

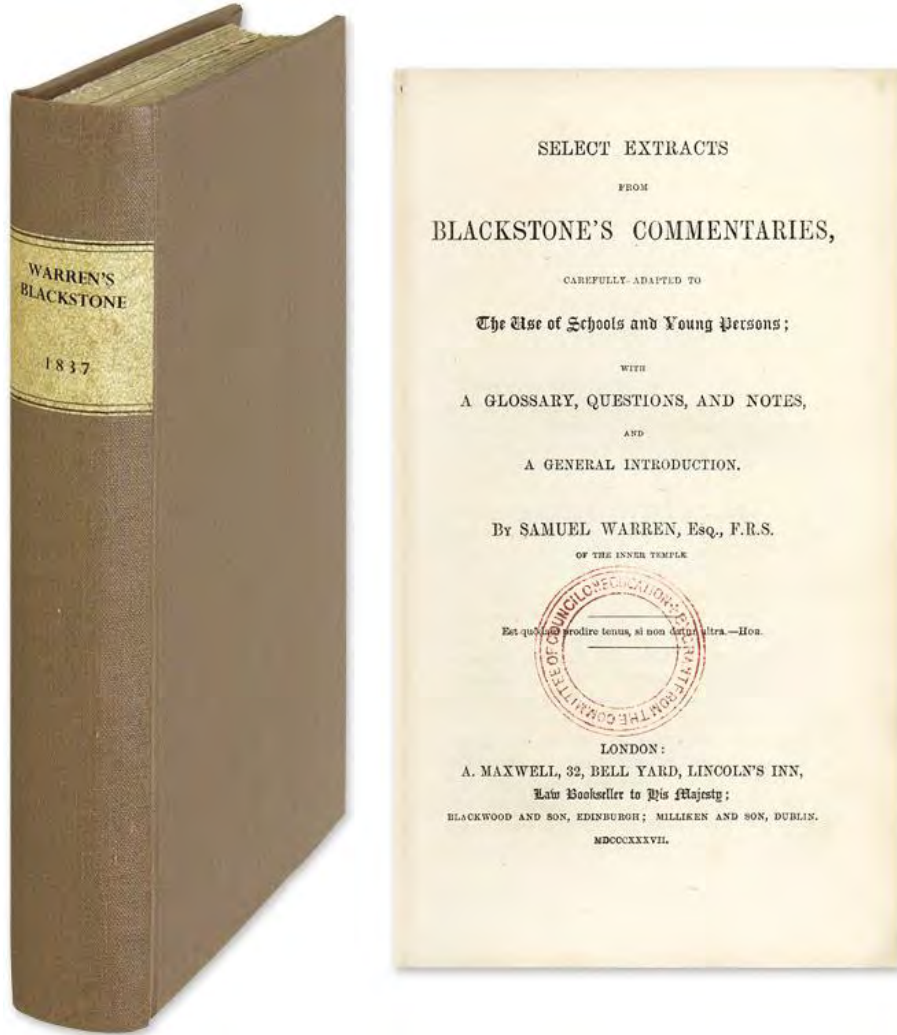
# 30 ITEMS *from* OUR INVENTORY

CANON, CIVIL, COMMON  
& ROMAN LAW

*July 17, 2018*



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**Warren's *Select Extracts from Blackstone*, Eller 77/Laeuchli 126**

**1. Blackstone, Sir William [1723-1780].**

**Warren, Samuel, Editor [1807-1877].**

**[Smith, John Warren].**

*Select Extracts from Blackstone's Commentaries, Carefully Adapted to the Use of Schools and Young Persons: With a Glossary, Questions and Notes, And a General Introduction.* London: A. Maxwell, 1837. [5], xxviii, [2], 428 pp. Octavo (7-1/2" x 4-1/2").

Recent cloth, printed paper title label to spine, endpapers renewed. Early institution stamp to front free endpaper, internally clean. \$250.

\* Reissue of the first, and only, edition. "The first edition was published in London, 1836; the selections were made by John Warren Smith, whose name did not appear in the book. Smith and Warren prepared the extracts for publication. The 1837 publication is a verbatim reprint, according to Warren's preface to his 1855 abridgment" (Eller). Warren wrote several fictional and non-fictional works about the law, such as the novel *Ten Thousand a Year* (1841) and the classic primer *A Popular and Practical Introduction to Law Studies* (1836). In 1855 he published another Blackstone-based primer, *Blackstone's Commentaries Systematically Abridged*. It had a second edition in 1856. Eller, *The William Blackstone Collection in the Yale Law Library* 77. Laeuchli, *A Bibliographical Catalog of William Blackstone* 126. [Order This Item](#)



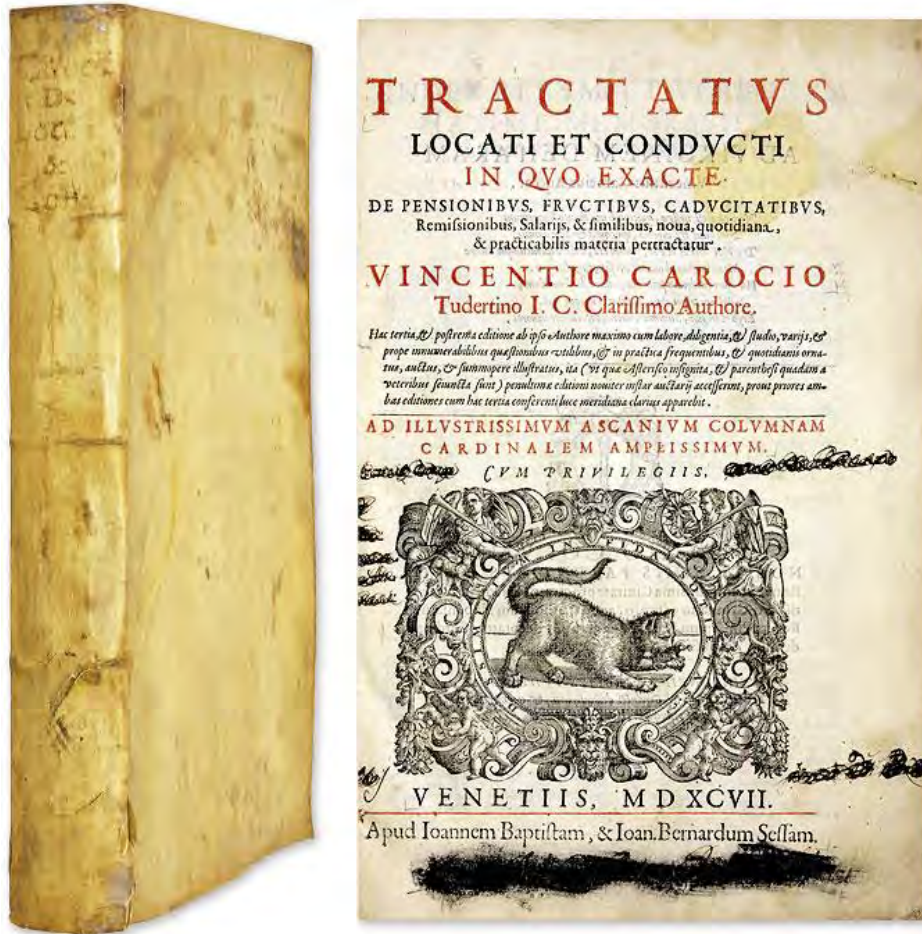
## A Durable Concept in Roman Law

### 2. Camarela, Francisco.

*De Legatis et Singulis Rebus per Fideicommissum Relictis. Libris Quindecim Exaratum in Foro, Et Scholis Professoribus Perutile, Ac Necessarium, Cum Indice Locupletissimo, Collegii Iudicium Vincentiæ Cura, & Aere Editum.* Venice: Apud Abundium Menafolium, 1681. [xl], 628, [68] pp. Main text in parallel columns. Folio (13" x 8-1/2").

Contemporary vellum, raised bands and early hand-lettered title to spine. Light rubbing and some staining to boards, spine slightly darkened, spine ends and corners bumped, a few minor chips to fore-edges. Title page, with large woodcut vignette, printed in red and black, woodcut head-pieces, tail-pieces and decorated initials. Moderate toning, faint dampstaining and worming in a few places (with no loss to legibility), internally clean. Ex-library. Bookplate to front pastedown. \$850.

\* Only edition. One of the most durable concepts in Roman law, *fideicommissum* involves situations in which something is committed to somebody's trust. It is central to the law concerning testators. This treatise by a practicing attorney from Vicenza, reconciles received Roman law with practice in the Republic of Venice. OCLC locates 5 copies in North America, 4 in law libraries (Harvard, Library of Congress, UC-Berkeley, Yale). Not in the *British Museum Catalogue*. [Order This Item](#)



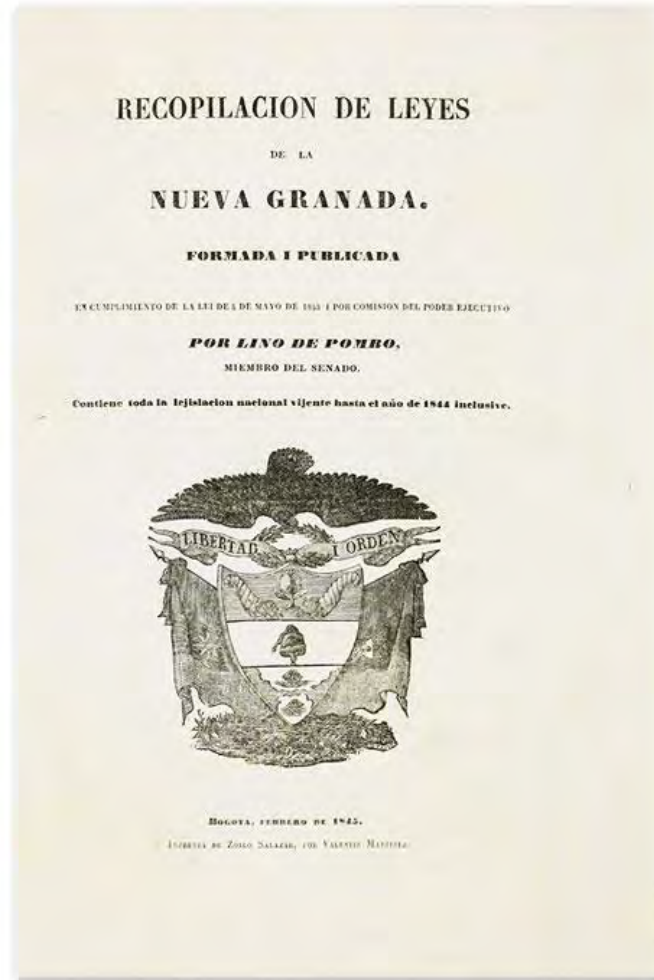
### Hire and Leases in Roman Law

#### 3. Carocci, Vincenzo [16th/17th Cent.].

*Tractatus Locati et Conducti, In quo Exacte de Pensionibus, Fructibus, Caducitatibus, Remissionibus, Saliarijs & Similibus, Nova, Quotidiana & Practicabilis Materia Pertractatur. Hac Tertia, Et Postrema Editione ab Ipso Authore Maximo cum Labore, Diligentia, & Studio, Varijs, & Prope Innumerabilibus Quaestionibus Utilibus, & in Practica Frequentibus, & Quotidianis Ornatus, Auctus, & Summopere Illustratus, Ita (Ut Quae Asterisco Insignita, & Parenthesi Quadam a Veteribus Seiuncta Sunt) Penultima Editione Noviter Instar Auctarii Accesserint, Prout Priores Ambas Editiones cum hac Tertia Conferenti Luce Meridiana Clarius Apparebit.* Venice: Apud Ioannem Baptistam & Ioan. Bernardum Sessam, 1597. [xviii], 286 ff. Main text in parallel columns. Folio (12-1/2" x 8-1/2").

Contemporary limp vellum, early hand-lettered title to spine, endpapers renewed. Light soiling, a few stains to boards, joints just starting at foot, a few cracks to spine, a bit of wear to corners. Title page, with large woodcut Sessa device, printed in red and black, woodcut head-pieces, tail-pieces and decorated initials. Some toning to text, faint dampstaining in a few places, a few worm holes to title page and following leaf, lower corners of preliminaries somewhat worn. Early owner signatures to title page, early underlining and check marks in a few places, interior otherwise clean. Ex-library. Bookplate to front pastedown. \$450.

\* Third (stated) edition, actually the fourth. First published in 1584, this treatise on hire, leases and other types of contracts in Roman law went through at least eight editions; it was still an authority in the late seventeenth century. Few copies of any edition are held by North American law libraries. Regarding our 1597 edition, OCLC locates 1 (at Yale). *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE9673. [Order This Item](#)



#### The "Celebrated" First Digest of the Laws of Colombia

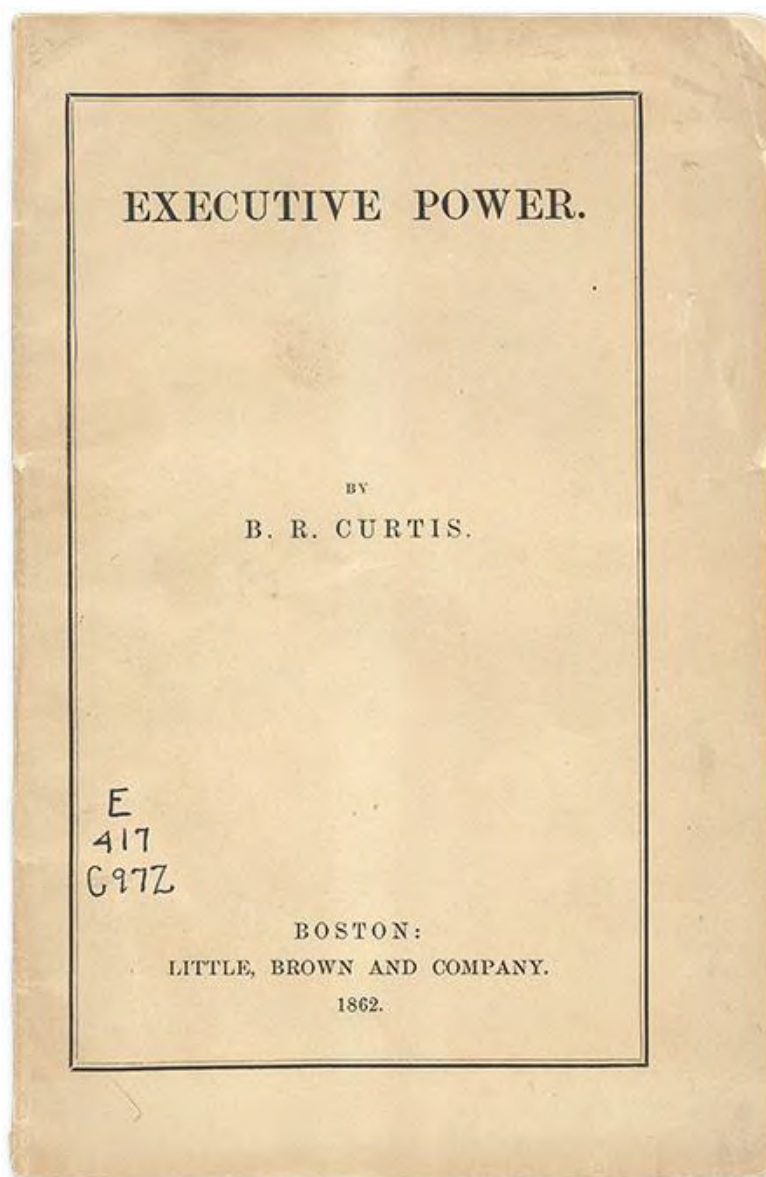
#### 4. [Colombia].

**Pombo, Lino de [1797-1862], Editor.**

*Recopilacion de Leyes de la Nueva Granada, Formada I Publicada en Cumplimiento de la Lei de 4 de Mayo de 1843 I por Comision del Poder Ejecutivo por Lino de Pombo, Miembro del Senado. Contiene Toda la Lejislacion Nacional Vijente Hasta el Ano de 1844 Inclusive.* Bogota: Imprenta de Zoilo Salazar, Por Valentin Martinez, Febrero 1845. [iv], xxvi, 541 pp. Text in parallel columns. Folio (12" x 8").

Contemporary calf, gilt fillets to boards, lettering piece and gilt ornaments to spine, ribbon markers, marbled endpapers. Some rubbing with wear to spine ends and corners. Large woodcut arms of Colombia to title page, internally fresh. \$1,250.

\* This is the first digest of Colombia's laws since the nation became independent in 1821. It also includes the texts of treaties with England, the United States, France, and the Netherlands (with parallel translations). "By virtue of the laws of May 4, 1843 and June 12, 1844 the Congress of New Grenada [Colombia] specified the statutes then in force and ordered their compilation, a task which was entrusted to senator Lino de Pombo. This celebrated collection, popularly known as the *Recopilacion Granadina*, contained the extant legislation from 1821 to 1844 inclusive, arranged under appropriate headings, and was a work of high merit for its time": Backus and Eder, *A Guide to the Laws of Colombia* 125. [Order This Item](#)



**A Sophisticated Early Analysis  
of the Emancipation Proclamation**

**5. Curtis, B[enjamin] R[obbins] [1809-1874].**

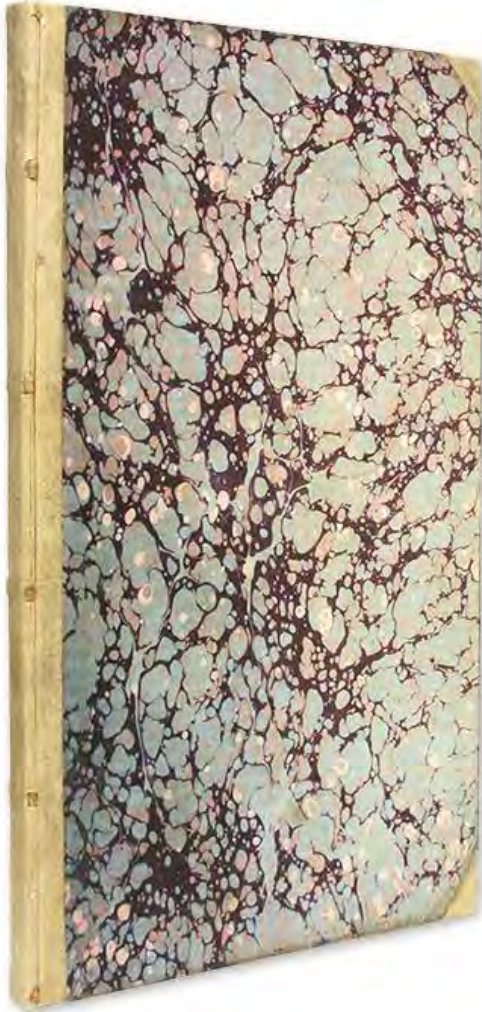
*Executive Power.* Boston: Little, Brown and Company, 1862. 31 pp. Octavo (7-1/2" x 4-3/4").

Stab-stitched pamphlet in printed wrappers. Light soiling, some wear to spine ends and corners, hand-lettered library shelf number to front cover, light toning to text, small check marks in pencil to a few passages. \$125.

\* Only edition, one of two issues from 1862. A sophisticated discussion of the Emancipation Proclamation and war powers. It is somewhat critical of Lincoln, and casts doubt on the legality of the Emancipation Proclamation, but supportive of the war. Curtis was a major figure in the jurisprudence of the period. He gave a dissenting opinion in the Dred Scott case, defended Andrew Johnson during his impeachment and opposed Radical Reconstruction.

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First Edition of a Classic Study of Church Patronage

6. Curtius, Rochus (Corte, Rocco) [fl. 1470-1515].

*Tractatus Perutilis Et Quotidianus De Jure Patronatus...* [Lyon]: Vincentius de Portonariis, De Tridino Monte Ferrato [1520]. 37 ff. Text in parallel columns. Folio (15-3/4" x 11").

Recent three-quarter vellum over marbled boards, endpapers renewed. Negligible light shelfwear and soiling. Title page with large woodcut printer device, printed in red and black, large woodcut initial with (possibly) later coloring at head of text, woodcut decorated initials, text printed on wide-margined paper. Light toning, somewhat heavier in places, underlining and brief annotations in early hand to a few leaves. An appealing copy of a rare, handsomely printed edition. \$5,000.

\* The *iure patronatus* is the body of laws concerning patronage by members of the church, including the granting of privileges, lands and goods. First published in 1506, the commentary of Rochus Curtius was a standard work on this subject into the seventeenth century. Our edition is remarkable for its magnificent typography and notably wide margins. (title as inverted pyramid in red); remarkably broad-margined, printed on strong paper. The printer Vincent de Portonariis, de Tridino de Monte Ferrato is not stated in the colophon; he is only identified by the printer device on the title page. As a result, this imprint is often misattributed. OCLC locates 2 copies of our 1520 imprint, both in Germany. Not in Adams or the *Universal Short-Title Catalogue*. [Order This Item](#)



**Inscribed by Darrow  
to British Actress Rosalinde Fuller**

**7. Darrow, Clarence [1857-1938].**

*A Persian Pearl and Other Essays*. Chicago: C.L. Ricketts (Lakeside Press colophon), 1902. 160, [1] pp.

Quarter cloth over patterned paper boards, gilt title to spine, top edge gilt, deckle fore and bottom edges. Light soiling, some wear to spine ends and corners, author inscription to front free endpaper. Light toning to text, internally clean. A nice copy with an interesting association. \$1,500.

\* Second edition. The inscription reads "To Rosalyn [sic] Fuller/ from/ Clarence Darrow/ Feby 9th 1917." *A Persian Pearl* was Darrow's first book and the cornerstone of any Darrow collection. It consists of five essays. "A Persian Pearl" is an appreciation of Omar Khayyam's *Rubaiyat*. The other essays discuss Walt Whitman, Robert Burns, realism in literature and art and the importance of facing up to past mistakes without fear or shame. Fuller [1892-1982], a distinguished British actress, was famous for her portrayal of Ophelia to John Barrymore's celebrated Hamlet on Broadway in 1922 and continued to perform into the 1970s. She also has a footnote in literary history for her brief affair with F. Scott Fitzgerald. Some scholars believe she was the model for Marcia, the bold chorus girl in "Head and Shoulders," a story later included in *Flappers and Philosophers* (1920). Hunsberger, *Clarence Darrow: A Bibliography* 44. [Order This Item](#)



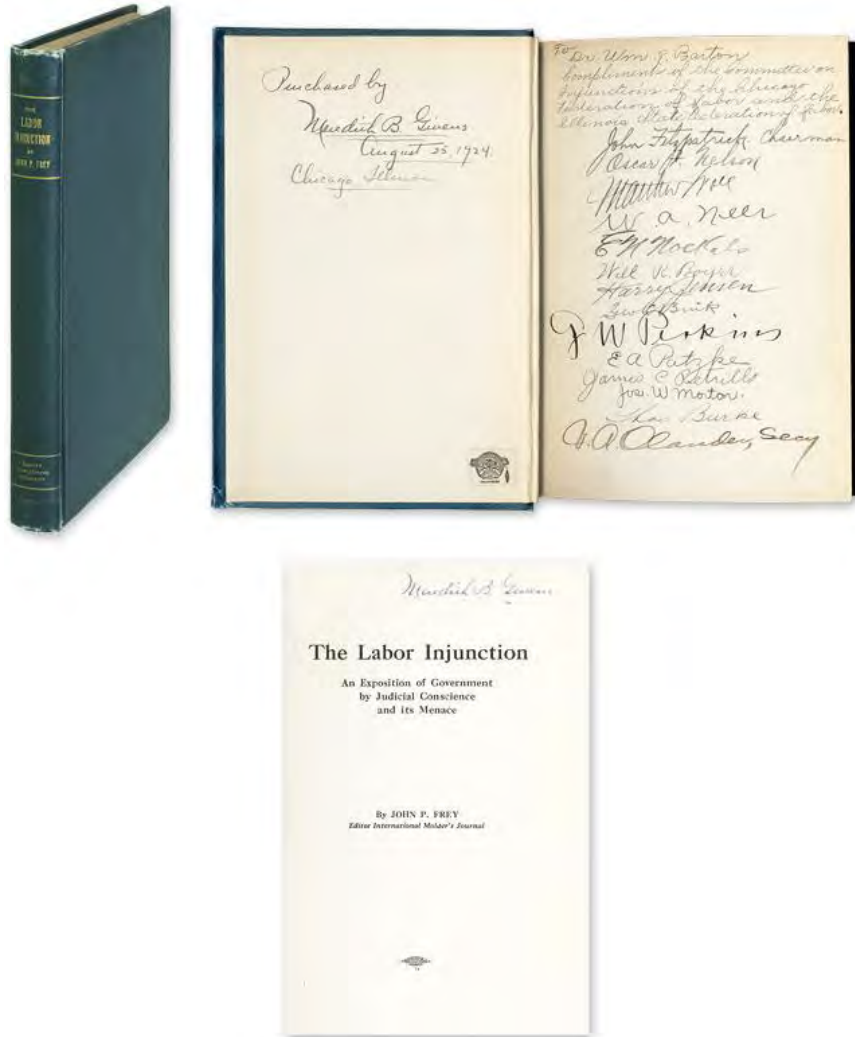


### Frankfurter Quotes Holmes

#### 8. Frankfurter, Felix [1882-1965].

[*Typed Letter, Signed, On Harvard Law School Letterhead, November 5, 1932*]. Single 8" x 5-1/2" sheet and 6" x 3-1/2" envelope. Some toning, two horizontal fold lines to letter, which has a full signature. Items housed in handsome recent cloth solander case with calf lettering piece. \$650.

\* Friendly letter to Alice Strong, who was compiling an anthology of quotations. It appears she asked Frankfurter for a suggestion. He writes, "I should like to offer...Mr. Justice Holmes' words: 'The mode by which the inevitable comes to pass is effort'." It appears that Strong never completed (or published) her anthology. This letter was part of the collection of James S. Copley, the newspaper chief and bibliophile. [Order This Item](#)



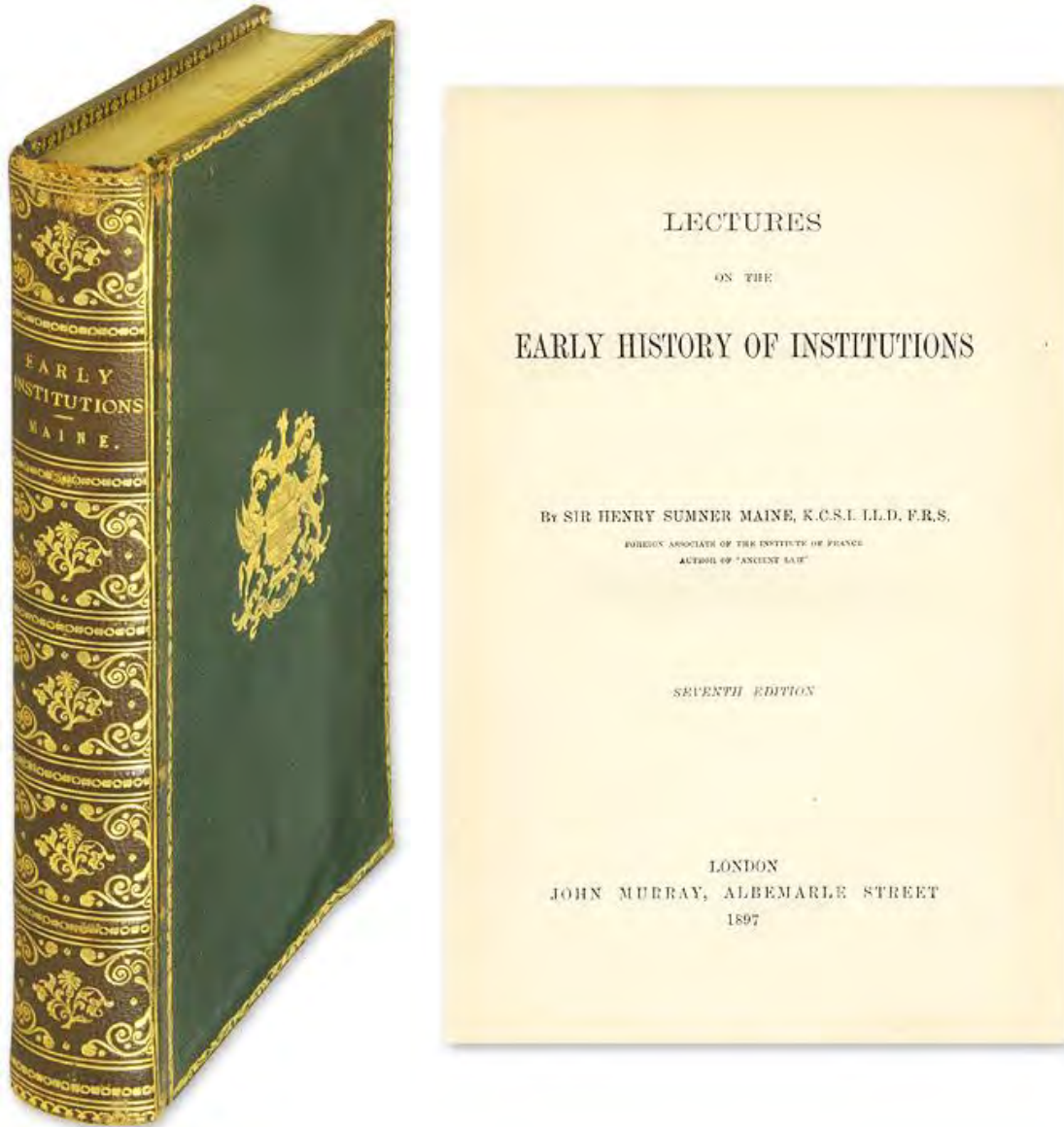
**An Examination of the Labor Injunction from the Early 1920s--  
A Presentation Copy from a Group of Notable Chicago Union Leaders**

**9. Frey, John P. [1871-1957].**

*The Labor Injunction: An Exposition of Government by Judicial Conscience and Its Menace.* [Cincinnati, OH: Equity Publishing Company, 1923]. ix, [4], 197 pp.

Cloth, gilt title to spine. Light rubbing to extremities. Presentation inscription to Dr. William E. Barton from John Fitzpatrick, Victor A. Olander and other members of the Chicago Federation of Labor and Illinois State Federation of Labor on front free endpaper, owner inscription (of Meredith B. Givens, dated 1924) to front pastedown, her stamp to margin of p. 196, interior otherwise fresh. \$200.

\* Only edition, first issued in 1922. With an introduction by Samuel Gompers. This book originated as a series of articles written for the International Labor News Service. The reception given these articles, and the requests that they be published in book form, prompted the preparation of this volume. The Rev. Dr. William Eleazar Barton [1861-1930] was a distinguished clergyman, teacher and authority on Abraham Lincoln. Fitzpatrick and Olander were prominent Chicago labor activists. Fitzpatrick was President of the Chicago Federation of Labor from 1904 to 1946, Olander was secretary-treasurer of the Illinois State Federation of Labor. [Order This Item](#)



**Important Study by Maine in a Handsome Prize Binding**

**10. Maine, Sir Henry Sumner [1822-1888].**

*Lectures on the Early History of Institutions*. London: John Murray, 1897. viii, 412 pp. Octavo (8-1/4" x 5-1/4").

Contemporary extra-gilt signed morocco prize binding (by J. Low, London). Gilt fillets to boards, large gilt arms of the London Law Society to front, marbled endpapers, inside dentelles. Light rubbing to extremities, light fading to spine, both boards slightly bowed. Presentation bookplate from the London Law Society (to William Henry Champness) and later owner signature (of H. Donald Sills) to front pastedown, internally clean. A lovely copy. \$250.

\* Seventh edition. This important work is a sequel to Maine's highly influential *Ancient Law* (1861). It examines kinship, tribal society, early legal remedies and sovereignty, and develops the thesis, first articulated in *Ancient Law*, that law and society developed "from status to contract." This important argument established Maine's reputation as one of the forefathers of modern legal sociology. *Catalogue of the Library of the Harvard Law School* (1909) II:33. [Order This Item](#)



**A Classic Treatise on the Roman Law of Evidence**

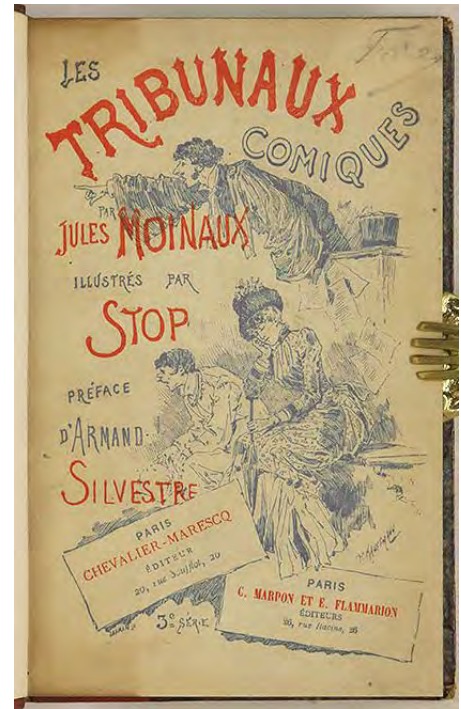
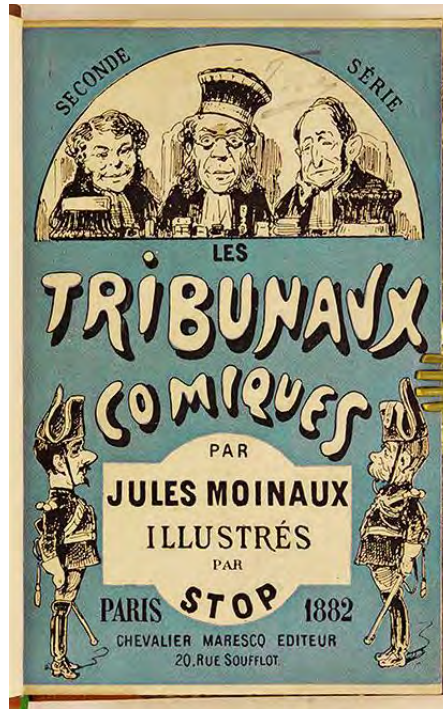
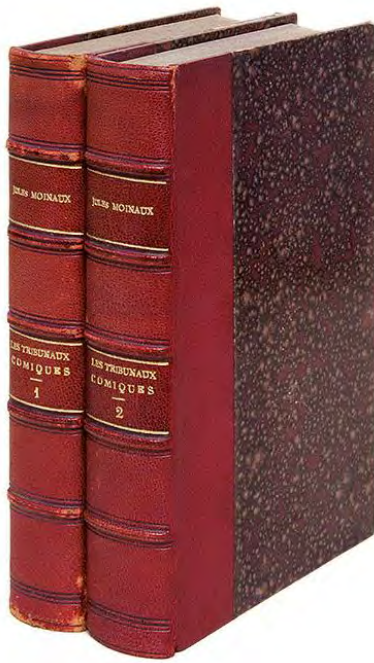
**11. Menochio, Giacomo [1532-1607].**

**Haunold, Joachim, Commentary.**

*De Praesumptionibus, Coniecturis, Signis, & Indicijs Signis, & Indicijs Commentariorum. Non Antehac in Lucem Edita. Varia, Recondita Perfectaq[ue] Eruditione Referta, & Omnibus Indicia Praesertim Exercentibus, Oppido Quam Necessaria. Adiecta Sunt Summaria Indexq[ue]; Omnium Rerum Sententiarumq[ue]; Insignium Locupletissimus Summa Vigilantia Ioachimi Haunoldi. Quae in Opera Habeantur: Versa Pagella Sedulo Indicabit. Cum Privilegijs.* Volume I: Venice: Apud Haeredes Francisci Ziletti, 1587; Volume II: Venice: Apud Franciscum de Franciscis, 1590. Two volumes. [xlvi], 80, 273; [lxix], 364; 156 ff. Complete as issued. Main text in parallel columns. Folio (14-1/2" x 9-3/4").

Later quarter vellum over marbled boards, lettering pieces to spines, endpapers renewed, early hand-lettered titles to bottom edges of text blocks. Moderate rubbing to boards with some wear to edges and corners, which are bumped, spines lightly soiled, minor worming around joints, front hinge of Volume I cracked, its rear hinge starting, some creasing to its final 30 leaves. Large woodcut printer devices to title page, woodcut head-pieces, tail-pieces and decorated initials. Light to moderate toning, occasional faint dampspotting and foxing, minor worming in places, spark burns and inkstains to a few leaves. Faint early owner signatures to title pages, interiors otherwise clean. A nice set. \$500.

\* Second edition. Highly regarded in his time, Menochio was a professor of law at the University of Padua. First published in 1579, this exhaustive and formidably erudite treatise addresses the law of evidence (presumption) in Roman law. An authority for generations, it went through numerous editions and issues into the eighteenth century. Well-represented in European libraries, this title is not held by many libraries in North America, in any edition. Regarding the second edition, OCLC locates 6 copies, 3 in law libraries (Harvard, Library of Congress, UC-Berkeley). *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE36291. [Order This Item](#)



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

**12. Moinaux, Jules [1825-1895].**

**"Stop," Illustrations.**

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

[With]

**Moinaux, Jules.**

**"Stop," Illustrations.**

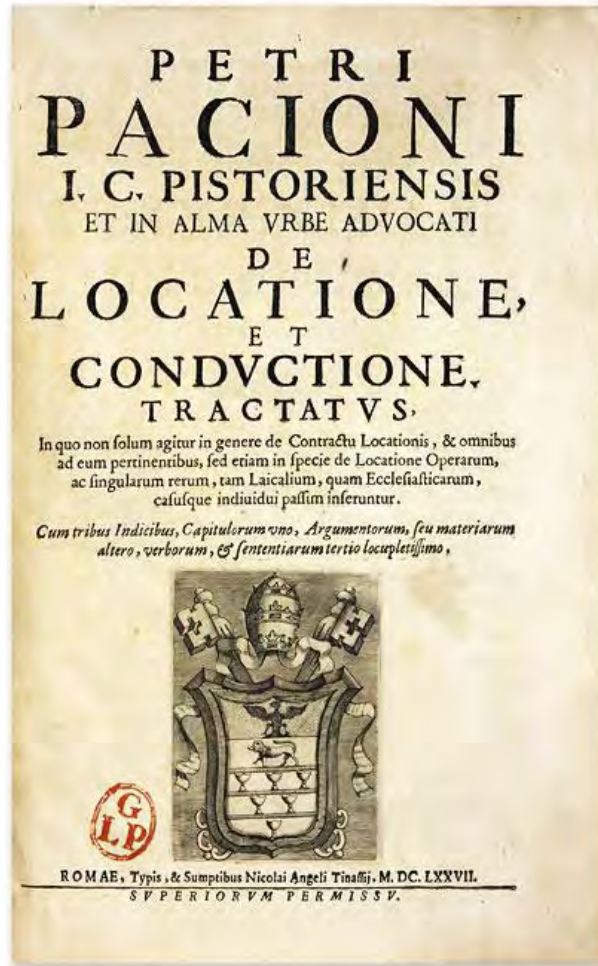
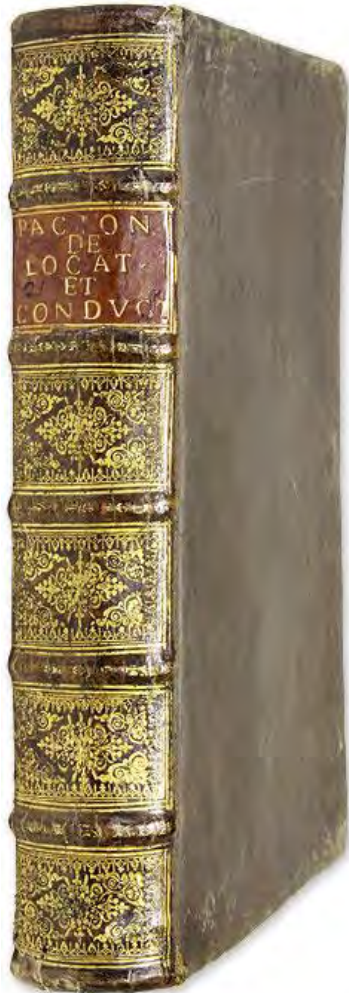
**Silvestre, Paul Armand [1837-1901], Introduction.**

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

Illustrated publisher wrappers bound into contemporary quarter morocco over marbled boards, raised bands and gilt titles to spines, ribbon markers, marbled endpapers, speckled edges. Light rubbing to extremities with some wear to corners, some wear to spine ends of *2e Série*, its front hinge cracked, front joint of *3e Série* just starting at head. Light toning and occasional light foxing to texts, faint early owner stamps to front wrappers. \$500.

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

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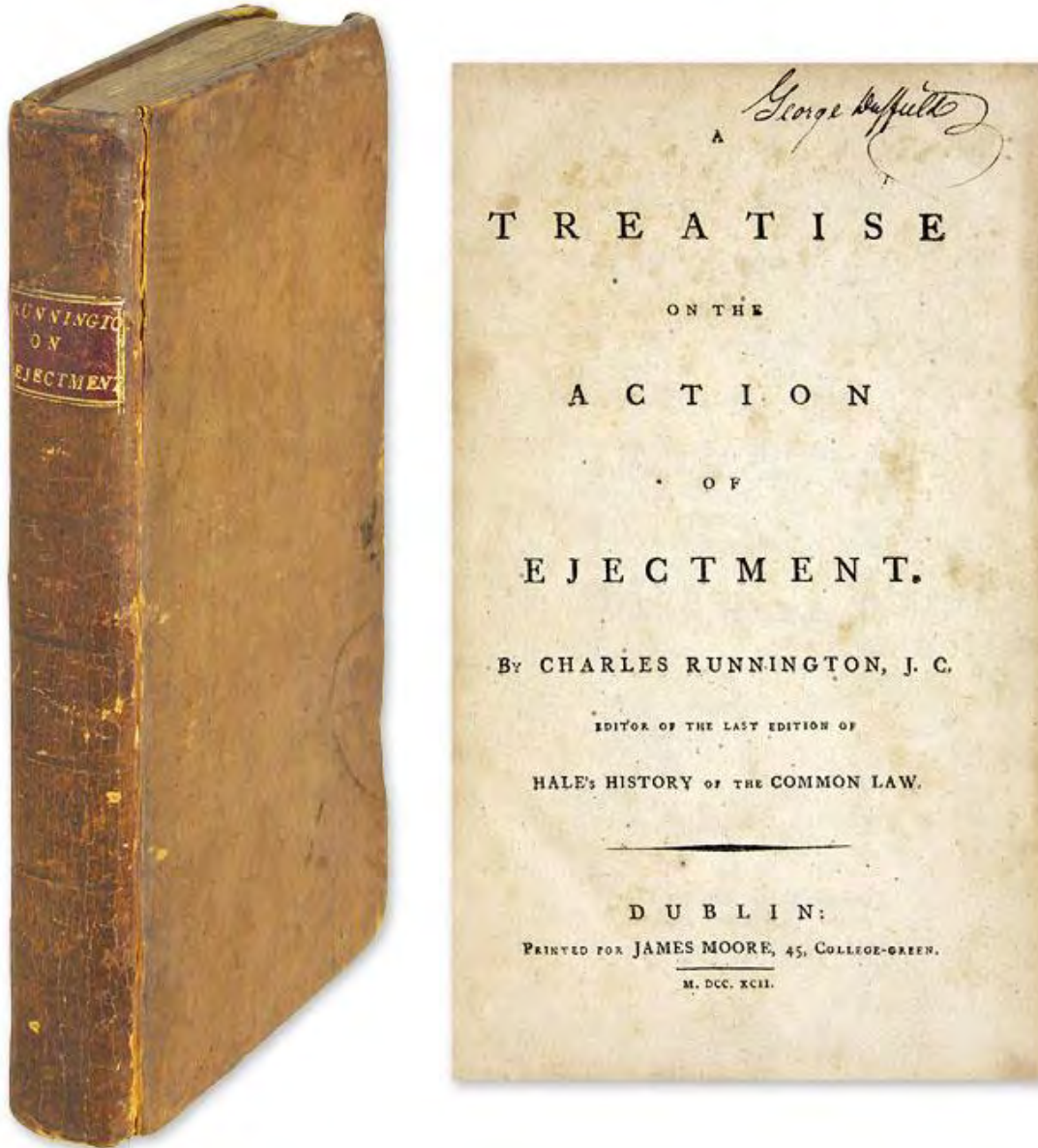
### A Durable Treatise on Leases and Tenancy

#### 13. Pacioni, Pietro [17th c.].

*De Locatione, et Conductione. Tractatus. In Quo non Solum Agitur in Genere de Contractu Locationis, & Omnibus ad Eum Pertinentibus, Sed Etiam in Specie de Locatione Operarum, ac Singularum Rerum, tam Laicalium, Quam Ecclesiasticarum, Casusque Indiuidui Passim Inseruntur. Cum Tribus Indicibus, Capitulorum Uno, Argumentorum, Seu Materialium Altero, Verborum, & Sententiarum Tertio Locupletissimo.* Rome: Typis, & Sumptibus Nicolai Angeli Tinassii, 1677. [xxxvi], 830, [2] pp. Main text in parallel columns. Folio (13" x 8-1/2").

Contemporary calf, raised bands, gilt ornaments and lettering piece to spine, hinges mended. Light rubbing and a few minor nicks to boards, moderate rubbing to extremities with minor wear to spine ends, corners bumped, Attractive copperplate armorial title-page device, woodcut decorated initials, head-pieces and tail-pieces. Light toning to text, somewhat heavier in places. Somewhat later annotations to front free endpaper, small early owner inkstamp to foot of title page, interior otherwise clean. Ex-library. Bookplate to front pastedown. A nice copy. \$650.

\* First edition. A remarkably durable work, Pacioni's comprehensive treatise on leases, tenancy, contracts and related subjects in Roman and canon law went through eight later editions, the last in 1840. All editions are scarce. OCLC locates 3 copies of the first edition in North American law libraries (Columbia, Georgetown, Harvard). *British Museum Catalogue* (Compact Edition) 19:185. [Order This Item](#)



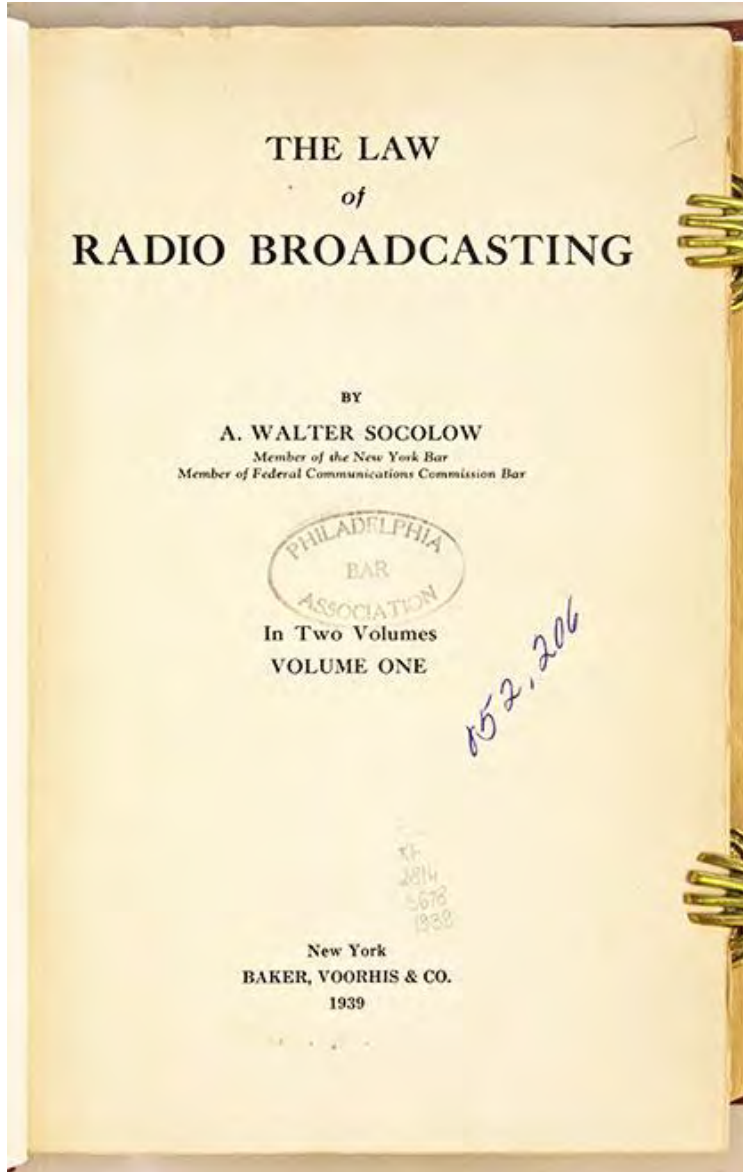
### Runninton on Ejectment

#### 14. Runninton, Charles.

*A Treatise on the Action of Ejectment.* Dublin: Printed for James Moore, 1792. [xii], 331, [57] pp. Octavo (8" x 5").

Contemporary calf, lettering piece and blind fillets to spine, early repair to scuff on front board. Light rubbing to extremities, a few minor scuffs, corners bumped and somewhat worn, joints and front hinge starting. Light toning to text, occasional light foxing, tear to front free endpaper mended with archival tape. Early owner inscription to front endleaf, signature to head of title page, interior otherwise clean. \$250.

\* Second edition, a reissue of the first edition (1781). Runninton's treatise on the legal redresses available to wrongfully evicted lessees is a rewritten edition of Sir Geoffrey Gilbert's *Law and Practice of Ejectments* (1741). "[It] is an excellent book, and contains correct and valuable precedents": *Wentworth's Pleadings* cited in Marvin, *Legal Bibliography* 623. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:448 (34). [Order This Item](#)



**Comprehensive 1939 Treatise on Radio Law**

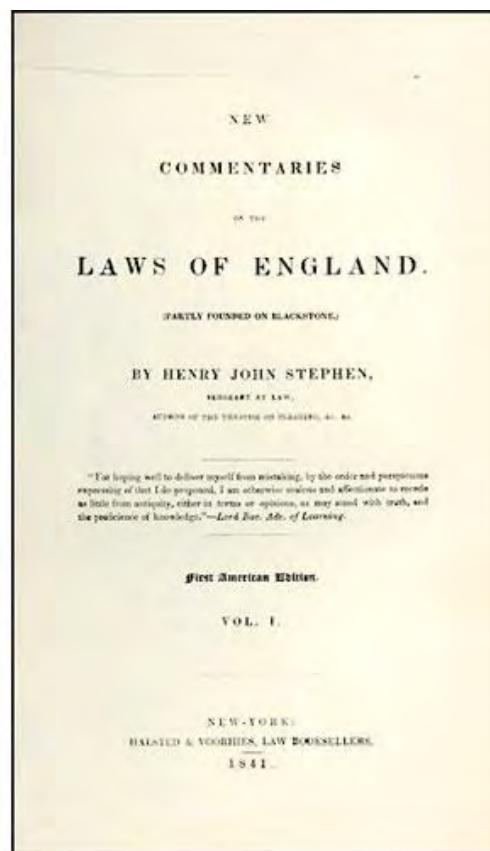
**15. Socolow, A. Walter.**

*The Law of Radio Broadcasting.* New York: Baker Voorhis & Co., 1939. Two volumes. cxxviii, 660; xix, 1566 pp.

Later library buckram, light shelfwear, some edgewear to preliminary and final index leaves. Location labels to spines, small security tags to front boards, stamps and marks to edges, endleaves and title pages. \$95.

\* Third printing of only edition. "For sheer bulk, the work is imposing. Most of the bulk is occasioned by the inclusion, *in toto*, of the various laws of radio broadcasting, the complete index to the Communications Act of 1934, copyright statutory material and other reference data. (...) This work will be vastly helpful in encouraging a wider examination of the field of radio law. Heretofore, the materials for comprehensive study were so scattered that it presented an almost insurmountable obstacle even to the conscientious student. Law libraries throughout the nation will be the principal benefactors of Mr. Socolow's labors." J.E.K., *Federal Communications Bar Journal* 3 (1938-1939) 12. [Order This Item](#)





### First American Edition of Stephens's *New Commentaries*

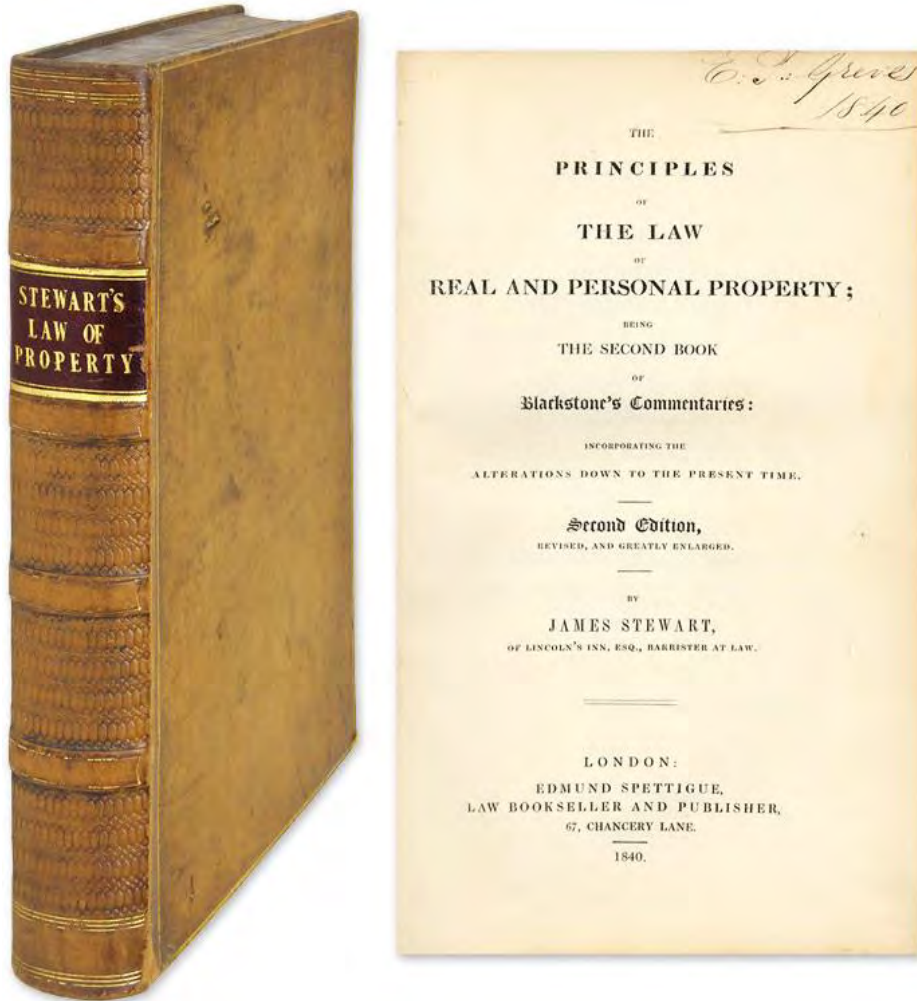
**16. Stephen, Henry John [1787-1864].**

**[Blackstone, Sir William (1723-1780)].**

*New Commentaries on the Laws of England (Partly Founded on Blackstone)*. New-York: Halsted & Voorhies, 1841-1846. [Imprint varies: Volumes II-IV state New-York: John S. Voorhies.] Four volumes. Folding tables of descents and consanguinity. Octavo (8-1/2" x 6").

Contemporary law calf, blind rules to boards, red and black lettering pieces to spine. Moderate rubbing with some wear to extremities, some chipping to lettering pieces, some stains and scuffs to boards, hinges cracked or starting. Offsetting to margins of endleaves, occasional light foxing, faint dampstaining to second half of Volume IV. Early owner stamps to each front pastedown, interior otherwise clean. A solid copy of an uncommon set. \$500.

\* First American edition, a reprint of the first London edition, 1841-1845, with some minor typographical changes and the omission of the Table of Consanguinity from Volume II. *New Commentaries* is an exposition of English law that preserves Blackstone's topical arrangement and the sections from his text that were still relevant in Stephen's day. (These are set off with square brackets.) A successful work, it went through twenty editions by 1938. In the *Dictionary of National Biography* Dicey observed that "in reality it was an original production, differing essentially in character and merit from his predecessor. (...) Stephen showed the qualities in which Blackstone was comparatively deficient--consummate logical power and singular precision and accuracy of style. Had the work been published as an original treatise, it would have stood upon a level with Blackstone's work" (XVIII:1047). Eller, *The William Blackstone Collection in the Yale Law Library* 204. Laeuchli, *A Bibliographical Catalog of William Blackstone* 488. [Order This Item](#)



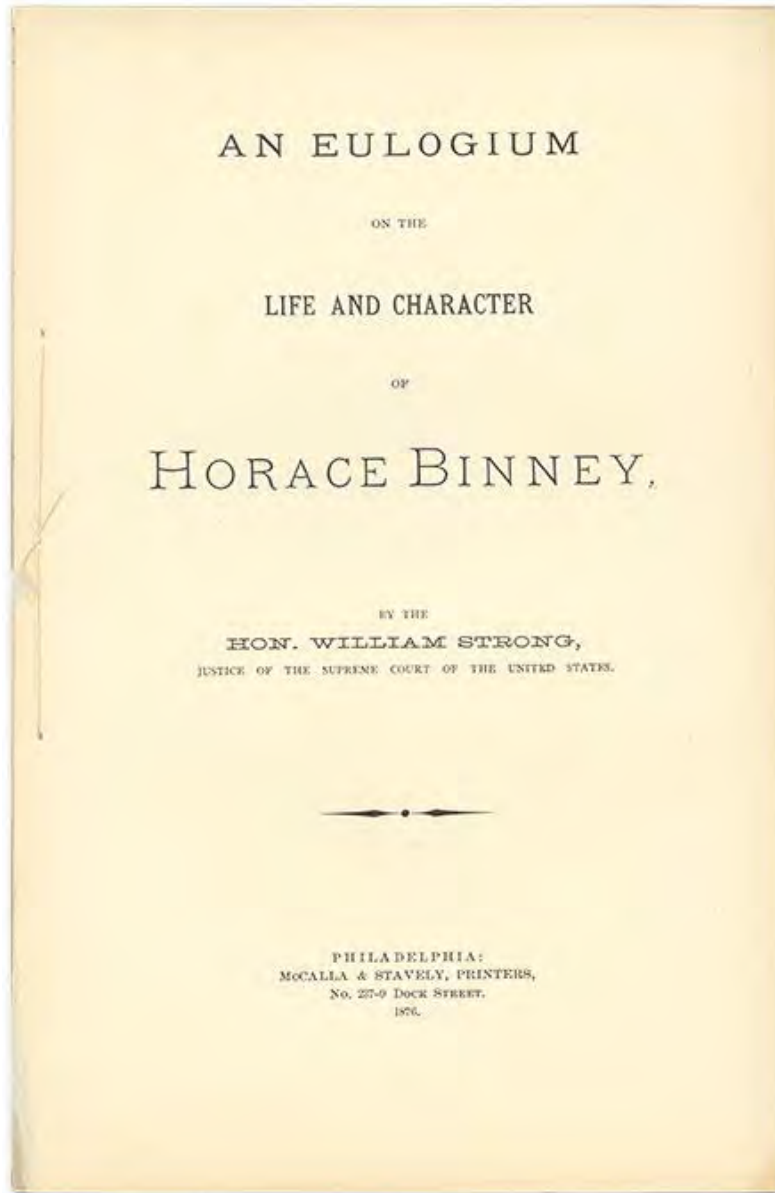
**An Update of Blackstone's *Commentaries*, on Real and Personal Property**

**17. Stewart, James [1805-1860], Editor.  
[Blackstone, Sir William].**

*The Principles of the Law of Real and Personal Property; Being the Second Book of Blackstone's Commentaries: Incorporating the Alterations Down to the Present Time. Revised, And Greatly Enlarged.* London: Edmund Spettigue, 1840. xxii, 559, xxxiii pp. Copperplate Table of Consanguinity, folding copperplate Table of Descent. Octavo (8-1/2" x 5-1/2").

Contemporary calf, gilt rules to boards, lettering piece, raised bands and blind decoration to spine, marbled edges and endpapers. Light rubbing to extremities, a few minor nicks to boards, hinges starting. Some toning to text, light foxing to tables and a few leaves. Early owner signature to head of title page, neat underlining and annotations in places, interior otherwise clean. A handsome copy. \$500.

\* Second edition. "This second edition contains the whole of Blackstone's second book, with Stewart's alterations incorporated into the body of the text. (...) Blackstone's paging of book II is retained in margin. Blackstone's appendix to book II is replaced with forms in contemporary use. In 1841 this work was published in London as book II of *Blackstone's Commentaries on the Laws of England. In Four Books. Twentieth Edition. By James Stewart.* (...) Separate publication of the second book with the title *Principles of the Law of Real and Personal Property* was continued; third and fourth editions were published in London, 1844 and 1853." : Eller, *The William Blackstone Collection in the Yale Law Library* 72a. Laeuchli, *A Bibliographical Catalog of William Blackstone* 113. [Order This Item](#)



**A Great Philadelphia Lawyer-Statesman**

**18. Strong, William [1808-1895].**

*An Eulogium on the Life and Character of Horace Binney.* Philadelphia: McCalla & Stavely, Printers, 1876. 51 pp. Octavo (9" x 5-3/4").

Stab-stitched pamphlet in printed wrappers lacking. Toning to front wrapper along fore-edge, spine ends abraded, wrappers partially detached, minor edgewear, light toning to interior. \$75.

\* Only edition. Binney [1780-1875] was a leading Philadelphia lawyer who served as an Anti-Jacksonian in the United States House of Representatives. Among his most famous cases are *Lyle v. Richards* (1823) and *Vidal et al v. Philadelphia et al* (1844), also known as the Girard Will Case. Nationally famous, he was also well-regarded orator and pamphleteer. Among his publications are three important essays (from 1861, 1862 and 1865) that defended President Lincoln's suspension of the writ of habeas corpus. [Order This Item](#)



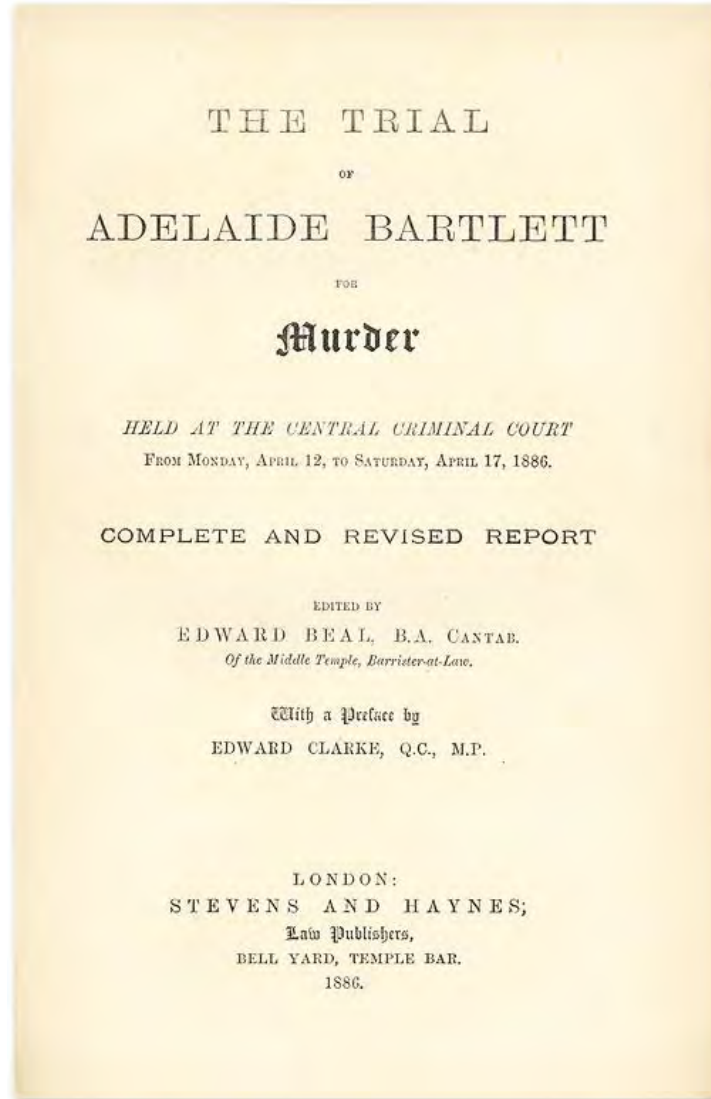
**Reforms for the Criminal Courts of Portugal Proposed in 1835**

**19. [Teixeira, Jose Joaquim].**

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

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

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



**Baffling Case Involving Chloroform and Incest**

20. [Trial].

**Bartlett, Adelaide, Defendant.**

**Beal, Edward, Editor.**

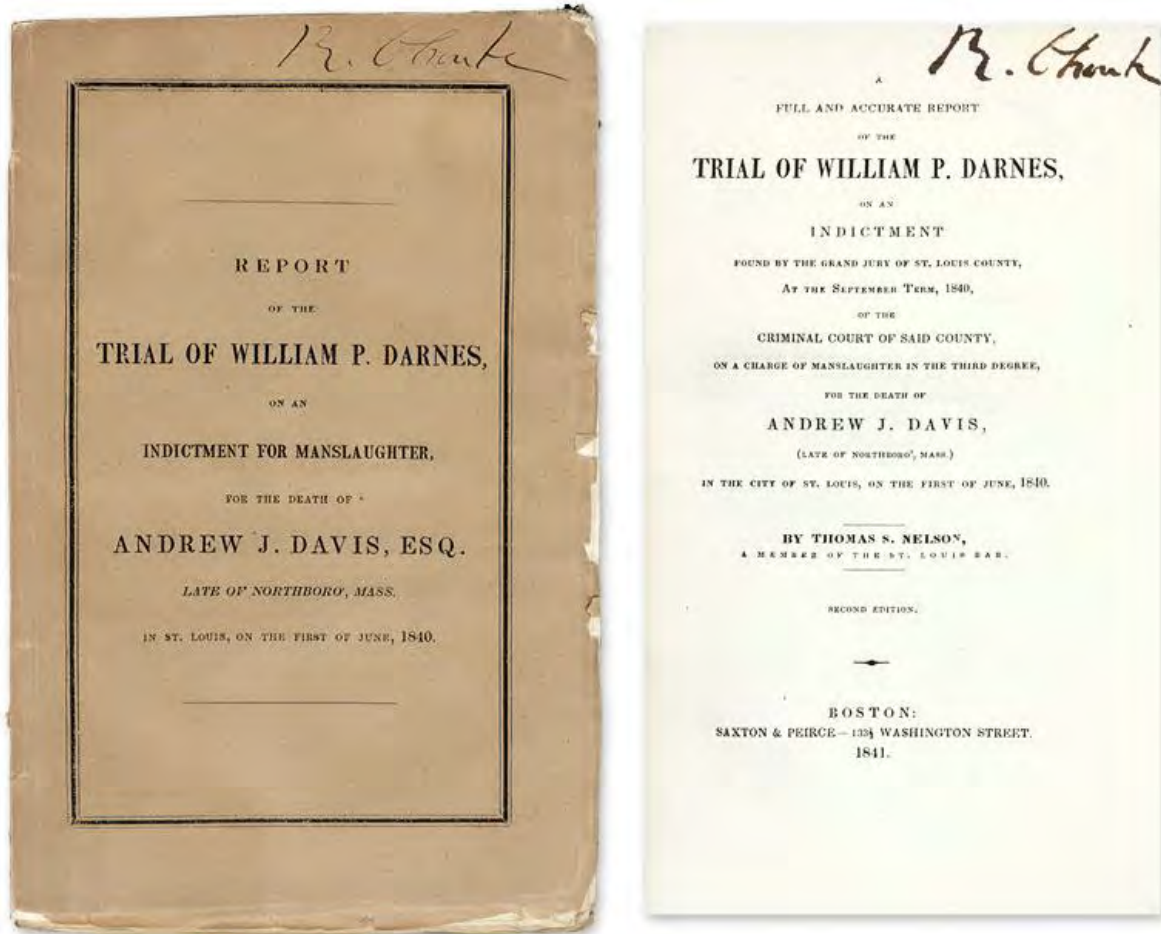
**Clarke, Edward, Preface.**

*The Trial of Adelaide Bartlett for Murder. Held at the Central Criminal Court, Monday April 12 to Saturday, April 17th, 1886.* London: Stevens and Haynes, 1886. x, 313 pp. Octavo (8-1/2" x 5").

Original cloth, some shelfwear and dampstaining, binding somewhat cocked, crack near center of text block. Early owner signature to front free endpaper, interior otherwise clean. \$30.

\* One of the more unusual and baffling English murder cases, it involved liquid chloroform and an incestuous family. Mrs. Bartlett, the lover of her brother-in-law, was accused of poisoning her husband in order to inherit his estate. How she murdered him remains a mystery, however. Although chloroform was found in his stomach, no traces were found in his mouth or throat. Unable to determine how she could have killed her husband, the jury did not convict Mrs. Bartlett.

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Rufus Choate's Copy

21. [Trial].

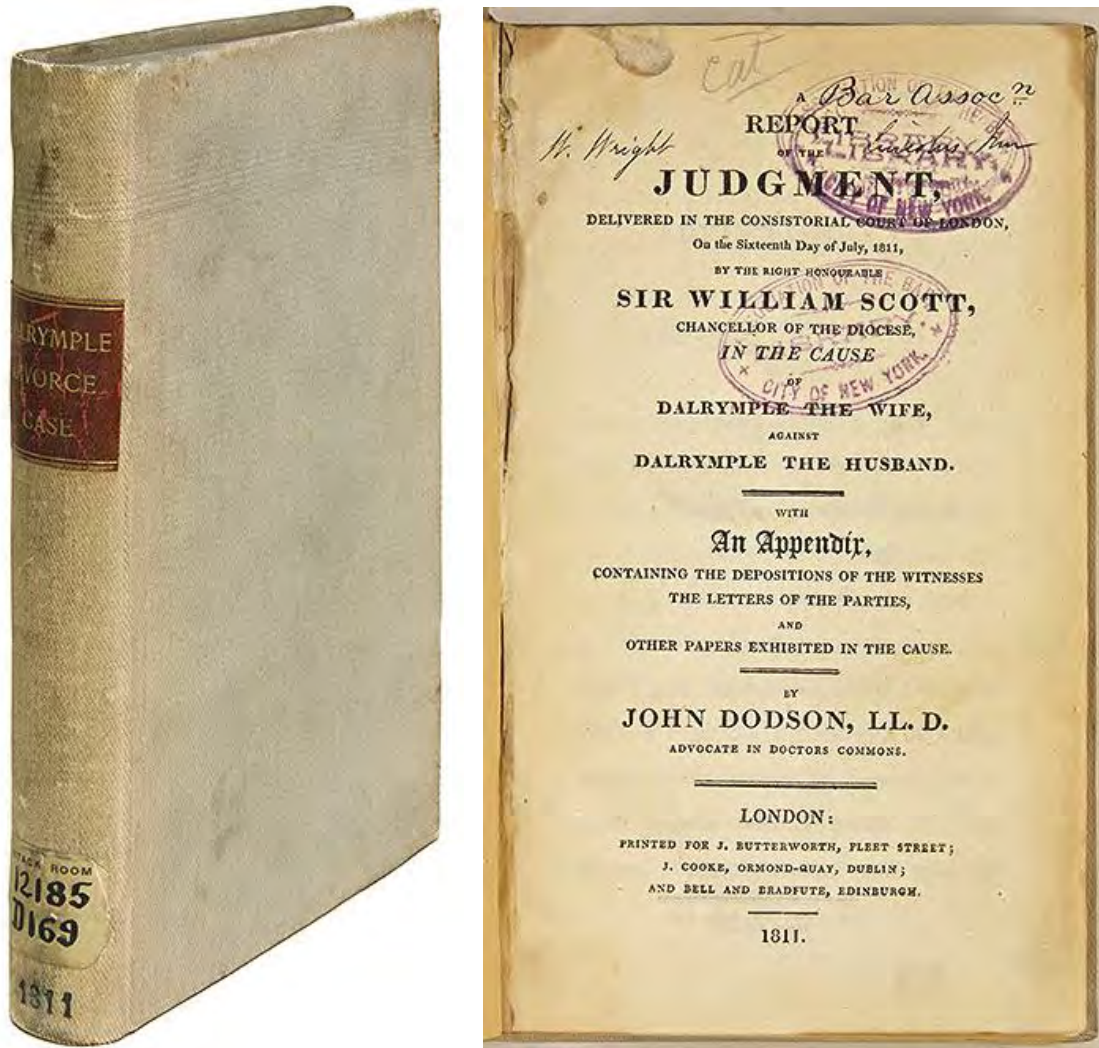
**Darnes, William P., Defendant.**

**Nelson, Thomas S., Reporter.**

*A Full and Accurate Report of the Trial of William P. Darnes, On an Indictment Found by the Grand Jury of St. Louis County, At the September Term, 1840, Of the Criminal Court of Said County, On a Charge of Manslaughter in the Third Degree, For the Death of Andrew J. Davis, (Late of Northboro', Mass.) In the City of St. Louis, On the First of June, 1840.* Boston: Saxton and Peirce, 1841. 269 pp. Octavo (7-3/4" x 5").

Stab-stitched pamphlet in printed wrappers, untrimmed edges. A few chips to extremities, front joints starting, some wear to foot of spine, interior notably bright. "R. Choate" to head of front wrapper and title page, interior otherwise clean. \$450.

\* Second and final edition. Davis was the well-known owner of a St. Louis newspaper that published several highly critical columns about Darnes, an important local politician. Enraged, Darnes attacked Davis on the street with an iron rod, striking him in the head. Rushed to a hospital, Davis was operated on, but died a few days later. Darnes was indicted. The trial lasted two weeks and engaged some of the best lawyers and medical experts in the area. The case turned on whether Davis died from the blow or his medical treatment. Both sides offered a strong case. In the end Darnes was convicted of fourth-degree manslaughter and fined \$500. This copy belonged to Rufus Choate [1799-1859], the great Massachusetts lawyer and statesman. He was a member of the U.S. House of Representatives from 1831-34, U.S. Senator from 1841-45 and Attorney General of Massachusetts from 1853-54. This case not in McDade. Stevens, *St. Louis, The Fourth City, 1764-1911* I:369-70. *Catalogue of the Library of the Harvard Law School* (1909) II:1057. [Order This Item](#)



### An Important Scottish Divorce Case

#### 22. [Trial].

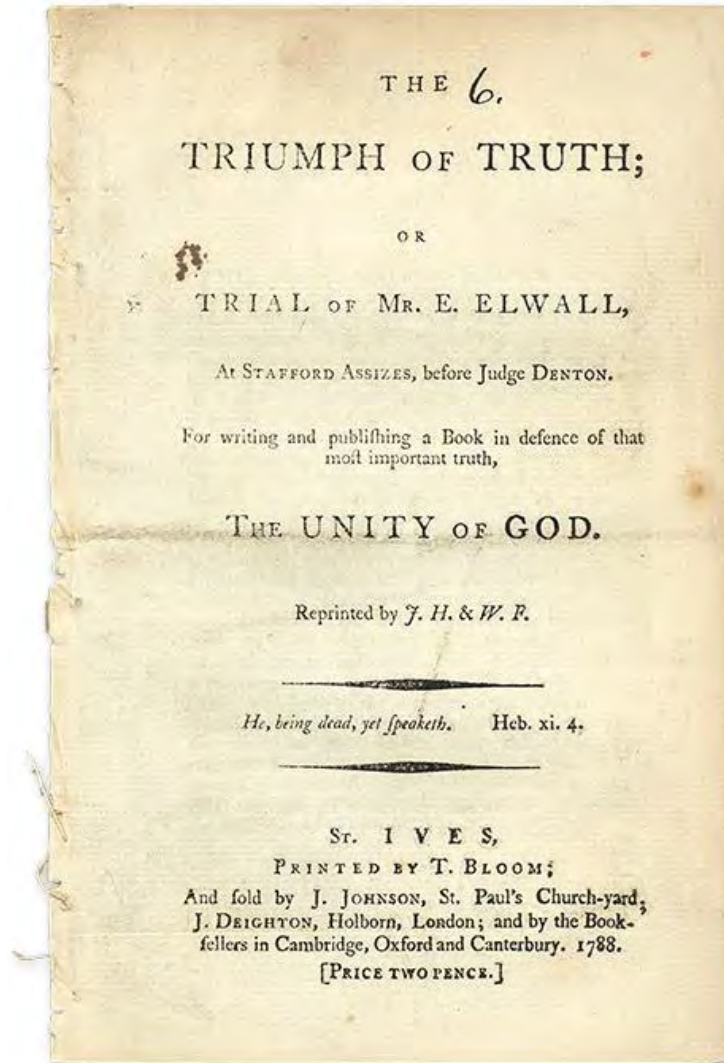
**Dodson, John, Reporter.**

**[Dalrymple Divorce Cause].**

*A Report of the Judgment, Delivered in the Consistorial Court of London, On the Sixteenth Day of July, 1811, By the Right Honourable Sir William Scott, Chancellor of the Diocese, In the Cause of Dalrymple the Wife, Against Dalrymple the Husband. With an Appendix Containing the Depositions of the Witnesses, the Letters of the Parties, and Other Papers Exhibited in the Cause.* London: Printed for J. Butterworth, 1811. vii, 96, iv, cclxxvi pp. Octavo (8" x 5").

Later library cloth, lettering piece and small location label to spine. Light soiling, light rubbing to extremities, hinges cracked, front free endpaper partially detached, rear free endpaper lacking. Moderate toning to text, library stamps and early owner signature to title page, brief library annotations to verso. \$250.

\* Only edition. An important case in Scottish marriage law. In 1804 John Dalrymple met Johanna Gordon in Edinburgh, began a secret relationship with her, then left for Malta with the military. Upon returning a few years later, he married someone else, an act which provoked Ms. Gordon's suit for breach of contract. *Catalogue of the Library of the Harvard Law School* (1909) II:1056. [Order This Item](#)



### Unitarianism on Trial

#### 23. [Trial].

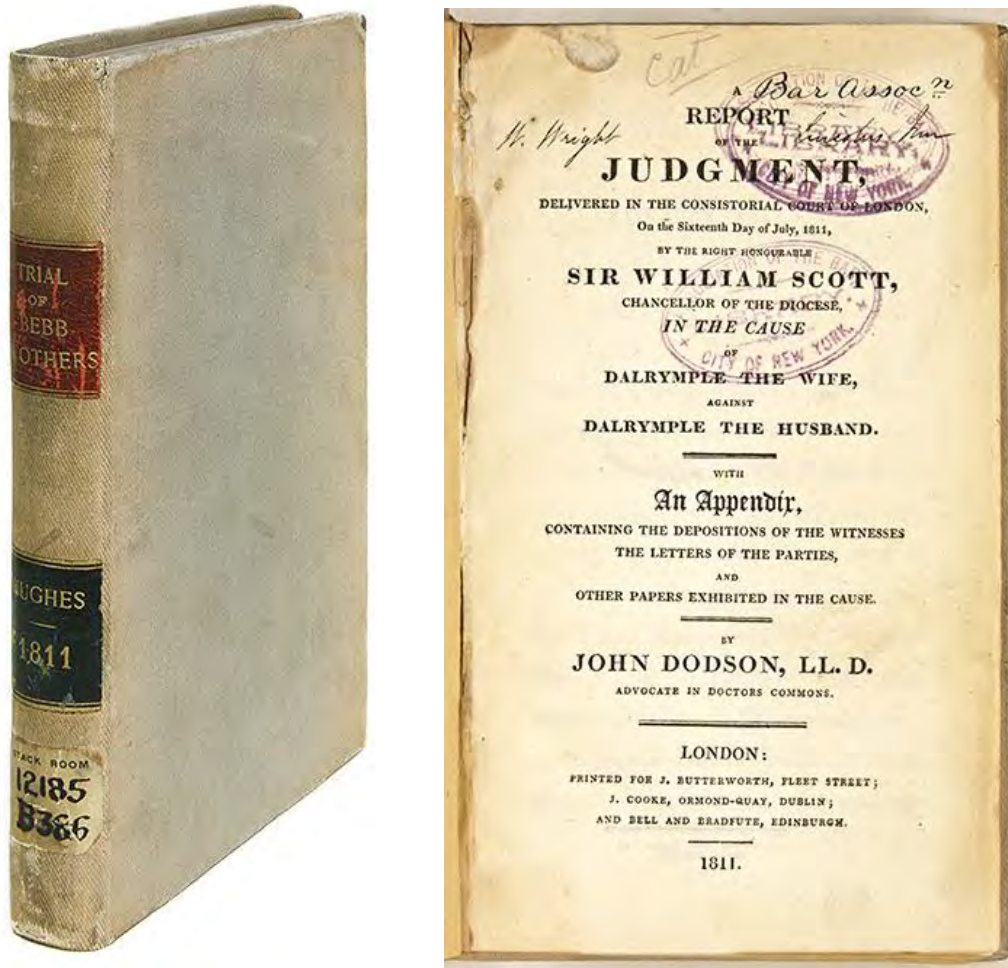
#### Elwall, Edward, Defendant.

*The Triumph of Truth; Or Trial of Mr. E. Elwall, At Stafford Assizes, Before Judge Denton. For Writing and Publishing a Book in Defence of that Most Important Truth, The Unity of God. Reprinted by J.H. & W.F. London: Printed by T. Bloom, 1788. 12 pp. Octavo (7-1/2" x 4-3/4").*

Disbound stab-stitched pamphlet. Light soiling to exterior, faint horizontal fold to center, light toning to text, light foxing to a few leaves, "^^" in early hand to head of title page. \$150.

\* First published in Dundee in 1742, then in 1772 with remarks by Joseph Priestley. There were numerous later British and American editions to at least 1834. This is one of the early spinoffs from the Priestley version, "apparently an abridgment by William Friend of the edition by Joseph Priestley." (ESTC). Elwall an eccentric Quaker, Sabbatarian, and Unitarian, was prosecuted in 1726 for publishing a pamphlet titled *A True Testimony for God and His Sacred Law; Being a Plain, Honest Defence of the First Commandment of God, Against All the Trinitarians Under Heaven* (1724). Not only was he acquitted, he was also able to exploit the trial on behalf of the Unitarian cause. All editions are scarce. McCoy, *Freedom of the Press* E82. *English Short-Title Catalogue* N13890. [Order This Item](#)





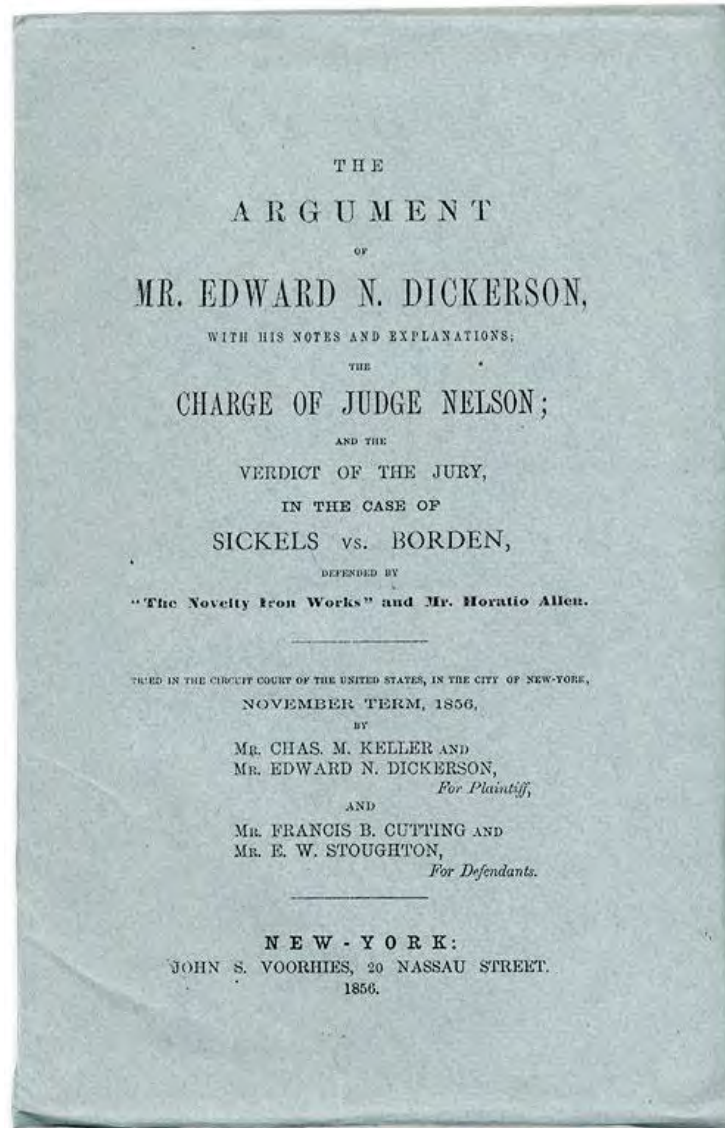
### A Notable Study of Tax Indebtedness

#### 24. [Trial]. Hughes, T.B.

*A Report of the Case of the King Against Bebb and Others. Assignees of Castell and Powell, Bankrupts; On an Extent: With Explanatory Notes and an Appendix of Some Cases and Records in Extents Which Have Not Been Before Printed.* London: Printed by A. Strahan, 1811. iv, 244 pp. Half-title lacking. Octavo (8" x 5").

Later library cloth, red and black calf lettering pieces to spine, small shelf label to foot. Light soiling, moderate rubbing to extremities, corners bumped and lightly worn, front hinge cracked, front free endpaper lacking. Moderate toning to text, faint stains to foot of pp. 176-177, two library inkstamps and embossed stamp to title page, annotations to verso. \$250.

\* Only edition. Abolished in 1947, a writ of extent was a remedy employed by the crown to recover unpaid taxes from a debtor or bankrupt. This book, a combination of treatise and report, examines the nature of these writs through a scholarly account, with notes and a historical appendix, of the important Exchequer case of John Bebb and others, assignees of the bankrupt London banking house of Castell and Powell. Bebb and others, assignees of Castell and Powell, were countersued by the government for the right to assets that would cover payment of bills of exchange drawn by a Newcastle bank against tax-collection funds they were holding on deposit. The drafts had been accepted by the now bankrupt Castell and Powell, who had turned them over to the commissioners of excise as collateral for the Newcastle tax deposits, payable in thirty days. At issue was the right of the Crown to sue a debtor (Castell and Powell) of a tax-owing debtor (the Newcastle bank). Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:175. [Order This Item](#)



### An Interesting Patent Case

25. [Trial].

[Sickels Et Al. v. Corliss Et Al.]

Dickerson, E[dward] N[icoll] [1824-1889].

*The Argument of Mr. Edward N. Dickerson: With His Notes and Explanations: The Charge of Judge Nelson: And the Verdict of the Jury in the Case of Sickels vs. Borden Defended by "The Novelty Iron Works" and Mr. Horatio Allen.* New York: John S. Voorhies, 1856. 67 pp. Octavo (9-1/2" x 6").

Stab-stitched pamphlet in recent facsimile printed wrappers. Faint dampstaining, soiling, cellotape residue and clean tears to title page. Light foxing, internally clean. \$50.

\* Argued by a great patent lawyer and reported at 22 *Federal Cases* 67, this case involved the infringement of Sickels's patent on a steam value device, an important innovation that enabled the development of more powerful steam engines. The jury found a verdict for the plaintiff for \$720. Dickerson was the outstanding authority on patent law in the United States at this time. Cohen, *Bibliography of Early American Law* 11530. [Order This Item](#)



### Two Notable British Trials for Blasphemy, And Their Context

#### 26. [Trials].

#### [Freedom of the Press].

*The Oracle of Reason: Or, Philosophy Vindicated.* Volume 1. London: Thomas Paterson, 1842. Numbers 1-52 (with Supplements to Numbers 6 and 52). Complete. Text in parallel columns.

#### [Bound with]

#### Holyoake, George Jacob [1817-1906], Defendant.

*The Trial of George Jacob Holyoake, On an Indictment for Blasphemy, Before Mr. Justice Erskine, And a Common Jury, At Gloucester, August the 15th, 1842. From Notes Specially Taken by Mr. Hunt; The Authorities Cited in the Defence Being Quoted at Full Length.* London: Printed for "The Anti-Persecution Union," by Thomas Paterson, [1]842. 68 pp.

#### [And]

#### Southwell, Charles, Defendant.

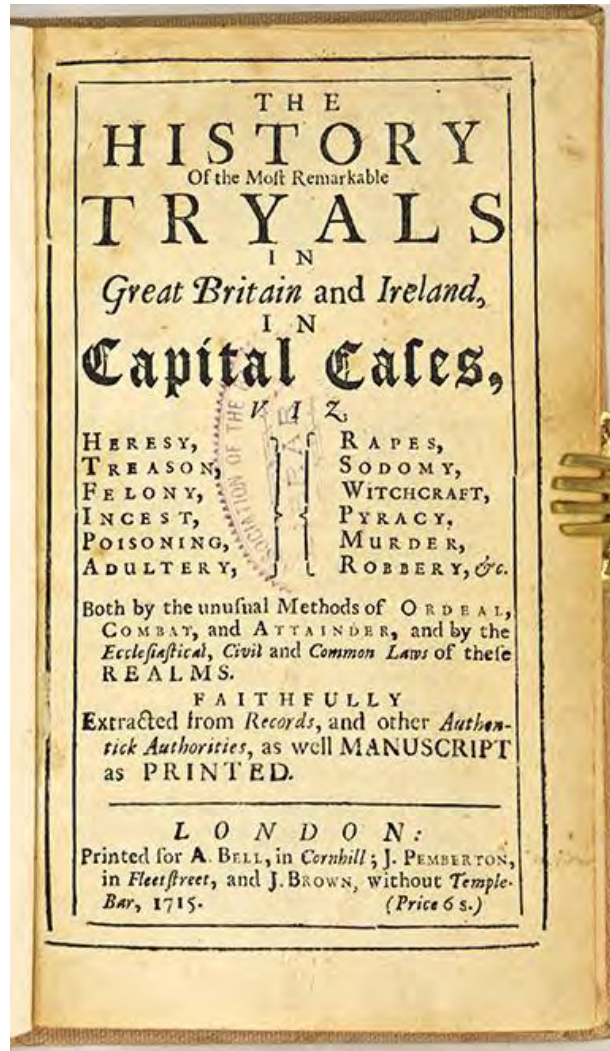
#### Carpenter, William, Reporter.

*The Trial of Charles Southwell, (Editor of "The Oracle of Reason"), For Blasphemy. Before Sir Charles Wetherall, Recorder of the City of Bristol, January the 14th, 1842. Specially Reported.* London: Hetherington, 1842. iv, 104 pp.

Octavo (8-1/2" x 5-1/2"). Stab-stitched pamphlets bound into contemporary cloth, gilt title to spine. Some rubbing to extremities with wear to corners and spine ends, faint inkstains and dampstaining to boards. Moderate toning to text, occasional foxing, internally clean. Unique. \$1,950.

\* After breaking away from Robert Owen's socialist movement, Southwell opened a free-thought bookshop in Bristol with William Chilton and John Field in 1841. Holyoake joined him the following year. Southwell and Holyoake went on to establish the *Oracle of Reason*, a periodical devoted to atheism. After a year the authorities had enough of their publication, and the two editors were tried for blasphemy. Both were acquitted and their trials stand as landmarks in the history of free speech. In 1851 Holyoake would be the defendant in the last blasphemy trial in Great Britain. Our volume is notable because it combines a complete run of the first year of the *Oracle* with the two trials it provoked. (Publication of the *Oracle* ceased at the end of 1843). Both trial accounts are scarce, individual issues and a complete runs of Volume 1, are rare.

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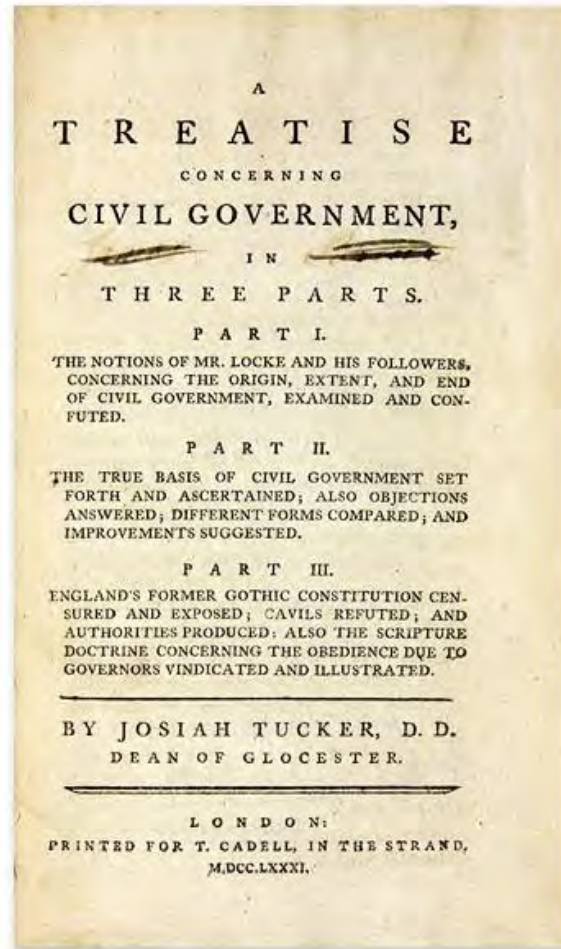
"Most Remarkable Tryals"

27. [Trials].  
[Great Britain].  
[Ireland].

*The History of the Most Remarkable Tryals in Great Britain and Ireland, in Capital Cases: viz. Heresy, Treason, Felony, Incest, Poisoning, Adultery, Rapes, Sodomy, Witchcraft, Piracy, Murder, Robbery, &c.: both by the Unusual Methods of Ordeal, Combat, and Attainder and by the Ecclesiastical Civil and Common Laws of these Realms: Faithfully Extracted from Records and other Authentick Authorities as well Manuscript as Printed.* London: Printed for A. Bell, J. Pemberton and J. Brown, 1715. [x], 452, [4] pp. Octavo (7-3/4" x 5").

Later library cloth, red and black calf lettering piece and paper shelf label to spine, edges rouged, title page and following leaf re-hinged. Moderate soiling, light rubbing to lettering pieces, crack in text block between pp. [iv] and [v]. Moderate toning, light foxing in places, faint library stamp to title page, library annotation to verso. \$250.

\* First edition. This was the first English work to combine a selection of important state trials and sensational criminal cases, including those of Anne Boleyn, Lord Audley and Captain Kidd. It was published as a single-volume work, but a second volume, designated Volume II, was published in 1716. The two books were reissued in 1725 as a set designated the second edition. *English Short-Title Catalogue* T76973. [Order This Item](#)



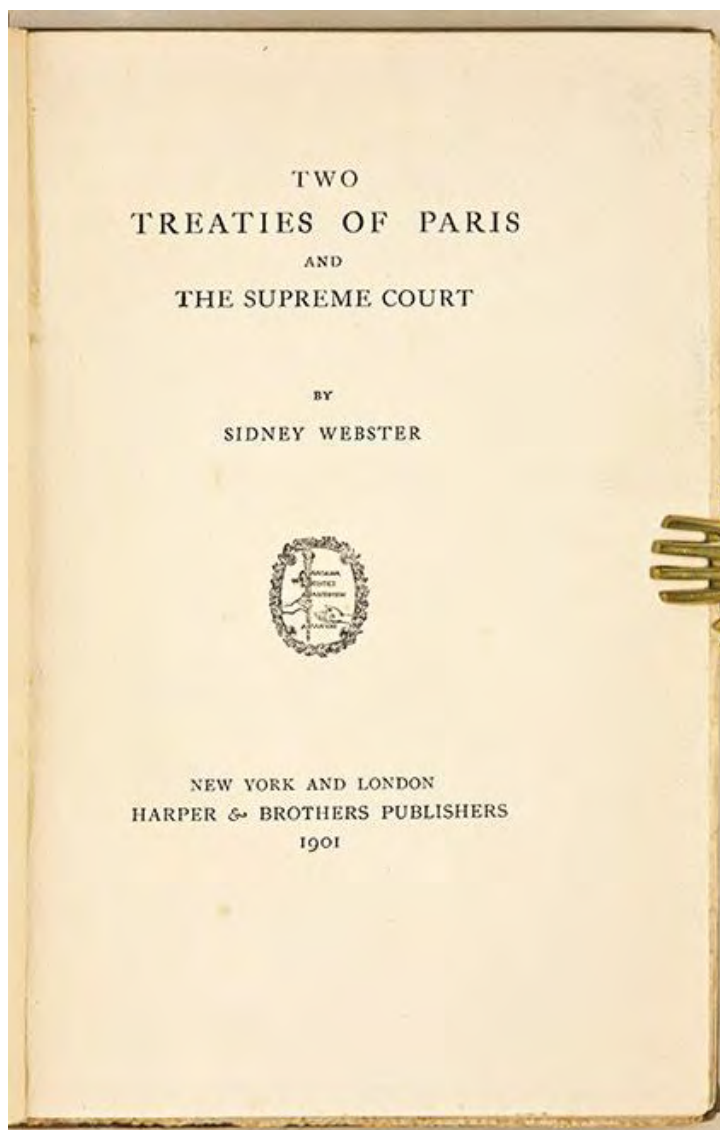
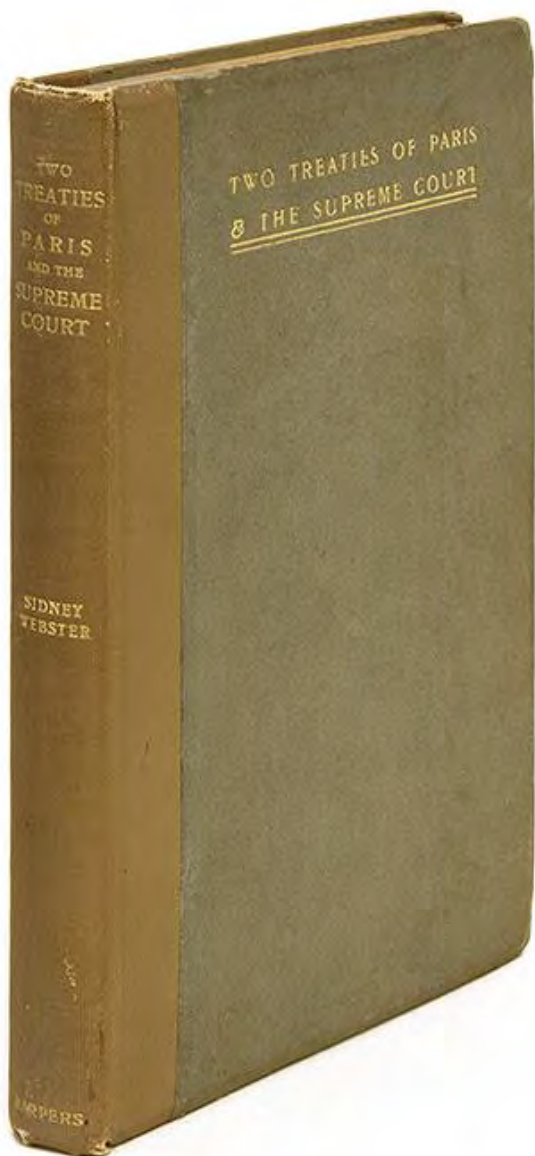
**An Alternative to Locke**

**28. Tucker, Josiah [1712-1799].**

*A Treatise Concerning Civil Government, In Three Parts. Part I. The Notions of Mr. Locke and his Followers, Concerning the Origin, Extent, And End of Civil Government, Examined and Confuted. Part II. The True Basis of Civil Government Set Forth and Ascertained; Also Objections Answered; Different Forms Compared; And Improvements Suggested. Part III. England's Former Gothic Constitution Censured and Exposed; Cavils Refuted; And Authorities Produced: Also the Scripture Doctrine Concerning the Obedience Due to Governors Vindicated and Illustrated.* London: Printed for T. Cadell, 1781. [ii], v, [i], 428, [5] pp. Table of contents misbound at rear of text. Octavo (7-1/2" x 5").

Recent buckram, gilt title to spine, endpapers renewed. Light shelfwear and soiling, light toning to text. Early struck-through signature to title page, annotations to endleaves, interior otherwise clean. Ex-library. Bookplates to front pastedown, front free endpaper and verso of title page, residue from date-due sheet and card pocket to rear free endpaper and pastedown. \$450.

\* Only edition. Tucker was a notable Welsh economist and political scientist. An advocate of free trade and an early opponent of colonialism, he is best known for his support of the American cause during the Revolution. Some scholars believe his works were studied by Adam Smith. Tucker's *Treatise Concerning Civil Government* is a refutation of the social contract theory of John Locke, which was upheld by most thinkers of the period. He believed Locke's theory of government advocated towards democracy and undermined the basis of the English constitution. It is considered a classic work today. *English Short-Title Catalogue* T51616. [Order This Item](#)



**Imperialism, International  
Law and the U.S. Supreme Court**

**29. Webster, Sidney [1828-1910].**

*Two Treaties of Paris and the Supreme Court*. New York: Harper & Brothers, 1901. [iv], 132, [4] pp. Includes three pages of publisher advertisements.

Quarter cloth over paper-covered boards, gilt titles to front board and spine, top-edge gilt, deckle fore and bottom edges. Light soiling, some rubbing to extremities, corners bumped and somewhat worn, internally clean. \$20.

\* Only edition. An incisive discussion of imperialism in relation to international law. Webster discusses the cession of Louisiana, Puerto Rico, Guam and the Philippines with a focus on the rulings in *Downes v. Bidwell* (1901) and *Goetze v. United States* (1901), two important cases that addressed the status of newly accessioned territories. [Order This Item](#)

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### Important Commentary on the *Digest*

#### 30. Wesenbeck, Mattaeus [1531-1586].

*In Pandectas Iuris Civilis et Codicis Iustiniani Lib. IIX.* [sic] *Commentarii: Hi Quidem Nunquam Antea Editi: Illi sub Paratitlorum Nomine Iam Saepius, Ob Diligentem Recognitionem et Insignem Accessionem Novis Similes Prodeunt. Cum Indice Gemino.* Basel: Per Eusebium Episcopium, et Nicolai Fr. Haeredes, 1579. [viii], 386, [24]; 82, [8] pp. Two parts, each with title page and individual pagination. Folio (13-1/2" x 9").

Contemporary limp vellum ties, early hand-lettered title to spine, ties lacking. Light soiling and rubbing to extremities, early repair to fore-edge of rear board, minor wear to corners. Large woodcut printer devices to title pages and final leaf of Part I, a few woodcut decorated initials. Light toning to text, a bit heavier in places, spotting and minor worming to a few leaves. Early owner signature to head of title page, annotations and underlining in similar hand to a few passages, interior otherwise clean. Ex-library. Bookplate to front pastedown. A handsome copy. \$850.

\* Fifth edition. Also known as the *Paratitla in Pandectas*, this is an important section-by-section commentary on the *Digest* and *Code* of the *Corpus Iuris Civilis* by a leading Belgian humanist jurist and long-serving rector of the law faculty of the University of Wittenberg. A popular and influential study, it went through 34 editions in the Netherlands, Germany, Switzerland and France. The first edition was published in 1563, the last in 1669. Dekkers, *Bibliotheca Belgica Jurindica* 188.

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