

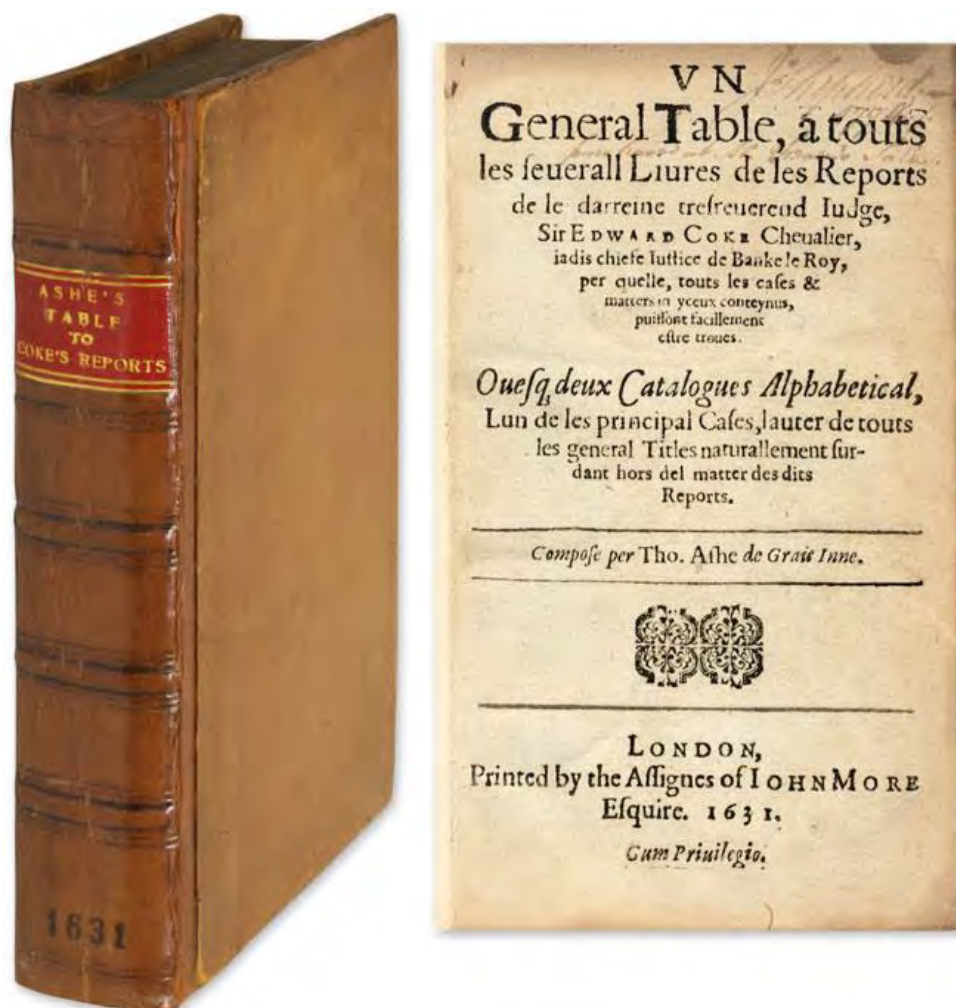
30 ITEMS *from* OUR INVENTORY

CIVIL, COMMON & SCOTS LAW

July 24, 2018



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Notable Early Digest of Coke's Reports

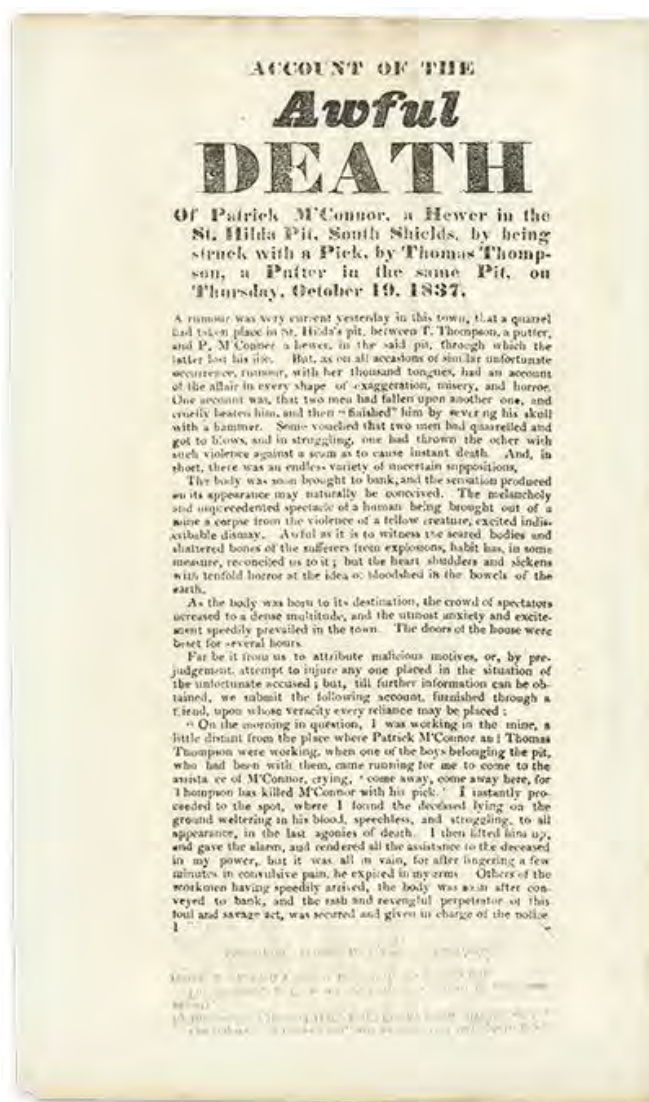
1. Ashe, Thomas [fl. 1699-1618].

[Coke, Sir Edward (1552-1634)].

Un General Table, A Touts les Severall Livres de les Reports de le Darreine Tresreverend Iudge, Sir Edward Coke Chevalier, Iadis Chiefe Iustice de Banke le Roy, Per Quelle, Touts les Cases & Matters in Yceux Conteynus, Puiſſont Facilement Estre Troves. Ouesq[ue] Deux Catalogues Alphabetical, Lun de les Principal Cases, L'auter de Touts les General Titles Naturellement Surdant Hors del Matter des Dits Reports. London: Printed by the Assignes of Iohn More Esquire, 1631. [560] pp. First and final leaves are blank. Includes three-page publisher list. Main text in parallel columns. Octavo (6-3/4" x 4").

Contemporary calf with later rebacking, lettering piece and raised bands to spine, endpapers renewed. Light wear to spine ends and corners, crack in text block between title page and following leaf, final leaf partially detached. Moderate toning to text, light browning to outer margins. Faint owner signature to head of title page, interior otherwise clean. Ex-library. Stamps to edges and endleaves, bookplate to front pastedown. \$500.

* Third and final Law-French edition. First published in 1606, this is an important early digest of the *Reports* of Edward Coke then published (Parts 1-11, first published 1600-1615). A popular work, it went through three editions in Law-French (in 1606, 1618 and 1631) and three editions in English (in 1652, 1653 and 1672). It was also reprinted in 1664 and 1680 editions of Coke's *Reports*. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:297 (16, 17). *English Short-Title Catalogue* S3988. [Order This Item](#)



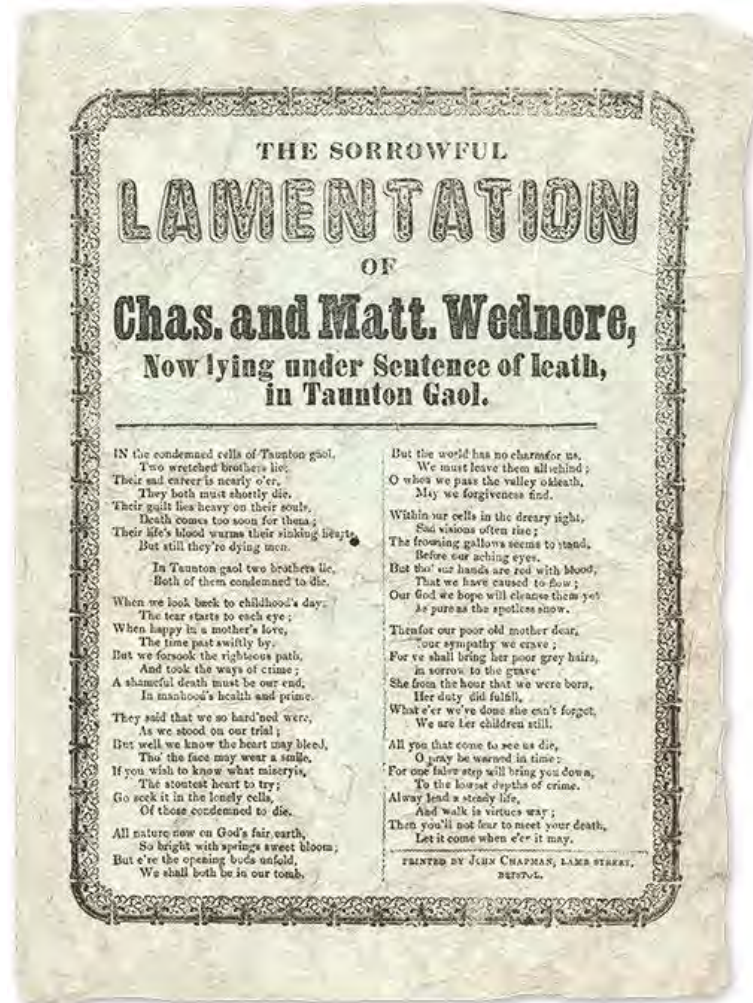
An Unrecorded Broadside?

2. [Broadside].
[Manslaughter].
Thompson, Thomas.

Account of the Awful Death of Patrick M' Connor, A Hewer in the St. Hilda Pit, South Shields, By Being Struck with a Pick, By Thomas Thompson, A Putter in the Same Pit, on Thursday, October 19, 1837. Gateshead: W. Stephenson, Printer, 1837.

13-3/4" x 6-1/4" broadside, bottom 1-1/2" folded, pasted to 13-1/2" x 8" sheet. Text in single column below headline. Light toning, bottom corners cropped (with no loss to text), a few minor chips and tears to sheet. A well-preserved copy. \$1,250.

* A quarrel took place in St. Hilda's mine pit between Thompson and M' Connor over a cart that resulted in M' Connor's death. His body was taken above ground where it was found that "the blow had been given with considerable force, as it had entered the right breast, and penetrated to the bowels, up to the very handle of the instrument..." Thompson, an 18-year-old, was found guilty of the manslaughter. This appears to be an unrecorded broadside. No copies located on COPAC or OCLC. [Order This Item](#)



**"In Taunton Goal Two Brothers
Lie, Both of Them Condemned to Die"**

3. [Broadside].

[Murder].

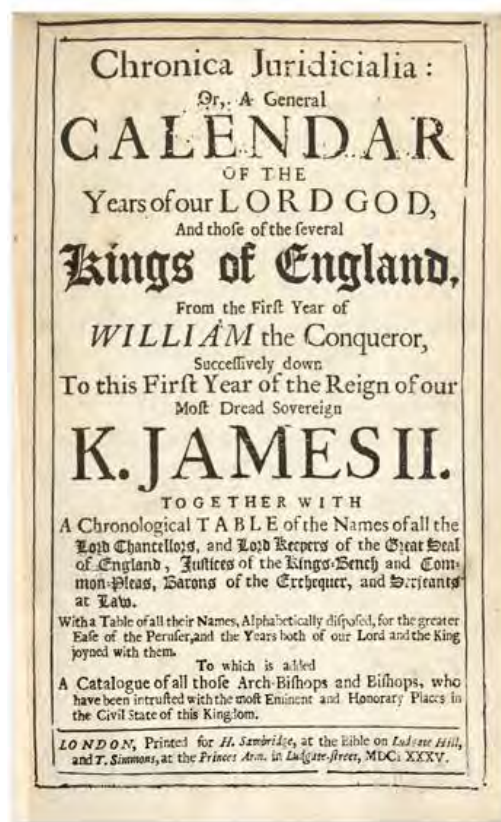
Wedmore, Charles.

Wedmore, Matthew.

The Sorrowful Lamentation of Chas and Matt Wedmore, Now Lying Under Sentence of Leath [sic] in Taunton Goal. Bristol: Printed by John Chapman, [1862].

10" x 7" broadside. Verse text in parallel columns below headline within woodcut boarder. Moderate toning and light soiling, a few minor tears and tiny holes, minor edgewear to margins. \$1,250.

* Seeking money, the Wedmore brothers invaded the home of Sarah and George Waterman, their elderly great-uncle and great-aunt. When George Waterman opened the door, the brothers forced their way into his house, beat him and his wife, dragged him upstairs and forced him to tell them where the money was. Sarah died shortly afterwards. The brothers were tracked down, convicted and hanged on April 5, 1862. Without question, the brothers were sociopaths. Intended to teach a moral lesson, the broadside portrays them as remorseful. Contemporary accounts of their behavior, both during and after their trial, indicate their indifference toward their horrible crime. This appears to be an unrecorded imprint. No copies located on COPAC or OCLC. [Order This Item](#)



An Updated Edition of
Dugdale's *Origines Juridicialia*

4. Cooke, Edward, Compiler.
[Dugdale, Sir William (1605-1686)].

Chronica Juridicialia: Or, A General Calendar of the Years of Our Lord God, and Those of the Several Kings of England, From the First Year of William the Conqueror, Successively Down to this First Year of the Reign of our Most Dread Sovereign K. James II. Together with a Chronological Table of the Names of all the Lord Chancellors, And Lord Keepers of the Great Seal of England, Justices of the Kings-Bench and Common-Pleas, Barons of the Exchequer, And Serjeants at Law. With a Table of All Their Names, Alphabetically Disposed, For the Greater Ease of the Peruser, And the Years Both of Our Lord and the King Joyned with Them. To Which is Added a Catalogue of All Those Arch- Bishops and Bishops, Who Have been Intrusted with the Most Eminent and Honorary Places in the Civil State of this Kingdom. London: Printed for H. Sawbridge, At the Bible on Ludgate Hill, And T. Simmons, 1685. [xiv], [16], 209, [89] pp. Frontispiece lacking. Octavo (7-1/4" x 4- 1/2").

Contemporary calf with early rebacking, raised bands and lettering piece to spine, blind rules to boards. Light rubbing to extremities, faint inkstains to boards, chip to head of spine, front board and free endpaper detached, corners bumped. Light toning to text, foxing to a few leaves, brief early annotations to a few leaves. Ex-library. Faint inkstamps to boards and endleaves, bookplate to front pastedown, perforated stamps to title page. \$250.

* First edition, one of two issues from 1685. This is an updated version of Dugdale's *Origines Juridiciales*. First published in 1666, it is a rich mine of information concerning the sources of English law and the history of the early English legal profession, and provides a wealth of interesting information about the procedures, customs, ceremonies and administration of the Inns of Court and Chancery. "[This] book was the chief authority for the history of the Inns; and it is by no means superseded even at the present day." (Holdsworth). Cooke's updated version was reissued in 1739 and c. 1740. Holdsworth, *The Historians of Anglo-American Law* 41. *English Short-Title Catalogue* R229396. [Order This Item](#)



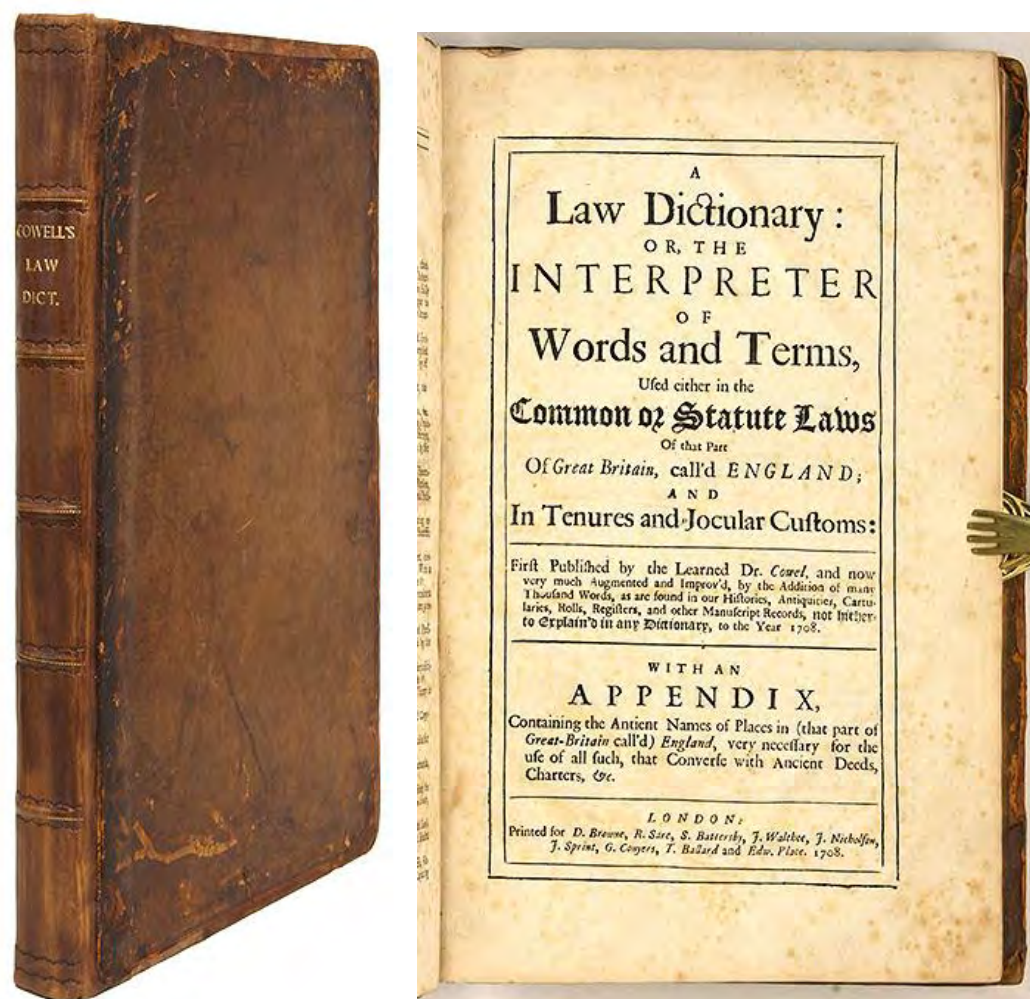
"The Most Learned Civilian of His Time"

5. Cowell, John [1554-1611].

Institutiones Juris Anglicani Ad Methodum Et Serium Institutionum Imperialium Compositae & Digestae. Opus non Solum Iuris Anglicani Romaniq[ue] in hoc Regno Studiosis, Sed Omnibus qui Politeian & Consuetudines Inchyti Nostri Imperii Penitius Scire Cupiunt, Utile & Accommodatum. Cum Duplici Indice, Quorum Alter Titulos Ordine Alphabetico, Alter Obscuras Iuris Ang. Dictiones Earumq[ue] Explicationem Continet. Cambridge: Ex Officina Iohannis Legat, 1605. [xii], 268, [20] pp. Octavo (6-1/2" x 4-1/2").

Contemporary limp vellum, early hand-lettered title to spine. Moderate soiling, corners and spine ends bumped, small hole to center of spine, pastedowns loose. Large seal of Cambridge University to verso of title. Some toning, moderate edgewear to endleaves. Early owner signature (of Charles Milborne) to front and rear endleaves, interior otherwise clean. \$950.

* First edition. As Walker notes, Cowell was "the most learned civilian of his time." Regius Professor of Civil Law at Cambridge from 1594 to 1611, he is remembered today as the author of an important (and controversial) dictionary, *The Interpreter* (1607), which went through several subsequent editions. As indicated by its title, the *Institutiones* is an elementary textbook on English law organized in the manner of Justinian's *Institutes*. As Holdsworth notes, "The objects of [this book] were to promote the union of England and Scotland by pointing out the resemblances between the common law and the civil law; to give the student of the common law some knowledge of the general principles of law; and to show the students of the civil law that if they would study the common law, they would improve their knowledge of both laws, and cease to be regarded as mere children in legal knowledge. That these ideas were sound is fairly obvious [today]... but they were in advance of their time." A translation of this book was ordered by Parliament in 1651, which indicates its stature during the Commonwealth period (despite Cowell's support of the crown). There were five editions in all; the final edition, in Latin, was published in 1676. Walker, *The Oxford Companion to Law* 311. Holdsworth, *A History of English Law* V:21. *English Short-Title Catalogue* S108957. [Order This Item](#)



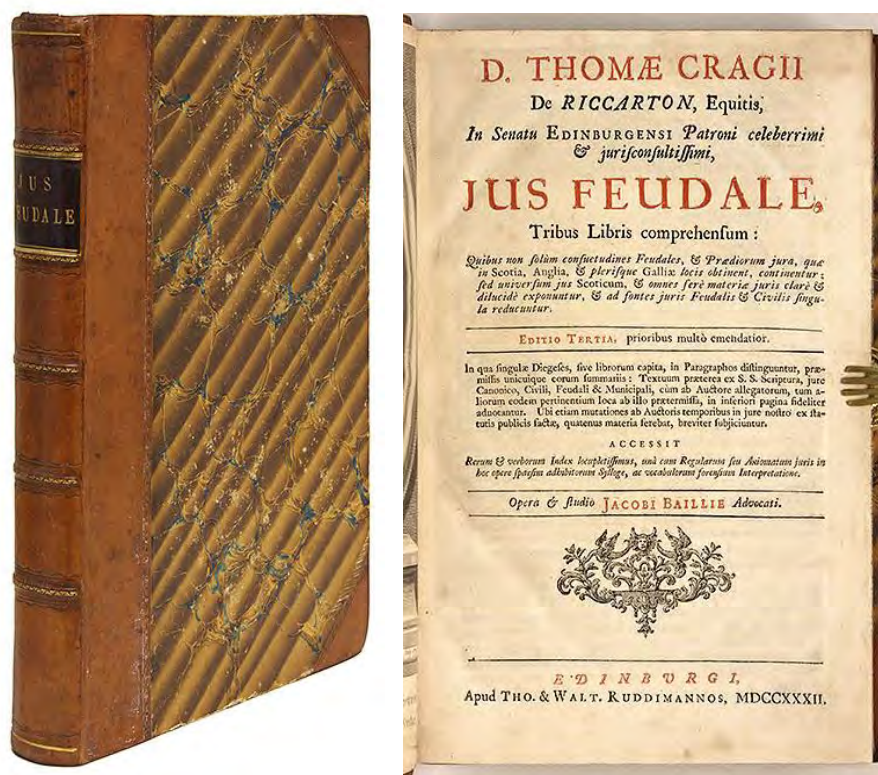
Penultimate Edition of Cowell's *Law Dictionary*

6. Cowel[[]], John.
[Kennett, White, Editor].

A Law Dictionary: Or, the Interpreter of Words and Terms, Used Either in the Common or Statute Laws of That Part of Great Britain, Call'd England; and In Tenures and Jocular Customs. London: B. Browne, R. Sare [et al.], 1708. [352] pp. Main text printed in parallel columns. Title page preceded by one-leaf publisher catalogue. Folio (12-1/2" x 8").

Contemporary calf, rebacked, blind fillets to boards, raised bands, with gilt and blind tooling, and lettering piece to spine, endpapers renewed, corners of boards mended. Some rubbing and scuffing to boards, heavier rubbing to board edges. Moderate toning to text, slightly heavier in places, faint dampspotting to preliminaries, light foxing to final leaves of text. \$450.

* Penultimate edition of a work first published in 1607, edited and enlarged, presumably by Kennett. Cowell "advanced the opinion that the English Monarchy was an absolute monarchy, and that the king only consulted Parliament by his 'goodness in waiving his absolute power to make laws without their consent'" (DNB). As indicated by such definitions as "King," "Prerogative," "Parliament" and "Subsidies," this bias affected his scholarship. It was so strong, in fact, that the first edition was suppressed by the House of Commons. White added a preface that attacked Cowell's detractors. Later law lexicographers of the following century found Cowell's work essential. *Dictionary of National Biography* IV:1300. *English Short-Title Catalogue* T132902. [Order This Item](#)



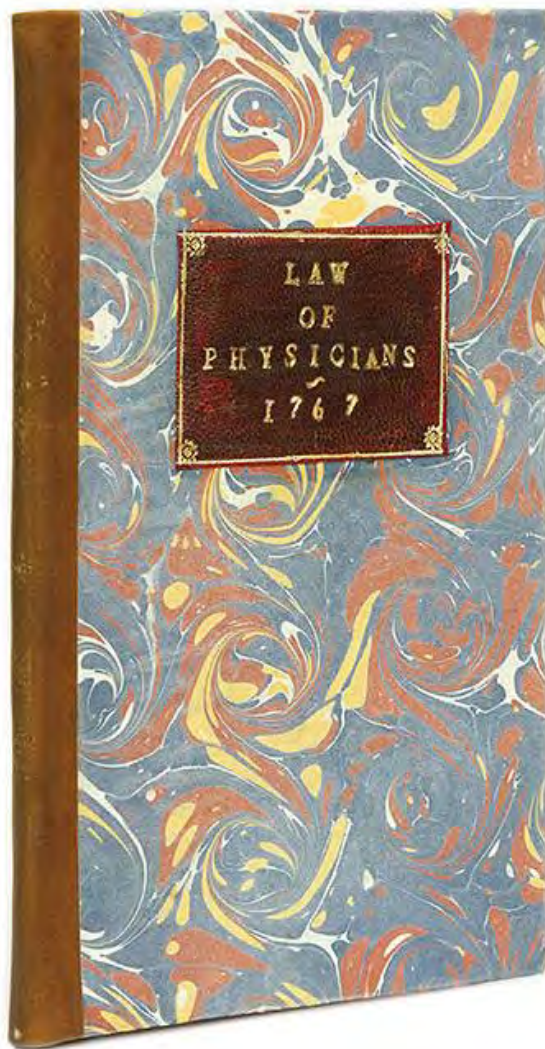
Best Edition of the First Systematic Work on Scots Law

7. Craig, Sir Thomas [1538-1608].

Jus Feudale, Tribus Libris Comprehensum Quibus non Solum Consuetudines Feudales, & Praediorum Jura, Quae in Scotia, Anglia, & Plerisque Galliae Locis Obtinere, Continentur; Sed Universum Jusoticum, & Omnes Fere Materiae Juris Clare & Dilucide Exponuntur, & Ad Fontes Juris Feudalis & Civilis Singula Reducuntur. Editio Tertia, Prioribus Multo Emendatior. In qua Singulae Diegeses, Sive Librorum Capita, In Paragraphos Distinguuntur, Praemissis Unicuique Eorum Summariis: Textuum Praeterea Ex s.s. Scriptura, Jure Canonico, Civili, Feudali & Municipali, Cum ab Auctore Allegatorum, Tum Aliorum Eodem Pertinentium Loca ab Illo Praetermissa, In Inferiori Pagina Fideliter Adnotantur. Ubi Etiam Mutationes ab Auctoris Temporibus in Jure Nostro ex Statutis Publicis Factae, Quatenus Materia Ferebat, Breviter Subjiciuntur. Accessit Rerum & Verborum Index Locupletissimus, Una cum Regularum seu Axiomatum Juris in hoc Opere Sparsim Adhibitorum Sylloge, Ac Vocabulorum Forensium Interpretatione. Edinburgh: Apud Tho. & Walt. Ruddimannos, 1732. xxii, 524, 52 pp. Copperplate portrait frontispiece. Folio (11" x 7").

Later three-quarter calf over marbled boards, raised bands, gilt fillets, blind fillets and lettering piece to spine, speckled edges. Light rubbing to boards, heavier rubbing to extremities, tiny chip to head of spine, corners bumped. Title page printed in red and black. Light toning to text, slightly heavier in places, fold lines and short tears to corners of a few leaves, tear to leaf Xxxx1 (pp. 357-358) mended with archival tape, tear to fore-edge of frontispiece with skilful early repair to verso. A handsome copy. \$650.

* Third, final and best edition. Unlike previous compilations, *Jus Feudale* is an original work. "Indeed Craig was the first systematic writer on law in Scotland. The *Jus Feudale* is not a mere textbook of the law of land rights, but is a learned disquisition upon a great social system. The opening chapters are devoted to an examination of the sources of law in general, and trace the history and development of the Civil, Canon and Feudal laws. If Craig had accomplished no more than that he would have been entitled to a foremost place amongst our jurists, for unquestionably the form of his book not only exemplified the philosophical outlook of the learned Scots lawyer, but provided a model of construction and treatment for his successors" Black, *The Institutional Writers* 62-63. *English Short-Title Catalogue* T144476. [Order This Item](#)



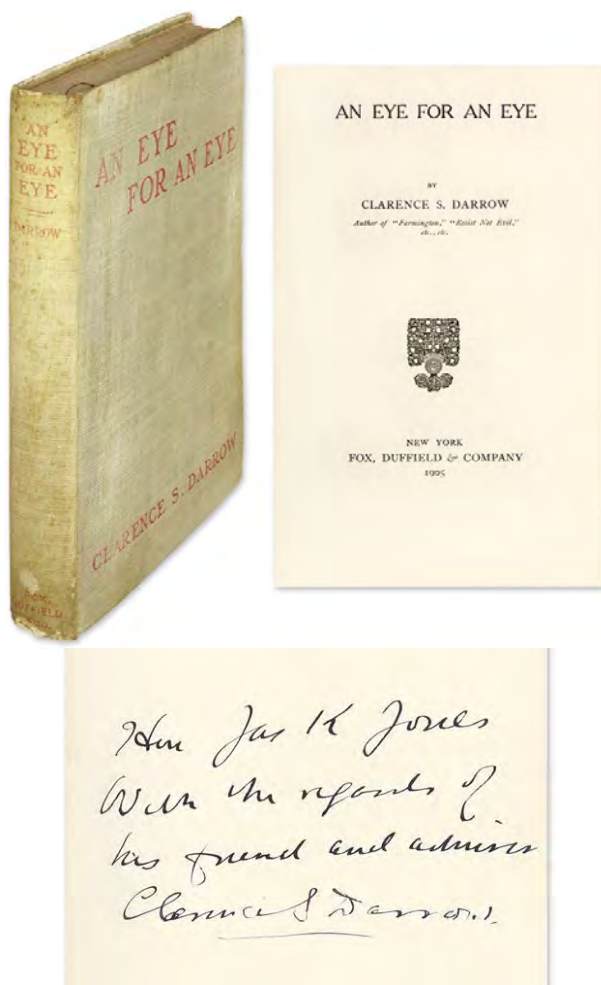
Written for Those Who are "Enemies to Quackery"

8. [Cunningham, Timothy (d. 1789)].

The Law of Physicians, Surgeons, And Apothecaries: Containing All the Statutes, Cases at Large, Arguments, Resolutions, And Judgments Concerning Them. Compiled, By Desire of a Great Personage, For the Use of Such Gentlemen of the Faculty as Are Enemies to Quackery, in Order to Point Out the Defects in the Law, As it Now Stands, Relative to those Professions, And To Propose such Expedients for Remedying them as They Shall Think Necessary, Before the Next Session of Parliament, When it is Intended to Apply for an Act for Regulating the Practice of Physick, And Suppressing Empirical Nostrums. London: Printed by W. Griffin, 1767. 8, 109, iii pp. Includes 3 pp. publisher catalogue. Octavo (8" x 5").

Stab-stitched pamphlet bound into recent quarter-calf over marbled boards, calf title panel to front board. Light toning, faint dampspotting to a few leaves. \$1,250.

* Only edition. Timothy Cunningham (died 1789) was a London barrister, legal writer and antiquarian. The author of more than twenty books, Cunningham was also one of the most prolific legal writers of the eighteenth century. As indicated by its title, the *Law of Physicians* is both a summary of the law and an argument for stricter laws to suppress "quackery" and the use of "empirical nostrums." OCLC locates 7 copies, 3 in North America, none in law libraries. *English Short-Title Catalogue* T75418. [Order This Item](#)



Inscribed by Darrow to a Fellow Criminal Defense Attorney

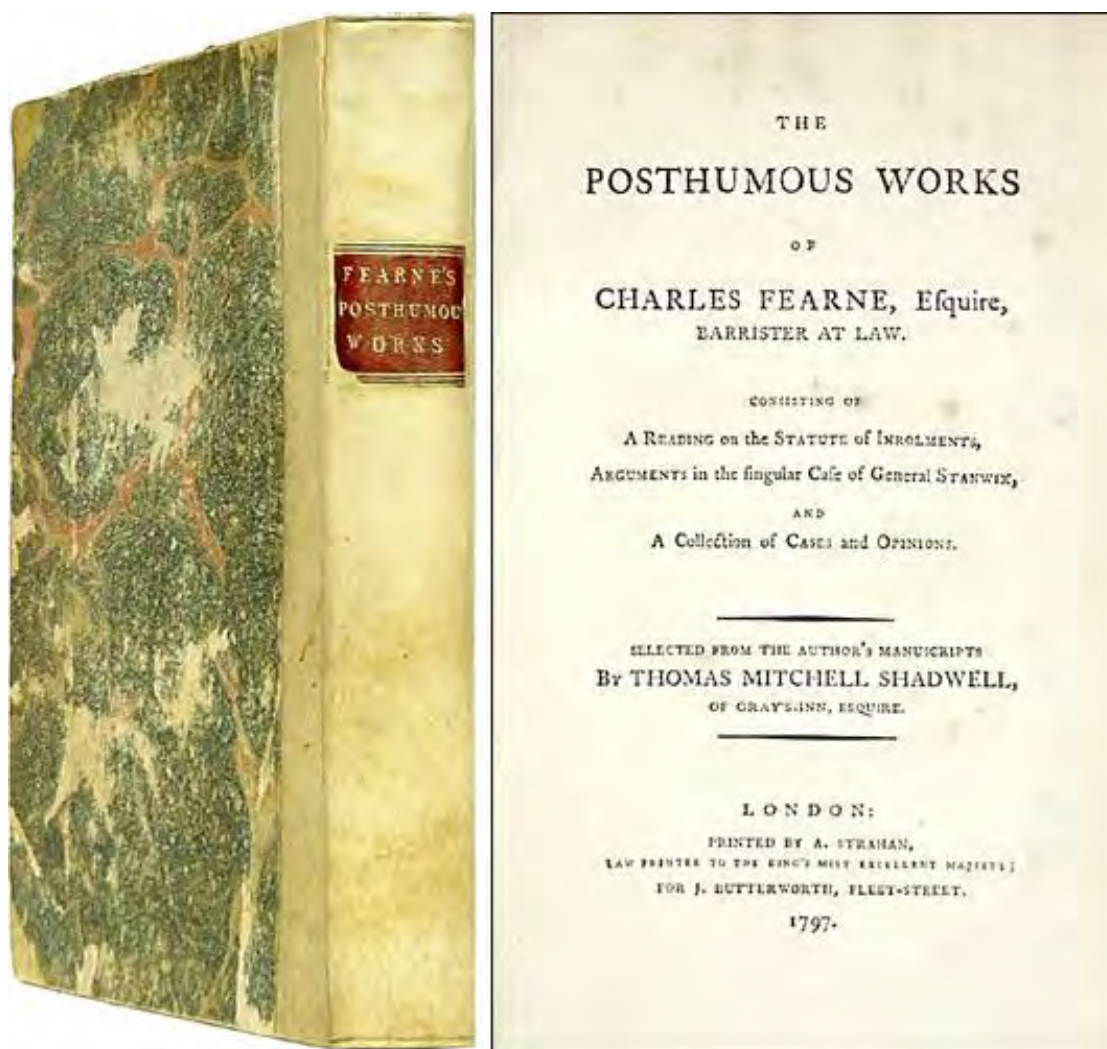
9. Darrow, Clarence [1857-1938].

An Eye for an Eye. New York: Fox, Duffield & Company, 1905. 213 pp.

Original cloth, gilt titles to front board and spine. Some rubbing to extremities, corners and spine ends bumped, a few tiny stains, some fading to sections of boards and spine, rear hinge starting. Author inscription to front endleaf, light toning to text, negligible foxing to a few leaves. \$1,750.

* First edition. Darrow's only fictional work, aside from his autobiographical novel, *Farmington*, published in 1904. It tells the story of Jim Jackson, who struggles with poverty and harsh circumstances, before finally murdering his wife in a fit of rage. Faced with the gallows, Jackson confesses: "If ther'd been forty scaffolds right before my eyes, I'd have brought down the poker just the same." Darrow's novel is a sociological polemic which foreshadows such later works as Theodore Dreiser's *An American Tragedy* and Upton Sinclair's *The Jungle*. Abe Ravitz, in his *Clarence Darrow and the American Literary Tradition*, observed that *An Eye for an Eye* was worthy of a trophy not only for sociological veracity but also for genuine literary achievement. This copy was inscribed "with the regards of his friend and admirer" to James K. Jones, a lawyer in Washington, DC, who often served in criminal cases. The University of Minnesota owns the letter in which he acknowledges receipt of Darrow's book. Jones praises it as "a vivid and truthful picture...of much that comes along in many a poor devil's life... [It] turns light on places where light was needed." Hunsberger, *Clarence Darrow: A Bibliography* 55.

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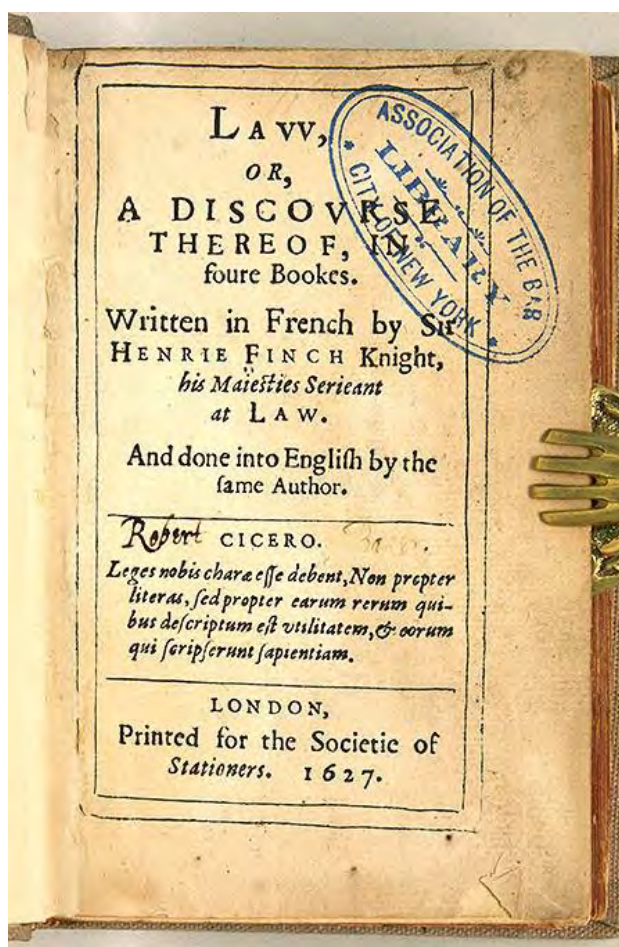
With Commentary on an Interesting Inheritance Case

**10. Fearne, Charles [1742-1794].
[Shadwell, Thomas Mitchell, Editor].**

The Posthumous Works, Consisting of a Reading On the Statute of Inrollments, Arguments in the Singular Case of General Stanwix, and a Collection of Cases and Opinions. London: Printed by A. Strahan, 1797. ix, [15], 468, [12] pp. Includes a twelve-page Subscriber list. Octavo (8-1/2" x 5").

Contemporary three-quarter vellum over marbled boards, lettering piece to spine. Some rubbing with minor wear to board edges, light soiling to spine, small chip to lettering piece, corners bumped. Annotations to one page, clean tear to a leaf with no loss to text. Occasional light foxing, interior otherwise fresh. \$200.

* Fearne wrote an influential treatise on contingent remainders that was praised by Kent and Marvin. The present work was collected from his manuscripts by one of his pupils. Along with cases and opinions, it contains the reading of the Statute of Inrollments delivered in 1778 in Lyons Inn and the interesting case of General Stanwix. "Stanwix and his daughter had perished in the same shipwreck, and the question, as between their representatives, was whether either could be presumed to be the survivor; the case was compromised; but Fearne for his own amusement composed these two arguments for the two claimants." Butler, preface to the seventh edition of *Contingent Remainders* cited in Holdsworth, *History of English Law* XII:374. *English Short-Title Catalogue* T140188. [Order This Item](#)



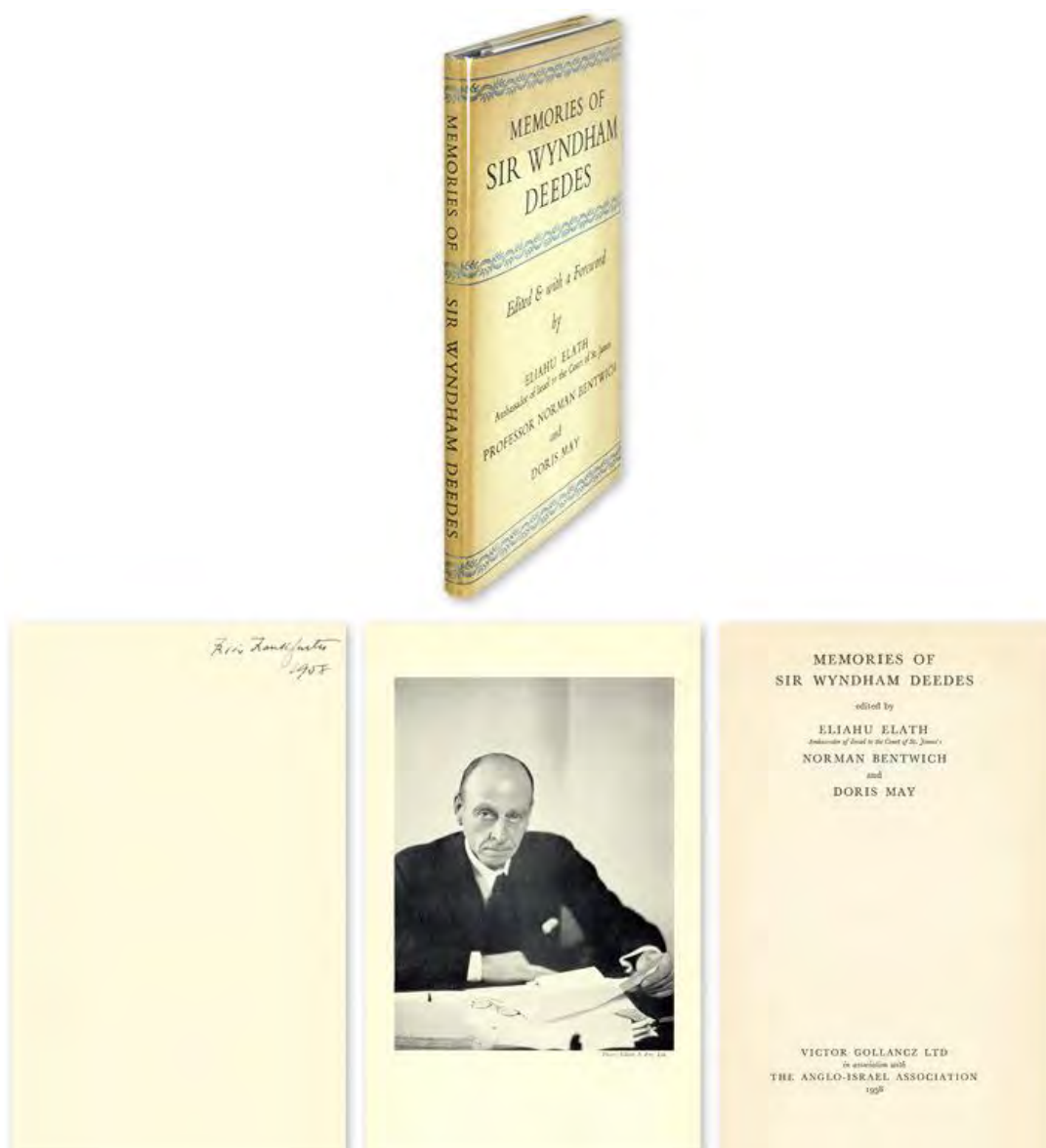
**First English-Language Edition of a
Distinguished Predecessor to Blackstone's *Commentaries***

11. Finch, Sir Henry [1558-1625].

Law, Or, A Discourse Thereof, In Four Bookes. Written in French by Sir Henrie Finch Knight, His Maiesties Sericant at Law. And Done Into English by the Same Author. London: Printed for the Societie of Stationers, 1627. [viii], 496, 499-506, [16] pp. Pagination irregular. Text complete. Octavo (5-1/2" x 3-3/4").

Later library cloth, red and black calf lettering pieces and paper shelf label to spine. Light soiling, corners lightly bumped, some chipping to lettering pieces, crack in text block between front endleaf and title page. Light browning, light foxing and dampstaining in places, light soiling and later library inkstamp to title page, library annotation to verso. A scarce edition. \$1,000.

* First edition in English. Originally published in Law-French in 1613 as *Nomotechnia: Un Description del Common Leyes D'Angleterre*, "Finch's Law, till the publication of Blackstone's *Commentaries*, was regarded as the best elementary book to be placed in the hands of the law students. It is one of the few attempts that have been made to reduce the common law into system...[Finch's] definitions were exact, his style concise and nervous, and his illustrations clear and authentic. Most of the valuable parts of Finch are incorporated in Blackstone's *Commentaries*" (Sweet & Maxwell). The first English-language edition was published in 1627. Holdsworth says the English version was the "pioneer book on the institutes of English law" and a model for several writers. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:238 (10). Holdsworth, *A History of English Law* V:399-400. *English Short-Title Catalogue* S122048. [Order This Item](#)



Felix Frankfurter's Copy

12. [Frankfurter, Felix (1882-1965)].

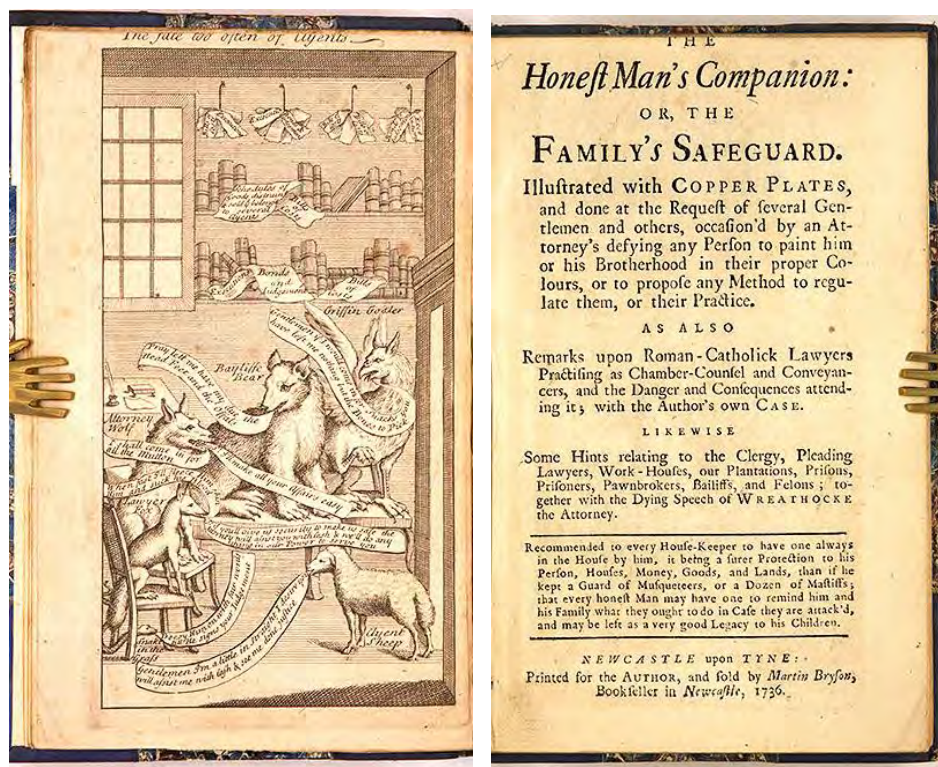
Elath, Elihu, Norman Bentwich and Doris May, Editors.

Memories of Sir Wyndham Deedes. [London]: Victor Gollancz, Ltd. In Association with the Anglo-Israel Association, 1958. 93 pp.

Cloth in dust jacket. Cloth very good, dust jacket lightly edgeworn and somewhat toned. "Felix Frankfurter/ 1958" to front free endpaper, interior otherwise clean. \$500.

* Frankfurter knew Deedes through their shared interest in Jewish efforts in Palestine. They met at the 1919 Paris Peace Conference, where Frankfurter led the American Zionist delegation. Deedes also attended and went on to serve as chief secretary to the British High Commissioner in Palestine. Deedes founded the Anglo-Israel Association in 1919, one year after the establishment of the state of Israel. [Order This Item](#)

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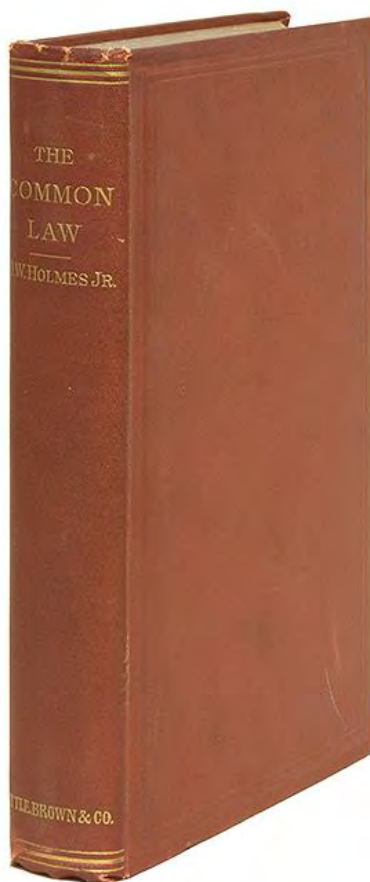
"A Surer Protection to His Person, Houses, Money, Goods, And Lands, Than If He Kept a Guard of Musqueteers, Or a Dozen of Mastiffs"

13. [Hodshon, Read].

The Honest Man's Companion: Or, The Family's Safeguard. Illustrated with Copper Plates, And Done at the Request of Several Gentleman and Others, Occasion'd by an Attorney's Defying any Person to Paint Him or His Brotherhood in their Proper Colours, Or to Propose any Method to Regulate them, Or Their Practice. As also Remarks Upon Roman-Catholick Lawyers Practising as Chamber-Counsel and Conveyancers, And the Danger and Consequences Attending It; With the Author's Own Case. Likewise Some Hints Relating to the Clergy, Pleading Lawyers, Work-Houses, Our Plantations, Prisons, Prisoners, Pawnbrokers, Bailiffs, and Felons; Together with the Dying Speech of Wreathocke the Attorney. Recommended to Evry House-Keeper to Have One Always in the House by Him, It Being a Surer Protection to His Person, Houses, Money, Goods, And Lands, Than if He Kept a Guard of Musqueteers, Or a Dozen of Mastiffs; That Every Honest Man May have One to Remind Him and His Family what they Ought to do in Case They are Attack'd, And May be Left as a Very Good Legacy to His Children. Newcastle upon Tyne: Printed for the Author, 1736. [xii], 72 pp. Two copperplates, one a frontispiece. Octavo (7-1/4" x 4-1/2").

Stab-stitched pamphlet bound into later three-quarter calf over marbled boards, gilt title to spine. Moderate rubbing to extremities with some wear to spine ends and corners, owner bookplate to front pastedown. Woodcut head-pieces, tail-pieces and decorated initials. Moderate toning to text, light foxing in a few places, heads of frontispiece, title page and dedication leaf just touched by trimming. A nice copy of a title rare in the trade. \$1,850.

* Only edition. Hodshon, a malster and merchant, felt impelled to compile this work after he was declared bankrupt in October, 1735. Having been victimized by "the vile practices of our Law-Men", Hodshon sets out to expose their "Tricks, and I hope it will (as it is the Intent of it) open the Eyes of the People, and let them see what daily and growing Plagues they labour under. As for the honest ones, as I hope there are some that wish well to their Neighbours and Country, they never will endeavour to stifle the Design of it; but endeavour to reform the Abuses complained of." The work is dedicated to Sir Robert Walpole. OCLC locates 2 copies in North American law schools (Harvard, Yale). *English Short-Title Catalogue* T112534. [Order This Item](#)



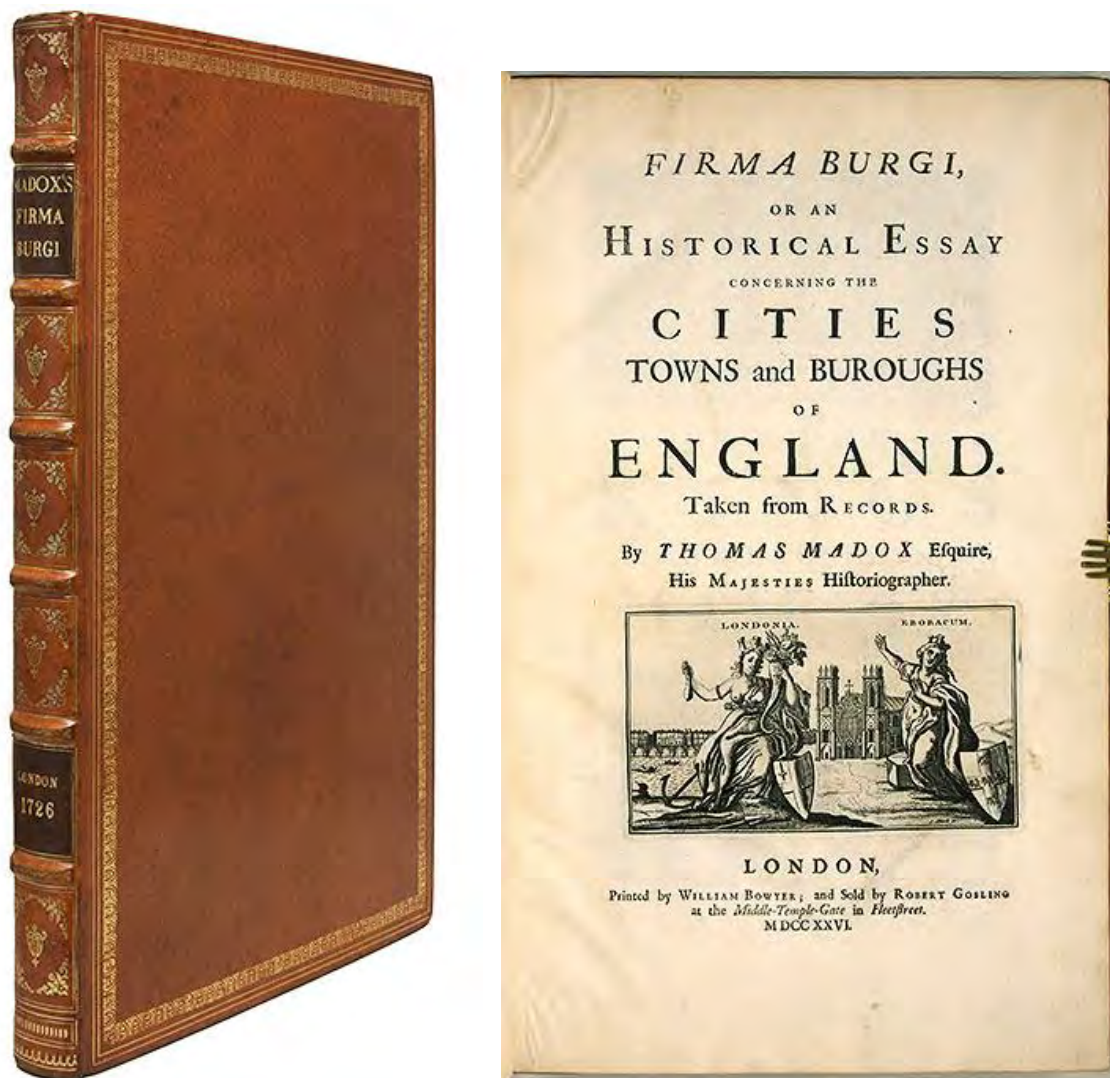
First Edition of *The Common Law*

14. Holmes, Oliver Wendell, Jr. [1841-1935].

The Common Law. Boston: Little, Brown, And Company, 1881. [i]-xvi, 422 pp. Octavo (8-1/4" x 5-1/4").

Original maroon pebbled cloth, blind double frames to boards, gilt title to spine, triple gilt rules at spine ends. A few minor nicks and scratches to boards, a few minor bumps and tears to spine ends, corners lightly bumped and worn, early owner bookplate to front pastedown, offsetting between title page and facing endleaf from laid-in leaf, light toning to text. \$1,250.

* First edition, first issue (two-line printer statement at foot of the title page, verso, reading "University Press:/ John Wilson and Son, Cambridge and a one-line statement to foot of p. 422 reading "University Press: John Wilson & Son, Cambridge"). As Friedman points out, "*The Common Law* was easily the most distinguished book on law by an American published between 1850 and 1900." In contrast to earlier Anglo-American jurists, and the reigning positivist ethos of the nineteenth century, Holmes proposed that the law was not a science founded on abstract principles but a body of practices that responded to particular situations. This functionalist interpretation led to his radical conclusion that law was not discovered, but invented. This radical theme is announced at the beginning of Lecture I: "The life of the law has not been logic: it has been experience" (1). Winfield observes that Holmes's "brilliant exposition, as effective on English scholarship and legal thinking as on American, of the true nature of law both as a development from the past and an organism of the present, blew fresh air into lawyer's minds encrusted with Blackstone and Kent." It went on to become a decisive influence on sociological jurisprudence, legal realism and the general development of Anglo-American law in the twentieth century. Luttrell, "Oliver Wendell Holmes and *The Common Law*," Meyer Boswell Books, Inc., *Rare and Unusual Law Books, Catalogue Fourteen* 2. Friedman, *A History of American Law* 544. Winfield, *Chief Sources of English Legal History* 38. Grolier Club Exhibition, *One Hundred Influential American Books* 84. [Order This Item](#)



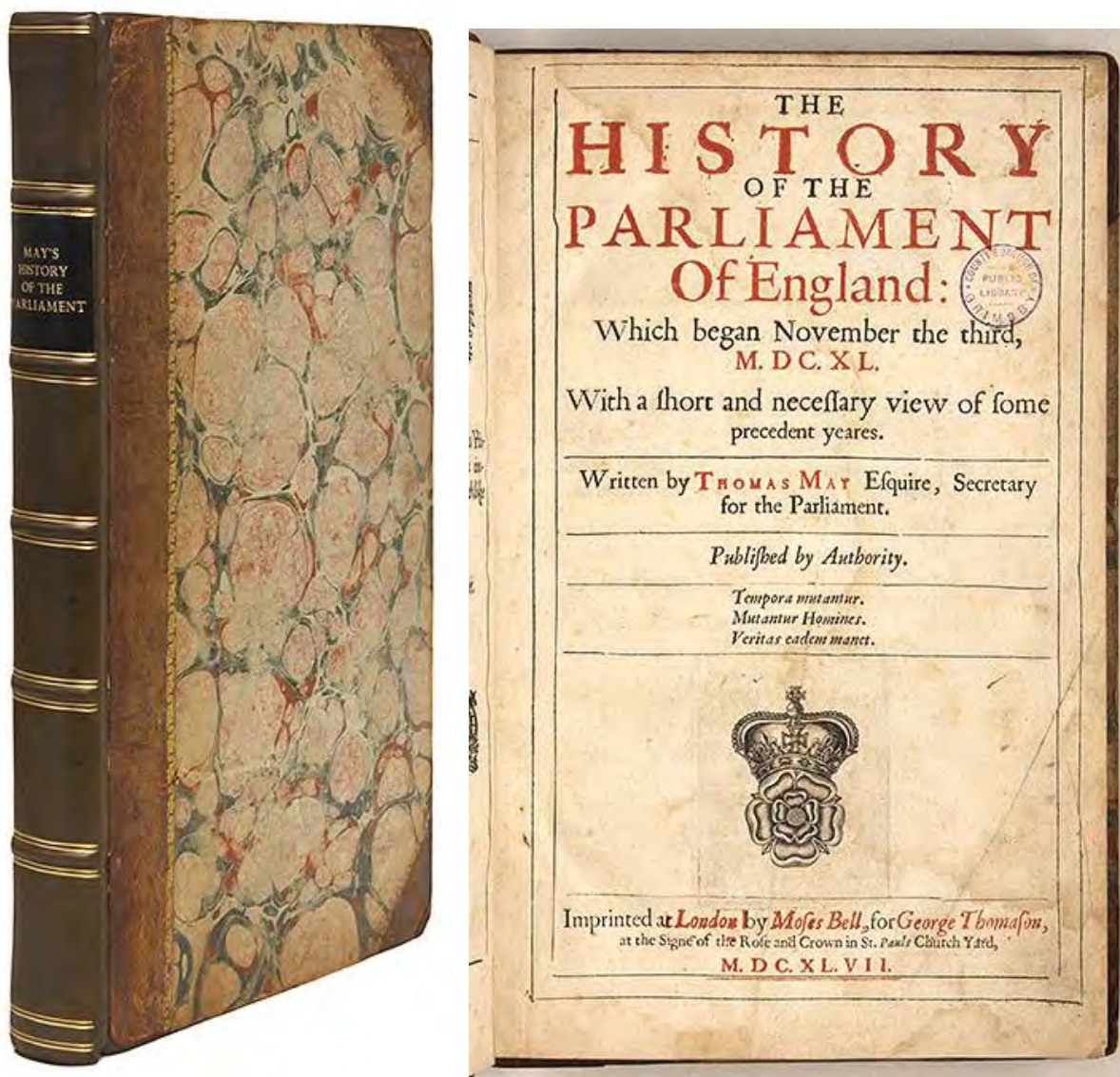
A Notable Early Study of English Municipal Government

15. Madox, Thomas [1666-1727].

Firma Burgi, Or An Historical Essay Concerning the Cities, Towns and Burroughs of England. Taken from Records. London: Printed by William Bowyer; And Sold by Robert Gosling, 1726. [xx], 297, [31] pp. Lacking 4 pp. subscriber list. Folio (15-1/2" x 9-3/4").

Recent period-style sprinkled calf, gilt fillets to boards, raised bands, lettering pieces and gilt ornaments to spine, marbled endpapers, gilt tooling to board edges, gilt inside dentelles. A few minor nicks and scratches to boards, corners bumped and lightly worn. Copperplate title vignette engraved by John Clark, copperplate headpiece to dedication engraved by George Vertue after a painting by Giuseppe Grisoni, copperplate head-pieces, tail-pieces and initials. Light toning to text, slightly heavier in places, light soiling to title page and a few other leaves, later inscription to front endleaf. A handsome copy. \$500.

* Only edition. Madox was an important legal antiquary and the historiographer royal of King George I. Based on mediaeval English documents, his studies helped to establish the field of British administrative history. They are still consulted today. *Firma Burgi* is a history of the practice in which a municipality (or large landowner) paid a fixed fee to the king in return for the right to collect revenues from its inhabitants. *English Short-Title Catalogue* T97070. [Order This Item](#)



A Negative Appraisal of the Stuart Kings Commissioned by Parliament

16. May, Thomas [1595-1650].

The History of the Parliament of England: Which began November the third, M.DC.XL. With a Short and Necessary View of Some Precedent Yeares. Written by Thomas May Esquire, Secretary for the Parliament. Published by Authority. London: Moses Bell, For George Thomason, 1647. [xvi], 119, [1], 128, 115, [1] pp. Folio (11-1/4" x 7-1/4").

Later three-quarter calf over marbled boards, rebaked, gilt fillets to boards, lettering piece and gilt-edged raised bands to spine, hinges mended. Light rubbing to boards, moderate rubbing to board edges, corners bumped and somewhat worn. Title page printed in red and black. Moderate toning and occasional faint dampstaining to text, tiny library stamps to title page and a few other leaves, light soiling to title page, later owner inscription to front endleaf. \$500.

* First edition. May was a lawyer, dramatist, poet, historian and classical scholar. A supporter of Parliament, he was named its secretary and commissioned to write the *History of the Parliament*. A fine example of humanist rhetoric buttressed with an impressive array of classical citations, it is a blatantly partisan work that presents the Stuarts as the destroyers of the peaceful and prosperous England of Elizabeth I. *English Short-Title Catalogue* R8147. [Order This Item](#)



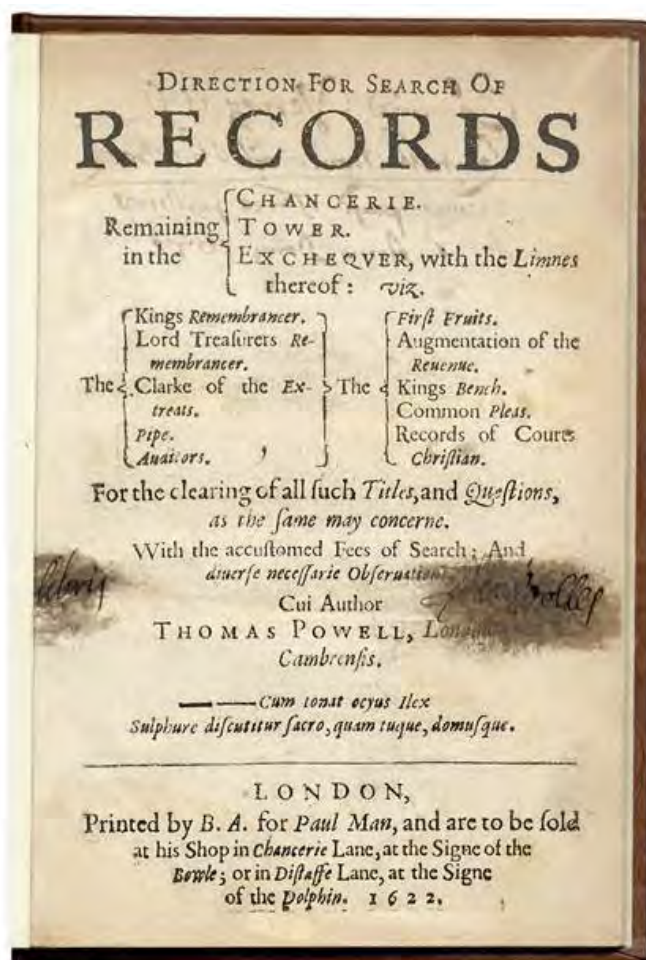
Important Early Treatise on Maritime Law

17. Molloy, Charles [1646-1690].

De Jure Maritimo et Navali: Or, a Treatise of Affairs Maritime and of Commerce. In Three Books. London: Printed for John Bellinger, 1682. [xxiv], 433, [15] pp. Two-page copperplate pictorial frontispiece, three-page publisher advertisement. Large octavo (7-3/4" x 5-1/4").

Contemporary calf, blind rules to boards, rebaked in period style, raised bands and lettering piece to spine, endpapers renewed. Some mottling to boards, light rubbing to edges, corners bumped, upper margins of frontispiece mended (no loss to image). Some toning to text, light foxing to preliminaries and a few other places. "6/6" in early hand to margin of frontispiece, interior otherwise clean. \$650.

* Third edition, one of two issues from 1682. For many years this was the standard treatise on international, commercial and maritime law, and went through many editions, the first published in 1676, the last in 1778. "It was not until 1676 that a man, who had some claims to be called an English lawyer, wrote upon [bills of exchange]. Charles Molloy who was both a civilian and a member of Lincoln's Inn and Gray's Inn, in the second book of his very successful treatise, *De Jure Maritimo et Navali*, gives us some account of these branches of the law" (Holdsworth). Chapters III and IV deal with privateers and piracy. Holdsworth, *Sources and Literature of English Law* 210. *English Short-Title Catalogue* R32101. [Order This Item](#)



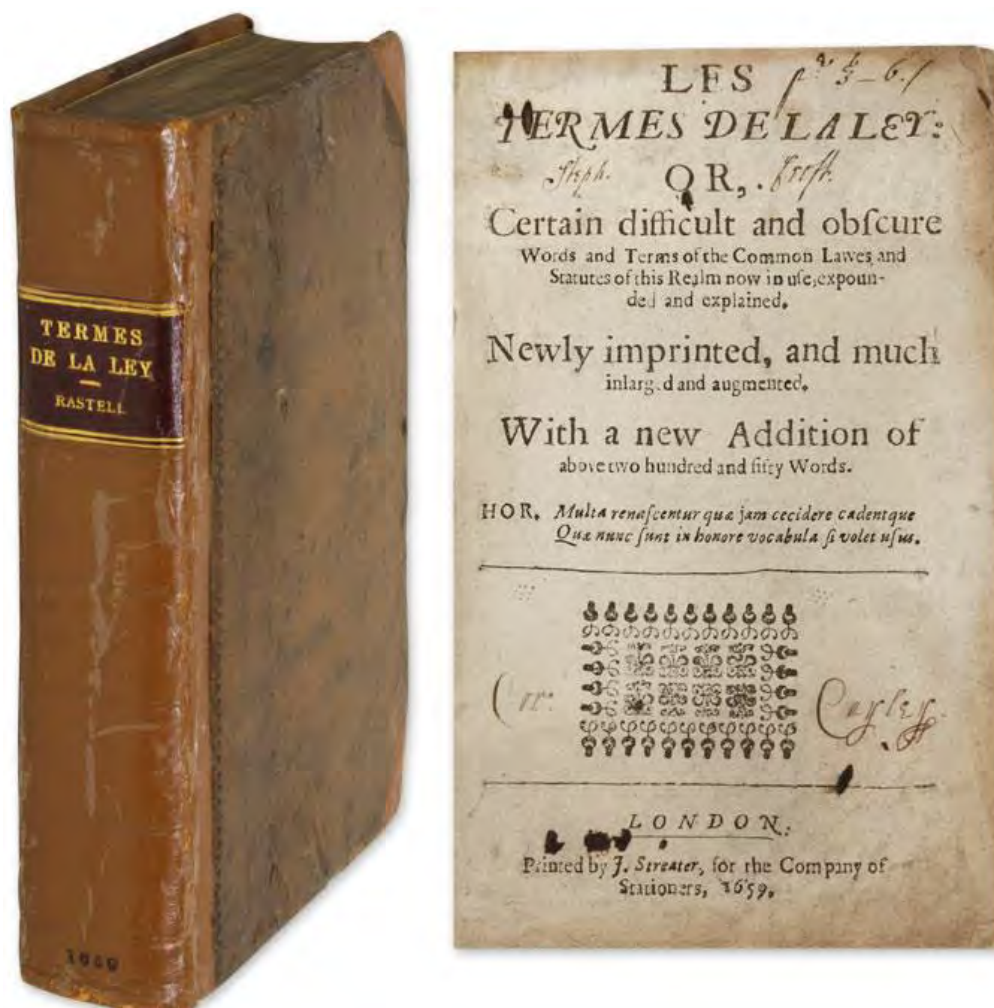
"For the Clearing of All Such Titles, And Questions"

18. Powell, Thomas [1572?-1635?].

Direction for Search of Records Remaining in the Chancerie. Tower. Exchequer, With the Limmes thereof: Viz. The Kings Remembrancer. Lord Treasurers Remembrancer. Clarke of the Extreates. Pipe. Auditors. The First Fruits. Augmentation of the Revenue. Kings Bench. Common Pleas. Records of Courts Christian. For the Clearing of All Such Titles, And Questions, As the Same May Concerne. With the Accustomed Fees of Search: And Diverse Necessary Observations. London: Printed by B.A. for Paul Man, 1622. [xvii], 78, [2] pp. Quarto (7-1/4" x 5-1/4").

Recent imitation calf, gilt title to spine. Woodcut head-pieces, tail-pieces and decorated initials. Light toning to text, somewhat heavier in places, light soiling and blotted-out signature to title page, early annotation to verso. Ex-library. Bookplate to front pastedown. \$750.

* Only edition. Powell was a notable poet, a man of letters and an industrious legal antiquarian. In this work, the Attourney's Academy and the *Attornies' Almanack* Powell offered guidance to lawyers concerning the location and use of records, mostly to settle title claims. All are mentioned favorably by Holdsworth, who notes that the study of early records was an important aspect of legal education. In a sense, these books helped students to locate material for study. They are also important sources for students of Shakespeare. (All are listed in Lee's *Catalogue of Shakespeareana*). OCLC locates 4 copies in North American law libraries (Harvard, Library of Congress, University of Michigan, University of Pennsylvania). Holdsworth, *History of English Law* V:381. *English Short-Title Catalogue* S115034. [Order This Item](#)



The First English Law Dictionary

19. [Rastell, John (d.1536)].

[Rastell, William, Editor].

Les Termes de la Ley; Or, Certain Difficult and Obscure Words and Termes of the Common Lawes and Statutes of This Realme Now in Use, Expounded and Explained. Newly Imprinted, And Much Enlarged and Augmented. With a New Addition of Above Two Hundred and Fifty Words. London: Printed by J. Streater, 1659. [vii], 271 ff. Text printed in parallel columns. Octavo (6-1/2" x 4-1/4").

Contemporary sheep with later rebacking and recorning, blind fillets and rules to boards, lettering piece and blind fillets to spine, which is varnished, endpapers renewed. Light rubbing to extremities, a few shallow scuffs to boards, corners bumped and somewhat worn. Some soiling to title page, light toning to text. Early owner signatures and initials to title page, faint drawing in pencil to verso, inkspots to a few leaves. Ex-library. Bookplate to front pastedown. \$650.

* Later edition. English and Law French in parallel columns. First published in 1527 by John Rastell, this was both the first English dictionary and first English law dictionary. It was originally written in Law French with the Latin title *Expositiones Terminorum Legum Anglorumae*. Later editions were produced by his son, William. Quite popular with students and lawyers due to its clarity and concision, it went through at least twenty-five editions by 1721. A final reissue appeared in 1819. As Marvin observes, it is a useful dictionary because it "reflects the common law at the close of the year-book period with much fidelity." Legal Bibliography 599. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:11 (48). *English Short-Title Catalogue* R38213. [Order This Item](#)



Has a Section on Laws Concerning Olives and Olive Oil

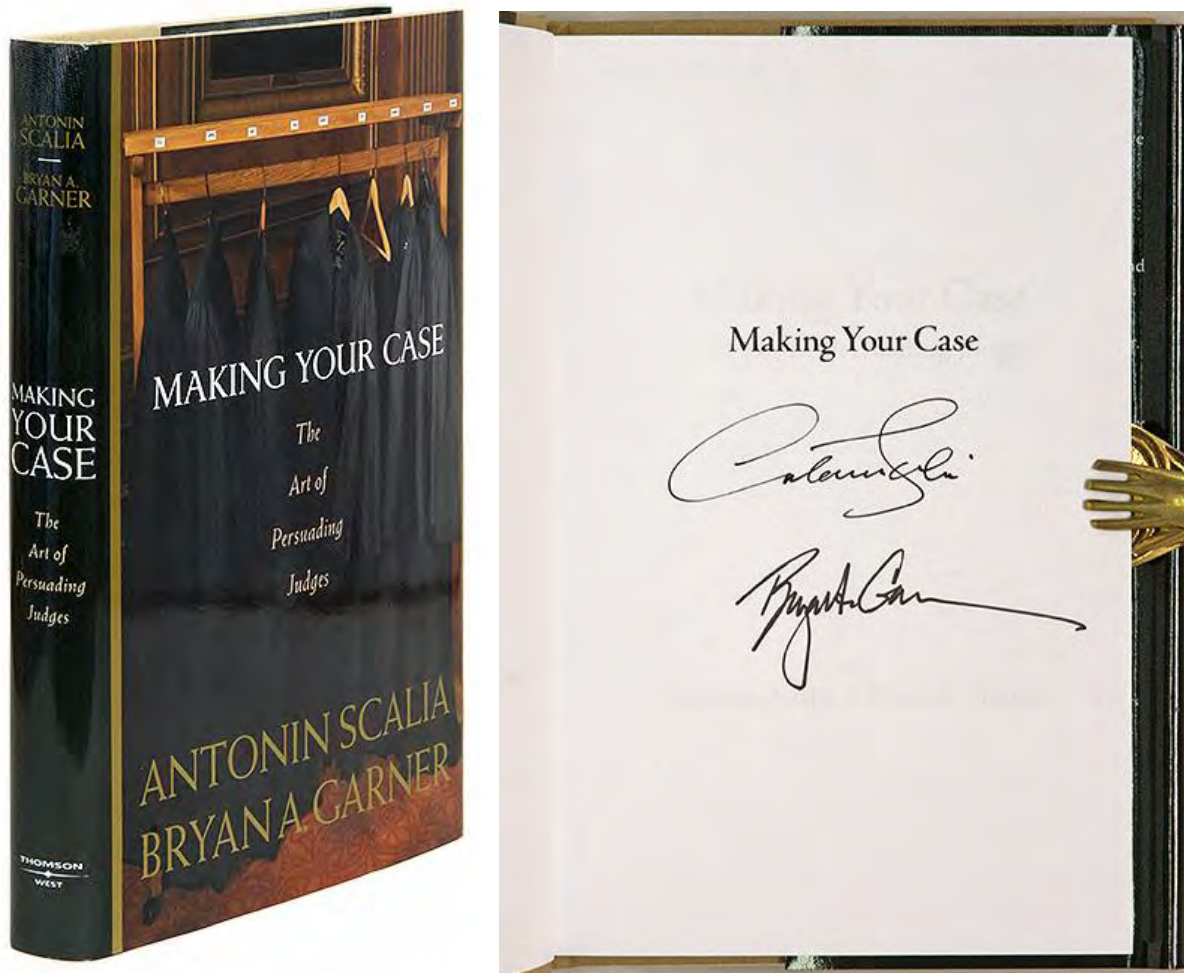
20. Rendella, Prospero.

Tractatus de Pascuis, Defensis, Forestis, Et Aquis. Regum, Baronum, Communitatum & Singulorum. De Columbibus, Et Columbariis. De Olea, Et Oleo Commentaria. Cum Indicibus Unicuiq; Operi Accommodatis. Trani: Typis Laurentii Valerii, 1730. [iv], 170, [10] pp. Folio (14-1/4" x 9").

Contemporary vellum, early calligraphic title to spine. Light rubbing to boards, some chipping to spine, corners bumped and somewhat worn, front free endpaper affixed to pastedown. Moderate browning and faint dampspotting to text, worming to margins in places, light edgewear to a few leaves, faint spots on title page and final leaf, possibly from a removed stamp. Early check marks to some index entries, interior otherwise clean. A nice copy of a scarce title. \$650.

* Later edition, a reissue of a 1718 Neapolitan imprint by Paolo Severini. First published in Naples in 1618, this treatise addresses legal and economic aspects of agriculture and natural resources including fields, forests, watercourses, game birds, such as doves, waters and watercourses. Due perhaps to its Neapolitan origins, it pays particular attention to the cultivation of olives and the production of olive oil. A useful work, it went through several editions into the mid-eighteenth century. All are scarce. OCLC locates few copies of any edition in North America, one of the 1730 Trani edition (at Harvard Law School). Not in Camus or the *British Museum Catalogue*. Donno, *Biblioteca Sistematica dell'Olio e dell'Oliva* 28.

[Order This Item](#)



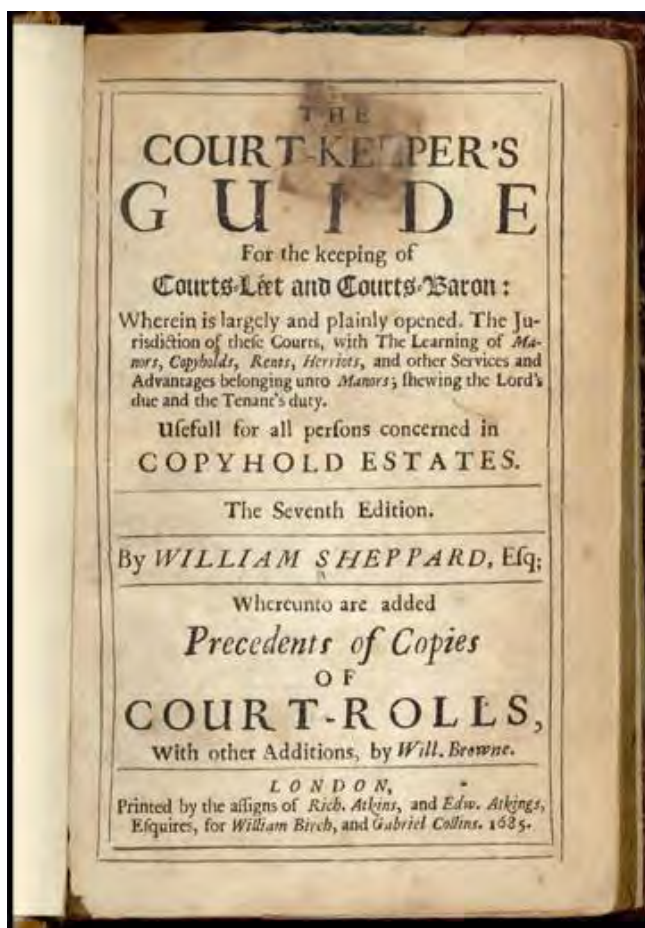
Signed by Scalia and Garner

**21. Scalia, Antonin.
Garner, Bryan A.**

Making Your Case: The Art of Persuading Judges. St. Paul, MN: Thomson West, 2008. xxiv, 245 pp.

Cloth in dust jacket. Half-title signed by Garner and Scalia. A fine copy. \$500.

* First edition. In their professional lives courtroom lawyers must do these two things well: speak persuasively and write persuasively. In this noteworthy book, two of the most noted legal writers of our day Justice Antonin Scalia and Bryan A. Garner systematically present every important idea about judicial persuasion in a fresh, entertaining way. *Making Your Case: The Art of Persuading Judges* is a guide for novice and experienced litigators alike. It covers the essentials of sound legal reasoning, the art of brief-writing and what it takes to succeed in oral argument. [Order This Item](#)



The "Longest Lived" Treatise on Courts Leet and Baron

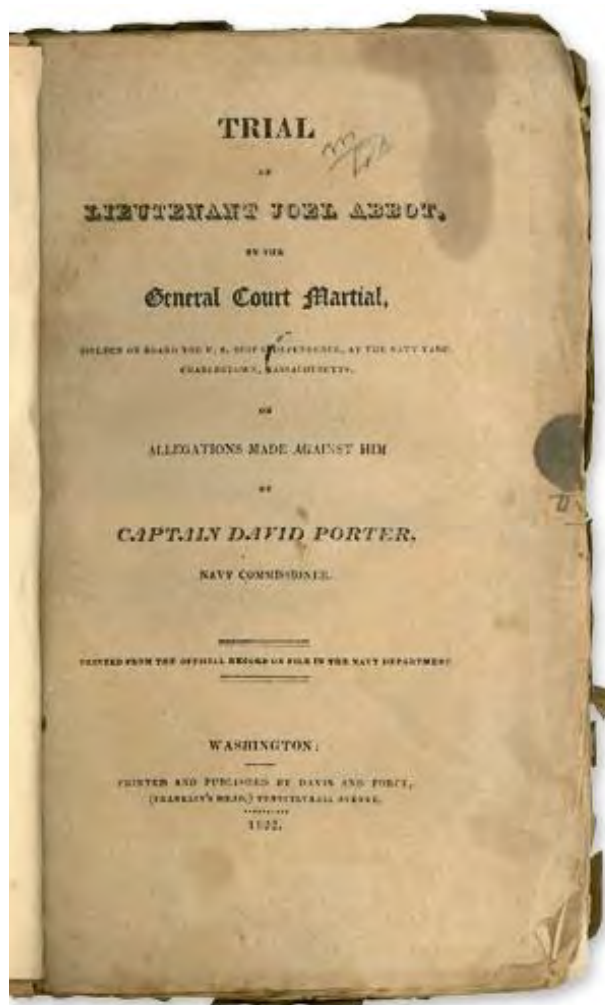
22. Sheppard, William [d.1675?].

Browne, William, Editor.

The Court-Keepers Guide for the Keeping of Courts-Leet and Courts-Baron: Wherein Is Largely and Plainly Opened. The Jurisdiction of These Courts, with the Learning of Manors, Copyholds, Rents, Harriots, And Other Services and Advantages Belonging unto Manors; Shewing the Lord's Due and the Tenant's Duty. Usefull for All Persons Concerned in Copyhold Estates. Whereunto are Added Precedents of Copies of Court-Rolls, With Other Additions. London: Printed by the Assigns of Rich. Atkins, and Edw. Atkins, 1685. [xii], 284 pp. *Precedents of Copies* preceded by divisional title page. Octavo (5-3/4" x 3-3/4").

Later three-quarter calf over marbled boards, lettering piece and blind fillets to spine, which is varnished, endpapers renewed. Moderate rubbing to extremities, corners bumped and lightly warned. Moderate toning, (very) faint dampspotting to most of text, small stain near head of following leaf, edgewear and small tears to preliminaries and final few leaves, small chip to title page mended on verso with archival tape, internally clean. Ex-library. Bookplate to front pastedown. \$350.

* Seventh edition. In his discussion of the common law in the sixteenth century Holdsworth observes "[t]here was still a considerable amount of works to be done by [the courts leet and baron]. The common field system of agriculture needed regulation; the rights and duties of copy-holders were matters for the manorial court to determine, subject to the control of the courts of common law; and statutes of this period had assigned new duties to the leet. Thus a want was felt for something more than the single stereotyped tract which various publishers went on issuing from the press during the first half of this century. (...) [T]he longest lived...was the *Court Keeper's Guide* of William Sheppard, first published in 1641 and re-issued as late as 1791.": Holdsworth, *A History of English Law* IV:120-121. This edition not in the *ESTC*. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:405(62). [Order This Item](#)



Early U.S. Navy Court Martial

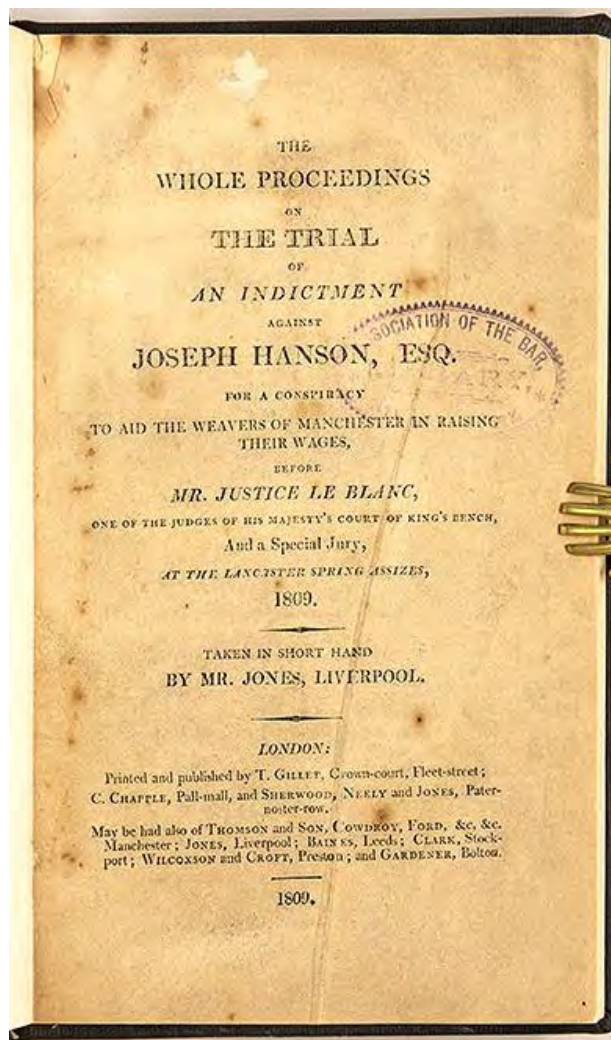
23. [Trial].

Abbot, Joel [1793-1855], Defendant.

Trial of Lieutenant Joel Abbot by the General Naval Court Martial, Holden on Board the U.S. Ship Independence, at the Navy Yard, Charlestown, Massachusetts, on Allegations Made Against Him, by Capt. David Porter, Navy Commissioner. Printed From the Official Record on File in the Navy Department. Washington: Printed and Published by Davis and Force, 1822. 152 pp. Octavo (9" x 6").

Stab-stitched pamphlet in plain wrappers, contemporary hand-lettered label to front board, uncut edges. Moderate rubbing with wear to corners and spine ends, front cover just beginning to detach at head. Several uncut signatures, light browning and occasional light foxing to text. Small inkstain to title page, interior otherwise clean. \$125.

* First edition, issued the same year as the Boston imprint published by Russell and Gardiner. With an appendix containing texts of documents relating to irregularities at the Boston naval station and the misconduct of the naval agent, Amos Binney. Abbott was a decorated naval officer who fought under Commodore Rogers on the frigate *President* during the War of 1812. "In March 1822...he discovered a series of frauds upon the government... [and] made very serious charges against his commandant, Captain Isaac Hull. Failing to prove these accusations when brought before a court-martial, Abbot was suspended from the naval service for the period of two years.": *Dictionary of American Biography* 1:14. Cohen, *Bibliography of Early American Law* 13395. [Order This Item](#)



"The Weaver's Friend"

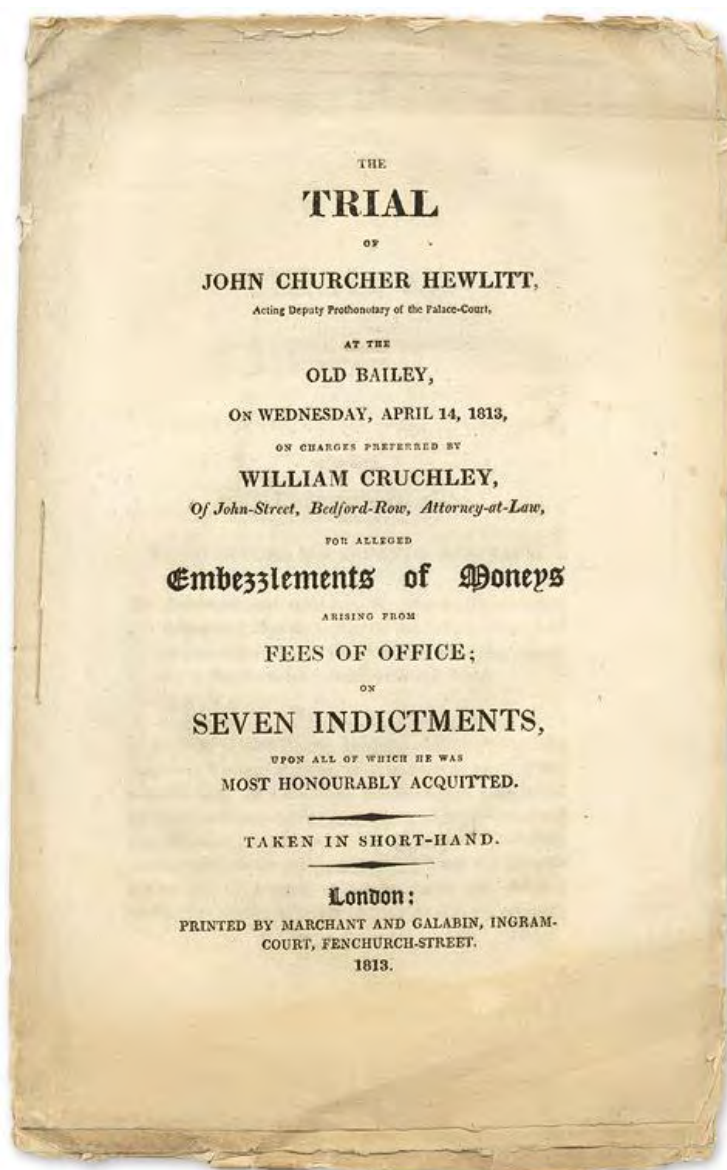
24. [Trial].

Hanson, Joseph [1781-1811], Defendant.

The Whole Proceedings on the Trial of an Indictment Against Joseph Hanson, Esq.: for a Conspiracy to Aid the Weavers of Manchester in Raising Their Wages: Before Mr. Justice Le Blanc, One of the Judges of His Majesty's Court of King's Bench, And a Special Jury, At the Lancaster Spring Assizes, 1809. London: Printed and Published by T. Gillet, C. Chapple and Sherwood, Neely and Jones, 1809. xiv, [11], 116 pp. Folding map. Octavo (8-1/2" x 5-3/8").

Stab-stitchem pamphlet bound into recent library cloth, gilt title to spine, endpapers renewed. Moderate toning, light foxing in a few places, soiling, minor edgewear and faint library stamp to title page, a few library marks to verso, light soiling to verso of final leaf (p. 116). \$450.

* Only edition. Hanson was a social reformer who was imprisoned and fined for his efforts to institute a minimum wage and the right to bargain, among other reforms, for the weavers of Manchester. Considered a dangerous man by the authorities, he was charged with sedition. Known as "the weaver's Friend," 39,600 people contributed one penny each to his defence fund. OCLC locates 3 copies in North American law libraries (Harvard, Library of Congress, Yale). *Catalogue of the Goldsmiths' Library of Economic Literature* II:19907. [Order This Item](#)



Scarce English Embezzlement Trial

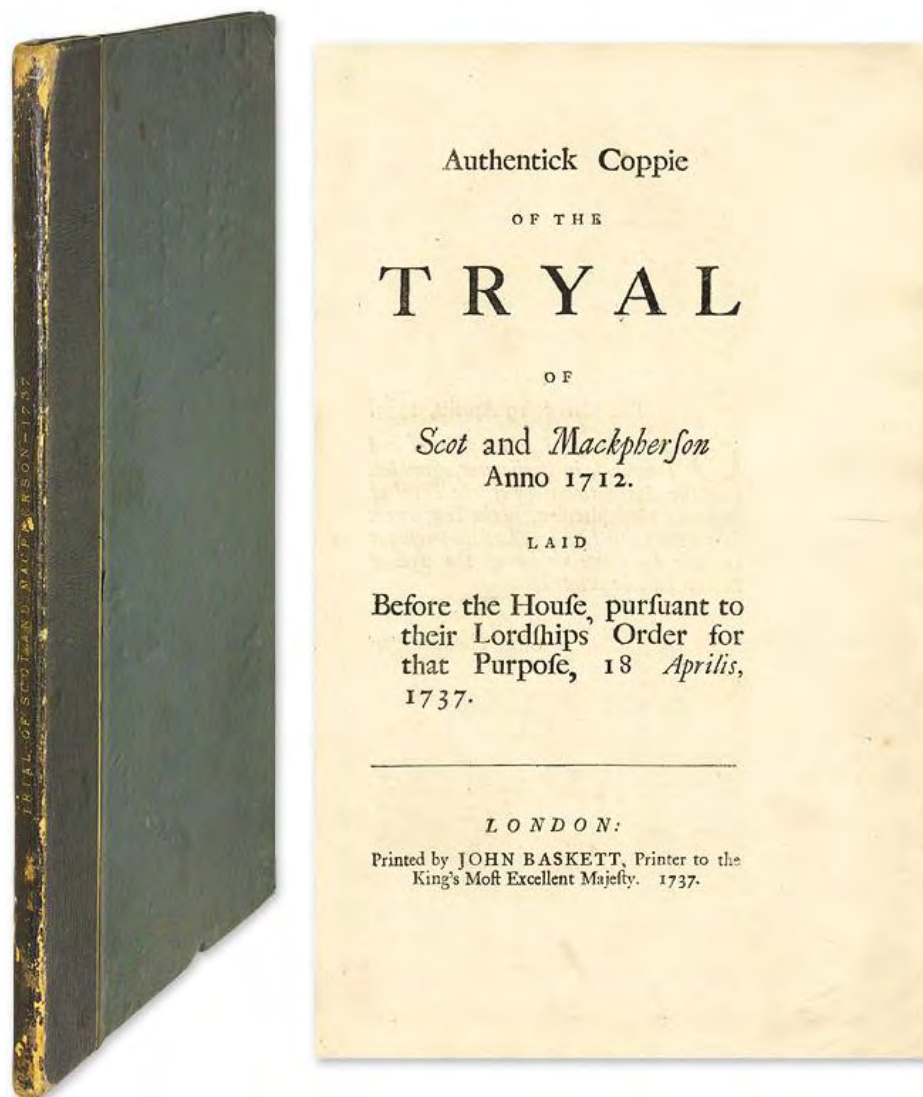
25. [Trial].

Hewlitt, John Churcher, Defendant.

The Trial of John Churcher Hewlitt, Acting Deputy Prothonotary of the Place-Court, At the Old Bailey, On Wednesday, April 14, 1813, on Charges Preferred by William Cruchley, Of John-Street, Bedford-Row, Attorney-at-Law, For Alleged Embezzlements of Moneys Arising from Fees of Office; On Seven Indictments, Upon All of Which he was Most Honourably Acquitted. Taken in Short-Hand. London: Printed by Marchant and Galabin, 1813. [ii], 16 pp. Octavo (9" x 5-1/2").

Stab-stitched pamphlet. Light browning, several leaves unopened, internally clean. \$450.

* Only edition. Hewlitt was accused of embezzlement by his employer, Cruchley. This appears to be a vindication of Hewlitt's honor and innocence. It may have been published at his expense or urging. OCLC locates 4 copies in North America, 2 in law libraries (Harvard, Social Law). [Order This Item](#)



Highway Robbery

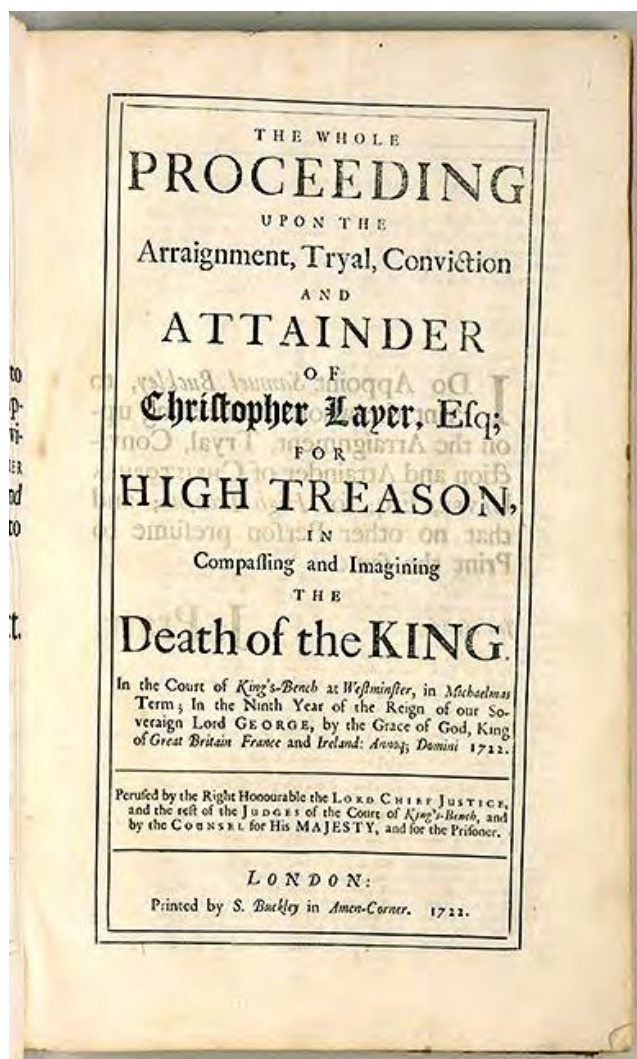
26. [Trial].

Laidly, William, Defendant.

Authentick Coppie of the Tryal of Scot and Mackpherson, Anno 1712: Laid Before the House, Pursuant to Their Lordships Order for that Purpose, 18 Aprilis, 1737. London: Printed by John Baskett, 1737. 33, [1] pp. Folio (12-1/2" x 8").

Later quarter morocco over cloth, gilt title to spine, endpapers renewed. Some rubbing to extremities, minor blistering to boards, partial crack near center of text block. Light toning to text. Later annotations in pencil to endleaves, interior otherwise clean. \$250.

* Trial of William Laidly (alias Scot of Mossphennan) for assault and robbery before the High Court of Justiciary. Laidly, assisted by his brother and three servants, attacked McPherson and stole 5 of 6 of his cattle. During the attack several cattle were driven over a cliff and died. Laidly and his brother were convicted and punished with substantial fines. OCLC locates 13 copies in North America, 3 in law libraries (Yale, Harvard and the University of Washington). *English Short-Title Catalogue* T22795. [Order This Item](#)



A Leader of the Jacobite Rebellion of 1722

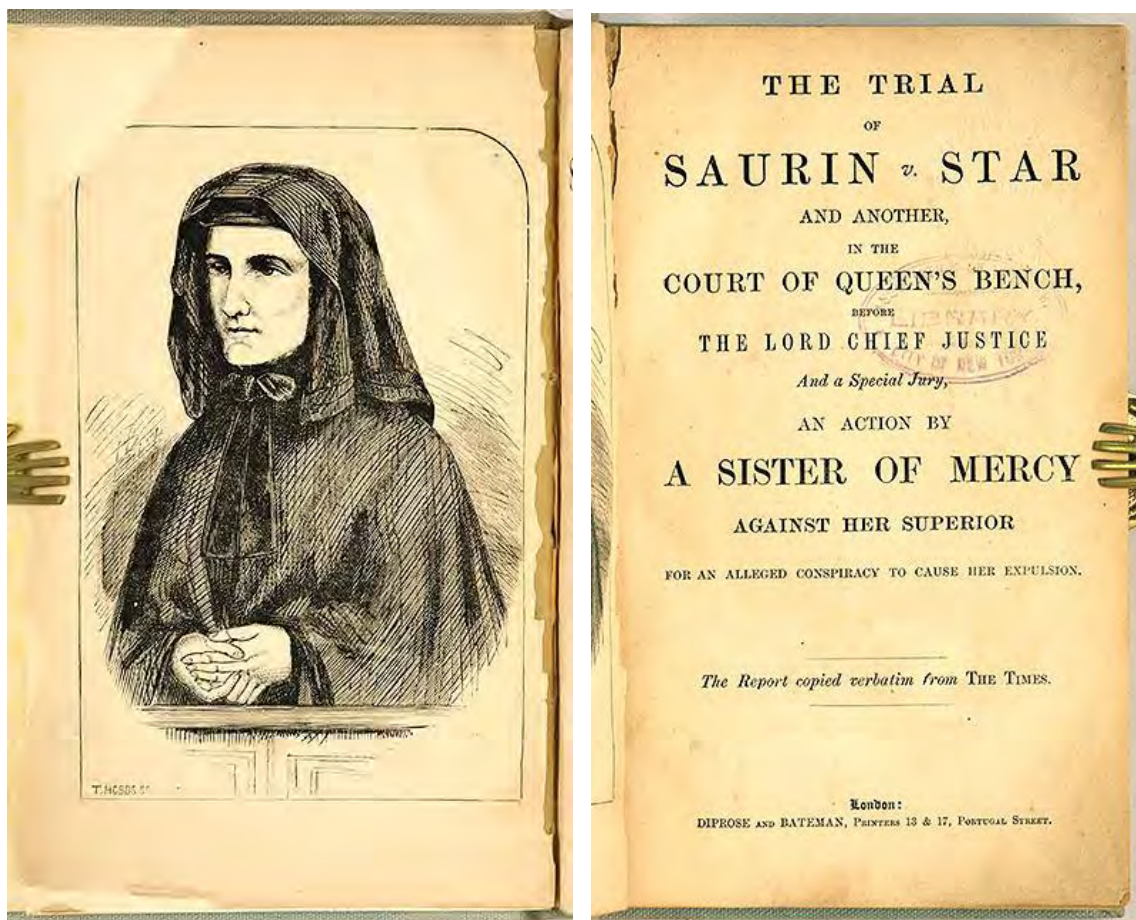
27. [Trial].

Layer, Christopher [1683-1723], Defendant.

The Whole Proceeding Upon the Arraignment, Tryal, Conviction and Attainder of Christopher Layer, Esq; For High Treason, In Compassing and Imagining the Death of the King. In the Court of King's-Bench at Westminster, In Michaelmas Term; In the Ninth Year of the Reign of our Sovereign Lord George, By the Grace of God, King of Great Britain France and Ireland: Annoq; Domini 1722. Perused by the Right Honourable the Lord Chief Justice, And the Rest of the Judges of the Court of King's-Bench, And by the Counsel for His Majesty, And for the Prisoner. London: Printed by S. Buckley, 1722 [i.e. 1723]. [iv], 152 pp. With an initial imprimatur leaf dated Jan. 21, 1722/3. Folio (12-1/2" x 8").

Disbound stab-stitched pamphlet, light soiling to exterior, light shelfwear, later markings in pencil to verso of rear endleaf. Light toning to text, minor stain to fore-edge of text block, early annotation to foot of p. 152. A nice copy. \$125.

* First edition. This is the standard contemporary account of Layer's trial, which resulted from his leadership during Jacobite Rebellion of 1722. Also known as the Atterbury Plot, this was the second attempt to return James II to the thrones of England and Scotland. The trial ended with the execution of Layer and most of his colleagues. (One of them, Francis Atterbury, the Bishop of Rochester, was banished.) This account was reissued in Dublin in 1723. The annotation states the date of Layer's execution. *English Short-Title Catalogue* T114598. [Order This Item](#)



"The Great Convent Trial"

28. [Trial].

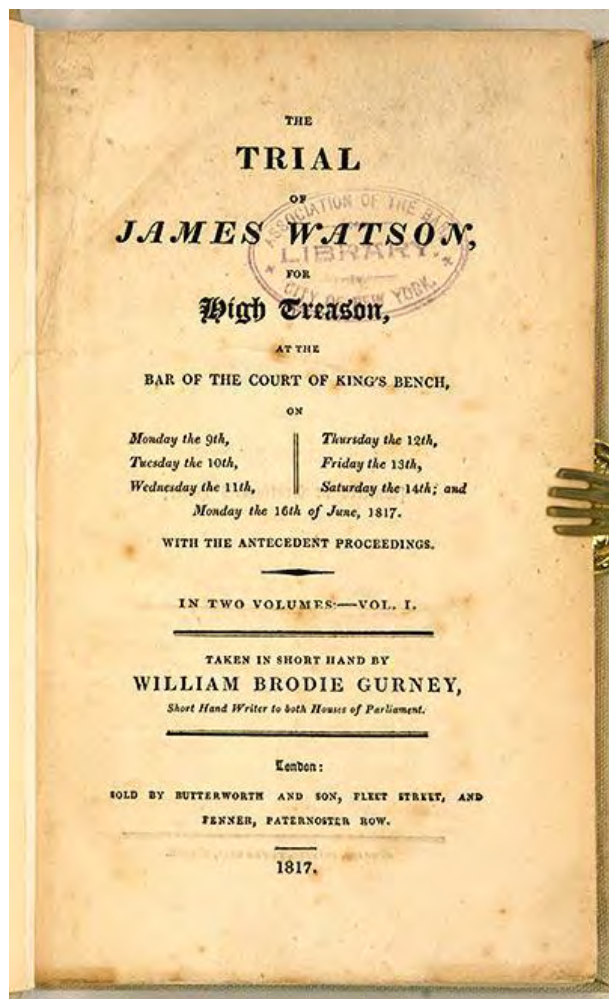
Star, Mother Mary Joseph, Defendant.

Kennedy, Mary Magdalen, Sister, Defendant.

The Trial of Saurin v. Star and Another: In the Court of Queen's Bench, Before the Lord Chief Justice and a Special Jury. An Action by a Sister of Mercy Against Her Superior for an Alleged Conspiracy to Cause her Expulsion. The Report Copied Verbatim from the Times. London: Diprose and Bateman, 1869. [ii], 264 pp. Woodcut portrait frontispiece (of Saurin). Octavo (8-1/2" x 5-1/2").

Later library cloth, red and black calf lettering pieces to spine. Light soiling and shelfwear, a few minor stains, minor edgewear to lettering pieces. Moderate toning to text, minor tears to a few leaves, faint embossed ink and library stamps to title page, brief annotation to verso, frontispiece detached and edgeworn, just touching border of image, title page partially detached. \$350.

* Only edition. Mary Saurin (Sister Mary Scholastica Joseph) brought a case against her superior and another nun for assault and conspiracy to drive her from her convent and have her expelled from the order. Known as "the great convent trial," it was a sensational case that fueled contemporary prejudices against Catholics, monastic orders and women. These themes are apparent in the Solicitor-General's opening remarks. This case shows "what women were capable of when they shut themselves up from their kind, and did violence to the instincts of their nature, and the great, though mean and petty, cruelty they could wreak upon a sister in the name of a religion of love" (2). The jury found in favor of the defendants on the counts of assault and for the plaintiff on the counts of libel and conspiracy to have her expelled from the convent. OCLC locates 6 copies in law libraries (Harvard, Northwestern, UC-Berkeley, and the Universities of Michigan, Minnesota and Virginia). *Catalogue of the Library of the Harvard Law School* (1909) II:1182. [Order This Item](#)



**Detailed Trial of a Leader of an 1816
Plot to Overthrow of British Government**

29. [Trial].

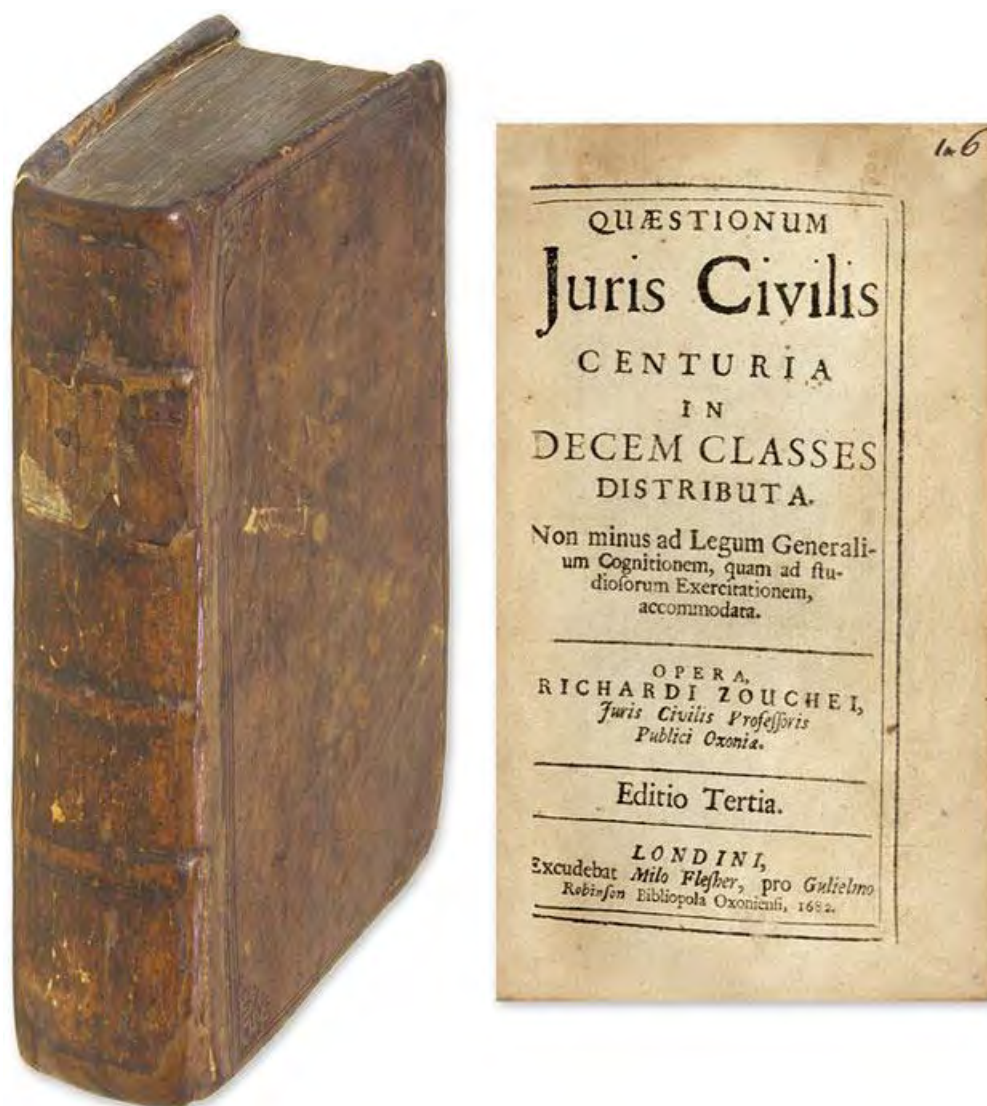
Watson, James [1766?-1838], Defendant.

Gurney, William Brodie [1777-1855], Reporter.

The Trial of James Watson, For High Treason, At the Bar of the Court of King's Bench, On Monday the 9th, Tuesday the 10th, Wednesday the 11th, Thursday the 12th, Friday the 13th, Saturday the 14th, and Monday the 16th of June, 1817. With the Antecedent Proceedings. London: Sold by Butterworth and Son, 1817. Two volumes. 586; 578 pp. Octavo (8-1/2" x 5-3/4").

Later library cloth, red and black calf lettering pieces to spines. Light soiling and a few minor stains, light fading to spines and edges of boards, some chipping to lettering pieces. Moderate toning light foxing in places, front hinge of Volume II cracked, several signatures in that volume loose, faint library stamps to title pages, brief library annotations to versos. \$450.

* Only edition. Watson was tried for his role in the Spa Fields riot. This riot followed a pair of meetings held by revolutionaries at Spa Fields, Islington, England on November 15 and December 2, 1816. Opponents of the government, they resolved to encourage rioting and then seize control of the government by capturing the Tower of London and the Bank of England. Watson, Arthur Thistlewood and three other leaders were arrested and charged with high treason as a result. Watson was acquitted and the other three were released without trial. *Catalogue of the Library of the Harvard Law School* II:1220. [Order This Item](#)



Zouch Poses Questions on the Civil Law for Students

30. Zouch, Richard [1590-1661].

Quaestionum Juris Civilis Centuria in Decem Classes Distributa. Non Minus ad Legum Generalium Cognitionem, Quam ad Studiosorum Exercitationem, Accommodata. London: Excudebat Milo Flesher, Pro Gulielmo Robinson, 1682. [xvi], 511 pp. Lacking one blank endleaf at rear of text. 12mo. (5" x 3").

Contemporary calf, blind rules and corner fleurons to boards, raised bands and fragments of paper title label to spine, careful repairs to spine ends and corners, edges rouged. Some rubbing to extremities, hinges cracked. Some toning to text, minor foxing to a few leaves. "1a6" in tiny early hand to upper corner of title page, interior otherwise clean. An appealing copy. \$1,500.

* Third and final edition. One of England's greatest civilians, Zouch was an advocate of Doctors' Commons, Judge of the High Court of Admiralty and Regius Professor of Civil Law at Oxford. He published treatises on a broad range of legal topics and is renowned for his contributions to international law. *Quaestionum Juris Civilis Centuria* is a volume of sample examination questions for students of the civil law. It was first published in 1659 (with a title page stating 1660). *English Short-Title Catalogue* R217442. [Order This Item](#)