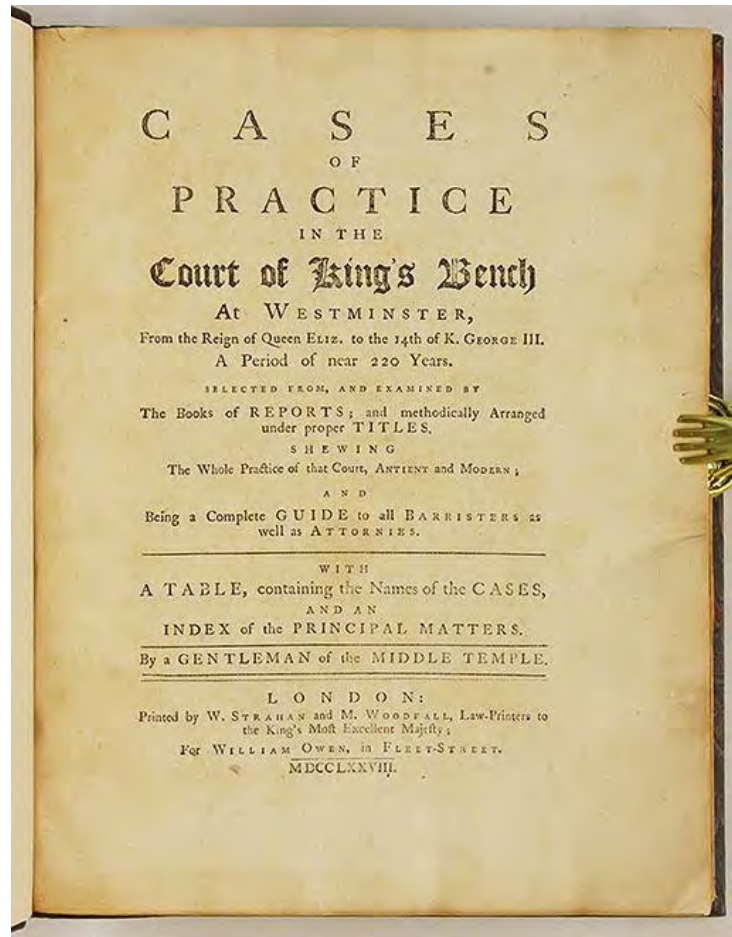
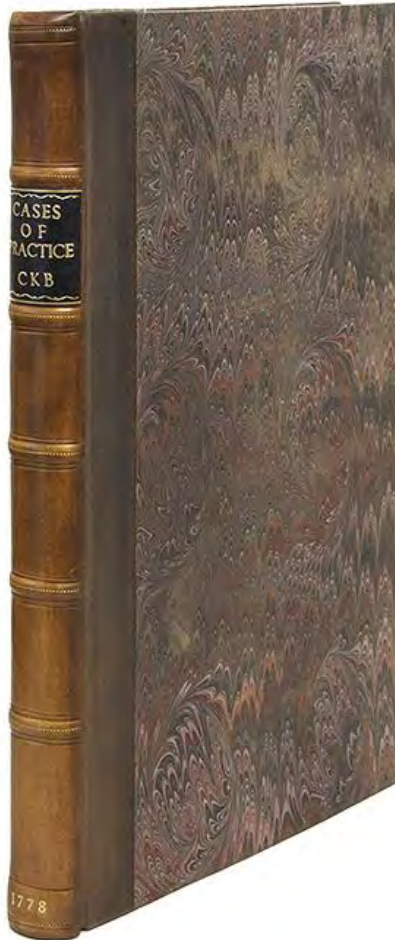
**A French Perspective on an Important Conference Convened by Bolivar**

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

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

Stab-stitched pamphlet bound into recent marbled wrappers, printed paper title panel to front, untrimmed edges, several signatures unopened. Moderate toning, occasional faint dampspotting, internally clean. \$250.

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



### Cases "Shewing the Whole Practice" of the Court of King's Bench

#### 7. [Great Britain].

#### [Court of King's Bench].

*Cases of Practice in the Court of King's Bench at Westminster, From the Reign of Queen Eliz. To the 14th of K. George III. A Period of Near 220 Years. Selected From, And Examined by The Books of Reports; And Methodically Arranged Under Proper Titles. Shewing the Whole Practice of that Court, Antient and Modern; And Being a Complete Guide to All Barristers as Well as Attornies. With a Table, Containing the Names of the Cases, And an Index of the Principal Matters. By a Gentleman of the Middle Temple.* London: Printed by W. Strahan and M. Woodfall, 1788. [iv], ii, [10], 256, [24] pp. Quarto (10-3/4" x 8-1/2").

Recent period-style quarter-calf over marbled boards, endpapers renewed. Light browning, somewhat lighter in places, occasional light foxing. \$350.

\* Only edition. The contents, derived from cases reported from 1558 and 1775, are arranged alphabetically by topic. "The advantage of such a compilation to the *Barrister* and the *Attorney* is manifest. The former sees at one view, without the trouble of turning over the voluminous reports of ages, all they contain on the subject of his enquiries: the latter hath the same advantage.... For understanding the practice of the court, the attorney should assist himself by every means he can; for other questions that come before the court, he must apply for the information and assistance of teh bar. This was teh line that formerly separated the two parts of the profession from each other, and which, if gone into some disuse in these enlightened times, doth not always turn out to teh advantage of the suitor" (Preface). *English Short-Title Catalogue* T95695.

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### Rents and Taxation in the Kingdom of Aragon

#### 8. Gregorio, Pietro di [c.1480-1533].

[Nicholas V (1397-1455), Pope].

[Alfonso V (1396-1458), King of Aragon].

*Ad Bullam Apostolicam Nicolai Quinti et Regiam Pragmaticam Alphonsi Regis de Censibus Commentaria. Cum Additionibus non Solum Antiquis & Novis, Verum Etiam Novissimis Annotationibus Nunquam Antea Impressis Eiusdem Don Garsiae Mastrilli ad Eandem Bullam & Pragmaticam Regii Consilii Auctoris Pronepotis: Quibus Accesserunt Scholia ad Eadem Bullam & Pragmaticam Diversorum Doctorum, Non Prius Edita, Quorum Nomina Sequens Pagina Indicabit. Cum Summariis, & Indice Locupletissimo.* Palermo: Ex Officina Typographica Francisci Ciotti, 1622. [viii], 207, [29] pp. Main text in parallel columns. Folio (11" x 7-1/2").

Contemporary flexible vellum, red and green lettering pieces to spine. Corners and spine ends bumped, a few minor inkspots, some rubbing to edges of lettering pieces. Title page, with large woodcut vignette, printed in red and black, woodcut decorated initials. Moderate toning to text, somewhat darker in places, faint dampspotting to a few leaves. Early struck-through owner signatures to title page, interior otherwise clean. A handsome copy. \$1,500.

\* Second and final edition. Originally published in 1601, this work analyzes a Papal Bull and a royal edict concerning tax assessments and rents for the support of ecclesiastical benefices in Sicily, then governed under the Crown of Aragon, which included most of southern Italy. Gregorio, a lawyer from Messina, is not to be confused with the French jurist Pierre Gregoire [1540-1617]. OCLC locates no copies of either the first or second edition in North America. Not in the *British Museum Catalogue*. [Order This Item](#)



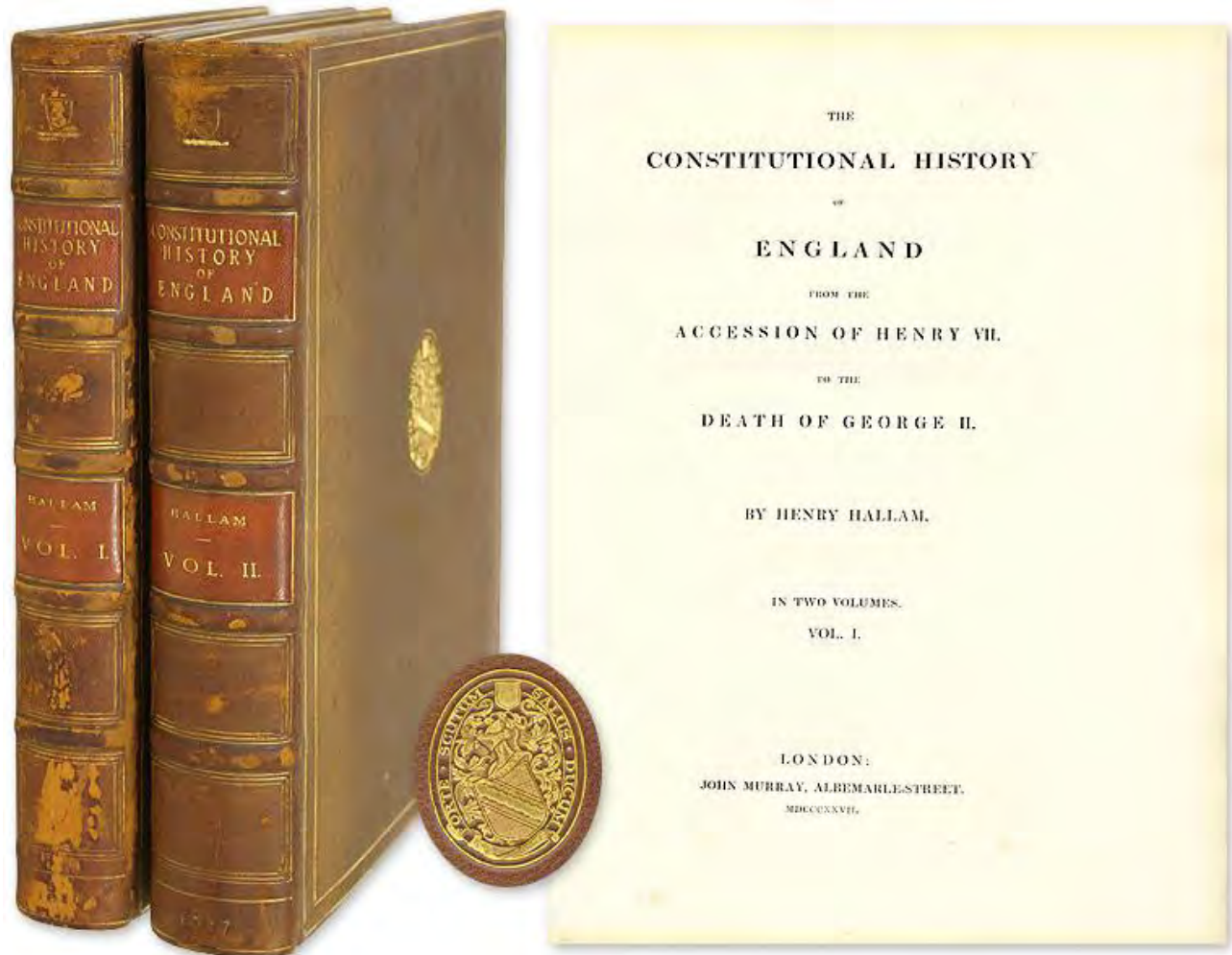
Scarce Sixteenth-Century Treatise on Investiture

9. Gregorio, Pietro di.  
Mastrillo, Garzia (d.1620), Index.

*De Concessione Feudi Tractatus: Cum Additionibus, Summariis, Argumentis, Ac Indice Don Garsiae Mastrilli Iureconsulti Eiusdem Authoris Pronepotis.* Palermo: Apud Io. Antonium de Franciscis, 1598. [viii], 288 [i.e. 294], 30 pp. Main text in parallel columns. Folio (11" x 7-1/2").

Contemporary flexible vellum, red and green lettering pieces to spine. Corners and spine ends bumped, a few minor inkspots, some rubbing to edges of lettering pieces. Title page, with woodcut arms, printed in red and black, woodcut decorated initials. Light toning to text, a few leaves somewhat darker, faint dampstaining to margins, internally clean. A handsome copy. \$1,250.

\* First edition. This is a study of the laws concerning the transfer of land from an overlord to a vassal (investiture) in Sicily, at that time governed under the Crown of Aragon, which included most of southern Italy. Gregorio, a lawyer from Messina, is not to be confused with the French jurist Pierre Gregoire [1540-1617]. A second edition was published in 1600, a reprint of the first edition in 2002. All three are scarce. In North America OCLC locates 1 copy of the first edition (at the Library of Congress), 1 copy of the second edition (at Harvard Law School) and two copies of the 2002 reprint (at Harvard Law School and UC-Berkeley). Not in the *British Museum Catalogue*. [Order This Item](#)



**True First Edition of Hallam's  
*Constitutional History of England***

**10. Hallam, Henry [1777-1859].**

*The Constitutional History of England from the Accession of Henry VII to the Death of George II.* London: John Murray, 1827. Two volumes. xvi, 615; vii, 828 pp. Quarto (11" x 9").

Later signed calf binding by John Rumpus, Oxford. Gilt rules to boards, unidentified owner crest to front boards, raised bands and gilt titles to spines, top edges gilt. Light rubbing to extremities, a few minor marks to boards, light fading to edges of boards in a couple of places. Light foxing to a few leaves, interior otherwise fresh. A handsome copy of a scarce edition. \$500.

\* First edition. This classic study of the constitutional history of England from 1485 to 1760 was "long the standard work on the subject, and only surpassed one hundred years after its initial publication" (Marke). It was originally issued in a small press run in quarto format. An octavo edition was published later that year. As one would suspect, the quarto editions are quite scarce today. Marke, *A Catalogue of the Law Collection at New York University* (1953) 365. *British Museum Catalogue* (Compact Edition) 11:533. [Order This Item](#)



**One of the Great Authorities on Roman-Dutch Law**

**11. Huber, Ulrik [1636-1694].**

*De Ratione Juris Docendi & Discendi Dialogus.* Franeker: Ex Officina Joh. Gyselaar, 1684. [vi], 111, [1] pp. Copperplate portrait frontispiece of the Duke of Nassau.

**[Bound with]**

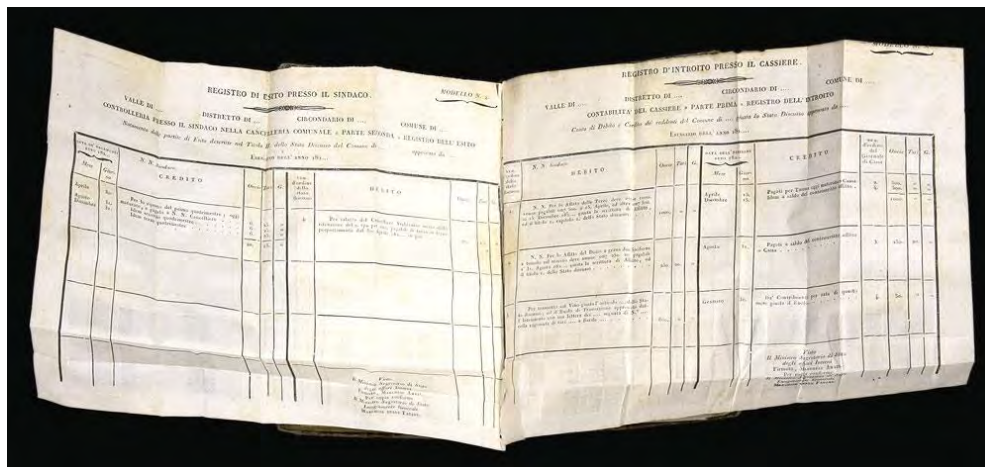
**Huber, Ulrik.**

*De Jure Civitatis Libri Tres. Editio, Plus Tertia Parte, Nova Faciem Operis Oratio Praemissa & Argumenta Caputum in Calce Subjecta Exhibent.* Franeker: Apud Johannem Gyselaar, 1684. [xxxviii], 605, [37] pp.

Octavo (6-1/4" x 3-3/4"). Contemporary calf, raised bands to spine. Moderate rubbing with light wear to extremities, corners bumped, joints starting at head, front hinge cracked, later owner bookplate to front pastedown. Woodcut title vignettes, woodcut head-pieces, tail-pieces and decorated initials. Light toning to text. Faint early owner annotations to endleaves, title page of *Ratione Juris* and a few other leaves in both works. Ex-library. Bookplate to front pastedown. \$750.

\* *Ratione Juris*, first edition; *Jure Civitatis*, third edition. Huber was a well-known Dutch jurist and professor at the Universities of Franeker, Utrecht and Leyden. He was also a judge in Friesland and the author of numerous legal works on Roman and Roman-Dutch law including *Heedendaagse Rechtsgeleertheit* (1686), which was later translated as *The Jurisprudence of My Time*. He was as important in his day as Grotius. Huber's work was renowned for his humanism and knowledge of life. It remains influential in South African law. *Ratione Juris* is an essay on legal reasoning. A second edition was published in 1688. First published in 1672, his influential *Jure Civitatis* examines public law through perspectives drawn from jurisprudence and political science. As one would expect, Roman, canon and natural-law principles play a leading role. The laws of the Dutch states are also considered, though less extensively. Dekkers, *Bibliotheca Belgica Juridica* 86 (5, 11).

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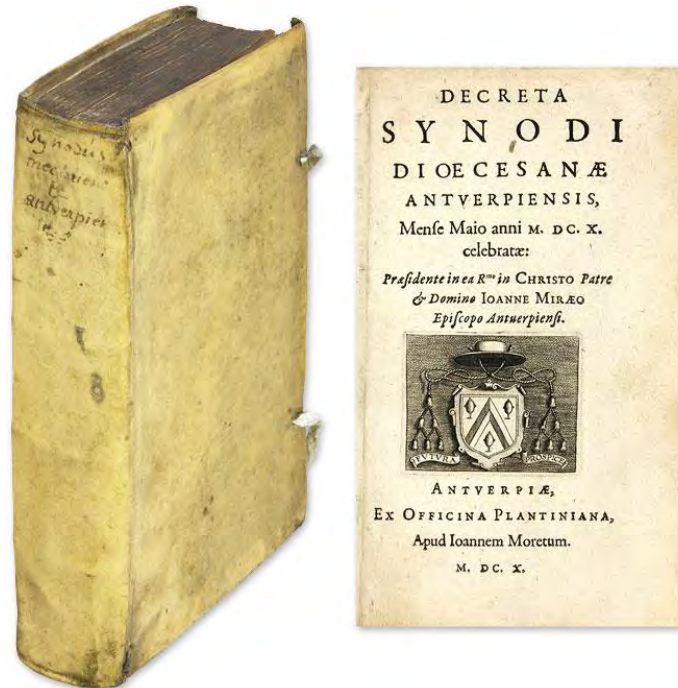
**Administrative Law in the Kingdom of the Two Sicilies**

**12. [Kingdom of the Two Sicilies].**

*Statuti Dell'Amministrazione Civile in Sicilia.* [N.p.: S.n., c.1827]. [ii], 275 pp. Eight folding tables. Octavo (7-3/4" x 4-1/2").

Contemporary quarter calf over marbled boards, lettering piece and gilt fillets to spine. Moderate rubbing to boards and extremities with some wear to spine ends and corners, joints partially cracked, a few partial cracks to text block. Some toning to text, occasional faint dampspotting, internally clean. \$250.

\* Second edition (?). The Kingdom of the Two Sicilies, which encompassed the lower half of Italy as well as the island of Sicily, was the largest of the states of Italy before the Italian unification. Apparently a handy reference for state officials, this is a digest of the kingdom's administrative law. The earliest edition we were able to locate was issued in 1818, updated editions were issued periodically. All are rare. OCLC locates no copies of our edition, and one copy of issues from 1818 and 1821, neither in North America. Not in the *British Museum Catalogue*. [Order This Item](#)



### Synodal Decrees from a Tumultuous Period in the History of the Low Countries

#### 13. Le Mire, Jean.

*Decreta Synodi Dioecesanæ Antverpiensis, Mense Maio Anni M.DC.X. Celebratae.* Antwerp: Ex Officina Plantiniana, 1610. [xvi], 30, 154, [3] pp.

[Bound with]

#### Moretus, Balthasar.

*Decreta et Statuta Synodi Provincialis Mechliniensis, Die Undecima Mensis Iunii, Anni Millesimi Quingentesimi Septuagesimi, Pontificatus Sanctissimi in Christo Patris ac Domini Nostri D. Pii Divina Providentia Papæ Quinti Anno Quinto Inchoatae, & Decima Quarta die Mensis Iulij Eiusdem Anni Conclusæ; Praesidente in ea Reverendiss.* Antwerp: Ex Officina Plantiniana Balthasar Moreti, 1634. 84, [2] pp. [And]

#### Hovius, Matthæus.

*Decreta et Statuta Synodi Provincialis Mechliniensis: Die Vigesima Sexta Mensis Junii Anni Millesimi Sexcentissimi Septimi Pontificatus Sanctissimi in Christo Patris ac D. N. D. Pauli Divina Providentia Papæ V. Anno Tertio Inchoatae, et Vigesima die Mensis Iulij Eiusdem Anni Conclusæ.* Antwerp: Ex Officina Plantiniana Balthasar Moreti, 1633. 127, [1] pp.

[And]

#### Hovius, Matthæus.

*Decreta et Statuta Synodi Dioecesanæ Mechliniensis: Die Quinta Maji Anni Millesimi Sexcentissimi Noni Inchoatae, Et die Sexta Eiusdem Anni et Mensis Absolutæ.* Antwerp: Ex Officina Plantiniana Balthasar Moreti, 1634. 76, [1] pp.

Octavo (6-1/2" x 4"). Contemporary vellum with lapped edges and later thong ties (one lacking), early hand-lettered title to spine. Light soiling, corners and spine ends bumped. Copperplate vignette to title page of *Decreta Synodi Dioecesanæ Antverpiensis*, woodcut Plantin devices to rear endleaves or title pages of other titles, woodcut decorated initials. Moderate toning to texts, early owner signature to front free endpaper. Ex-library. Bookplate to front pastedown. \$750.

\* This volume collects four volumes of statutes and decrees enacted at synods of the (Catholic) diocese of Mechelen, Belgium, all printed by the Plantin Press. La Mire, Moretus and Hovius were the presiding bishops. All of these took place during the Dutch War of Independence and reflect its religious, political and social consequences. In effect, they offer official statements of doctrine during this troubled period. None of these titles are listed in the *British Museum Catalogue*.

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**By a Pioneering Scholar of  
Commercial and International Law in a Prize Binding**

**14. Levi, Leone [1821-1888].**

*The History of British Commerce and of the Economic Progress of the British Nation 1763-1878.* London: John Murray, 1880. 19, [1], 579 pp. Ten tables, two fold-out. Octavo (8-1/2" x 5-1/2").

Contemporary morocco prize binding, gilt spine with raised bands blind frames to boards, large gilt arms of King's College, London, to front, inside dentelles, all edges gilt. Some rubbing to extremities with minor wear to spine ends and corners, front hinge starting. Presentation bookplate to front pastedown. Light toning and foxing to a few leaves, interior otherwise fresh. \$300.

\* Second, and best, edition. Levi, an internationally prominent theorist and reformer of commercial practice, was Professor of Commerce and Commercial Law at King's College, London. He was one of the pioneers in the field of comparative law. First published in 1872, *The History of British Commerce* is a brilliant summary of his work. *British Museum Catalogue* (Compact Edition) 15:218. [Order This Item](#)



**Rare Item Relating to the Gift that  
Established an Important Scottish Library**

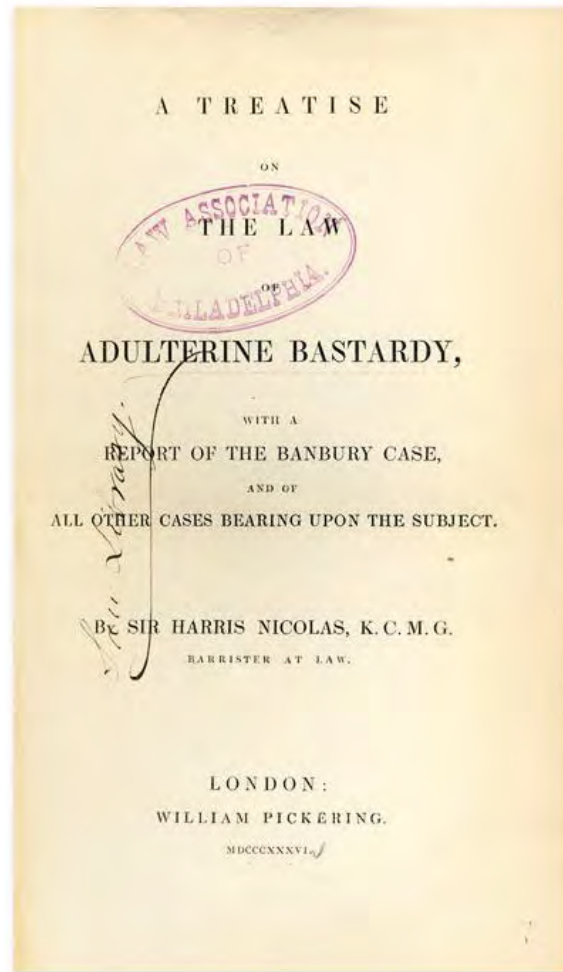
**15. Mitchell, Stephen [1789-1874].**

*Extract Registered Trust Disposition and Codicil, Dated 5th January, 1866, And 14th May, 1870, And Registered 27th April, 1874.*  
Glasgow: Printed by Robert Anderson, 1874. 16 pp. Octavo (8-1/2" x 5-1/2").

Stab-stitched pamphlet in printer wrappers bound into contemporary three-quarter calf over marbled boards, raised bands, gilt title and gilt ornaments to spine. Rubbing to extremities with light wear to corners, hinges cracked but secure. Offsetting to margins to endleaves, light soiling to wrappers, internally clean. \$250.

\* Only edition. This item contains the text of the trust disposition that bequeathed funds for the establishment of the Mitchell Library. Located in Glasgow, it is one of the most important public reference libraries in Europe. OCLC locates 1 copy (University of Glasgow). [Order This Item](#)





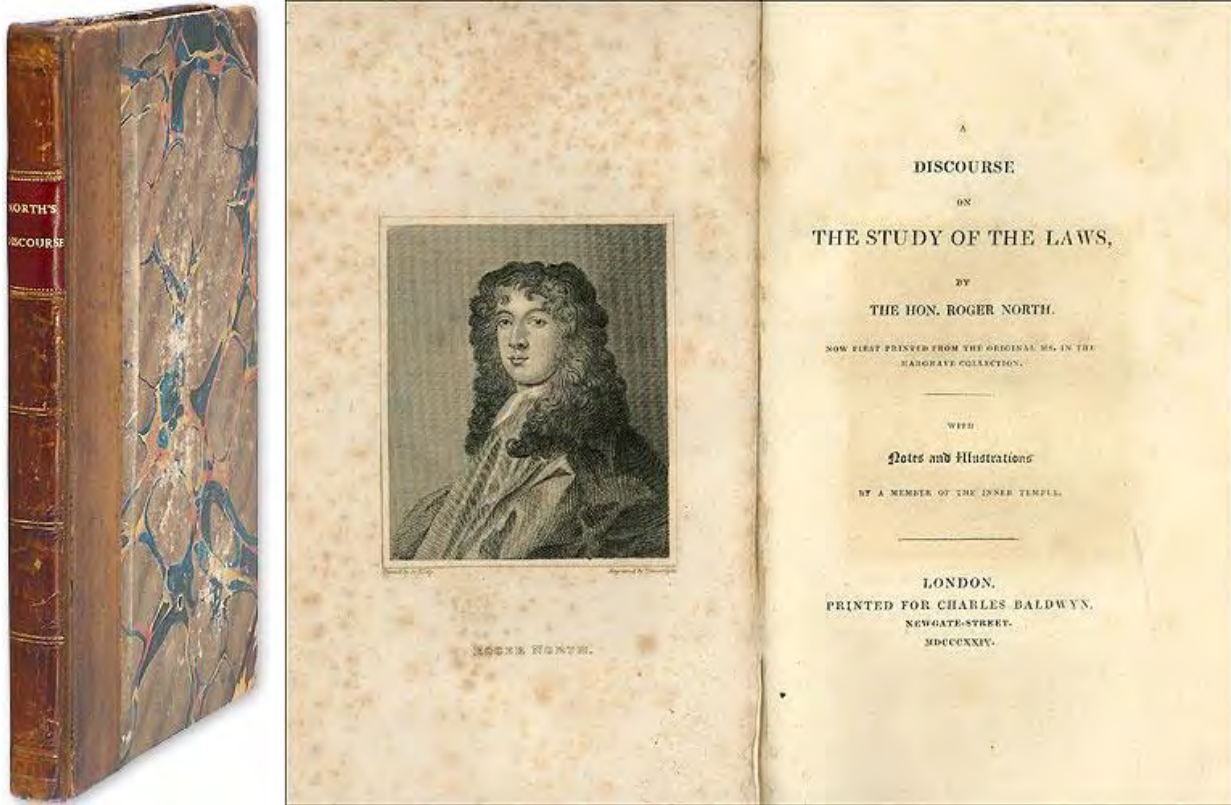
### Scarce Treatise on Illegitimacy

#### 16. Nicolas, Sir Harris [1799-1848].

*A Treatise on the Law of Adulterine Bastardy, With a Report of the Banbury Case, and of All Other Cases Bearing Upon the Subject.* London: William Pickering, 1836. xvi, 588, 8 pp. Includes an eight-page descriptive catalogue of the author's works. Octavo (9" x 5-1/2").

Somewhat later quarter sheep over cloth, raised bands and lettering pieces to spine, hinges reinforced, endpapers renewed. Moderate rubbing to spine and extremities, a few small chips to fore-edge of front free endpaper and half-title, which is partially detached but secure. Light toning to text, internally clean. Ex-library. Embossed stamp to front board, small inkstamp and inscription to title page. A solid copy. \$75.

\* With index and side-notes. "The following treatise is the first attempt to collect all the authorities and decisions on the law of legitimacy in this country, and to deduce from them the history and present state of the law on that important subject. (...) The author of this volume deceives himself, if a perusal of it will not convince the profession of two facts, either of which would justify its publication; first, that the law has undergone important changes, in consequence of a *mistaken* view having been taken of previous authorities; and secondly, that there are not sufficient grounds for the opinions which now prevail respecting the law on the subject" (Preface, vii-viii). The Banbury Case concerns a peerage claim by William Knollys [1763-1834], the natural son of the Earl of Banbury. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:257. [Order This Item](#)



### Thoughts on Legal Education by Roger North

#### 17. North, Roger [1653-1734].

*A Discourse on the Study of the Laws. Now Printed From the Original MS. in the Hargrave Collection. With New Illustrations by a Member of the Inner Temple.* London: Printed for Charles Baldwin, 1824. xv, 105, [5] pp. Copperplate portrait frontispiece. Includes four-page publisher catalogue. Octavo (7-1/4" x 4-1/2").

Contemporary three-quarter calf over marbled boards, lettering piece and gilt fillets to spine, speckled edges. Rubbing with some wear to extremities, chipping to lettering piece. Early armorial bookplate and small bookseller ticket to front pastedown. Offsetting from frontispiece to title page, foxing to preliminaries, occasional light foxing to text. Early owner signature to front free endpaper, annotation to following endleaf, interior otherwise clean. \$500.

\* Sole edition. This classic treatise is an incomparable guide to English legal education during the last quarter of the seventeenth century. Written at a time when formal English legal education had reached a low point, it prescribed a self-directed course of study based on reading, compiling commonplace books, attending courts, speaking with lawyers and attending an office or chambers. North, a member of a powerful political family, was a respected member of the Middle Temple and an important chronicler of the restoration-era legal community. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:258. [Order This Item](#)



### Masters of Legal Practice

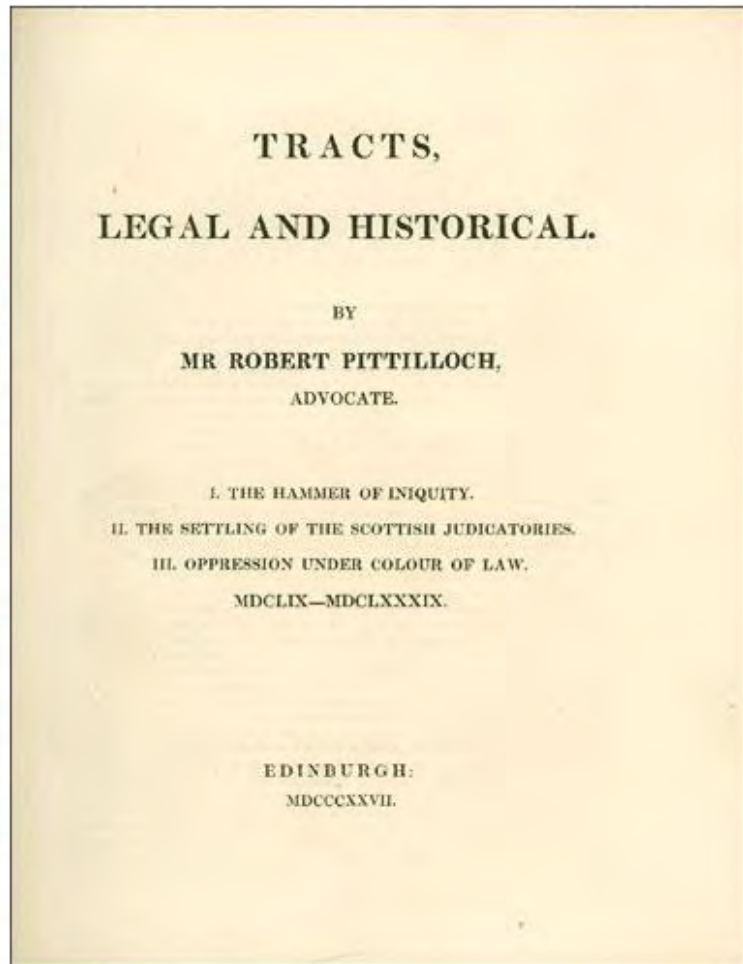
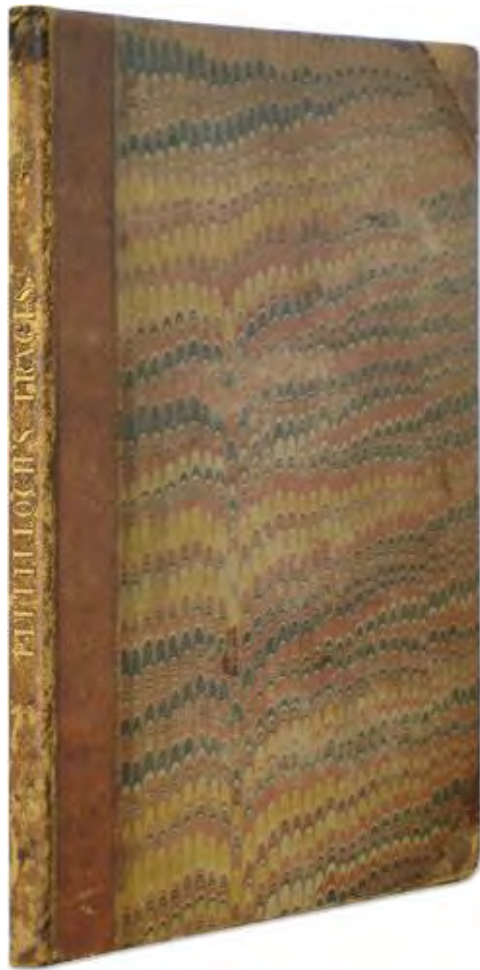
#### 18. Panciroli, Guido [1523-1599].

Panciroli, Ottavio, Editor.

*De Claris Legum Interpretibus Libri Quatuor.* Venice: Apud Marcum Antonium Brogiollum, 1637. [xiv], 509, [56] pp. Quarto (8" x 6").

Contemporary limp vellum, early hand-lettered title to spine. Light soiling, a few minor inkstains, corners and spine ends lightly bumped, worming to pastedowns and free endpapers with some damage to joints, section lacking from front free endpaper, a few signatures loose. Woodcut head-pieces and decorated initials. Some toning to text, a bit heavier in places. Early annotations to front pastedown, owner initials to foot of title page, interior otherwise clean. \$1,250.

\* First edition. An interesting work on legal practice based on biographical studies of notable lawyers from nations of the Holy Roman Empire. A respected work, it went through later editions in 1655 and 1721. Educated at the University of Padua, Panciroli taught there for most of his career. OCLC locates 1 copy in North America of this 1637 first edition at Harvard Law School. Camus, *Bibliothèque Choisie des Livres de Droit* 45. [Order This Item](#)



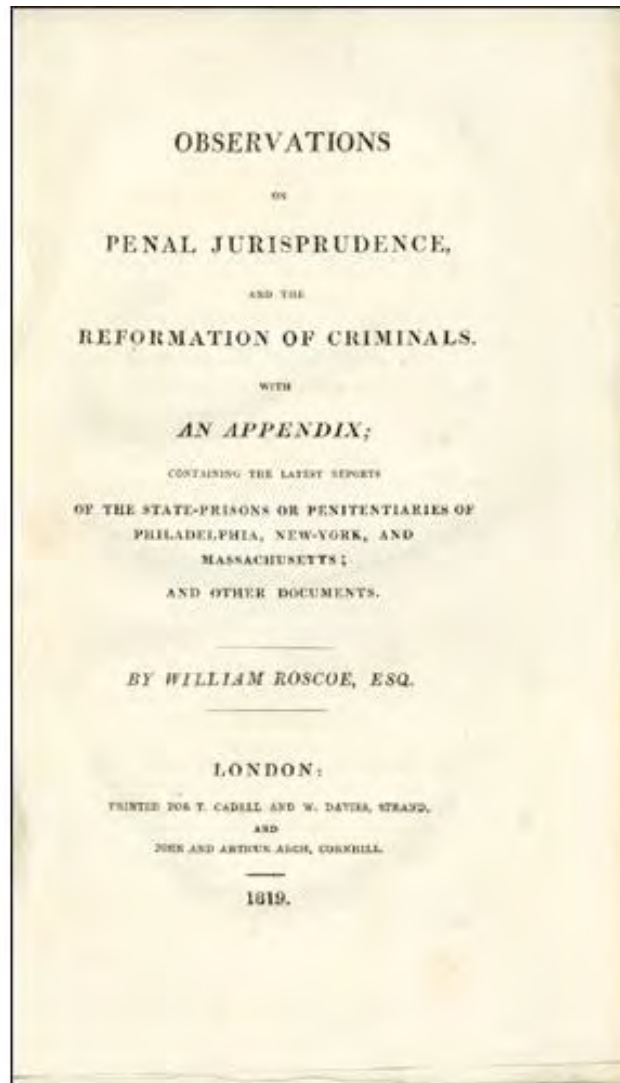
**Only Forty Copies Printed**

**19. Pittilloch (Pittilloh), Robert [1621?-1698].  
[Maidment, James, Editor].**

*Tracts, Legal and Historical. I. The Hammer of Iniquity. II. The Settling of the Scottish Judicatories. III. Oppression Under Colour of Law.* Edinburgh: [Printed by Ballantyne and Co.], 1827. iv, [2], 14, 10, [2], iv, [3]-32 pp. Each section has title page and pagination, first section preceded by general title page. Quarto (8" x 6-3/4").

Contemporary three-quarter calf over marbled boards and endpapers, top edge gilt. Moderate rubbing with some wear to spine ends, joints and corners. Early armorial bookplate to front pastedown, bookplate of Robert Maxtone Graham to front free endpaper, his signature to verso. Light foxing to endleaves. Early annotation to verso of title page, interior otherwise fresh. A nice copy of a rare title. \$350.

\* This book reprints three rare pamphlets on political and legal subjects. The first two were originally published in 1659, the third in 1684. Little is known about the author, though he may have been a barrister. According to the editor, "[t]he principal value of the ensuing fugitive pieces consists in the curious and valuable information, both legal and historical, which they contain; and which, although mixed up with much extraneous and tedious matter, will not, on that account, be unacceptable to the few individuals who take an interest in our national history.": Preface [iii]. Robert Maxtone Graham was a notable Scottish book collector. OCLC locates 10 in North America, 5 in law libraries (Harvard, Library of Congress, LA County, University of Pennsylvania, University of Virginia). According to Sweet & Maxwell, only 40 copies of this book were printed. See *A Legal Bibliography of the British Commonwealth* 5:93. [Order This Item](#)



**By an Important English Penal Reformer**

**20. Roscoe, William [1753-1831].**

*Observations on Penal Jurisprudence, And the Reformation of Criminals. With an Appendix; Containing the Latest Reports of the State-Prisons or Penitentiaries of Philadelphia, New-York, and Massachusetts; And Other Documents.* London: Printed for T. Cadell and W. Davies, 1819. iv, 179, [1], 144 pp. Two folding tables. Octavo (9" x 5-3/4").

Contemporary gray paper boards, contrasting printed paper spine label, untrimmed edges. A few inkstains, moderate rubbing with wear to spine ends and corners, front joint cracked but secure, rear joint starting. Early armorial bookplate and shelf label to front pastedown, most signatures uncut, internally fresh. \$500.

\* Only edition. The early nineteenth century was a watershed period in the history of penology. Many important contributions were made at this time by such luminaries as Bentham, Lieber, Livingston and Tocqueville. Roscoe's work was equally important. Believing that retribution should play no part in criminal jurisprudence, he advocated milder punishments, believing they would reform the criminal. He later published two companion volumes, *Additional Observations on Penal Jurisprudence, And the Reformation of Criminals* (1823) and *Observations on Penal Jurisprudence, And the Reformation of Criminals, Part III* (1825). Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:307.

[Order This Item](#)



**Companion to Roscoe's *Observations on Penal Jurisprudence***

**21. Roscoe, William.**

*Observations on Penal Jurisprudence, And the Reformation of Criminals: Part III. Containing Further Remarks on the Opinions of the Edinburgh Reviewers; On the Society for Prison Discipline; On the General penitentiary at Milbank; And on the State of Prisons in America: Being an Attempt to Demonstrate the Necessity of Adopting an Improved System of Criminal Jurisprudence. With an Appendix, Containing the Latest Reports of the State Prisons at New York &c.* London: Printed by J. M'Creary for T. Cadell, 1825. [iv], 119, [1], 91 pp. Octavo (9" x 5-3/4").

Contemporary quarter sheep over gray paper boards, paper spine label, untrimmed edges. Light spotting and rubbing to boards, moderate rubbing to backstrip, front board partially detached but secure, rear hinge cracked, corners bumped. Author presentation inscription to Gulian Verplanck to front free endpaper. Light foxing in a few places, interior otherwise fresh. \$950.

\* Only edition. criminal. Verplanck [1786-1870] was a prominent member of the New York Bar and an important reformer. He served four terms in the U.S. Congress, where he was chairman of the Ways and Means Committee. OCLC locates 3 individual copies and 9 copies bound with Roscoe's other volumes. Not in Sweet & Maxwell. *British Museum Catalogue* (Compact Edition) 21:1106. [Order This Item](#)



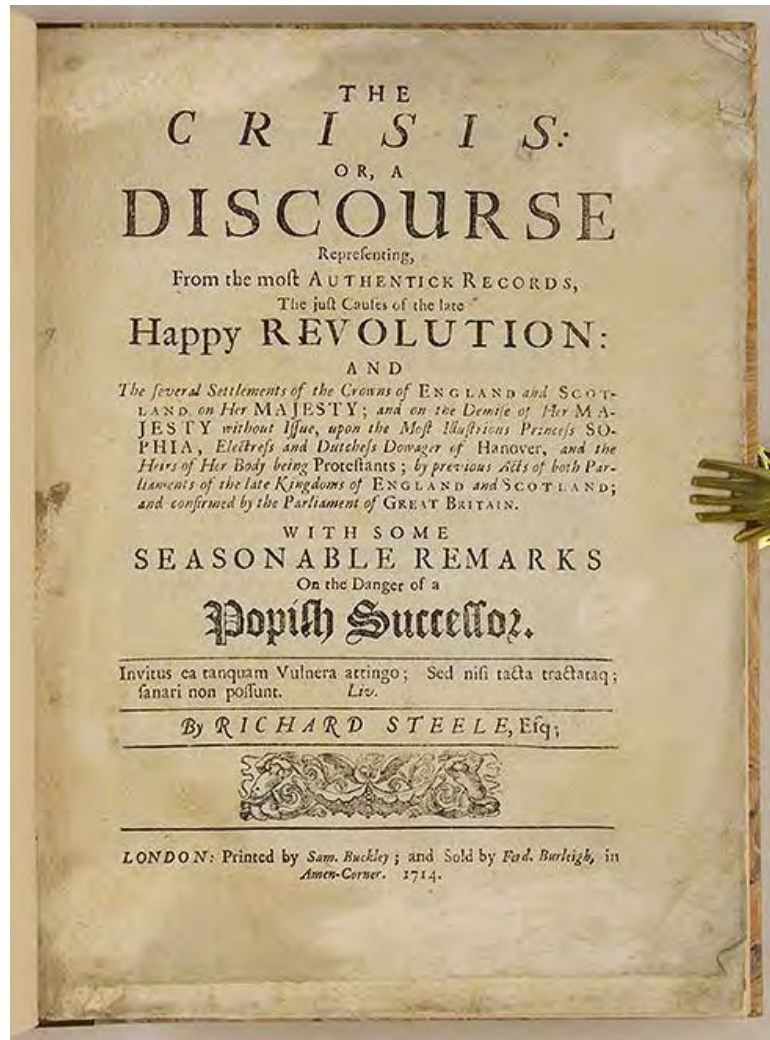
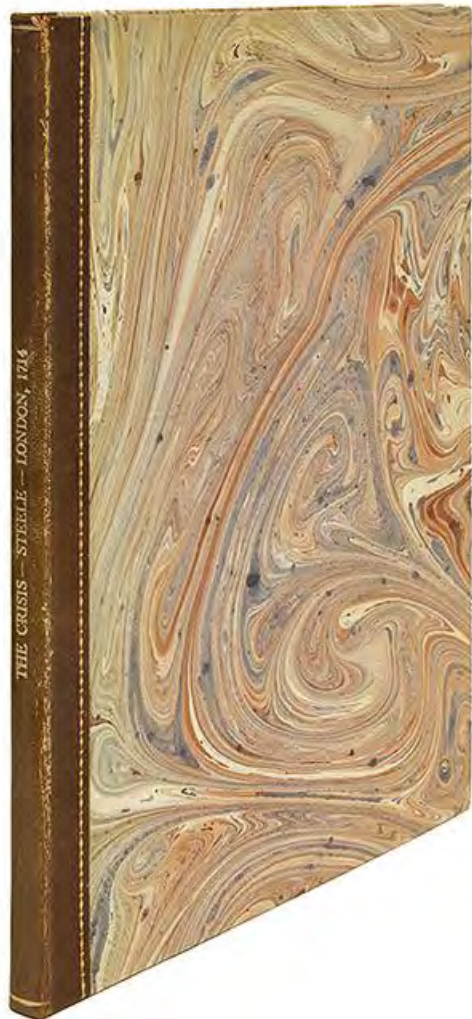
Seventeenth-Century Treatise on Bohemian Mining Law

22. Span, Sebastian.

*Speculum Juris Metallici, Oder: Berg-Rechts-Spiegel, Darinnen zu Finden Was Jedweder dem Bergwesen Zugethaner, Hoben, Mittlern und Niedern Person, Als Grund-Herren, Obrist-Munzmeister, Berg-Vorstebern, Berg-Ampts-Leuten, Dienern und Arbeitern, Befehl, Verrichtung und Befugniss Ist; Wie sie sich bey und Gegen Andere, So zum Bergwerck Angenommen, Mit Befehl-Oder Forttreiben, Auch in Gut-Oder Rechtlichen Streit-Handeln Verhalten Sollen; Aus denen vom Kayser Ferdinando I. Lobl. Gedachtniss, An. 1584 Publicirten Joachimsthalischen, Schlackenwaldischen Silber- und Zien- wie auch bey Zeiten Kayser Rudolphi II. Hochlobl. Andenckens, zu Pappier Gesetzten Zweyen Land-Bergwercks-Ordnungen im Konigreich Bohmen, Auffgerichteten Bergwercks-Vergleichungen, Gefolgten Reformationen, Ertz-Kauffen, Begnadigungen un Privilegien, It. Andern Berg-Gebrauchen, Was Darinnen von ein Oder Andern Chur- und Furstl. Berg-Ordnung Statuiret Worden; Mit Denen Formalibus Unter Eines Jeden Sonderbare Rubric Gebracht.* Dresden: Bey Johann Jacob Wincklern, 1698. [xvi], 422 (i.e. 426), [20] pp. Folio (12-1/2" x 7-3/4").

Contemporary three-quarter calf over speckled boards, raised bands, lettering piece and gilt ornaments to spine, speckled edges, ribbon marker. Some rubbing to boards and extremities, front joint just starting at head. Title page printed in red and black, woodcut head and tail-pieces. Moderate toning to text, light browning in places, part of date lacking from bottom edge of title page due to printer error, early owner stamp to foot of verso, internally clean. Ex-library. Bookplate to front pastedown. \$600.

\* Only edition. Central Europe, Bohemia especially, has been an important mining center since the late-middle ages and the source of some of Europe's earliest mining laws. Originally local, Central European mining law became more Germanic over time through the authority of the Holy Roman Empire. Span's treatise summarizes this body of law with an emphasis on the enactments of Holy Roman Emperors, and Kings of Hungary, Bohemia and Croatia, Ferdinand I and Rudolf II. Among other topics, Span considers the demarcation of territory, drainage, ventilation and the division of expenses and profits among investors. OCLC locates 3 copies in North American law libraries (Harvard, UC-Berkeley, Yale). *Das Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 1:015512F. [Order This Item](#)



### A Vigorous Defense of the Hanoverian Succession

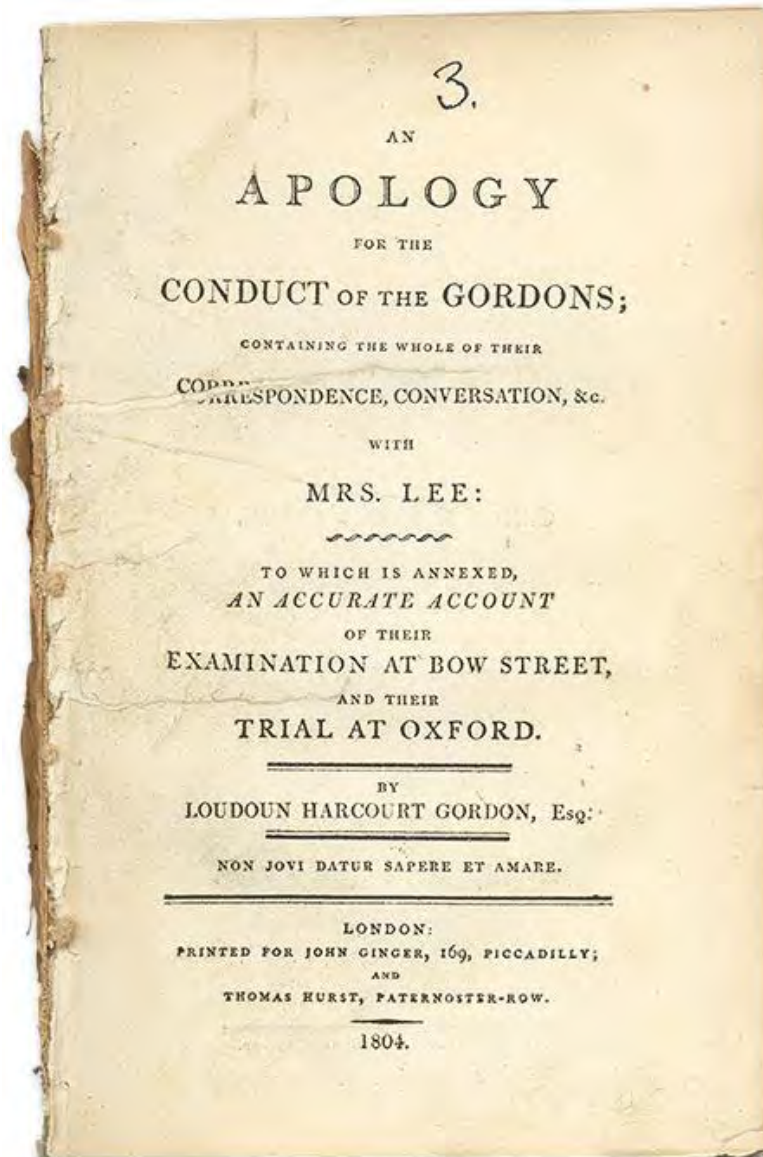
#### 23. Steele, Sir Richard [1672-1729].

*The Crisis: Or, A Discourse Representing, From the Most Authentick Records, The Just Causes of the Late Happy Revolution: And the Several Settlements of the Crowns of England and Scotland on Her Majesty; And on the Demise of Her Majesty Without Issue, Upon the Most Illustrious Princess Sophia, Electress and Dutchess Dowager of Hanover, And the Heirs of Her Body Being Protestants; By Previous Acts of both Parliaments of the Late Kingdoms of England and Scotland; And Confirmed by the Parliament of Great Britain. With Some Seasonable Remarks on the Danger of a Popish Successor.* London: Printed by Sam. Buckley, 1714. [ii], vii, [1], 37, [1] pp. Includes one-page publisher advertisement. Quarto (9-1/2" x 7").

Stab-stitched pamphlet bound into recent quarter calf over marbled boards. Light rubbing to extremities, light soiling to title page and verso of final leaf, light edgewear to text block, moderate toning to text, light foxing to a few leaves. \$250.

\* First edition, second issue. A defense of the legality of the Act of Settlement, which placed the Hanoverian George I on the throne after the death of Queen Anne, this pamphlet was answered by Jonathan Swift in his *The Public Spirit of the Whigs*. This exchange brought accusations of seditious libel against Steele and his expulsion from the House of Commons. The only difference between the first and second issues is that the first is dated 1713, though it was actually published in 1714. *English Short-Title Catalogue* T34402. [Order This Item](#)





**A Famous English Case Involving Abduction and Assault**

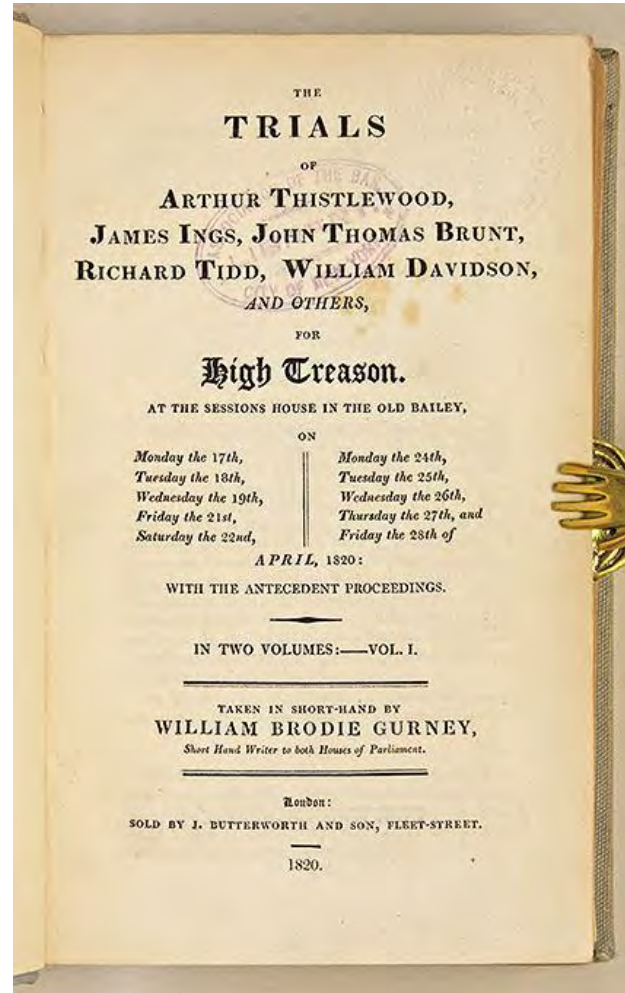
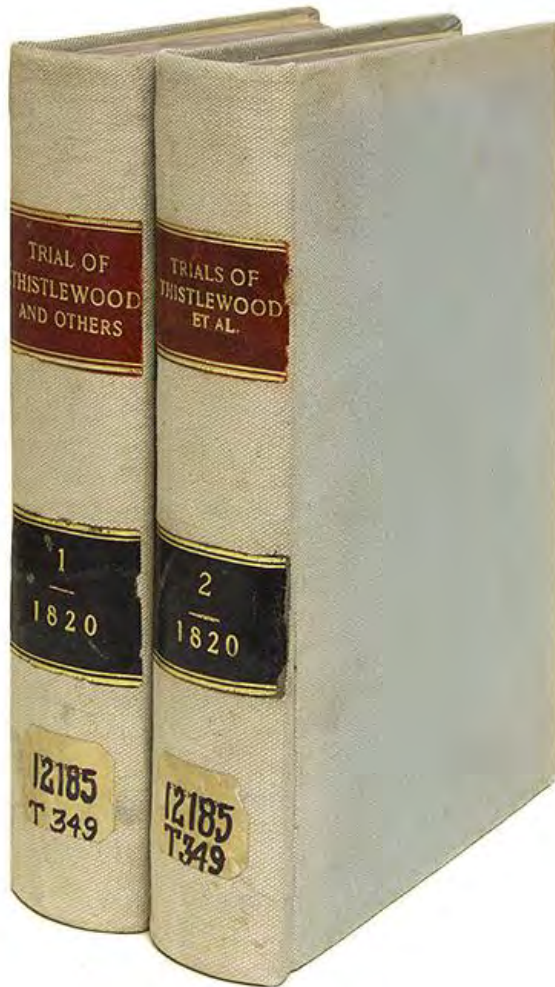
**24. [Trial].**

**Gordon, Loudoun Harcourt, Defendant.**

*An Apology for the Conduct of the Gordons; Containing the Whole of Their Correspondence, Conversation, &c. With Mrs. Lee: To Which is Annexed, An Accurate Account of Their Examination at Bow Street, And Their Trial at Oxford.* London: Printed for John Ginger, 1804. xxxiv, [35]-143 pp. Octavo (8" x 5").

Disbound stab-stitched pamphlet, title page mounted and re-hinged. Light soiling to exterior, light toning to text, "3" in early hand to head of title page. \$150.

\* Later edition. This colorful trial for abduction and assault was the result of a misguided love affair. The plaintiff, Mrs Lee, claimed that she had been abducted by Lonsdale Gordon and his brother, the author of this pamphlet. Both were ultimately acquitted. *British Museum Catalogue* (Compact Edition) 10:951. [Order This Item](#)



### Trials of the Cato Street Conspirators

#### 25. [Trials].

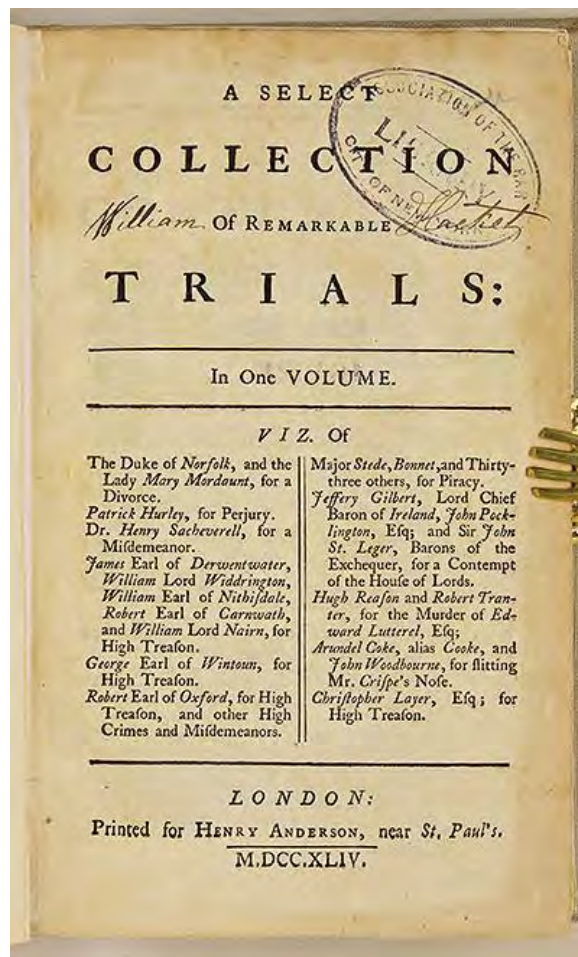
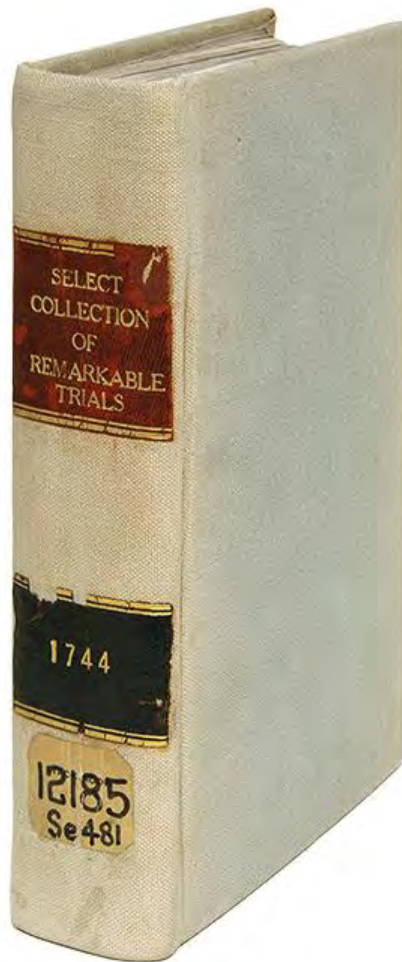
#### [Cato Street Conspiracy].

#### Gurney, William Brodie, Reporter.

*The Trials of Arthur Thistlewood, James Ings, John Thomas Brunt, Richard Tidd, William Davidson, And Others, For High Treason: at the Sessions House in the Old Bailey, On Monday the 17th, Tuesday the 18th, Wednesday the 19th, Friday the 21st, Saturday the 22nd, Monday the 24th, Tuesday the 25th, Wednesday the 26th, Thursday the 27th, And Friday the 28th of April, 1820: With the Antecedent Proceedings.* London: Sold by J. Butterworth, 1820. 694; 663, [2] pp. 2-pp. publisher advertisement at end of Volume II. Octavo (8-1/2" x 5-1/4").

Later library cloth, red and black lettering pieces and small location labels to spines. Light soiling, light rubbing to extremities, minor chipping to spine labels. Moderate toning to text, faint embossed and ink library stamps to title pages, early repair to head of pp. 661-662. A pleasant set. \$300.

\* Only edition. Led by Arthur Thistlewood, the event known as the Cato Street Conspiracy was an attempt to murder all of the ministers and prime minister of King George IV in 1820. Motivated in part by the economic depression of the period, the conspirators wished to avenge earlier protests suppressed by the state, such as the Paterloo Massacre. The conspirator's goal was to overthrow the government and initiate a revolution similar to the French Revolution. *Catalogue of the Library of the Harvard Law School* (1909) II:1206. [Order This Item](#)



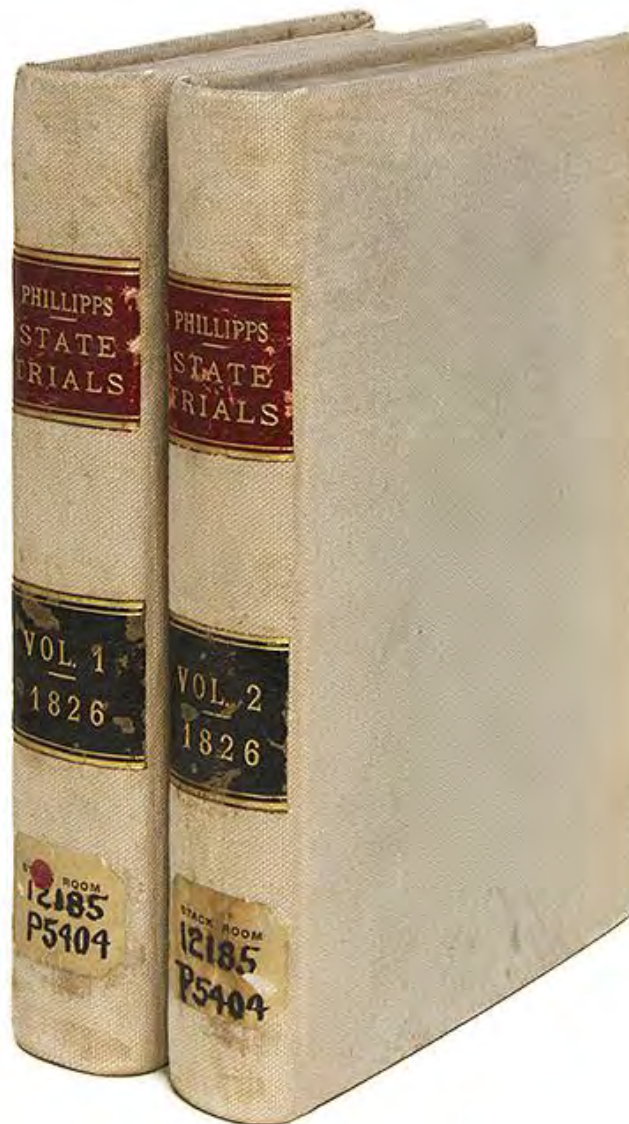
### "Select Collection" of British Trials

#### 26. [Trials]. [Great Britain].

*A Select Collection of Remarkable Trials: In One Volume. Viz. of The Duke of Norfolk, And the Lady Mary Mordaunt, For a Divorce. Patrick Hurley, For Perjury. Dr. Henry Sacheverell, For a Misdemeanor. James Earl of Derwentwater, William Lord Widdrington, William Earl of Nithisdale, Robert Earl of Carnwath, And William Lord Nairn, For High Treason. George Earl of Wintoun, For High Treason. Robert Earl of Oxford, For High Treason, And other High Crimes and Misdemeanors. Major Stede, Bonnet, And Thirty-Three Others, For Piracy. Jeffery Gilbert, Lord Chief Baron of Ireland, John Pocklington, Esq.; And Sir John St. Leger, Barons of the Exchequer, For a Contempt of the House of Lords. Hugh Reason and Robert Tranter, For the Murder of Edward Lutterel, Esq.; Arundel Coke, Alias Cooke, and John Woodbourne, for Slitting Mr. Crispe's Nose. Christopher Layer, Esq.; For High Treason.* London: Printed for Henry Anderson, 1744. [iv], 250 pp. Octavo (8" x 5").

Later library cloth, red and black lettering pieces and small location label to spine. Light soiling, light rubbing to extremities, some chipping to spine labels, library bookplate to front pastedown. Moderate toning to text, library stamp and early owner signature to title page, brief library annotation and stamp to verso. \$250.

\* Only edition, A re-issue, with a cancel titlepage, of Volume 8 of *State Trials and Proceedings Upon High Treason* (1730-1735). A collection of eleven trials from 1699 to 1722, including trials for Divorce, Perjury, High Treason, Piracy, Misdemeanors and Murder. *English Short-Title Catalogue* T108298. [Order This Item](#)



**"Most Interesting Trials Prior to the Revolution of 1688"**

**27. [Trials].**

**Phillipps, Samuel March [1780-1862], Editor.**

*State Trials; Or, A Collection of the Most Interesting Trials, Prior to the Revolution of 1688, Reviewed and Illustrated.* London: Published by W. Walker, 1826. Two volumes. xvi, 480; vii, 420 pp. Octavo (8" x 5-1/4").

Later library cloth, red and black lettering pieces and small location labels to spines. Light soiling, light rubbing to extremities, some chipping to spine labels. Moderate toning to text, a few cracks to text blocks, a few leaves partially detached, library stamps to preliminaries, brief annotations to versos of title pages. \$100.

\* Only edition. Well-written and selected, this set includes the trials of Sir Walter Raleigh, Sir Henry Vane, William Stayley, Algernon Sydney and the Seven Bishops. *Catalogue of the Library of the Harvard Law School* (1909) II:346. [Order This Item](#)



### Two Great Jurists Analyze Excerpts from the *Corpus Juris Civilis*

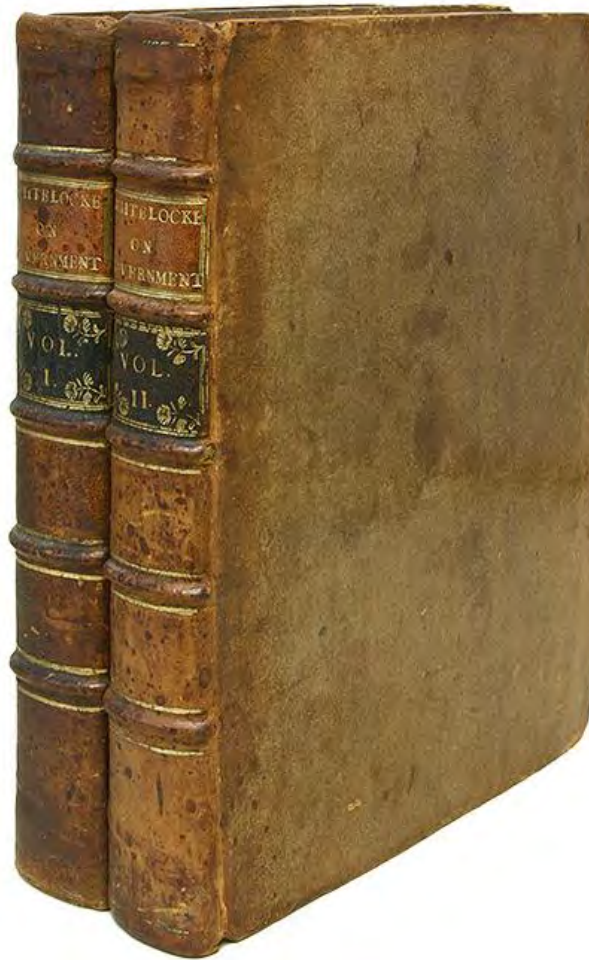
28. Van Leeuwen, Simon [1626-1682].

Vinnius, Arnoldus [1588-1657].

*De Origine & Progressu Juris Civilis Romani, Auctores & Fragmenta Veterum Jurisconsultorum, Cum Notis Arn. Vinnii, & Variorum. Que Hisce Continentur Sequens Docebit Pagina.* Leiden: Apud Arnoldum Doude, 1672. [xvi], 850, [10] pp. Main title page preceded by copperplate pictorial title page. Octavo (6-1/2" x 4-1/4").

Contemporary vellum, early hand-lettered title to spine, large gilt arms of Arnhem to boards. Light soiling, chip to head of spine, upper corners bumped and somewhat worn, front endleaves lacking. Light toning to text, internally clean. Ex-library. Bookplate to front pastedown, stamps to top edge, bottom edge and rear endleaves. A nice copy. \$350.

\* Second edition. Two of the greatest Dutch jurists of their day, Van Leeuwen and Vinnius were perhaps the most widely read Dutch jurists during the late-seventeenth and eighteenth century. *De Origine* is a collection of annotated excerpts from the *Corpus Juris Civilis* and essays. The first essay, "De Origine Juris" is by Vinnius. Van Leeuwen compiled the excerpts and wrote two of the essay. Both authors provide annotations and cite additional annotations from other authors. It was first published in 1671, its third and final edition in 1762. Dekkers, *Bibliotheca Belgica Juridica* 99 (12). [Order This Item](#)



**Detailed Commentary on the  
Controversial Parliament Act of 1660**

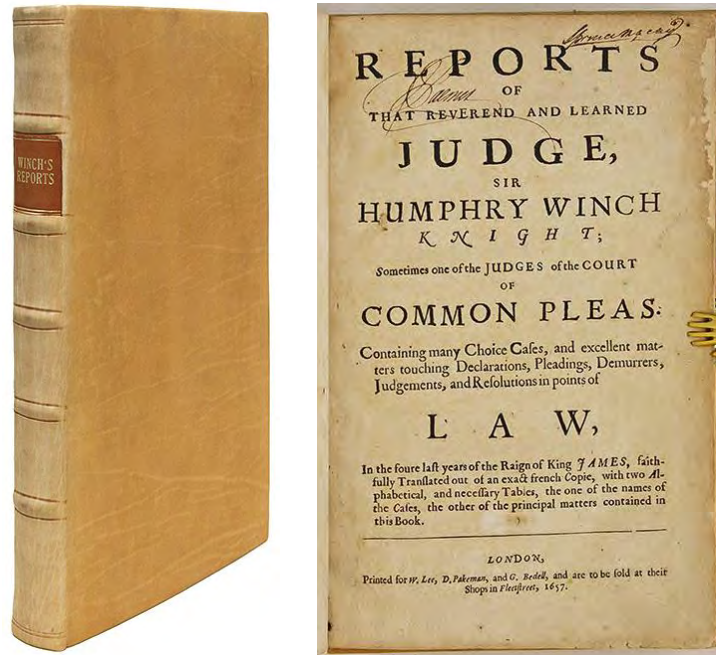
**29. Whitlocke, [Bulstrode] [1605-1675].**

**Morton, Charles, Editor.**

*Whitlockes Notes Uppon the Kings Writt for Choosing Members of Parlemt XIII Car II. Being Disquisitions on the Government of England by King Lords and Commons.* London: Printed by W. Strahan for Andrew Millar, 1766. Two volumes. xlv, [3], 518; [iv], 452, [14] pp. Quarto (10-1/4" x 8").

Contemporary speckled calf, gilt-edged raised bands and red and black lettering pieces to spines, gilt tooling to board edges, recent repairs to spine ends and joints of Volume I. Some rubbing and light scuffing to boards, moderate rubbing to extremities, corners bumped and somewhat worn, minor worming to pastedowns of Volume I. Moderate toning, faint dampstaining in a few places in each volume. A nice set. \$950.

\* Only edition. Whitlocke was a lawyer and politician. Derived from his manuscripts, the *Notes* is a phrase-by-phrase commentary on the controversial Parliament Act of 1660 (12 Car. II c. 1), which dissolved the Long Parliament and declared the Lords and Commons then sitting to be the two Houses of Parliament, notwithstanding that they had not been convened by the King. To address the validity of this Parliament, the next Parliament passed further acts, 13 Car. II cc. 7 & 14, to confirm the laws it passed. OCLC locates 6 copies in North American law libraries (Harvard, Library of Congress, NY State Appellate Division, Northwestern, University of Minnesota, University of Pennsylvania). *English Short-Title Catalogue* T145987. [Order This Item](#)



### Three Notable Commonwealth-Era Reporters

#### 30. Winch, Sir Humphrey [1555?-1625], Reporter.

*Reports of that Reverend and Learned Judge, Sir Humphry Winch Knight; Sometimes One of the Judges of the Court of Common Pleas. Containing Many Choice Cases, And Excellent Matters Touching Declarations, Pleadings, Demurrers, Judgements, And Resolutions in Points of Law, In the Foure Last Years of the Raigo of King James, Faithfully Translated Out of an Exact French Copie, With Two Alphabetical, And Necessary Tables, The One of the Names of the Cases, The Other of the Principall Matters Contained in this Book.* London: Printed for W. Lee, D. Pakeman, And G. Bedell, 1657. [viii], 125. [11] pp. Last leaf blank.

[Bound with]

#### Hutton, Sir Richard [1561?-1639], Reporter.

*The Reports of that Reverend and Learned Judge, Sir Richard Hutton Knight; Sometimes One of the Judges of the Common Pleas. Containing Many Choice Cases, Judgments, And Resolutions, In Points of Law, In the Severall Raignes of King James and King Charles; Being Written in French by His Owne Hand: And Now Faithfully Translated into English According to Order.* London: Printed by T[homas] R[oycroft] for Henry Twyford, And Thomas Dring, 1656. [xii], 136. [8] pp.

[And]

#### Owen, Thomas [d. 1598], Reporter.

*The Reports of That Late Reverend and Learned Judge, Thomas Owen Esquire; One of the Justices of the Common pleas. Wherein are Many Choice Cases, Most of Them Thoroughly Argued by the Learned Serjeants, and After Argued and Resolved by the Grave Judges of Those Times. With Many Cases Wherein the Differences in the Year-Books are Reconciled and Explained. With Two Exact Alphabetical Tables, The One of the Cases, And the Other of the Principall Matters Therein Contained.* London: Printed by T[homas] R[oycroft] for H. Twyford, T. Dring, And J. Place, 1656. [xii], 76, 81-158, [8] pp. Pagination irregular, text complete.

Folio (11-1/4" x 7-1/4"). Recent period-style calf, raised bands and lettering piece to spine, endpapers renewed. A few minor nicks, light fading to top-edge of rear board. Light browning, light foxing in places, minor chips and edgewear to a few leaves, early owner annotation to front endleaf of Winch's *Reports*, early owner signature to head of its title page, brief early annotations to a few leaves of Owen's *Reports*. \$750.

\* Winch, Owen: only edition; Hutton: first edition. These reporters addressed the Commonwealth-era demand for reports in English by respected, politically acceptable judges who practiced before the Civil War. Taken together, the reporters in our volume contain cases from 1556 to 1639, with a majority of cases from the time of James I and Charles I. Wallace, *The Reporters* 262, 246, 153. *English Short-Title Catalogue* R8405, R14563, R13317. [Order This Item](#)