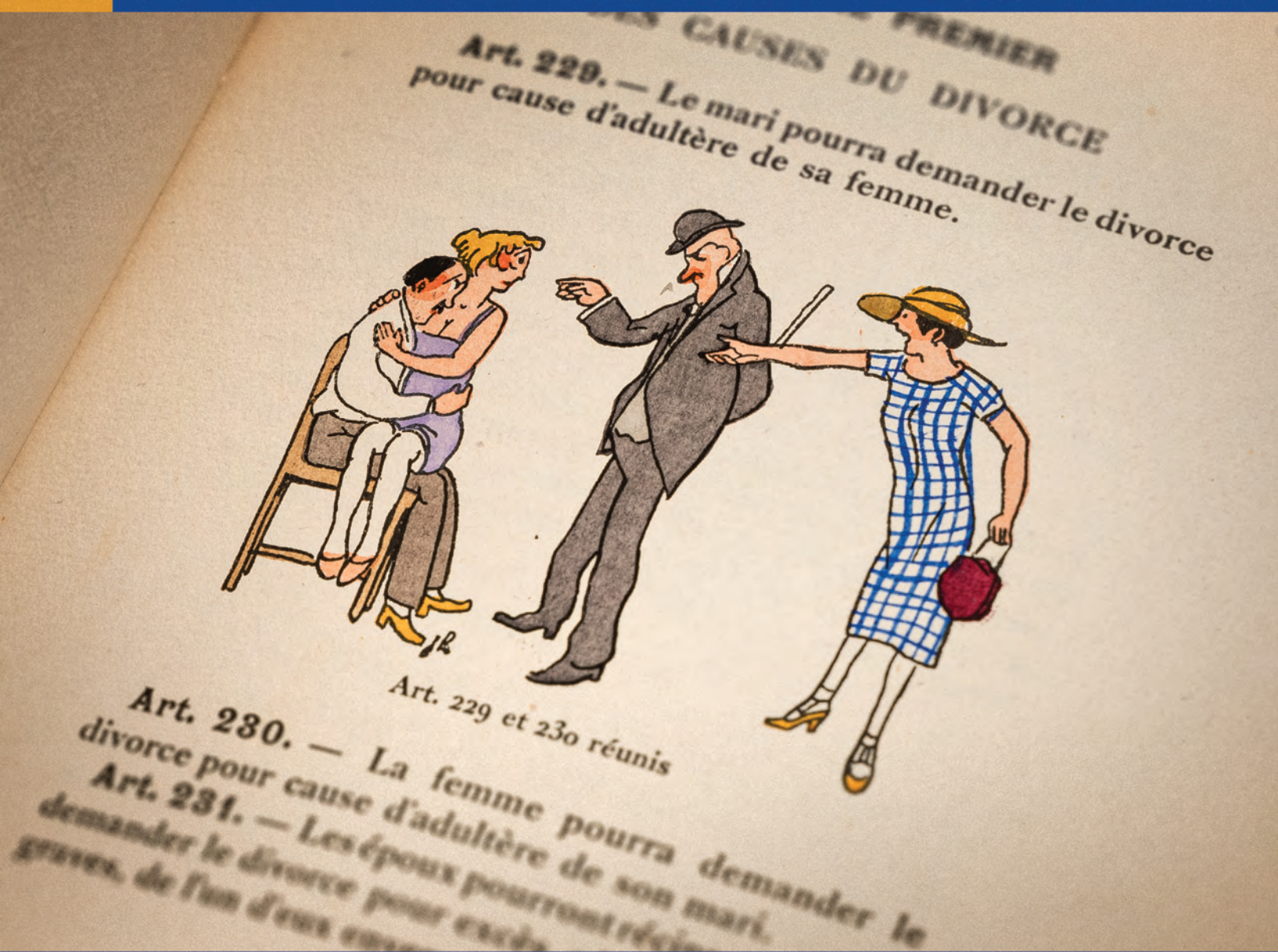


FEBRUARY 6, 2024

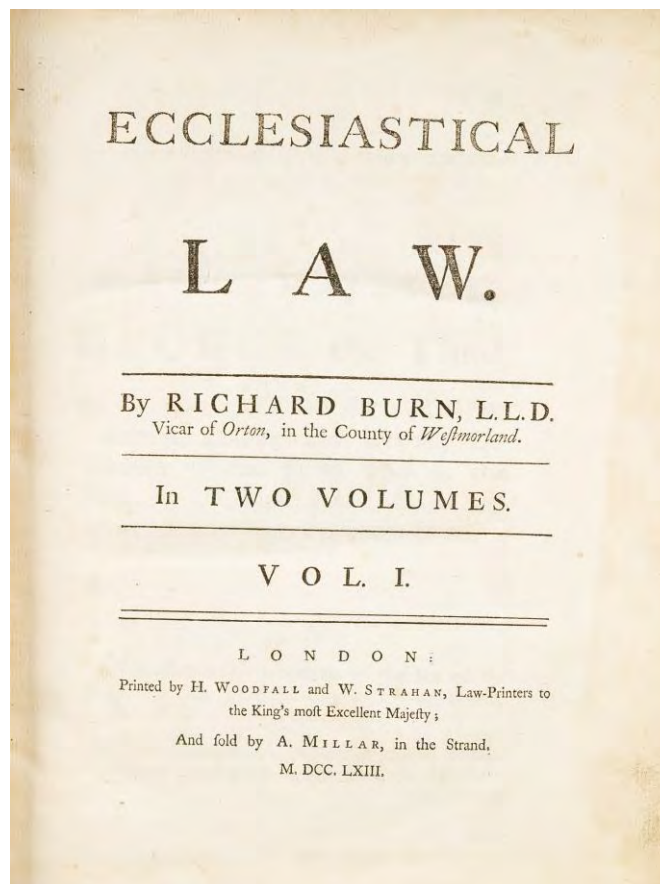
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30 ITEMS



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"It Has Always Been Deemed a Book of Authority"

1. Burn, Richard [1709-1785].

Ecclesiastical Law. London: Printed by H. Woodfall and W. Strahan, 1763. Two volumes. [vi], xxii, [16], [2], 685; [ii], 784 pp. Quarto (11" x 9").

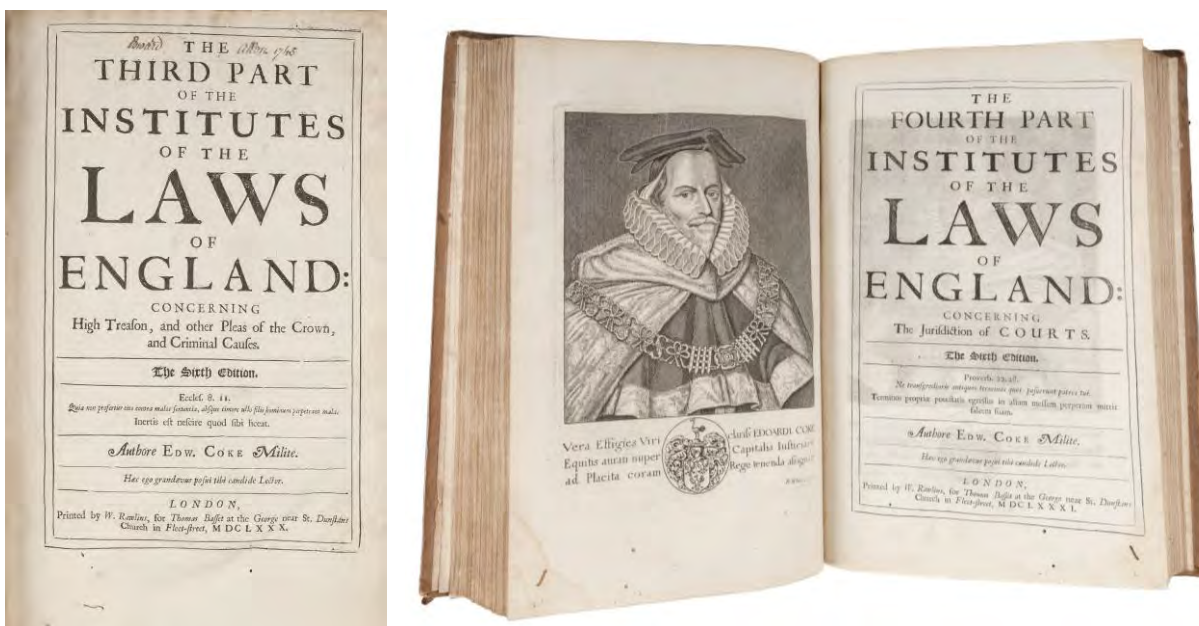
Contemporary calf, blind rules to boards, blind fillets along joints, raised bands, lettering pieces and blind-stamped volume numbers to spines, blind tooling to board edges. Light rubbing and shallow scuffing to boards, which are beginning to separate, minor nicks and scratches to spines, moderate wear to spine ends, corners bumped and somewhat worn, bookplate residue to front pastedown of Volume I, early armorial bookplate (of Sir Thomas Bankes Janson) to front pastedown of Volume II. Light toning to interiors, light foxing and soiling to interiors in a few places, light edgewear and offsetting to endleaves. \$300.

* First edition. Long a standard work, it reached its final edition, the ninth, in 1842. Marvin notes: "It has always been deemed a book of authority; and Blackstone, in his *Commentaries*, mentions it as one of the very few publications on the subject of Ecclesiastical Law on which the reader can rely with certainty. Burn, by his diligent and accurate research, and by great judgment in the selection and use of his materials, laid the foundation of a work which subsequent editors have reared to a complete and full Treatise upon English Ecclesiastical Law. The author not only gives his authorities for his positions, but frequently the authority of the authorities."

Marvin, *Legal Bibliography* 163-164. *English Short-Title Catalogue* T70032.

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Early Editions of Coke's *Third* and *Fourth Institutes*

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

The Third Part of the Institutes of the Laws of England: Concerning High Treason, And Other Pleas of the Crown, And Criminal Causes. London: Printed by W. Rawlins, For Thomas Basset, 1680. [vi], 243, [20] pp. Lacking portrait frontispiece.

[Bound with]

Coke, Sir Edward.

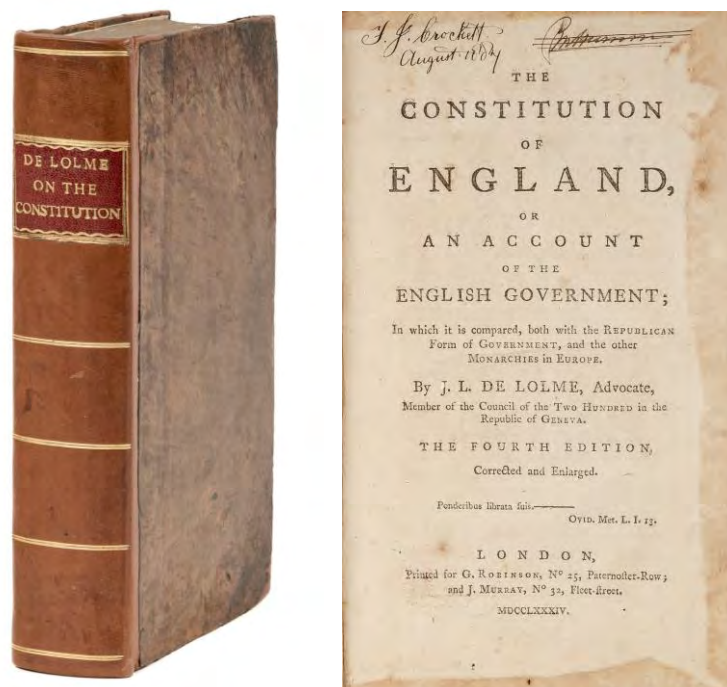
The Fourth Part of the Institutes of the Laws of England: Concerning the Jurisdiction of Courts. London: Printed by W. Rawlins, 1681. [x], 364, [36] pp. Copperplate portrait frontispiece.

Folio (12-1/4" x 7-3/4"). Contemporary calf, blind rules to boards, later tiny label (reading "62") to foot of front board, blind fillets along joints, gilt tooling to board edges, raised bands and gilt lettering piece to spine. Light rubbing and some gouges and scuffs to boards, which are beginning to separate but secure, gilding mostly rubbed away from board edges, moderate rubbing to extremities with wear to spine ends, corners bumped and somewhat worn. Moderate toning to interior, faint dampstaining and minor worming to foot of text block in a few places, later owner signature (Joseph White, Hereford) to verso of front free endpaper, earlier owner signature (Howard Allen, 1745) to head of title page. \$1,500.

* Sixth editions. "Coke's *Third Institutes* gives us a Treatise of great learning, and not unworthy the hand that produced it;... Having run over all criminal matters, and their legal punishments, he concludes with the nature of pardons and restitutions; showing how far, in each of these, our Kings can process alone, and where they want the assistance and joint power of the Parliaments" (Marvin). Some of its more interesting topics are "Of Felony by Conjurament, Witchcraft, Sorcery, or Inchantment," "Felony for Carrying Away a Woman Against Her Will," and "Of Felony for Having a Plague Sore Upon Him, Contrary to Commandment, Goeth Abroad, &c." *The Fourth Institutes* outlines the authority and jurisdictions of the courts, including Star-Chamber, Kings Court, Chancery, the Court of Common Pleas, Ecclesiastical Courts, Courts of Exchequer, Augmentations, Admiralty, the Justices Assize, university courts, the Eighteen Courts of the City of London and the ecclesiastical courts.

Marvin, *Legal Bibliography* 208. *English Short-Title Catalogue* R18334, R24769.

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Definitive Edition of De Lolme's Influential Treatise on the English Constitution

3. De Lolme, J[ean] L[ouis] [1740-1806].

The Constitution of England, Or an Account of The English Government; In Which it is Compared, Both With the Republican Form of Government, And the Other Monarchies in Europe. Corrected and Enlarged. London: Printed for G. Robinson, 1784. [viii], xvi, 540, [20] pp. Lacking portrait frontispiece. Octavo (8" x 5").

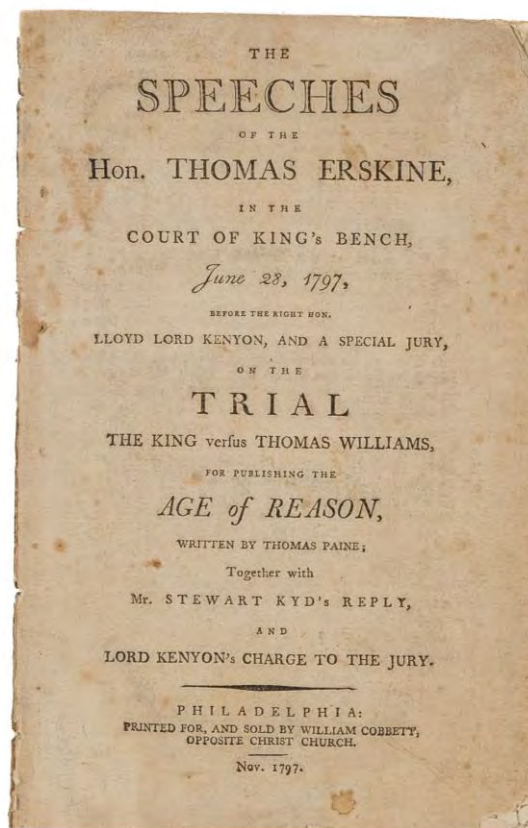
Contemporary tree calf, rebacked in period style, lettering piece and gilt fillets to spine, corners mended, endpapers renewed. A few minor nicks to boards, some rubbing to board edges. Moderate toning to interior, light foxing in a few places, two signatures to head of title page ("J.G. Crockett/ August 1884," the other struck-through and illegible) to head of title page, offsetting to its margins, another signature (C.H. Humm 1871/ Bethnal Green) to head of p.1. A handsome copy. \$150.

* Fourth edition. The definitive authorial revision of the text, with corrections, a new preface, and substantial additions to the third edition of 1781. First published in French in 1771, this highly regarded popular exposition of the English constitution went through several editions well into the nineteenth century. It was the first book-length analysis of the "separation of powers" proposed in Book XI of Montesquieu's *Spirit of the Laws*, which sketched an institutional distinction between the legislative, executive, and judicial branches of government.

As one would expect, it was held in high regard by many of the founding fathers; Hamilton cites it favorably in *The Federalist*, and Adams relied upon this edition extensively in writing *A Defence of the Constitutions of Government of the United States*. Marvin notes: "This work has been held in high estimation from its first publication, and still holds a distinguished place. (...) It has been made the basis of larger works upon the same subject, by Stephens and Western. Judge Story remarks that the author 'has presented a view of English Equity Jurisprudence, far more exact and comprehensive than many of the English text writers on the same subject.'"

Marvin, *Legal Bibliography* 263. *English Short-Title Catalogue* T109210.

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Prosecuted for Publishing Paine's *Age of Reason*

4. Erskine, Thomas Erskine, Baron [1750-1823].

Kyd, Stewart [1759-1811].

Kenyon, Lloyd Kenyon, Baron [1732-1802].

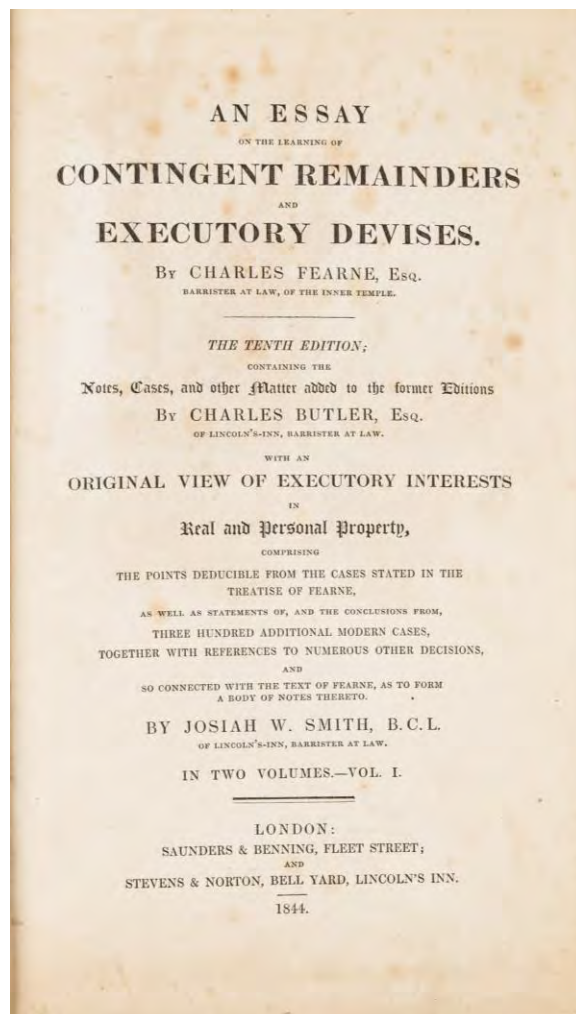
The Speeches of the Hon. Thomas Erskine, in the Court of King's Bench, June 28, 1797, Before the Right Hon. Lloyd Lord Kenyon, And a Special Jury, On the Trial of The King versus Thomas Williams, For Publishing The Age of Reason, Written by Thomas Paine; Together with Mr. Stewart Kyd's Reply, And Lord Kenyon's Charge to the Jury. Philadelphia: Printed for, and sold by William Cobbett, 1797. 23, [1] pp. Octavo (8" x 5").

Disbound stab-stitched pamphlet. Moderate toning, occasional light foxing, small faint stains to exterior and first leaf, lower outer corners of first several leaves worn, leaves separating at ends but secure. \$750.

* Only American edition. The French Revolution struck fear in the British government, which made the suppression of radical thought its top priority. Thomas Paine, who had been tried for seditious libel in 1794 after the publication of *Rights of Man* (1791-1792), was one of the government's top targets. The success of Parts I and II of *The Age of Reason* (1794-1795), an irreverent and accessible deist critique of institutionalized religion, led to another prosecution. This time, the government targeted the publisher, Thomas Williams. Ironically, the prosecution was led by Thomas Erskine, who had defended Paine in 1794. Williams was convicted of seditious and blasphemous libel and sentenced to a year's hard labor.

This edition not in McCoy. Evans, *American Bibliography* 32093.

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Kent Admired Its "Ability and Perspicuity"

5. Fearn, Charles [1742-1794].

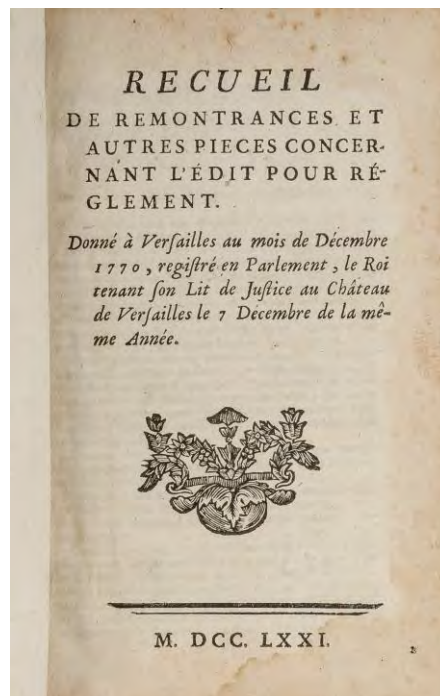
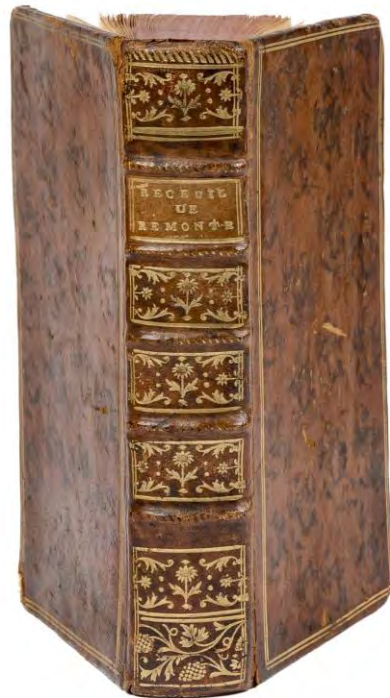
An Essay on the Learning of Contingent Remainders & Executory Devises. London: Saunders & Benning and Stevens & Norton, 1844. Two volumes. li, [1], 720; [viii], lx, [2], 489 pp. Octavo (10" x 6").

Later cloth, blind fillets and gilt titles and volume numbers to spines, endpapers renewed. Light rubbing and moderate shelfwear, joints starting at heads, ink shelf locations and labels to spines, library stamps to fore-edges of text block, endleaves, versos of title pages and final page of main text in each volume, library bookplates, barcodes and security tags to endleaves. Moderate toning, a few partial cracks to text blocks, all leaves secure, light foxing and faint offsetting to first few leaves in each volume, internally clean. \$150.

* Tenth and final edition. According to Kent, "Fearn's *Essay on Contingent Reminders*...is a performance of a very superior character. It is eminently distinguished for the ability and perspicuity with which it unfolds and explains the principles of the most intricate parts of the law." First published in 1772, this was a standard work for decades.

Kent, *Commentaries on American Law* I:514. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:491.

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Louis XV Versus the *Parlements*

6. [France].

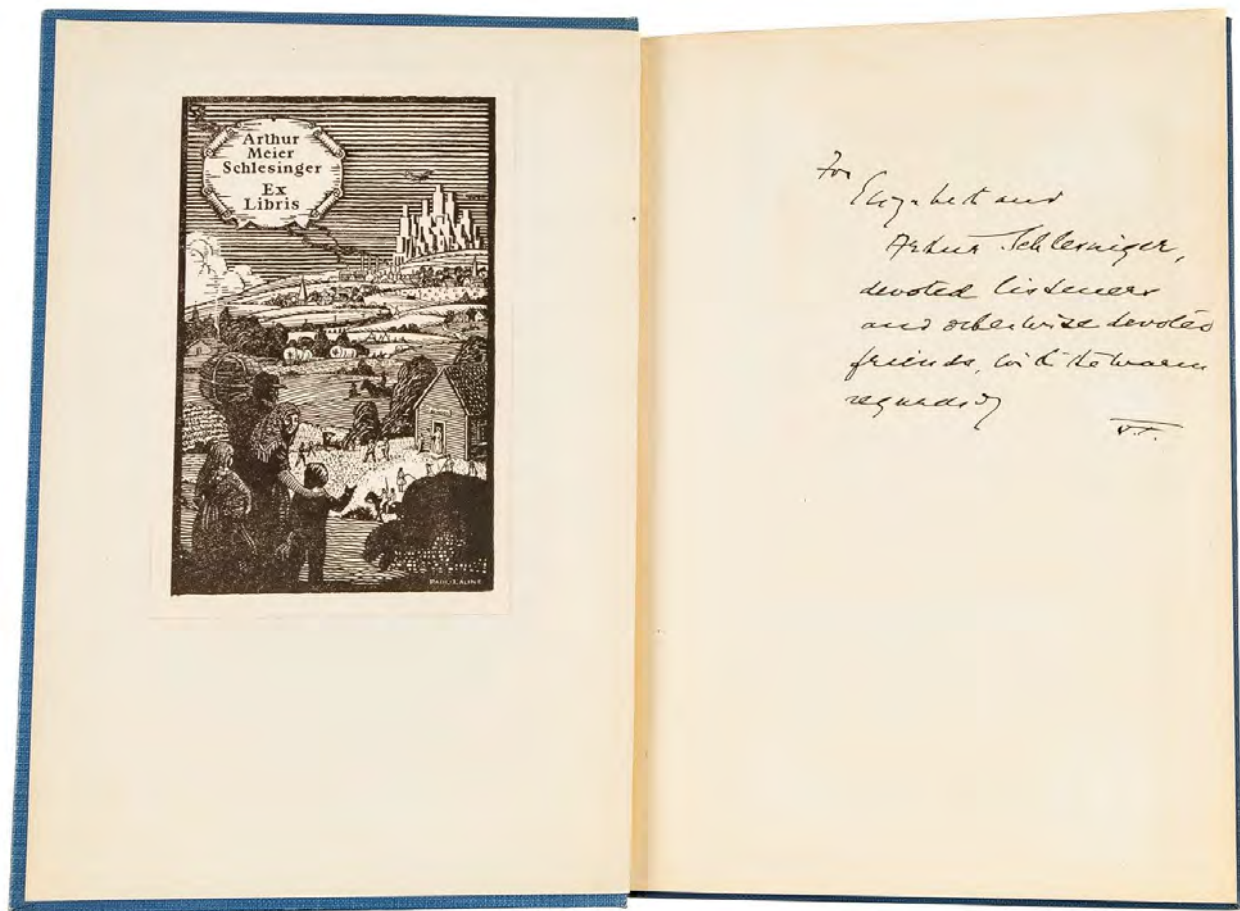
Recueil de Remontrances et Autres Pièces Concernant l'Edit Pour Règlement, Donné à Versailles au Mois de Décembre 1770, Régistré en Parlement, Le Roi Tenant son Lit de Justice au Château de Versailles le 7 Décembre de la Même Année. [S.l.: s.n.], 1771. [472] pp. Includes 29 remonstrances, letters and other documents with individual paginations and registers, each with a caption title. Blank leaves added (by binder?) between some documents. Octavo (7" x 4").

Contemporary calf with cat's paw decoration, gilt frames to boards, gilt spine with raised bands and lettering piece, gilt tooling to board edges, edges of text block rouged. Light rubbing and a few shallow scuffs to boards, moderate rubbing to extremities, tiny chips to ends of joints, front joint just starting at foot, corners bumped and worn, rear hinge cracked, early annotation or signature ("Daurvon?") to front free endpaper. Light toning to interior, light foxing and faint dampstaining in a few places, mostly to margins, early manuscript page numbers added, annotations to a few pages of text and to added blanks bound in at rear of text block. \$2,500.

* This comprehensive collection of documents concerns the edict of Louis XV that limited the powers of the parliaments and the ensuing backlash from their members, who ceased work to protest the edict. Many appear to have been published separately as pamphlets before being (we presume) issued together in this collected volume. Together, the collection documents a crucial moment in the later history of the *Ancien Régime* and provides a detailed look at the relationship between royal power and the legislative system at the end of Louis XV's reign. The contemporary annotations to the blank leaves at the end of the volume include a list of 32 exiled members of the Parliament of Besançon and a table of contents.

No copies located on OCLC or at the *Bibliothèque Nationale de France*. An item with an identical title but different pagination appears in Voltaire's catalogue of his library at Ferney (77v). Many of the pamphlets are scarce or unrecorded in their original form. **A Searchable list of these titles available upon request.**

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Inscribed by Frankfurter to
Arthur Meier Schlesinger and Elizabeth Schlesinger

7. Frankfurter, Felix [1882-1965].

Mr. Justice Holmes and The Supreme Court. Cambridge: Harvard University Press, 1938. [viii], 137 pp. Portrait frontispiece.

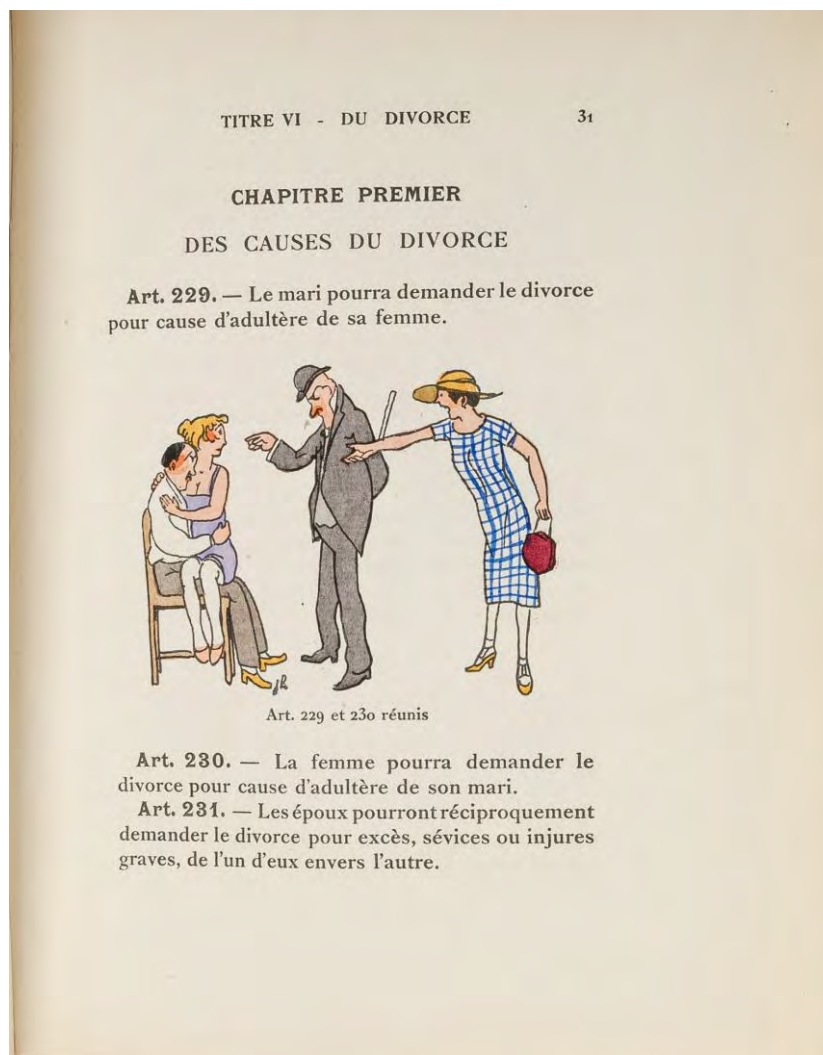
Original cloth, blind frames to boards, gilt title to spine. Spine ends bumped and lightly worn, spine lettering dulled. Light toning to interior, bookplate of Arthur Meier Schlesinger to front pastedown, presentation inscription from Frankfurter to Schlesinger and Elizabeth Schlesinger to front free endpaper, set of Frankfurter images with caption clipped from a newspaper to verso, with some offsetting to adjacent leaf, the half-title. \$1,250.

* First edition. The inscription reads: "For/ Elizabeth and/ Arthur Schlesinger,/ devoted listeners/ and otherwise devoted/ friends, with the warm/ regards of/ F.F." *Mr. Justice Holmes* is Frankfurter's finest statement of his admiration. This and other books did much to establish Holmes's posthumous reputation.

Arthur Meier Schlesinger [1888-1965] was a prominent American historian who taught at Harvard from 1924 to 1954. Elizabeth Bancroft Schlesinger [1886-1977], his wife, was a notable feminist and one of the first scholars of women's history. They were part of Frankfurter's social circle at Harvard, along with such faculty luminaries as Josef Schumpeter and Alfred North Whitehead.

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A Witty (And Very French) View of Family Law

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

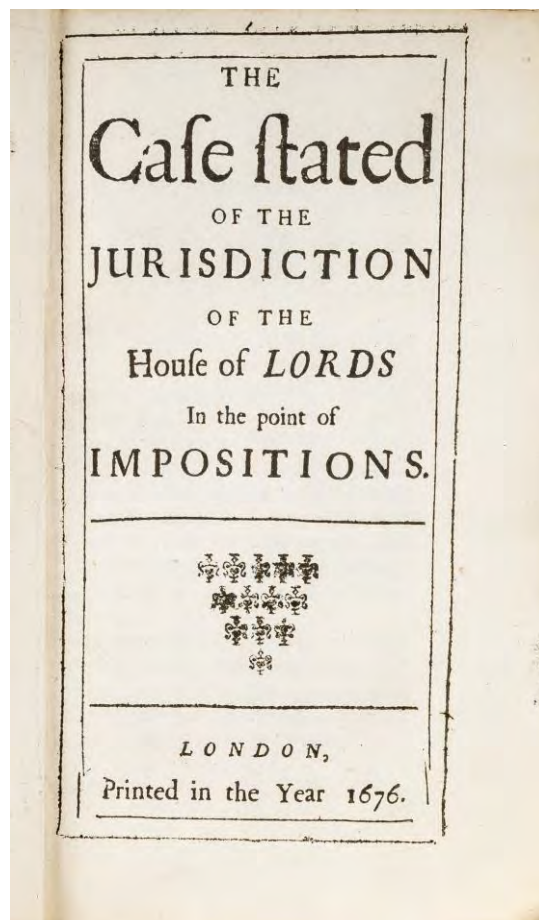
Code Civil: Livre Premier, Des Personnes: Titres V. Du Mariage. VI. Du Divorce. VII. De la Paternité. VIII. De l'Adoption. IX. De la Puissance Paternelle. X. De la Minorité. XI. De la Majorité. Paris: Rene Kieffer, [1925]. [vi], 126, [4] pp. Pochoir color text illustrations. Quarto (8" x 6-1/2").

Original publisher stiff wrappers, untrimmed edges. A few light scratches to wrappers, moderate rubbing to extremities, light fading to spine, spine lettering neatly re-drawn in ink. Light toning to interior, faint soiling to fore-edges in a few places, vivid illustrations. \$450.

* From an edition limited to 900 copies, this number 753. 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. Hémard applied this treatment to two other legal works *Code Penal* (1940) and *Code General des Impôts Directs et Taxes Assimilées* (1944). Hémard, a prolific artist, illustrator, designer and author, is best-known for his humorously illustrated editions of serious non-fiction books.

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**The House of Lords Is
Allowed to Initiate Tax Legislation**

9. [Holles, Denzil Holles, Baron (1599-1680)].

The Case Stated of the Jurisdiction of the House of Lords in the Point of Impositions. London: S.n., 1676. [ii], 114 pp. Octavo (6" x 3-3/4").

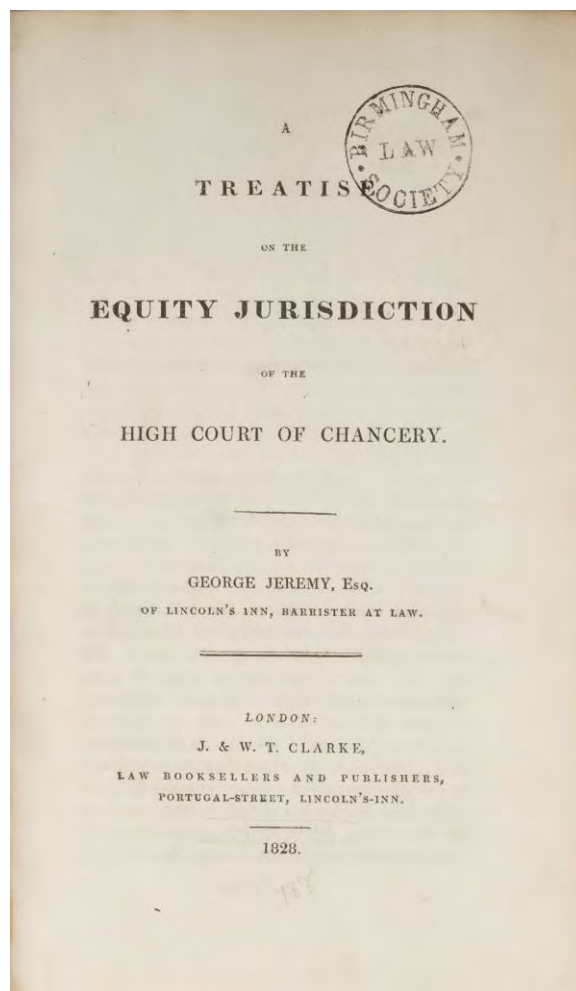
Original plain stab-stitched wrappers, which are worn away at spine ends, moderate soiling, two tiny stains and part-erased recent annotation to exterior, fold lines and light wear to corners of a few leaves and beginning and ends of text. Light toning to interior, early annotation to front endleaf, faint stain to lower outside corner of final leaf. \$500.

* Only edition. This essay, a constitutional argument over the right to impose taxes, disputes a recent claim that all laws of that nature must originate in the House of Commons. More broadly, it reflects the power struggle between two houses during the seventeenth century that resulted in the dominance of the House of Commons. Holles, an English statesman and writer, had a long and varied career that spanned the Civil War, Commonwealth and Restoration periods. He is best known as one of the "Five Members" whose attempted unconstitutional arrest by King Charles I in the House of Commons of England in 1642 sparked the Civil War.

OCLC locates 7 copies in North American law libraries (Columbia, Harvard, Library of Congress, University of Michigan, University of Minnesota, University of Pennsylvania, University of Washington). *English Short-Title Catalogue* R20018.

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Equity Jurisdiction in the High Court of Chancery

10. Jeremy, George.

A Treatise on the Equity Jurisdiction of the High Court of Chancery. London: J. & W.T. Clarke, 1828. xxxvi, 681, [3] pp. Publisher advertisements to final leaf. Octavo (9-1/4" x 5-3/4").

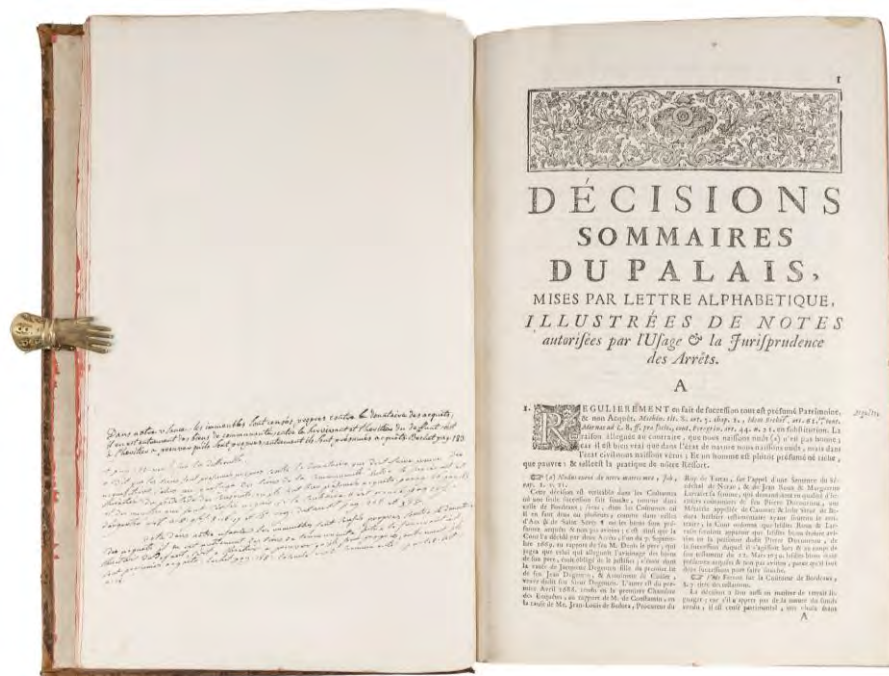
Contemporary calf, blind fillets to boards, gilt-stamped institutional name to front board, rebaked in period style with black-stamped fillets, lettering piece and gilt institutional name to spine, endpapers renewed. Light scuffing to boards, light gatoring near board edges, moderate rubbing and light wear to extremities, front board separating but secure, rear joint starting, chipping to spine ends, corners bumped and worn, library bookplate and small circular shelf label to front pastedown. Light toning to interior, library inkstamp to title page and a few other leaves. \$200.

* Only London edition. According to Marvin, "The author does not profess to give a full and complete view of the whole system, but only to trace out and arrange the more general rules which govern the determination of the Court. It seems to have been compiled with a view to show...the nature and extent of the jurisdiction of the Court of Chancery...." Two American editions were published in 1830 and 1840.

Marvin, *Legal Bibliography* 424. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:187.

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An Interleaved and Heavily Annotated Eighteenth-Century Digest of Bordeaux Decisions

11. Lapeyrère, Abraham.

[Bréchart, François, Annotator].

Décisions Sommaires du Palais par Ordre Alphabetique, Illustrées de Notes & De Plusieurs Arrêts de la Cour de Parlement de Bordeaux. Par feu Me Abraham Lapeyrere, Ancien Avocat en Ladite Cour. Bordeaux: Chez Simon Boudé, Ruë Saint Jâmes, Charles Labottière, Place du Palais, & Raymond Labottière, Place du Palais, 1725. [xii], 539, [7] pp. Interleaved. Folio (14" x 9-1/2").

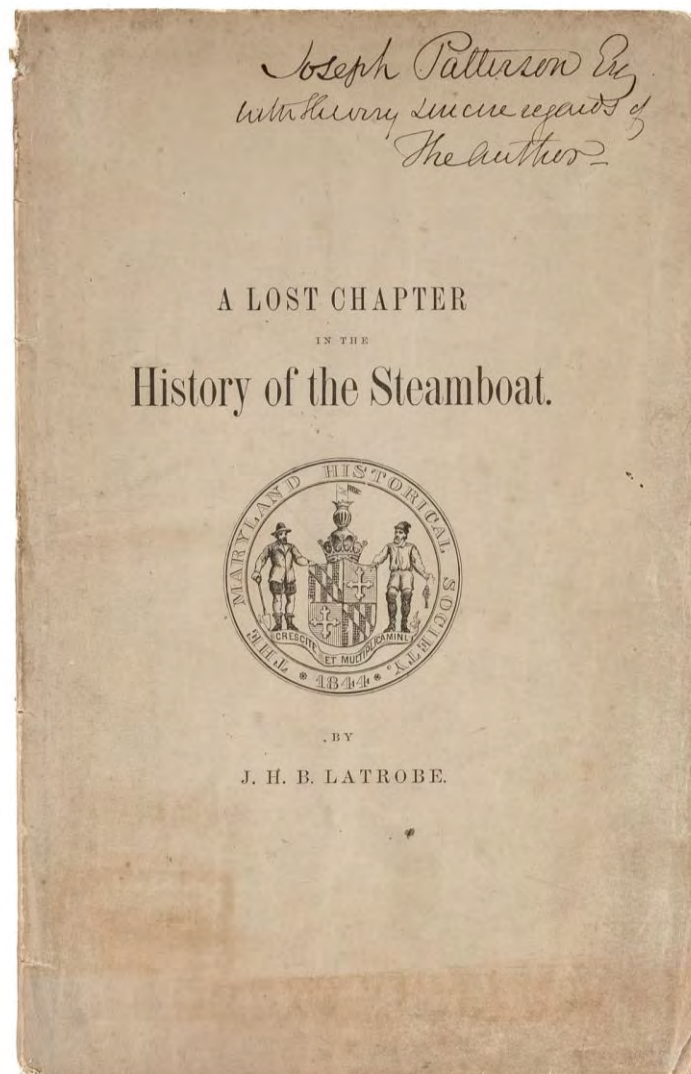
Contemporary sheep, blind rules and cats-paw decoration to boards, gilt spine with raised bands and lettering piece, edges rouged. Negligible light rubbing and a few minor scuffs to boards, slightly heavier rubbing to extremities, corners bumped and somewhat worn. Light toning to interior, faint dampspotting and foxing in a few places, side-notes affected by trimming in a few places, some text leaves have underlining, corrections and brief annotations, 140 interleaves have annotations, main text followed by 16 pp. double-column manuscript index, all annotations in a neat contemporary hand, signature of annotator, François Bréchart "avocat à Poitiers" to title page. \$3,500.

* Digested by topic, this copy of a compilation of decisions of the Court of Justice of the Parliament of Bordeaux has numerous annotations, mostly clarifications or subsequent changes, and a detailed manuscript index. The annotations reflect the expertise of a seasoned practitioner. Some are notably interesting, such as a 24-line statement on p. 32 concerning a woman's right to acquire or retain jewelry without permission from her father or husband in cases of death, remarriage, separation or divorce.

Francois Bréchart [b. 1770] was a lawyer in Poitiers, later a deputy judge. Well-respected, he was known for his lively and engaging manner in the courtroom.

Filleau, Beauchet-Filleau and Chergé, *Dictionnaire Historique, Biographique, et Généalogique des Familles de l'Ancien Poitou* I:339-340.

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Inscribed by the Author

12. Latrobe, John H.B. [1803-1891].

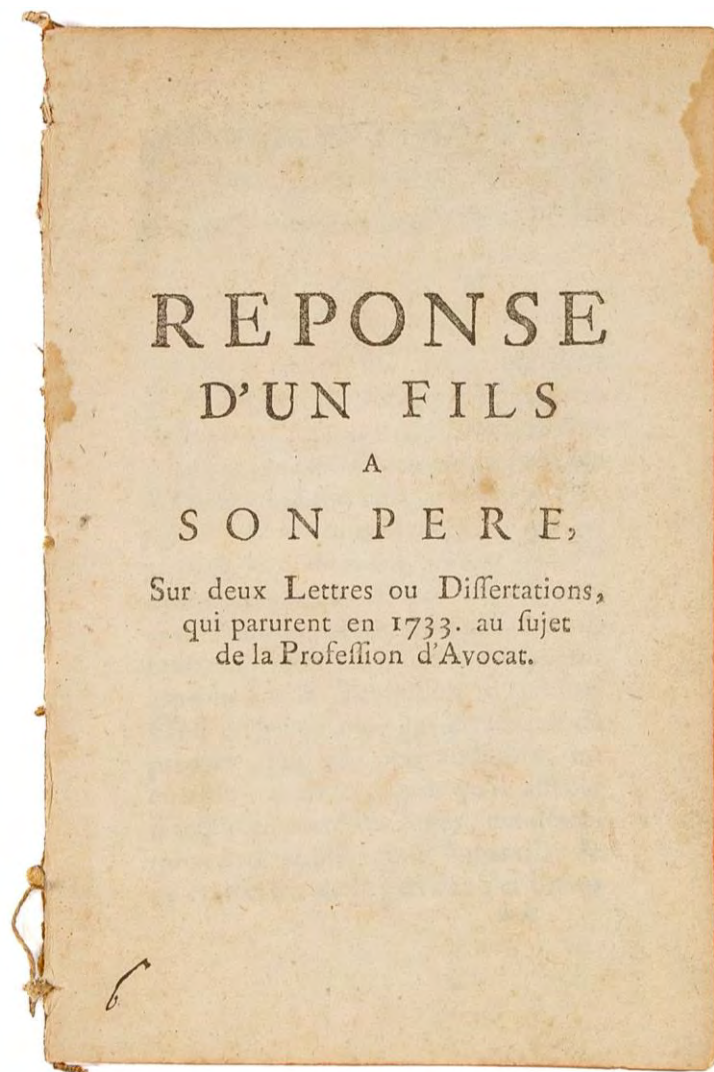
A Lost Chapter in the History of the Steamboat. Baltimore: [Printed by John Murphy, Printer to the Maryland Historical Society], 1871. 44 pp. Octavo (9-1/2" x 6").

Stab-stitched pamphlet in printed wrappers. Light soiling and edgewear to wrappers, a few chips to spine, presentation inscription "Joseph Patterson Esq with the very sincere regards of 'The Author'" to head of front wrapper. Light toning to interior, light soiling to a few leaves, pp. 41-42 misbound after pp. 43-44. \$150.

* Only edition. A discussion of the controversy surrounding the invention of the steamboat. Nicholas J. Roosevelt had partnered with Robert Fulton and Robert R. Livingston to design, build and introduce the first steamboats to American waterways. In 1815, he claimed that he had already obtained a patent as the inventor of vertical wheels and prepared a lawsuit to seek protection; he later abandoned the suit due to the expense.

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The Lawyer as Truth-Seeker and Advocate

13. [Legal Profession].

Reponse d'un Fils a Son Pere, Sur Deux Lettres ou Dissertations, Qui Parurent en 1733. Au Sujet de la Profession d'Avocat. [S.l. (France?): S.n., after 1733]. 23, [1] pp. Octavo (7-1/4" x 4-3/4").

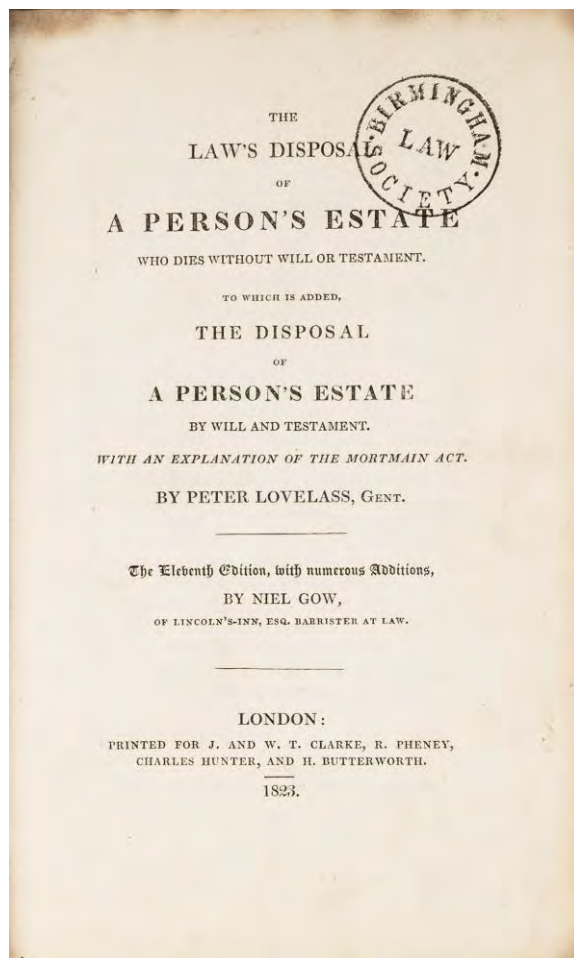
Disbound stab-stitched pamphlet. Light toning, very light foxing, small faint dampstains to gutter and fore-edge not affecting text, final leaf separating at head but secure, brief correction (affected by trimming) to p. 19. Rare. \$450.

* Only edition. Published as a response to *Lettres ou Dissertations, Où l'on fait Voir que la Profession d'Avocat* (London, 1733), this anonymous pamphlet argues for the attorney's role as a truth-seeker and advocate for the underprivileged, as opposed to that of an eloquent aristocrat. The author cites both French history and classical Roman authors such as Tacitus and Pliny in support of his point.

This is a rare item. OCLC locates 2 copies worldwide (Duke University, Bibliothèque Nationale de France).

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An Important Eighteenth-Century Treatise on Wills

14. Lovelass, Peter [fl. 1786-1812].

The Law's Disposal of a Person's Estate Who Dies Without Will or Testament. To Which is Added, The Disposal of a Person's Estate by Will and Testament. With an Explanation of the Mortmain-Act. With Numerous Additions by Niel Gow. London: Printed for J. and W.T. Clarke, 1823. xi, 442 pp. Octavo (8-1/2" x 5-1/4").

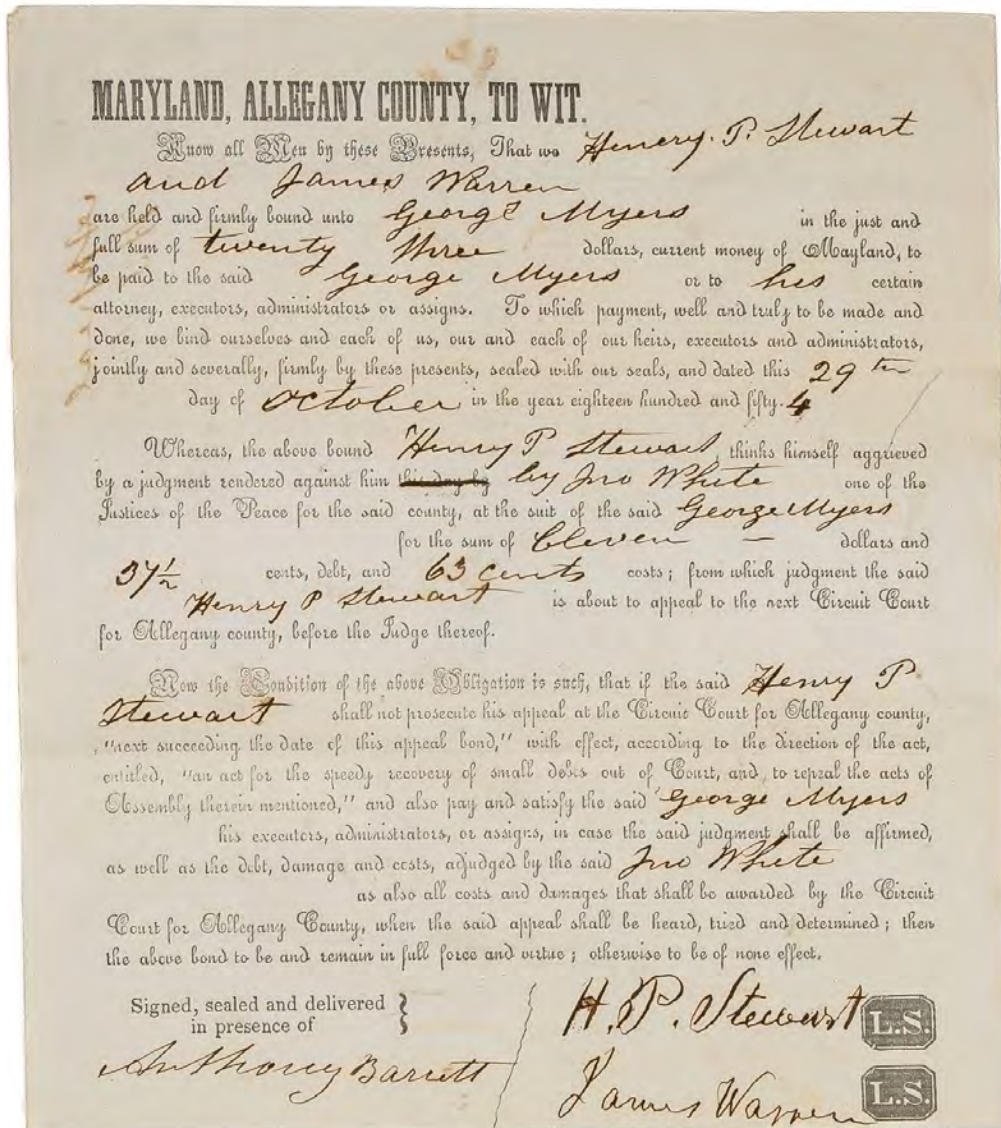
Contemporary calf, blind fillets and library name and seal to boards, rebacked in period style with blind fillets, lettering piece and blind-stamped library name, endpapers renewed. Light rubbing and some shallow scuffing to boards, moderate rubbing to extremities, chipping to head of spine, corners bumped and worn, hinges starting, library bookplate and small circular shelf label to front pastedown. Light toning to interior, light foxing to a few pages, ink library stamp to title page and a few other leaves, brief pencil annotations and underlining to a few pages. \$100.

* Eleventh edition. Published originally in 1785 as *The Will Which the Law Makes, Or How it Disposes of a Person's Estate in Case He Dies Without Will or Testament*, this useful and popular book went through thirteen subsequent editions, the last in 1839. Beginning with the seventh edition, Lovelass expanded his scope to include people who had wills. Although this book was written for laymen, it was also used by the legal profession.

Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:492.

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An Interesting Judgement Concerning Multiple Financial Claims

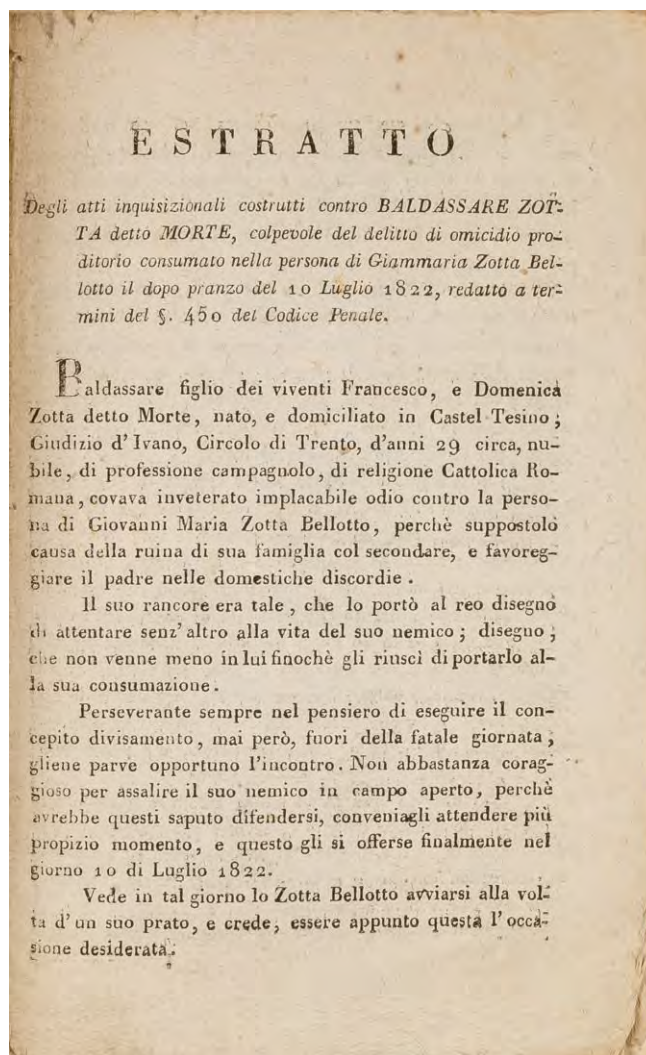
15. [Maryland].

[*Obligation and Condition Binding Henry P. Stewart and James Warren For Twenty-Three Dollars*]. Allegheny County, Maryland, October 29, 1854.

8-3/4" x 7-1/2" part-printed document completed in manuscript and signed by Stewart, Warren and Anthony Barrett, before justice of the peace (?) Anthony Barrett, docketed on verso. Moderate toning, horizontal fold lines, two minor tears to edges. A well-preserved item. \$250.

* An interesting legal judgement concerning multiple financial claims against Stewart and Warren. They are directed to pay George Myers while an existing appeal of a previous claim by the plaintiff against the defendants is already in the courts. The Obligation orders this obligation to take precedence to Stewart and Warren's appeal.

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He Killed Him With a Billhook

16. [Murder].

[Italy].

Estratto Degli Inquisizionali Contro Baldassare Zotta Detto Morte, Colpevole del Delitto di Omicidio Proditorio Consumato Nella Persona di Giammaria Zotta Bellotto il Dopo Panzo del 10 Luglio 1822, Redatto a Termini del §.450 del Codice Penale. [(Padua): Tip. Molinori, (1823)]. 4 pp. Octavo (7-1/2" x 4-1/2").

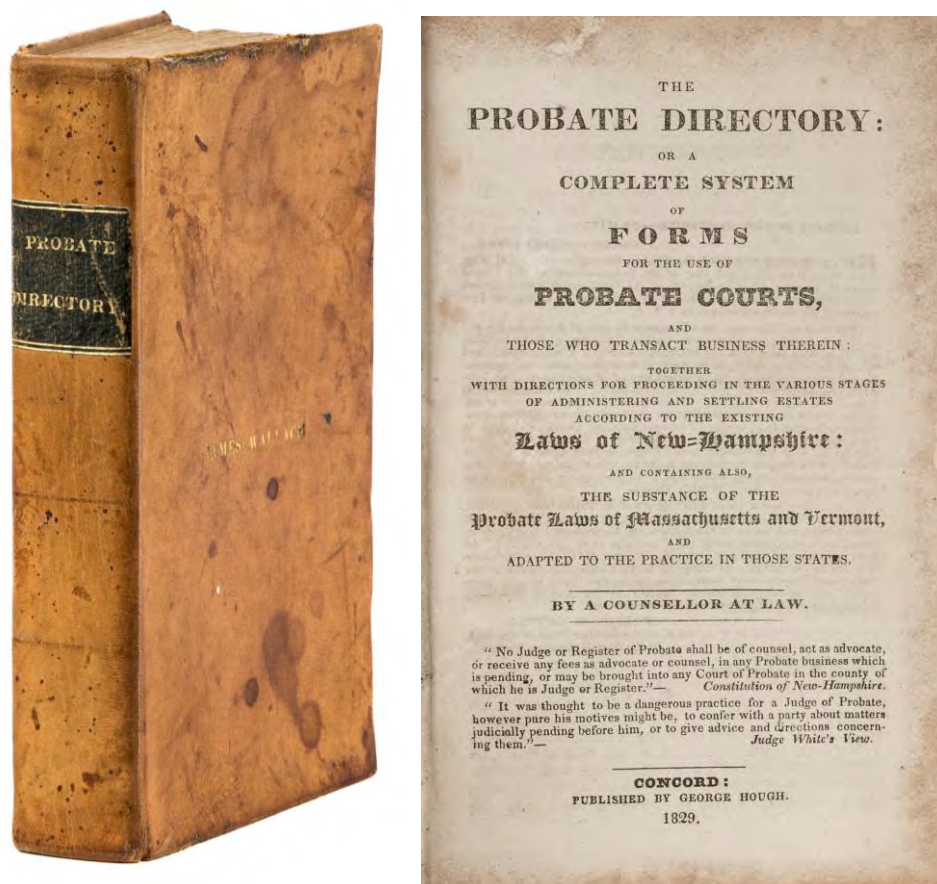
Later plain wrappers, light soiling to exterior, chipping to spine ends and corners, moderate toning to interior. Rare. \$450.

* Zotta, a farm laborer from Trento, developed a great hatred for Bellotto, whom he blamed for damages to his family. On July 10, 1822, Zotta followed Bellotto, attacked him from behind with a large billhook and killed him (after several blows). It appears that Zotta lacked the courage to attack Bellotto openly because he was a stronger man. Zotta was sentenced to death in August 1823 by the R. Tribunale Di Civile E Criminale in Trento.

This title appears to be unrecorded. No copies located on OCLC or other online catalogues.

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An 1829 Guide to New Hampshire's Probate Laws

17. [New Hampshire].

Counsellor at Law.

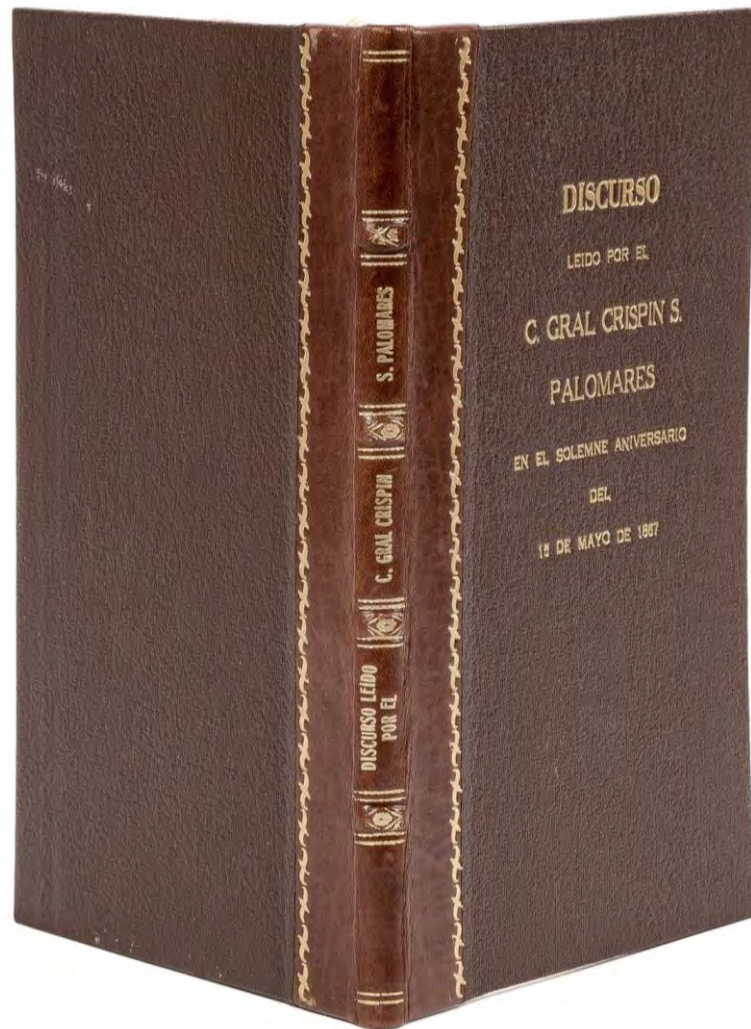
The Probate Directory: Or, A Complete System of Forms for the Use of Probate Courts, And Those Who Transact Business Therein: Together with Directions for Proceeding in the Various Stages of Administering and Settling Estates According to the Existing Laws of New-Hampshire: And Containing Also, The Substance of the Probate Laws of Massachusetts and Vermont, And Adapted to the Practice in Those States. Concord: Published by George Hough, 1829. x, [10]-504 pp. Octavo (7" x 4").

Contemporary sheep, owner stamp (James Wallace) to front board, blind fillets and letting piece to spine. Faint dampstaining to boards, which are slightly bowed, light rubbing to extremities, light wear to top-edge of front board, rear hinge starting, faint offsetting to preliminaries. Light toning to interior, occasional tiny dampstains to edges, upper corners of several leaves folded. \$100.

* Only edition. This guide to the probate laws of New Hampshire was written for executors, administrators and guardians, since "[t]he Judges are generally poorly paid, and can afford to give no more attention to the subject than will enable them to discharge the duties of their office respectably" (Advertisement). It also includes a brief summary of relevant probate laws in Massachusetts and Vermont where they differ from those of New Hampshire.

Not in Cohen. Shaw & Shoemaker, *American Bibliography* 40157.

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An Unrecorded Commemoration of Mexican Independence

18. Palomares, Crispin S. [1834-1897].

Discurso Leido por El C. Gral. Crispin S. Palomares, En El Salon Principal del Instituto de Ciencias del Estado, En el Solemne Aniversario del 15 de Mayo de 1867. Guadalajara: Tip. de Sinforoso, 1874. 26 pp. Octavo (8" x 5-1/4").

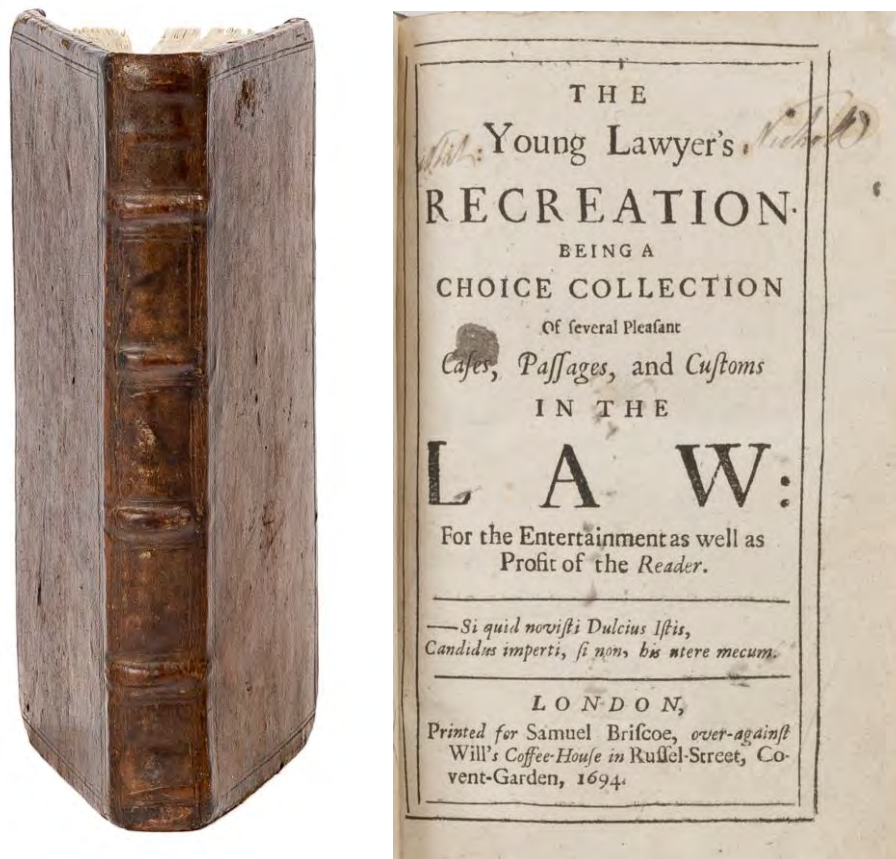
Recent quarter calf over cloth, gilt title to front board, gilt fillets to calf edges, raised bands and gilt fillets and title to spine, marbled (renewed) endpapers, edges of text block rouged. Light toning to interior, occasional light foxing, two small holes to text block of second leaf with minor loss to a few words of text. Rare. \$450.

* This rousing address commemorates the establishment of an independent Mexican republic after the defeat of French imperial forces on May 15, 1867, paying particular attention to the historical context behind the deposing of Emperor Maximilian I and the influence of Britain, Spain, France and the United States. Palomares was a general from a well-connected political family.

This item is rare and appears to be unrecorded. No copies located on OCLC.

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"When the Pill is Gilt, It is Easily Swallowed"

19. [Philonomus].

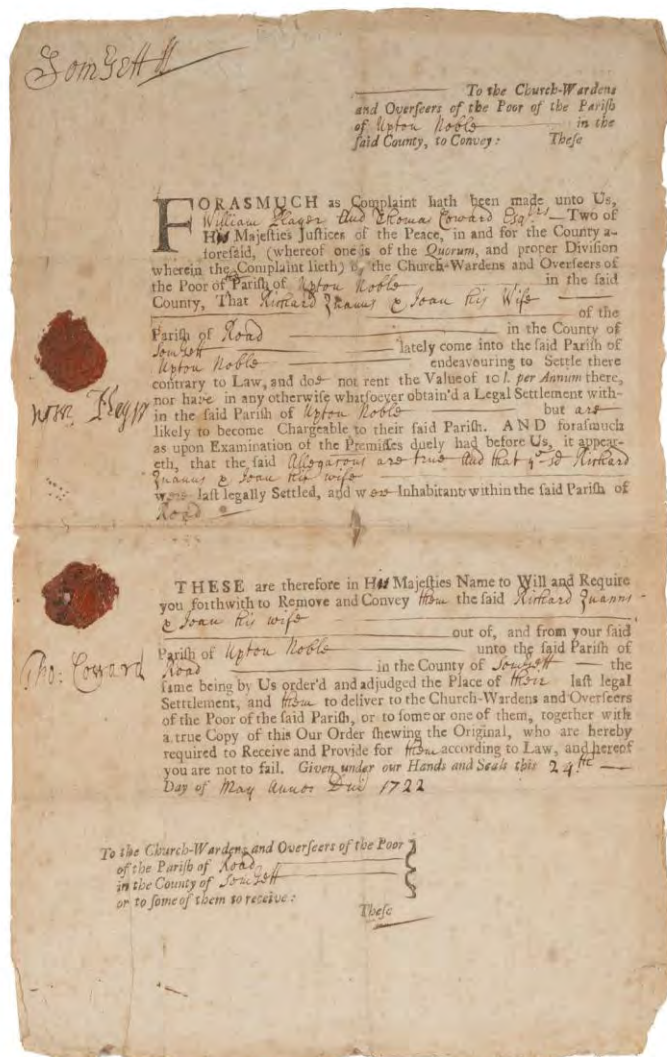
The Young Lawyer's Recreation. Being a Choice Collection of Several Pleasant Cases, Passages, And Customs in the Law: For the Entertainment as Well as Profit of the Reader. London: Printed for Samuel Briscoe, 1694. [xvi], 206, [2] pp. Main text followed by 2 pp. publisher catalogue. Octavo (6" x 3-3/4").

Contemporary calf, blind rules to boards, blind fillets along joints, raised bands and blind fillets to spine, gilt fillets to board edges, endpapers renewed (with old paper), early annotations and owner signatures (of Whitlock Nicholl) to front endleaf, which is neatly mended with tissue. Very light toning to interior, light soiling in a few places, minor worming to top-edges of a few leaves, small clean tears to a few leaves neatly mended with tissue without loss to text, lower right corner of leaf I4 (pp. 119-120) lacking with loss to legibility, owner signature (of Whitlock Nicholl) to title page. A handsome copy of a scarce title. \$850.

* Only edition. Intended for students, this is a collection of brief summaries of cases and legal principles, all with citations, designed to provide an overview of the English legal system. The main text is preceded by a table of topics and a brief (4 pp.) summary of the common law. In the preface, "Philonomus" says this book was intended to make the study of law as pleasant as possible, because "when the Pill is Gilt, it is easily swallowed." To this end, several examples are whimsical.

OCLC locates 13 copies, 9 in North America, 7 in law libraries (Creighton, Furman, Harvard, Library of Congress, University of Pennsylvania, University of Texas, Yale). *English Short-Title Catalogue* R6327.

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Too Poor for Upton Noble

20. [Poor Laws]. [Great Britain].

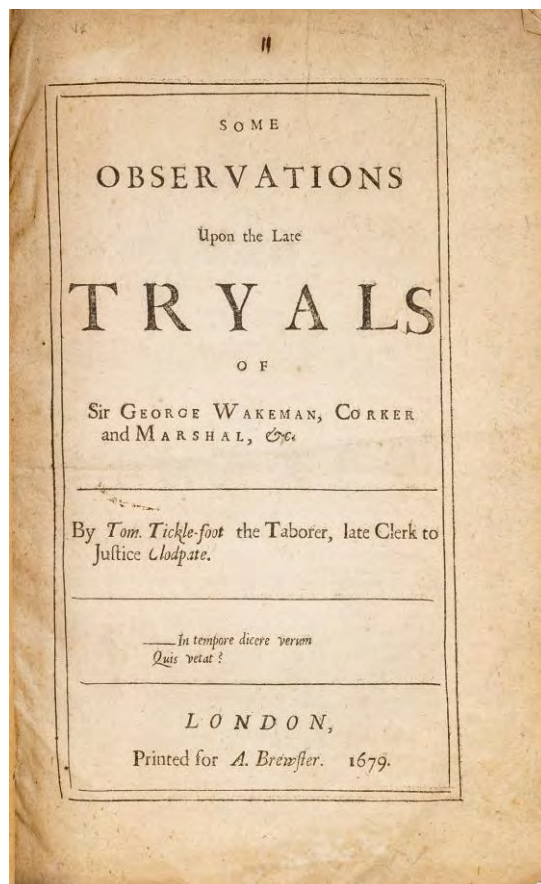
To the Church-Wardens and Overseers of the Poor of the Parish of [Upton Noble] in the Said County, To Convey: These... Upton Noble, Somerset, England, May 24, 1722.

11-1/2" x 7-1/4" single sheet, part-printed document completed in manuscript, wax seals to left margin next to signatures of William Player and Thomas Coward, docket to verso. Moderate toning, light foxing, horizontal and vertical fold lines, two small holes along fold lines (one affecting a word of text without loss to legibility), later glassine paper backing. \$250.

* Richard and Joan Quanns, originally from the parish of Road, attempted to settle in Upton Noble. Unable to "rent the Value of 10 l. per Annum there," they were deemed "likely to become Chargeable" to the parish, forcibly sent back to Road and referred to the overseers of the poor there.

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Perceptive Satirical Commentary on the Popish Plot of 1678

21. [Popish Plot].

[Smith, Francis (fl. 1657-1689)].

Some Observations Upon the Late Tryals of Sir George Wakeman, Corker and Marshall, &c. By Tom Tickle-Foot the Taborer, Late Clerk to Justice Clodpate. London: Printed for A. Brewster, 1679. 8, 7-9, [1] pp. Pagination irregular, text complete. Folio (11-1/2" x 7-3/4").

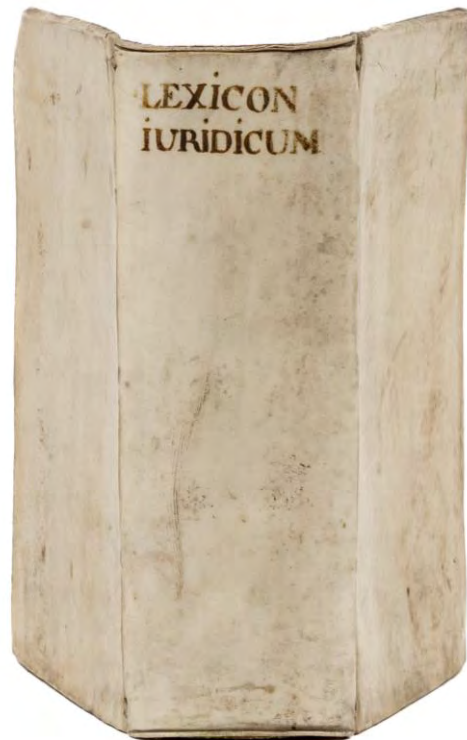
Stab-stitched pamphlet in later plain wrappers. Light creasing and edgewear to wrappers, chip to foot of front wrapper, moderate toning and occasional light foxing to interior, lower corner of leaf B1 (pp. 5-6) lacking without loss to text, small ink "11" to head of title page. \$300.

* Only edition. Supposedly written by a clerk to "Justice Clodpate," this satirical and sensational account of the Popish Plot of 1678 is also a remarkably perceptive and interesting contemporary analysis. One of the cruelest hoaxes in British history and the catalyst for a wave of anti-Catholic violence, the Popish Plot was the invention of Titus Oates, an Anglican clergyman, and his friend, Dr. Israel Tonge, a cleric and passionate anti-Catholic. They pretended to have discovered a Jesuit plot to assassinate the King, massacre Protestants and set James, Duke of York, the King's Catholic brother, on the throne. After the hoax was discovered in 1685 Oates was convicted of perjury, severely flogged and imprisoned. Under William III he was released and pensioned.

English Short-Title Catalogue R12969.

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Notable Dictionary of Roman and Canon Law

22. [Stoer, Jacob, Attributed].

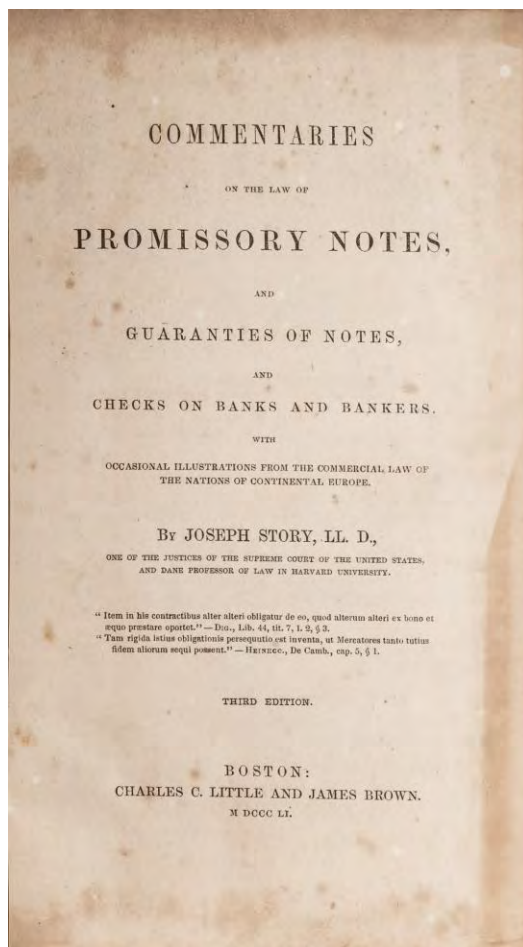
Lexicon Iuridicum: Hoc Est, Iuris Civilis et Canonici in Schola Atque Soro Vsitatarum Vocum Penus. Ex Antiquis & Recentioribus Iuriconsultis ac Lexicographis, Praecipue ex Brissonii, Hotmani, & Prateii Lexicis, Item ex Cuiacii Observationibus & Commentariis ita Constructum, Vi ei Nihil Demi, Nihil Addi, Quod sit Necessarium, Posse Videatur. Accessit Legum Populi Romani Copiosus Index. Geneva: Excudebat Iacobus Stoer, 1607. [xvi], 1121 pp. Final blank lacking. Main text in parallel columns. Octavo (7" x 4-1/4").

Contemporary vellum, hand-lettered title to spine, edges rouged. Light soiling to exterior, light rubbing to extremities, spine ends and corners bumped, front pastedown loosening, rear pastedown loose. Title page printed in red and black. Attractive woodcut printer device, head-piece and initials. Light toning, internally clean, small tear to top-edge of leaf r2 (pp. 259-260) affecting headline and first line of text without loss to legibility, early annotations and owner signature (Caroli Le Celne) to title page. An attractive copy of a scarce and important title. \$3,000.

* Third edition. This useful dictionary was issued in 1594 and reprinted in 1599, 1607 and 1615. Attributed sometimes to Barnabe Brisson, it was probably compiled by the publisher, Jacob Stoer. It is a carefully edited text with a critical introduction and notes. The compiler also lists the primary and secondary sources he consulted while compiling this work. It includes such authors as Alciati, Aristotle, Bartolus, Brisson, Gaius, Gratian, Hotman, Plato and Ulpian and such texts as the Twelve Tables, the Code, Digest and Novels of Justinian and the Decretals of Gregory IX.

All editions are scarce. OCLC locates 5 copies of the 1607 edition in North America (Harvard Law School, UC-Berkeley Law School, University of Chicago, University of Madison-Wisconsin, University of Texas Law School). Not in Brunet or Graesse. This edition not in Adams or the *British Museum Catalogue*.

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Story's Final Treatise

23. Story, Joseph [1779-1845].

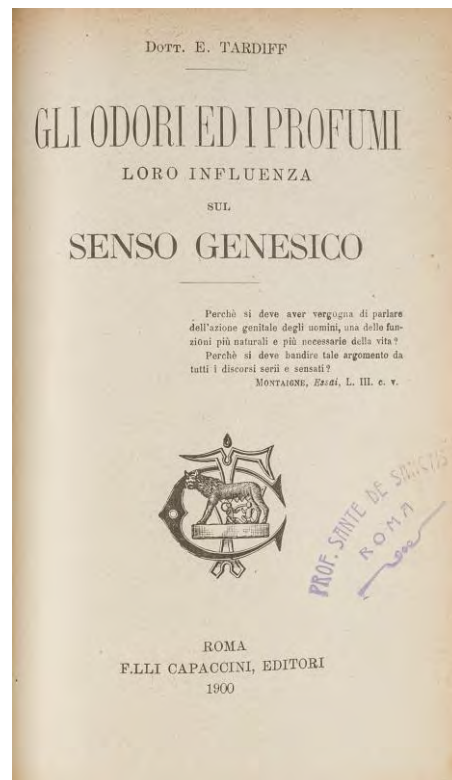
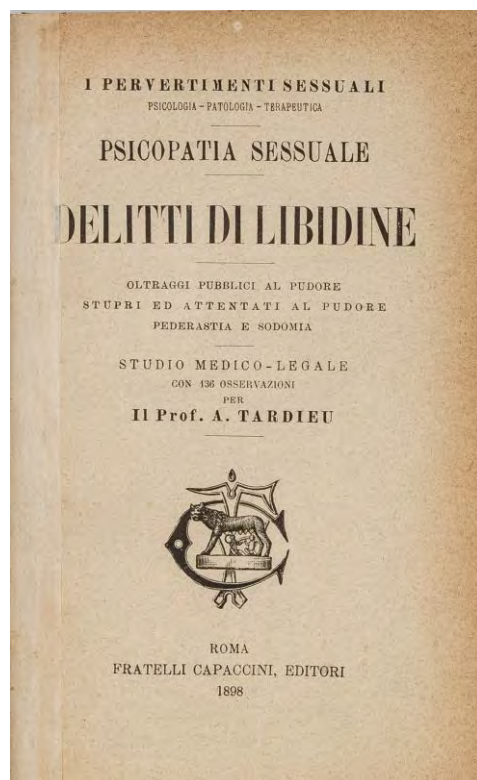
Commentaries on the Law of Promissory Notes, And Guaranties of Notes, And Checks on Banks and Bankers. With Occasional Illustrations from the Commercial Law of the Nations of Continental Europe. Boston: Charles C. Little & James Brown, 1851. xxxiv, [2], 718 pp. Octavo (9-1/4" x 5-3/4").

Recent buckram, gilt title to spine, endpapers renewed. Moderate toning to interior, somewhat heavier to a few leaves, occasional light foxing, small faint dampstains in a few places, a few cracks to text block, all leaves secure, small tear to final leaf mended with cello tape not affecting text, pencil marks to margins of a few leaves. \$150.

* Third edition of the last treatise published by Story. According to Cohen, "Joseph Story's work on promissory notes was the last of his great treatises. (...) Unlike many of his predecessors, Story treated each aspect of commercial law separately in a series of works which included his treatises on agency (1839), partnership (1841), bills of exchange (1843) and finally the one on promissory notes. The inclusion of comparative sources from the commercial law of other countries reflects Story's view, expressed in his opinion for the Supreme Court in *Swift v. Tyson* (1842) that commercial law was international, not the 'law of a single country only, but of the commercial world.'"

Cohen, *Bibliography of Early American Law* 2561.

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Two Nineteenth-Century Studies of Sexuality

24. Tardieu, Auguste Ambroise [1818-1879].

Delitti di Libidine: Oltraggi Pubblici al Pudore, Stupri ed Attentati al Pudore, Pederastia e Sodomia. Studio Medico-Legale con 136 Osservazioni. Rome: Fratelli Capaccini, Editori, 1898. [ii], 31, [1], 377, [1], 5 pp. Publisher advertisements.

[Bound with]

Tardif, Etienne.

Gli Odori ed i Profumi: Loro Influenza sul Senso Genesico. [ii], 127 pp.

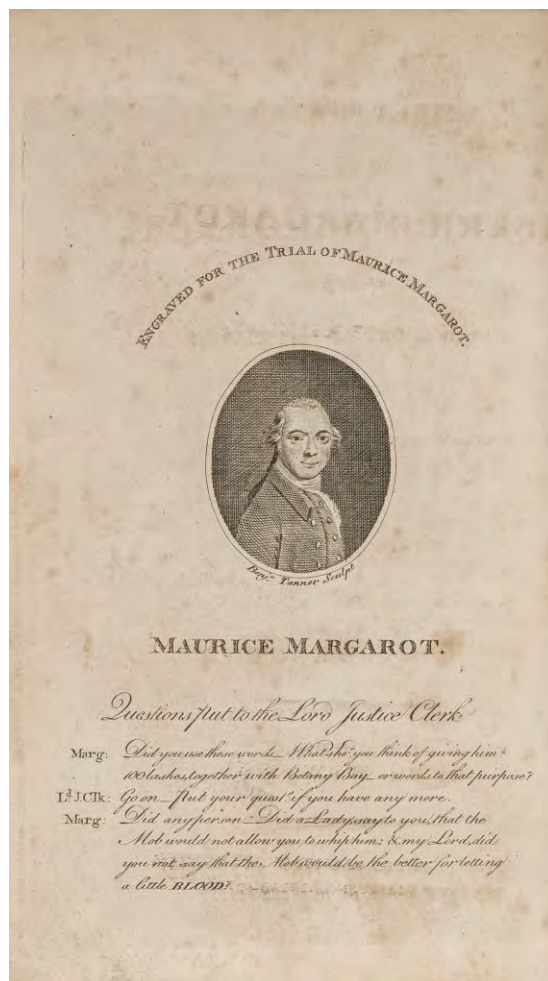
Octavo (7" x 4-1/4"). Contemporary three-quarter cloth over marbled boards, gilt fillets and title to spine. Negligible light rubbing to boards, light fading to spine, which has a paper shelf label to its foot, moderate rubbing to spine ends and board edges, corners bumped. Moderate toning to interior, a few cracks to text block, some leaves loosening slightly but secure, title page and following leaf of first work mended at gutter, ink library stamps to a few leaves. \$950.

* Only Italian editions. First published in 1857 as *Étude Médico-Légale sur les Attentats aux Mœurs, Delitti de Libidine* is a scientific and legal study of sexual crimes. It consists of three parts dealing with indecent exposure, rape and homosexuality (referred to as pederasty or sodomy). The latter part discusses the causes of homosexuality in brief but focuses on identifying "pederasts" and exploring their criminal tendencies. Tardieu's best known work, it is considered to be an important cultural marker in the study of sexuality. Our copy includes extensive publisher advertisements listing related works in a "bibliography of sexual perversion." *Gli Odori ed i Profumi*, published in French as *Les Odeurs et Les Parfums* (1899), is a study of the relationship between scent and sexual behavior.

Both works are scarce. OCLC locates 5 copies of *Delitti di Libidine*, 1 in North America (University of Chicago), and 3 copies of *Gli Odori i Profumi*, 1 in North America (University of Michigan).

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A Member of the "Scottish Martyrs to Liberty"

25. [Trial].

Margarot, Maurice, Defendant [1745-1815].

The Trial of Maurice Margarot, Before the High Court of Justiciary, At Edinburgh, On the 13th and 14th of January, 1794, On an Indictment for Seditious Practices. Taken in Shorthand by Mr. Ramsey. New York: London: Printed. New-York: Re-Printed, by James Carey, no. 91, Broad-street, [1794]. 166 pp. Portrait frontispiece of Margarot. Octavo (8-1/4" x 5").

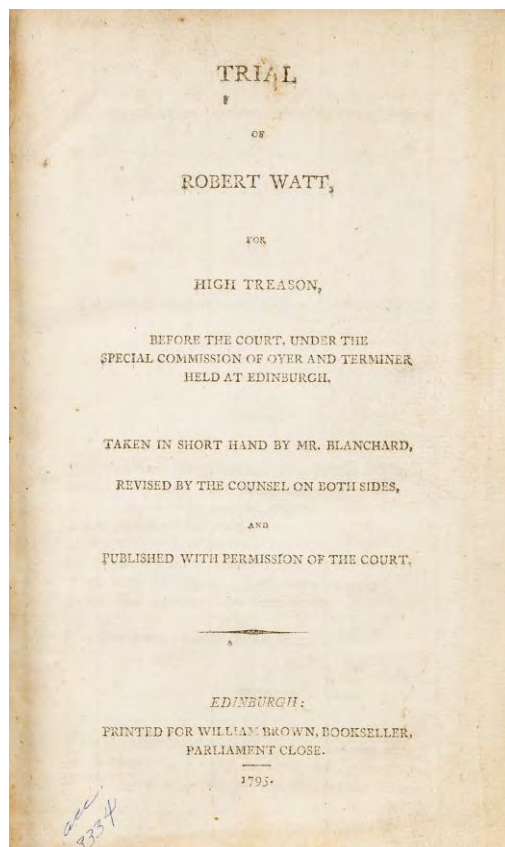
Disbound stab-stitched pamphlet. Moderate toning, light soiling to exterior, occasional light foxing, frontispiece and title page just starting to separate at head but secure. \$250.

* First and only New York edition, reprinted from the London edition of the same year. Margarot was one of the founding members of the London Corresponding Society, a radical group inspired by the French Revolution to demand parliamentary reform in the late eighteenth century. Due to the wave of anti-radical and anti-French hysteria initiated by the French Revolution, he and four other radicals (later known as the "Scottish Martyrs to Liberty") were convicted and transported to Australia in May 1794.

English Short-Title Catalogue W20960.

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The Trial of a Would-be Revolutionary

26. [Trial].

Watt, Robert [c.1761-1794], Defendant.

Trial of Robert Watt, For High Treason, Before the Court, Under the Special Commission of Oyer and Terminer Held at Edinburgh. Taken in Short Hand by Mr. Blanchard, Revised by the Counsel on Both Sides, And Published with the Permission of the Court. Edinburgh: Printed for William Brown, 1795. [ii], 364 pp. With a folding plate illustrating pikes found in Watt's possession. Octavo (8-1/4" x 4-3/4").

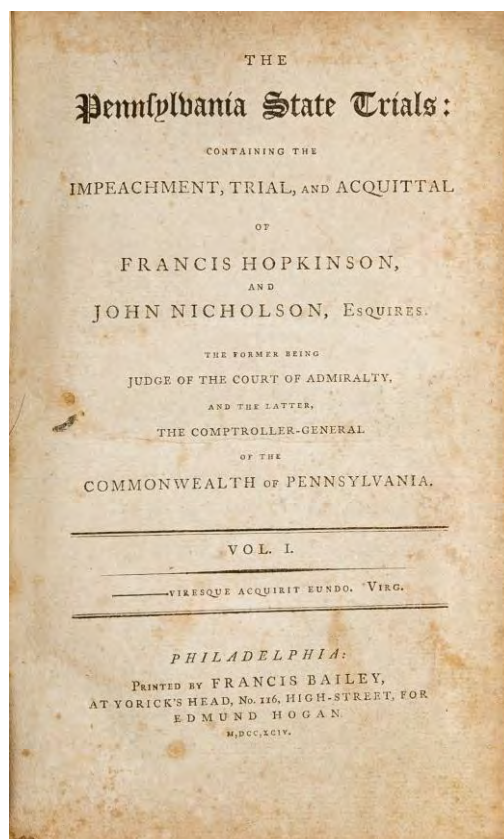
Contemporary calf, gilt fillets to spine, lettering piece lacking, blind tooling to board edges. Light rubbing and a few small nicks and scratches to boards, which are slightly bowed and separated but secured by cords, faint dampstain to front board, moderate rubbing to extremities, shelf location in ink to foot of spine, corners bumped and worn, faint offsetting to preliminaries, front free endpaper loosening but secure. Light toning to interior, light soiling in a few places, edgewear and light creasing to folding plate, brief recent ink annotation to title page. \$450.

* Only edition. Watt, a wine merchant and political radical, was the architect of a somewhat confused plot to establish Scotland as an independent country. After a search of his house turned up a number of pikes and the type for a seditious handbill, he was arrested and tried for treason. A co-conspirator was pardoned, but Watt was not so lucky. He was convicted and sentenced to be hanged and beheaded despite the jury's recommendation of mercy. The sentence reflected the court's opinion of the severity of Watt's crime. It was also intended to be a warning to other radicals.

English Short-Title Catalogue N013806.

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Pennsylvania State Trials

27. [Trials].

[Hogan, Edmund, Reporter].

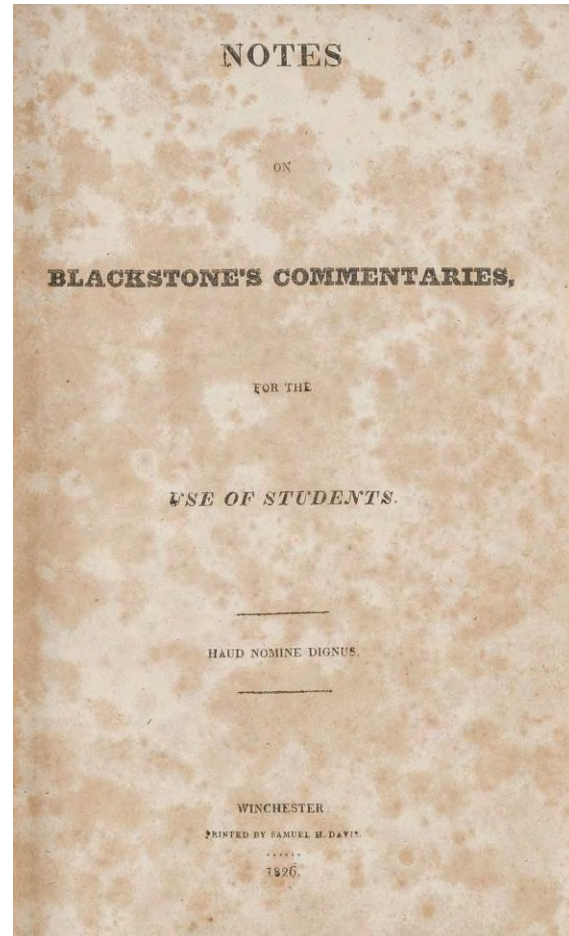
The Pennsylvania State Trials: Containing the Impeachment, Trial, and Acquittal of Francis Hopkinson, and John Nicholson, Esquires. Volume I [All Published]. Philadelphia: Francis Bailey, 1794. xii, 776 pp. Each trial with special title page. Octavo (8-1/4" x 5").

Contemporary sheep, gilt fillets and lettering piece to spine. Light rubbing and a few scuffs and faint dampstains to boards, some rubbing to extremities, chipping to foot of spine, front joint starting at ends, faint offsetting to endleaves, early library bookplate to front pastedown, owner signatures (one of George Weiss) and small owner stamp to front free endpaper. Moderate toning to interior, somewhat heavier to a few leaves, occasional light foxing, small faint stains to a few leaves. \$250.

* Only edition. Hopkinson, a signer of the Declaration of Independence, was charged and subsequently acquitted of allegations stemming from a quarrel with the Pennsylvania State Board of Treasury while he was treasurer of loans and judge of the admiralty in 1780. Nicholson was an extremely important figure during the Revolutionary period in Pennsylvania. As Comptroller General of the State, he had the sole authority over all state accounts. This power prompted some to question his integrity. In 1793 he was impeached by the Pennsylvania House for redeeming his own state certificates instead of funding them in federal certificates. He was acquitted by the Senate in 1794.

Not in Cohen. *Catalogue of the Library of the Harvard Law School* (1909) II:1105.

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Presented to One of His Former Students, Who Added Interleaves and Annotations

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

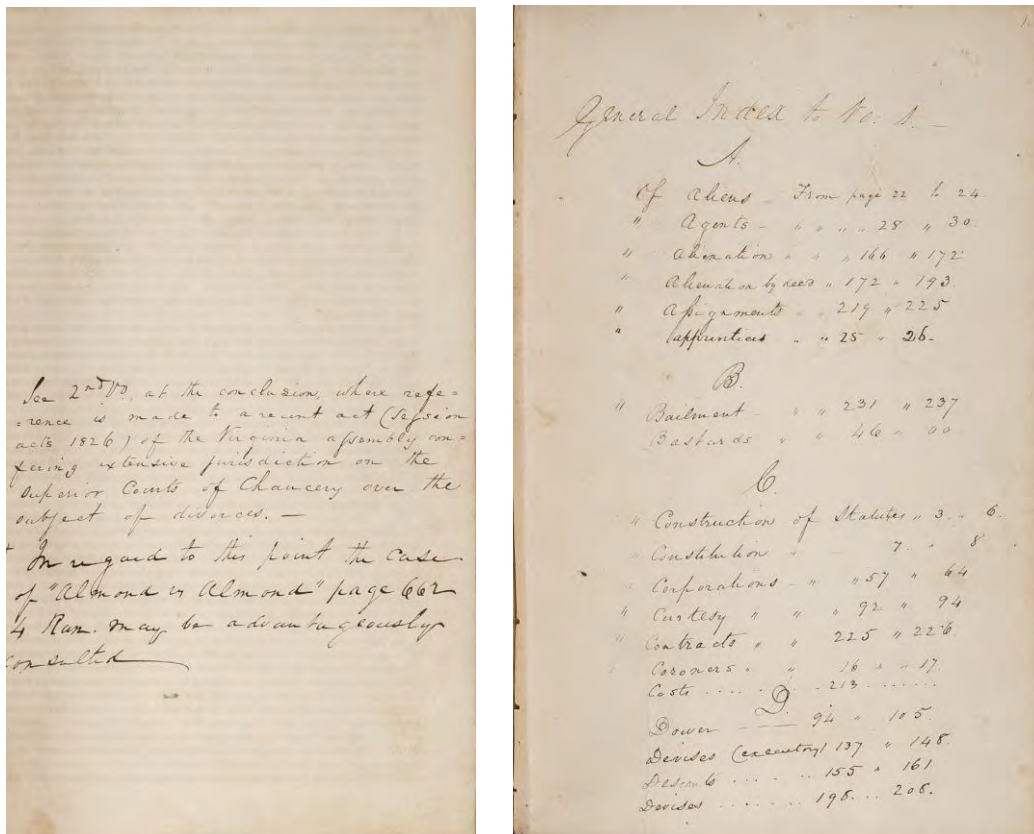
Notes on Blackstone's Commentaries for the Use of Students. Winchester [Virginia]: Printed by Samuel H. Davis, 1826. Various paginations. Main body of text, which is numbered in manuscript, incomplete (see note below). Interleaved. Octavo (8-1/2" x 5-1/4").

Contemporary calf, blind fillets to boards, blind fillets and red and black lettering pieces to spine. Light rubbing to boards, moderate rubbing to extremities, front joint starting at foot, corners bumped and moderately worn, front hinge cracked, another crack between rear endleaves. Moderate toning and light foxing to interior, light dampstains to a few leaves, bookplate of Patrick Henry Cabell, with printed date 1825 and added manuscript date 1827, and signature of James M. Whittle, dated March 4, 1837, to front pastedown, inscription to front free endpaper reading "This work was presented to/ Patrick Henry Cabell/ by the Author [.] June 18, 1827." Brief corrections to text in a few places, annotations, some quite extensive, to several interleaves and five-page manuscript index in Cabell's hand. \$2,500.

* Only edition. Designated an "unfinished work" in the preface, this text 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. Though published as a single volume, some copies were re-bound as two books, often with interleaves. Our volume, designated Volume I on the spine, contains the contents for Books I and II and the first page of Book III.

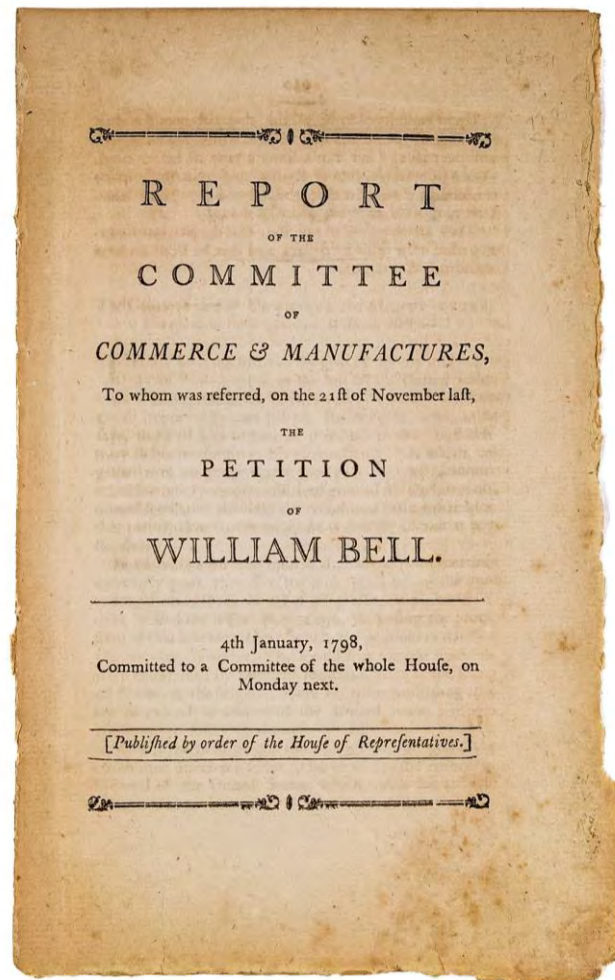
The former owner was almost certainly Patrick Henry Cabell [1804-1886], a Richmond-area lawyer from one of Virginia's most distinguished families, one that produced several lawyers, judges, politicians and civic leaders. It follows that he was the "Mr. Cabell" enrolled at the Winchester Law School from 1824 to 1825. (No other Cabells attended that school.) Cabell was practicing law when he received his copy from Tucker. As one would expect, his annotations are those of a lawyer. Concerned mostly with estate matters, they expound points in the text, add case citations or draw comparisons to other sections of the *Commentaries*. One example criticizes a case used by his former teacher to illustrate a point. The subsequent owner, "James M. Whittle," was probably James Murray Whittle [1806-1891], a lawyer and entrepreneur who lived in Chatham, Virginia.

Bryson and Shepard, "The Winchester Law School, 1824-1831," 21 *Law & History Review* 393 (2003) 403. Eller, *The William Blackstone Collection in the Yale Law Library* 177. Laeuchli, *A Bibliographical Catalog of William Blackstone* 406.



This work was presented to
Patrick Henry Cabell
by the
Author.
June 18. 1827.

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Imprisonment for Debt

29. [United States Congress].

Bell, William, Petitioner.

Report of the Committee of Commerce & Manufactures, To Whom was Referred, On the 21st of November Last, The Petition of William Bell. 4th January, 1798, Committed to a Committee of the Whole House, On Monday Next. [Philadelphia?]: Published by order of the House of Representatives, [1798]. [247]-254 pp. Octavo (8-3/4" x 5-1/4").

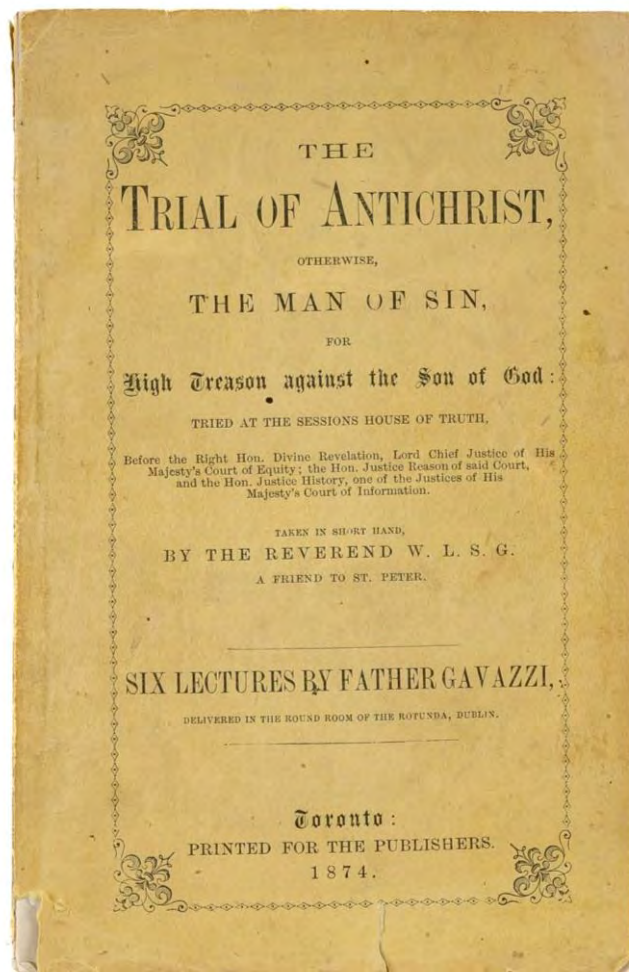
Disbound pamphlet, top-edge uncut, fore and bottom edges untrimmed. Moderate toning, light foxing and small faint stain to lower outer corner. \$350.

* Bell was the subject of a civil suit after being unable to pay a customs bond. He petitioned the government for relief under a 1796 statute providing remedies against imprisonment for debt, but the statute lacked clarity on whether those remedies could be applied to government debts. The committee, chaired by Edward Livingston, concluded that further legislative remedies from Congress were unnecessary and that Bell could not "obtain the relief he desires."

OCLC locates 9 copies, one in a law library (University of Pennsylvania). Evans, *American Bibliography* 34751.

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**Rare, Unrecorded Edition of a Notable
Example of Nineteenth-Century Anti-Catholic Propaganda**

**30. W.L.S.G. (Gregory, William).
Gavazzi, [Alessandro] [1809-1889].**

The Trial of Antichrist, Otherwise, The Man of Sin, For High Treason Against the Son of God: Tried at the Sessions House of Truth, Before the Right Hon. Divine Revelation, Lord Chief Justice of His Majesty's Court of Equity; The Hon. Justice Reason of Said Court, And the Hon. Justice History, One of the Justices of His Majesty's Court of Information. Taken in Short Hand by the Reverend W.L.S.G., A Friend to St. Peter. Toronto: Printed for the Publishers, 1874. 202 pp. Two parts with continuous pagination. Second part, beginning on p. 143, has title page reading *Six Lectures, Delivered in the Round Room of the Rotunda, Dublin, By Father Gavazzi; With a Biographical Sketch of the Author.* 12mo. (6-3/4" x 4-1/2").

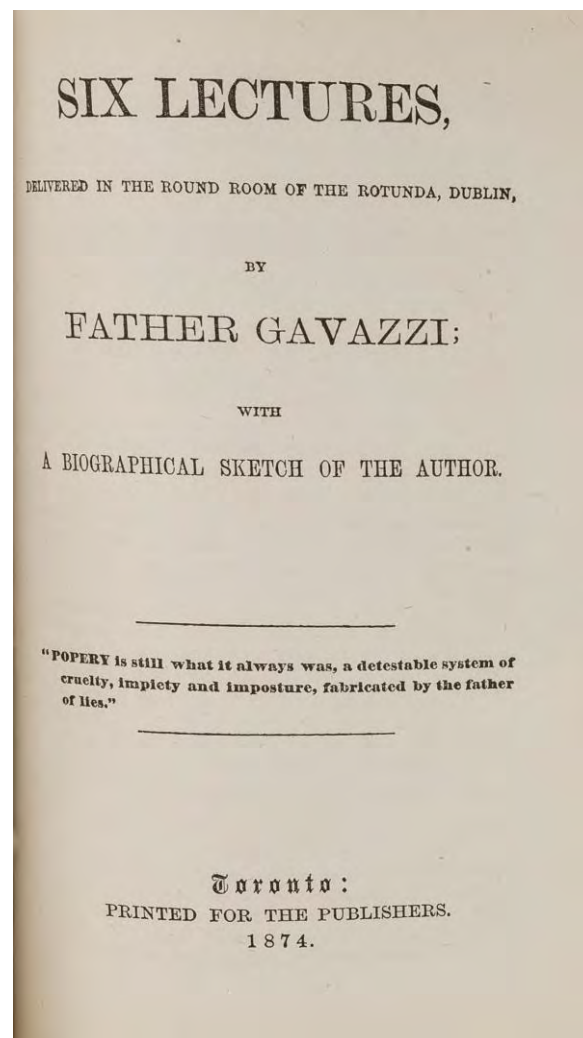
Stab-stitched pamphlet in printed wrappers. Moderate soiling and a few minor nicks and tears to edges of wrappers, spine ends abraded, moderate toning to interior, small chip to head of title page, fold lines to corners of a few leaves. \$450.

* Second (?) Toronto edition, apparently a reissue of the Toronto edition from 1853, the earliest Canadian edition we located. A notable example of nineteenth-century anti-Catholic propaganda, this is a vivid "transcript" of a mock trial of the Pope (i.e. the "Antichrist") for high treason against Jesus. It was first published in Dublin in 1806; several editions followed into the early 1900s; the first North American editions were published in Boston in 1806 and New York in 1817.

Gavazzi's *Six Lectures* are unique to the Toronto editions. The addition of this title to the 1853 edition was almost certainly a response to the then-recent Gavazzi Riots, which resulted in several deaths and injuries. Gavazzi, a former monk, delivered his strongly anti-Catholic lectures, originally presented in Dublin, on a North American tour in 1853. Preceded by his reputation, mobs, composed mostly of Irish Catholics, gathered to disrupt his readings in Quebec and Montreal. In both places police needed military assistance to restore order.

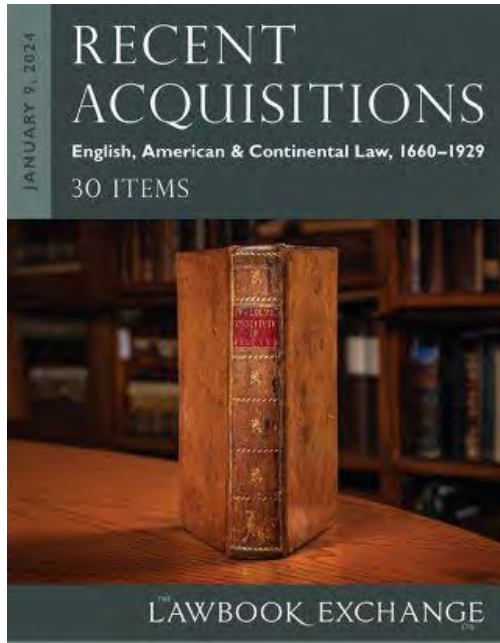
Unlike its predecessor, the 1874 edition does not appear to relate to a specific event. It was probably published for an audience threatened by the recent influx of Catholic immigrants from eastern and southern Europe. As stated in the preface, signed "The Publishers," this book is presented as a warning to Canadians to beware of the increasing power of "Popery" in their country. The addition of the Gavazzi lectures was a reminder of the social dangers threatened by Catholics.

This edition appears to be unrecorded. No copies are listed on OCLC or in the online catalogues of Library and Archives Canada or the Thomas Fisher Rare Book Library, University of Toronto.

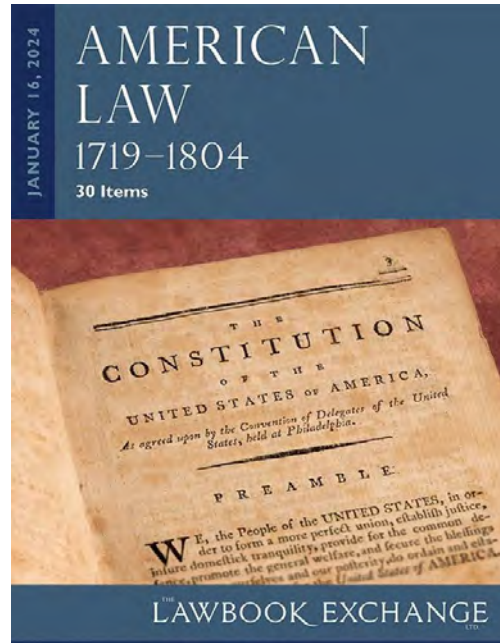


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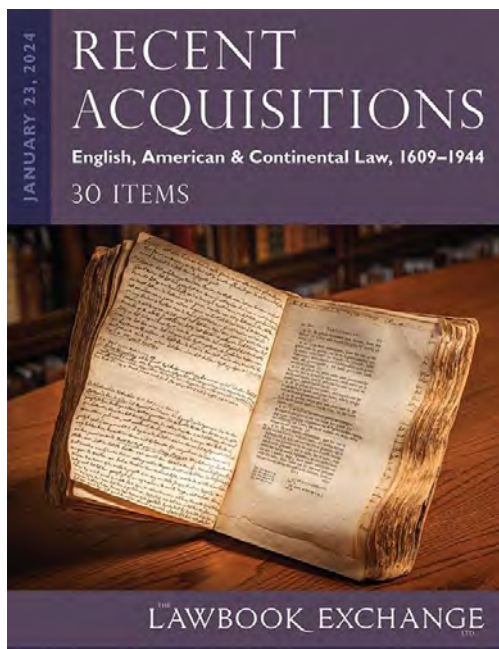
Recent Weekly E-Lists



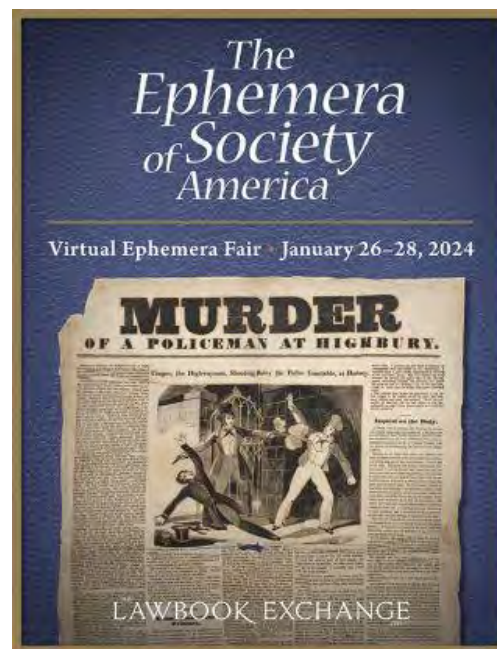
[January 9, 2024](#)



[January 16, 2024](#)



[January 23, 2024](#)



[January 26-28, 2024](#)

We are happy to hold items for institutional customers who wish to reserve items today and have them invoiced or shipped at a later date