

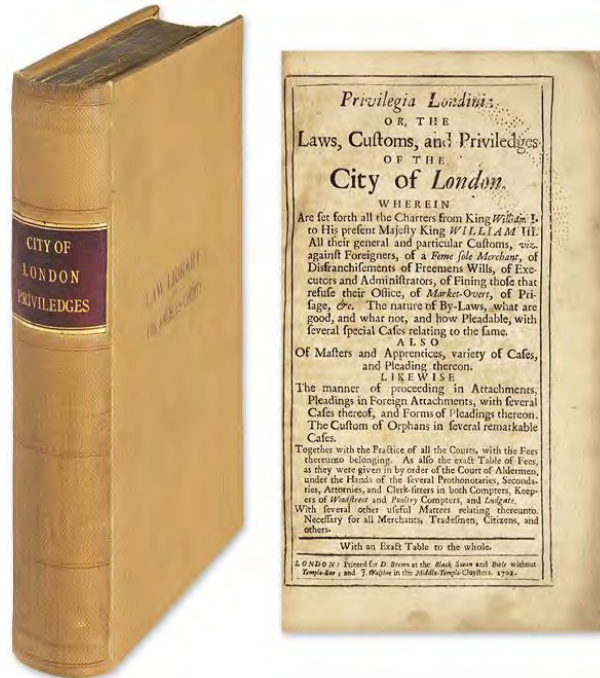
30 ITEMS *from* OUR INVENTORY

CANON, CIVIL, COMMON & ROMAN LAW

— August 7, 2018 —



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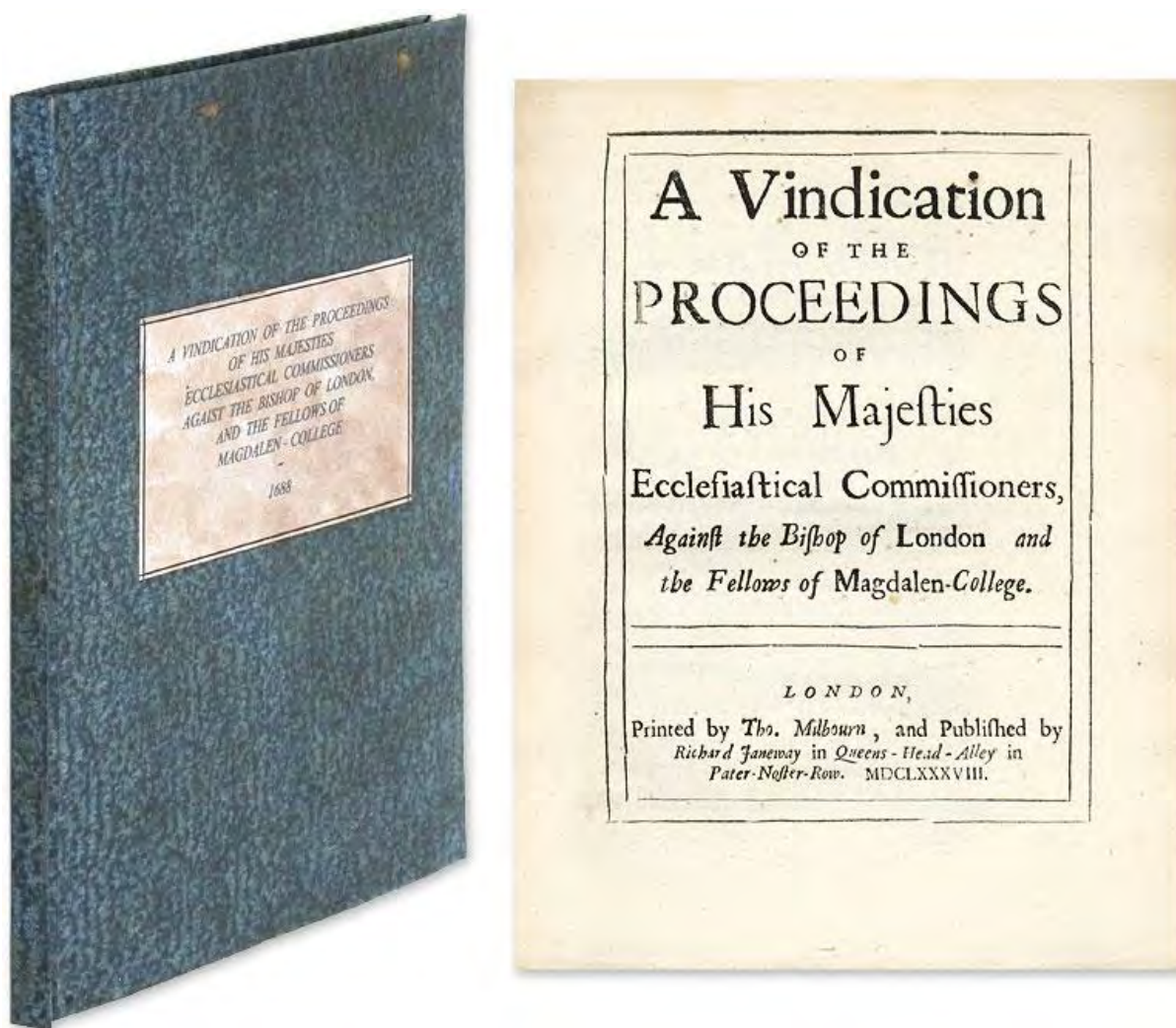
"London is Indeed a Very Happy City"

1. [Bohun, William].

Privilegia Londini: Or, The Laws, Customs, And Privileges of the City of London. Wherein are Set Forth All the Charters From King William I. to Present Majesty William III, All Their General and Particular Customs, Viz. Against Foreigners, Of a Feme Sole Merchant, Of Disfranchisements of Freemens Wills, Of Executors and Administrators, Of Fining Those that Refuse Their Office, Of Market Overt, Of Prisage, &c. The Nature of By-Laws, What are Good, What are Not, And How Pleadable, With Several Special Cases Relating to the Same. Also of Masters and Apprentices, Variety of Cases, And Pleading Thereon. Likewise the Manner of Proceeding in Attachments, Pleadings in Foreign Attachments, With Several Cases Thereof, And Forms of Pleadings Thereon, The Custom of Orphans in Several Remarkable Cases. Together with the Practice of All the Courts, With the Fees Thereunto Belonging. As Also the Exact Table of Fees, As They were Given in by Order of the Court of Aldermen, Under the Hands of the Several Prothonotaries, Secondaries, Attornies, And Clerk-Sitters in Both Compters, Keepers of Woodstreet and Poultry Compters, And Ludgate. London: Printed for D. Brown, and J. Walthoe, 1702. [iv], 472, [16] pp. Two-page bookseller list bound at beginning of text. Octavo (7-1/2" x 4-3/4").

Later buckram, lettering piece to spine, endpapers added, hinges reinforced. Light soiling and shelfwear, light browning and foxing to text, moderate edgewear to publisher list, light edgewear to title page and index leaves. Brief early annotations to a few leaves, interior otherwise clean. Ex-library. Stamps to boards and endleaves, bookplate to front pastedown, small perforated stamp of title page. \$500.

* First edition. "London is generally look'd upon to be not only the most Magnificent, but withal the most happy City in Europe. (...) London is indeed a very happy City; happy in the enjoyment of many Royal Priviledges and immunities, and happy in many excellent Laws peculiar to her self; her only Unhappiness is, that her Laws &c. are either confin'd within Old Charters, in Words not very intelligible, which I have taken care to explain; or scatter'd about in such little parcels and fragments, that many of them are quite worn out, others almost forgot, and the rest of little use to the generality of the Inhabitants. My design therefore in the following Sheets, is to provide a Remedy against this, by reducing all her Ancient Laws, &c. into such a plain and compendious Method, that they may not only be of use to Practitioners in the respective Courts, but likewise to every other person that has any concern in the Corporation (Preface). Though little is known about him personally, Bohun was an attorney and prolific author who published well-received treatises on legal education, pleading, ecclesiastical law and other subjects. Two more editions of *Privilegia Londini* were published in 1716 and 1723. *English Short-Title Catalogue* T56056. [Order This Item](#)



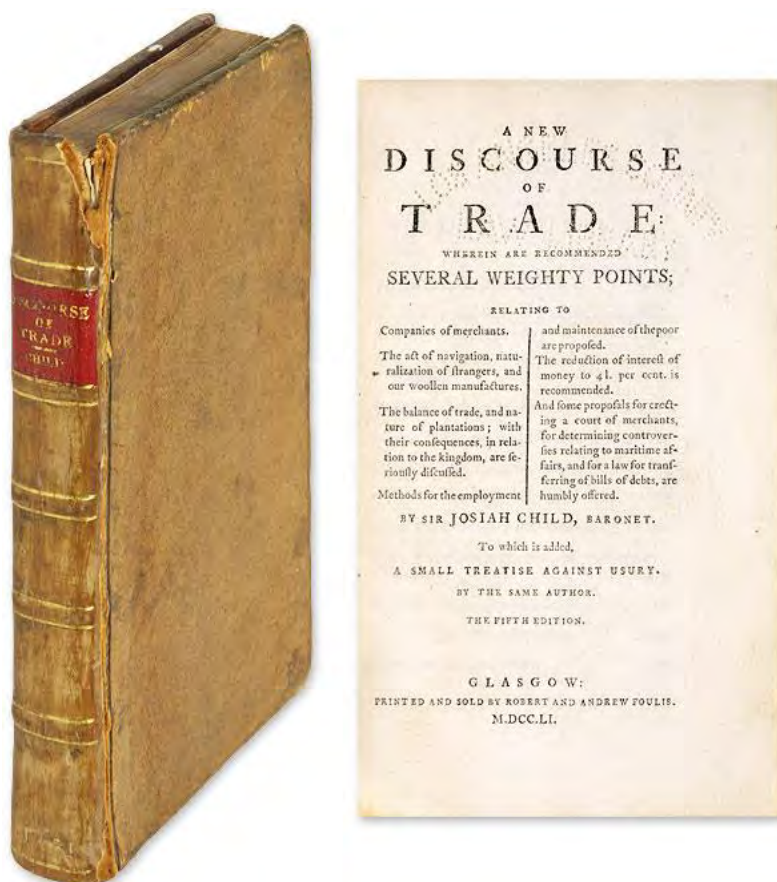
Care Supports a Controversial Decision by King James II

2. [Care, Henry (1646-1688)].

A Vindication of the Proceedings of His Majesties Ecclesiastical Commissioners, Against the Bishop of London, And the Fellows of Magdalen-College. London: Printed by Tho. Milbourn, 1688. [iv], 8, 17-78 pp. Text continuous despite pagination. With a preliminary imprimatur leaf. Quarto (8-1/4" x 6-1/2").

Recent stiff marbled wrappers, printed paper title panel to front cover. Title printed within double-ruled border. Light toning to text, foxing to a few leaves, internally clean. A handsome copy. \$350.

* Only edition, one of two issues from 1688. In April 1687 King James II interfered in the presidential election of Magdalen College. The ensuing controversy ended with the installation of the pro-Catholic Bishop of Oxford, backed by the Royal Ecclesiastical Commissioners, as president. The fellows acquiesced, but this was not enough for the king, who ordered them to admit their wrongdoing and ask for his pardon. Most of the fellows refused and were ejected and replaced by Catholics. Care supported the King's actions. For most of his career, Care was an opponent of Catholicism and royal power, but he shifted course during the reign of James II, becoming an unofficial royal propagandist. Though not uncommon, few copies of this title are held in North American law libraries. Counting both issues, OCLC locates 3 (at Harvard, the Library of Congress and York University). *English Short-Title Catalogue* R202803. [Order This Item](#)



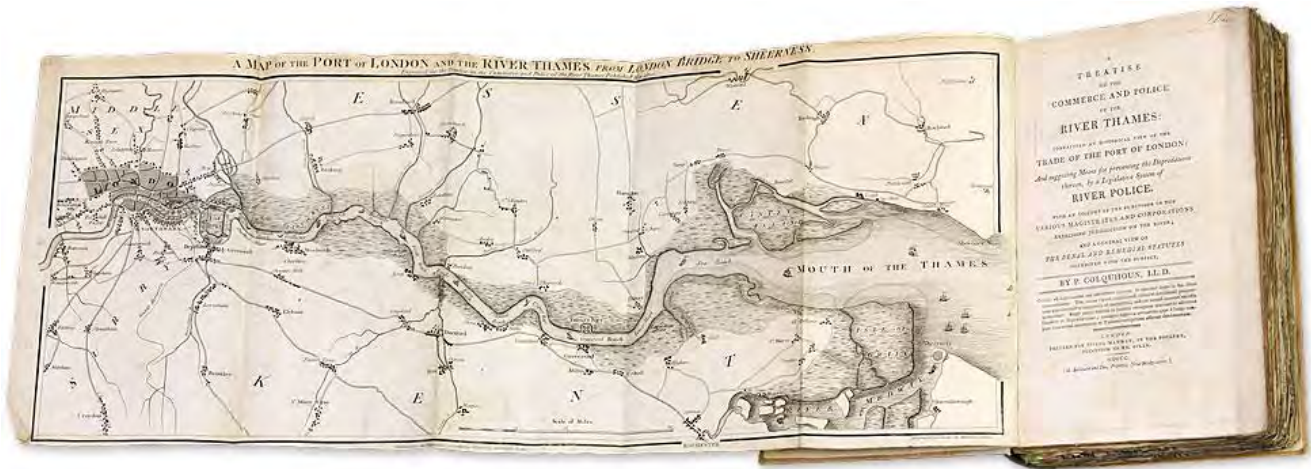
**A Classic Statement of English
Mercantilist Thought, This Edition Includes a Tract of Usury**

3. Child, Sir Josiah [1630-1699].

A New Discourse of Trade: Wherein are Recommended. Several Weighty Points; Relating to Companies of Merchants. The Act of Navigation, Naturalization of Strangers, And Our Woollen Manufactures. The Balance of Trade, And Nature of Plantations; With Their Consequences, In Relation to the Kingdom, Are Seriously Discussed. Methods for the Employment and Maintenance of the Poor are Proposed. The Reduction of Interest of Money to 4 l. Per Cent. Is Recommended. And Some Proposals for Erecting a Court of Merchants, For Determining Controversies Relating to Maritime Affairs, And for a Law for Transferring of Bills of Debts, Are Humbly Offered. By Sir Josiah Child. To Which is Added, A Small Treatise Against Usury, By the Same Author. Glasgow: Printed and Sold by Robert and Andrew Foulis, 1751. xxix, [1], 184 pp. Two parts in one with continuous pagination, second part preceded by divisional title page. Octavo (6-1/4" x 4").

Contemporary speckled calf with later rebacking, raised bands and lettering piece to spine. Moderate rubbing to extremities, chip to head of spine, front board just beginning to separate (but quite secure), a few minor scuffs to boards, corners bumped. Light toning to text, internally clean. Ex-library. Stamps to foot of text block and endleaves, bookplate to front pastedown, small perforated stamp to title page. \$250.

* Fifth (stated) edition. One of the classic statements of English mercantilist thought, this book was first published in 1690 as *A Discourse About Trade*. It went through at least ten editions and issues into the 1770s. It discusses the trade policies of the Netherlands, then a leading commercial power, the commercial potential of Britain's colonies and a policy to limit interest rates to encourage the competitive ability of English merchants. This latter point is emphasized in the "small treatise against usury" appended to this edition. *The Kress Library of Business and Economics* 5101. *English Short-Title Catalogue* T89154. [Order This Item](#)



**An Influential Treatise
on the Organization of Police Forces**

4. Colquhoun, Patrick [1745-1820].

A Treatise on the Commerce and Police of the River Thames: Containing an Historical View of the Trade of the Port of London; And Suggesting Means for Preventing the Depredations Thereon, By a Legislative System of River Police. With an Account of the Functions of the Various Magistrates and Corporations Exercising Jurisdiction on the River; And a General View of the Penal and Remedial Statutes Connected with the Subject. London: Printed for Joseph Mawman, In the Poultry, Successor to Mr. Dilly, 1800. [iv], xxxiv, 593, [1], 609-676, [20] pp. Folding copperplate map (of the River Thames), two folding tables. Complete as issued. Octavo (9" x 5-1/2").

Recent quarter cloth over paper-covered boards, calf lettering piece to spine, untrimmed edges. Light shelfwear and soiling, light rubbing and a small hole to spine, ends bumped. Moderate toning to text, light edgewear to map and folding plates, light soiling to title page. Small early owner signature to head of title page, interior otherwise clean. Ex-library. Stamps to edges and endleaves, bookplate to front pastedown, stamps to endleaves. \$250.

* Only edition, one of 6 issues from 1800. The first regular police force in England, Thames River Police was established to prevent the theft of maritime cargo in London and on the River Thames. It was founded, with advice from Jeremy Bentham, by John Harriot, a justice of the peace, mariner and inventor, and Patrick Colquhoun, the magistrate, social reformer and advocate of police forces. The river police proved to be a valuable crime deterrent. Originally financed by a group of merchants, it was transformed a year later into a permanent public agency. *A Treatise on the Commerce and Police of the River Thames* is a history of the force and a description of its organization and duties. A widely circulated book, it inspired the establishment of similar forces in New York, Dublin, Sydney and many other cities. Paterson, *Origins of the Thames Police*, Thames Police Museum (Retrieved 14 November 2014). *Catalogue of the Goldsmiths' Library of Economic Literature* 18053. *English Short-Title Catalogue* T140607. [Order This Item](#)



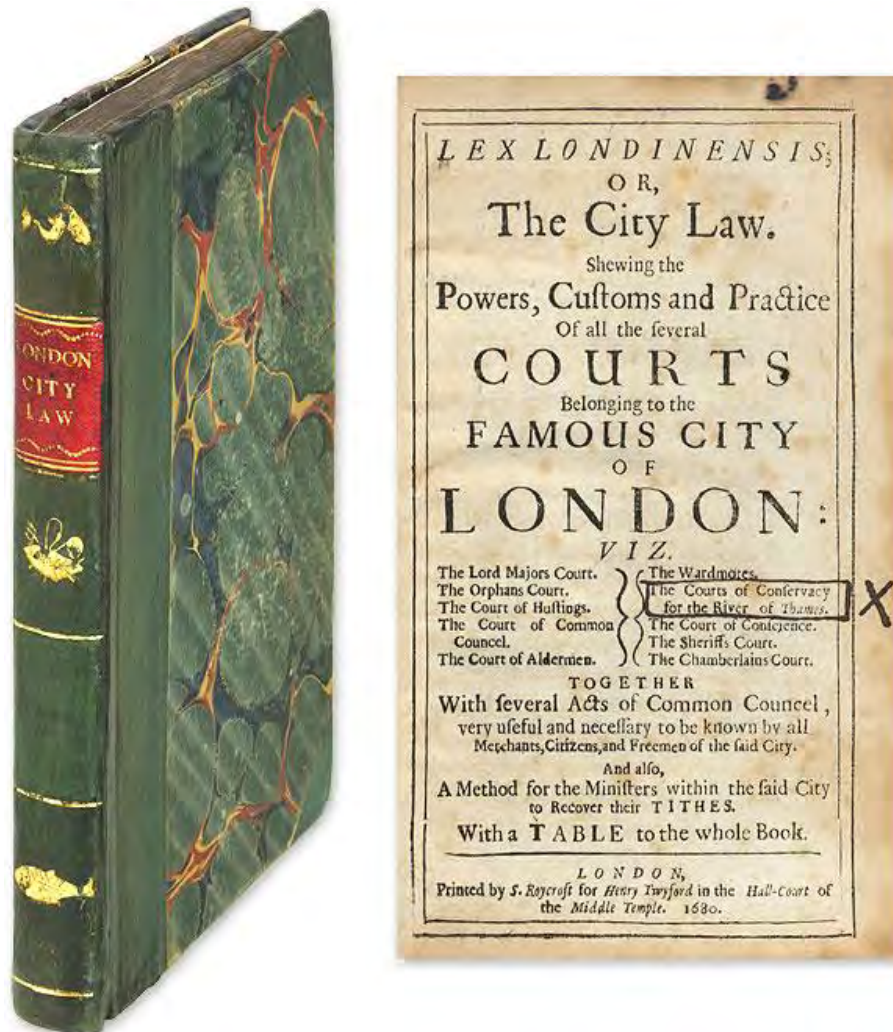
Cooley Discusses the Interstate Commerce Act and Its Effect on Railroads

5. Cooley, Thomas M.[1824-1898].

The Interstate Commerce Act: Pooling and Combinations Which Affect Its Operation. Address at the Dinner of the Boston Merchants' Association, January 8th, 1889. [Boston?: S.n., 1889]. 17 pp. Folding table. Octavo (9" x 6").

Pamphlet in printed wrappers bound into later cardboard folder with cloth spine. Some shelfwear to folder and bottom edge of pamphlet, otherwise fine. A well-preserved copy of a scarce item. \$75.

* Only edition. One of the leading American jurists of the second half of the nineteenth century, Cooley was a Justice of the Supreme Court and professor at the University of Michigan whose writings were "long deemed authoritative" (Walker). He was also the dominant commissioner when he was with the Interstate Commerce Commission. This pamphlet discusses the effects of the Interstate Commerce Act on railroads. OCLC locates 3 copies in law libraries (Duke, Iowa and the Library of Congress). Not in the *Harvard Law Catalogue*. [Order This Item](#)



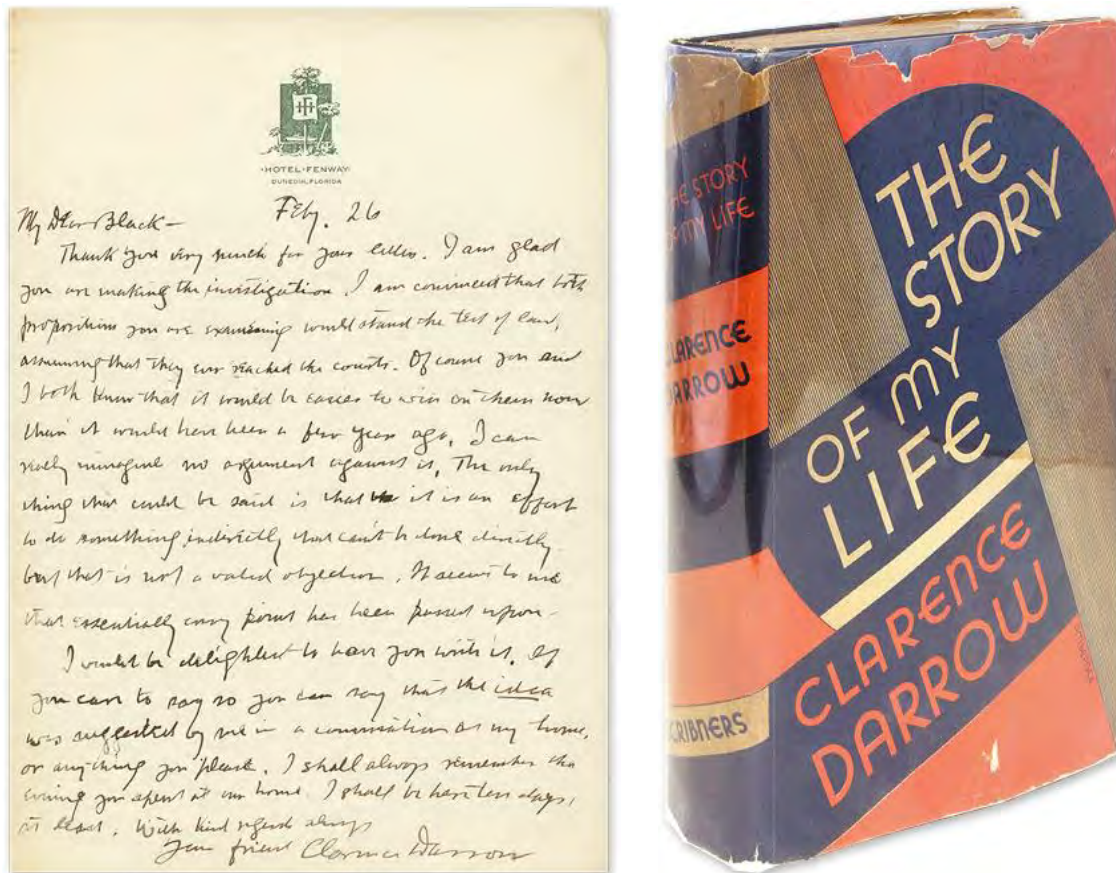
The City Law

**6. [Corporation of London].
[Court of Common Council].**

Lex Londinensis; Or, The City Law. Shewing the Powers, Customs and Practice of All the Severall Courts Belonging to the Famous City of London: viz. The Lord Majors Court. The Orphans Court. The Court of Hustings. The Court of Common Council. The Court of Aldermen. The Wardmotes. The Courts of Conservacy for the River of Thames. The Court of Conscience. The Sheriffs Court. The Chamberlains Court. Together with Severall Acts of Common Council, Very Useful and Necessary to be Known by All Merchants, Citizens, And Freemen of the Said City. And also, A Method for the Ministers Within the Said City to Recover Their Tithes. With a Table to the Whole Book. London: Printed by S. Roycroft for Henry Twyford, 1680. [viii], 260, [12] pp. Octavo (6-1/2" x 4").

Later three-quarter calf over marbled boards, rebaked retaining spine, which has gilt ornaments and later lettering piece, endpapers renewed. Some rubbing to boards and extremities, corners bumped and lightly worn. Light browning and occasional light foxing to text. Early owner underlining to title page, which has some edgewear, interior otherwise clean. An appealing copy. \$1,000.

* Only edition. This book was the first digest of the London's laws and guide to its courts after the revisions of the city laws from 1647 and 1658. A useful work that gathered a great deal of disparate information, it is a valuable resource today for students of seventeenth-century London and its legal system. *English Short-Title Catalogue* R2792. [Order This Item](#)



Darrow Discusses Prohibition with a Colleague

7. Darrow, Clarence [1857-1938].

[Black, Forrest R].

[Autograph Letter, Signed, To Black, On the Letterhead of the Hotel Fenway, Denedin, Florida, February 26]. Single 10-1/2" x 7-1/4" sheet.

Some toning, two horizontal fold lines, light soiling to upper right hand corner, otherwise fine.

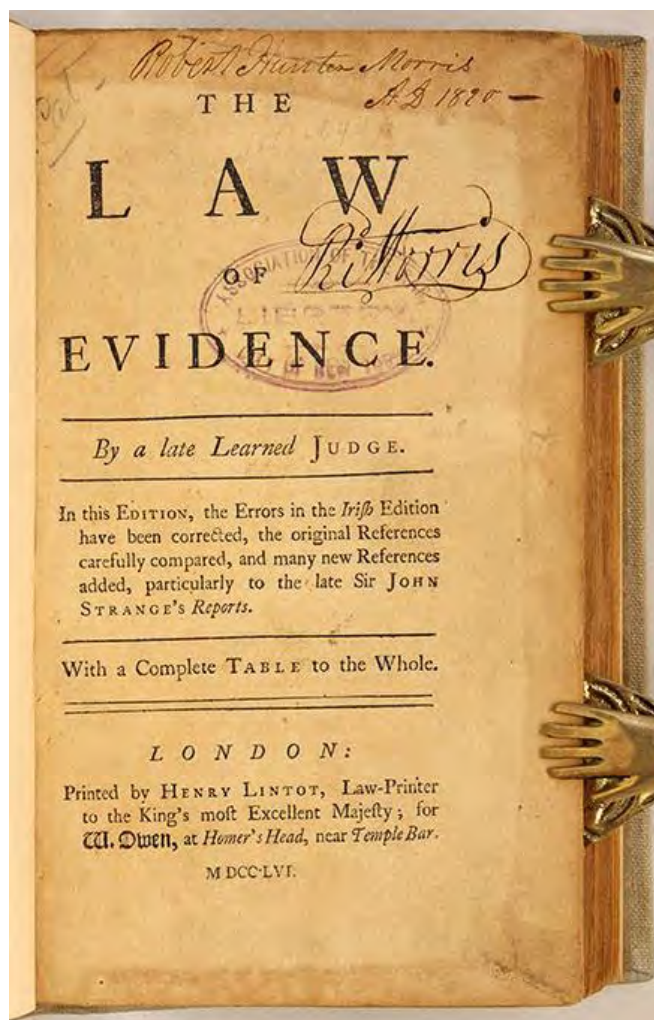
[With]

Darrow, Clarence [1857-1938].

The Story of My Life. New York: Charles Scribner's Sons, 1932. xiv, 465 pp. Fourteen plates (with 16 illustrations). First edition, first issue (Scribner "A").

Cloth in moderately worn and lightly soiled multi-color Art Deco dust jacket, light toning to text. Check marks and underlining in pencil to a few pages, interior otherwise clean. \$1,950.

* Black was a law professor at the University of Kentucky and the author of *Ill-Starred Prohibition Cases: A Study in Judicial Pathology* (1931), which has a foreword by Darrow. Darrow's letter from February 26 was probably written in 1930 or 1931, the period in which the two exchanged a number of letters about the manuscript of Black's book. Darrow appears to be discussing a passage in the manuscript: "I am convinced that both propositions you are examining would stand the test of law, assuming they ever reached the courts. Of course you and I both know that it would be easier to win on them now than it would have been a few years ago. I can really imagine no argument against it. The only thing that could be said is that it is an effort to do something indirectly that can't be done directly, but that is not a valid objection. It seems to me that essentially every point has been pressed upon." The letter is accompanied by a first edition, first issue, of Darrow's autobiography. Hunsberger, *Clarence Darrow: A Bibliography* 272. [Order This Item](#)



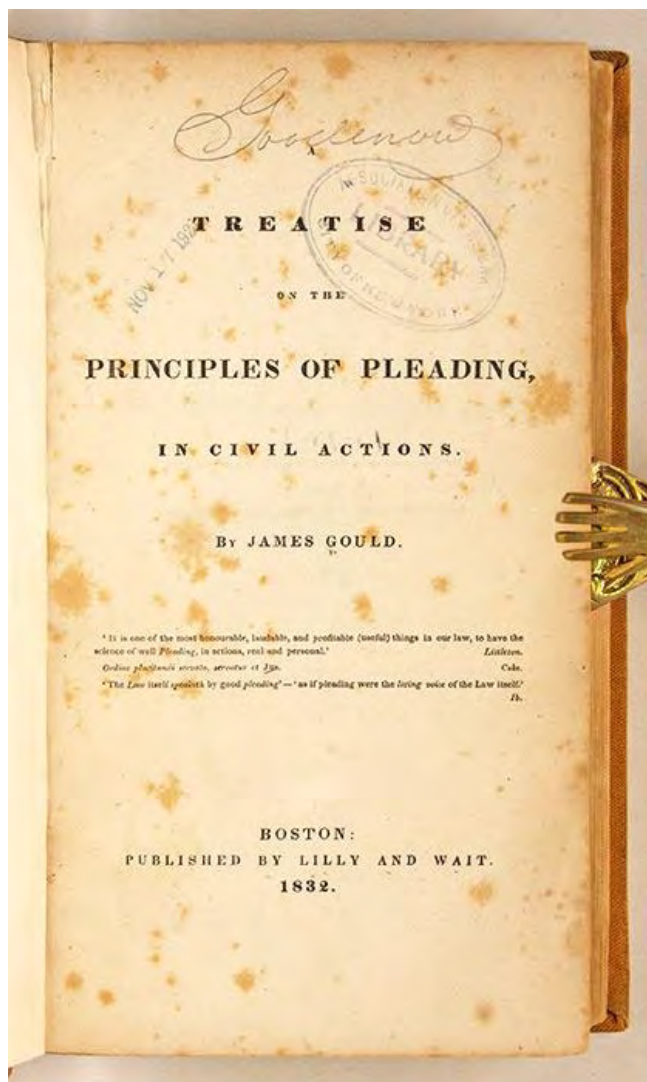
The First English Book on Evidence

8. [Gilbert, Sir Geoffrey (1674-1726)].

The Law of Evidence. By a Late Learned Judge. In this Edition, The Errors in the Irish Edition have been Corrected, The Original References Carefully Compared, And Many New References Added, Particularly to the Late Sir John Strange's Reports. With a Complete Table to the Whole. London: Printed by Henry Lintot, 1756. [iv], 289, [75] pp. Title page preceded by one-page publisher advertisement. Octavo (7-3/4" x 4-3/4").

Later library cloth, red and black calf lettering pieces to spine. Light soiling, some chipping to edges of lettering pieces. Light browning and occasional light foxing to text, tiny inkspots to a few leaves, later library stamp and two owner signatures ("Robert Hunter Morris/ A.D. 1820" and "R.I. Morris") to head of title page, a few brief library annotations to verso. \$1,000.

* First London edition, a revised reissue of the first edition, Dublin, 1754. "In this edition, the errors in the Irish edition have been corrected, the original references carefully compared, and many new references added, particularly to the late Sir John Strange's Reports. With a complete table to the whole." Derived from a manuscript and originally published anonymously, this was the first treatise devoted exclusively to evidence. "[I]t long held its place as the chief book on this topic; and Blackstone is loud in its praises": Holdsworth, *Sources and Literature of English Law* 120. Blackstone, *Commentaries on the Laws of England* (1768 ed.) III:367. *English Short-Title Catalogue* N10430. [Order This Item](#)



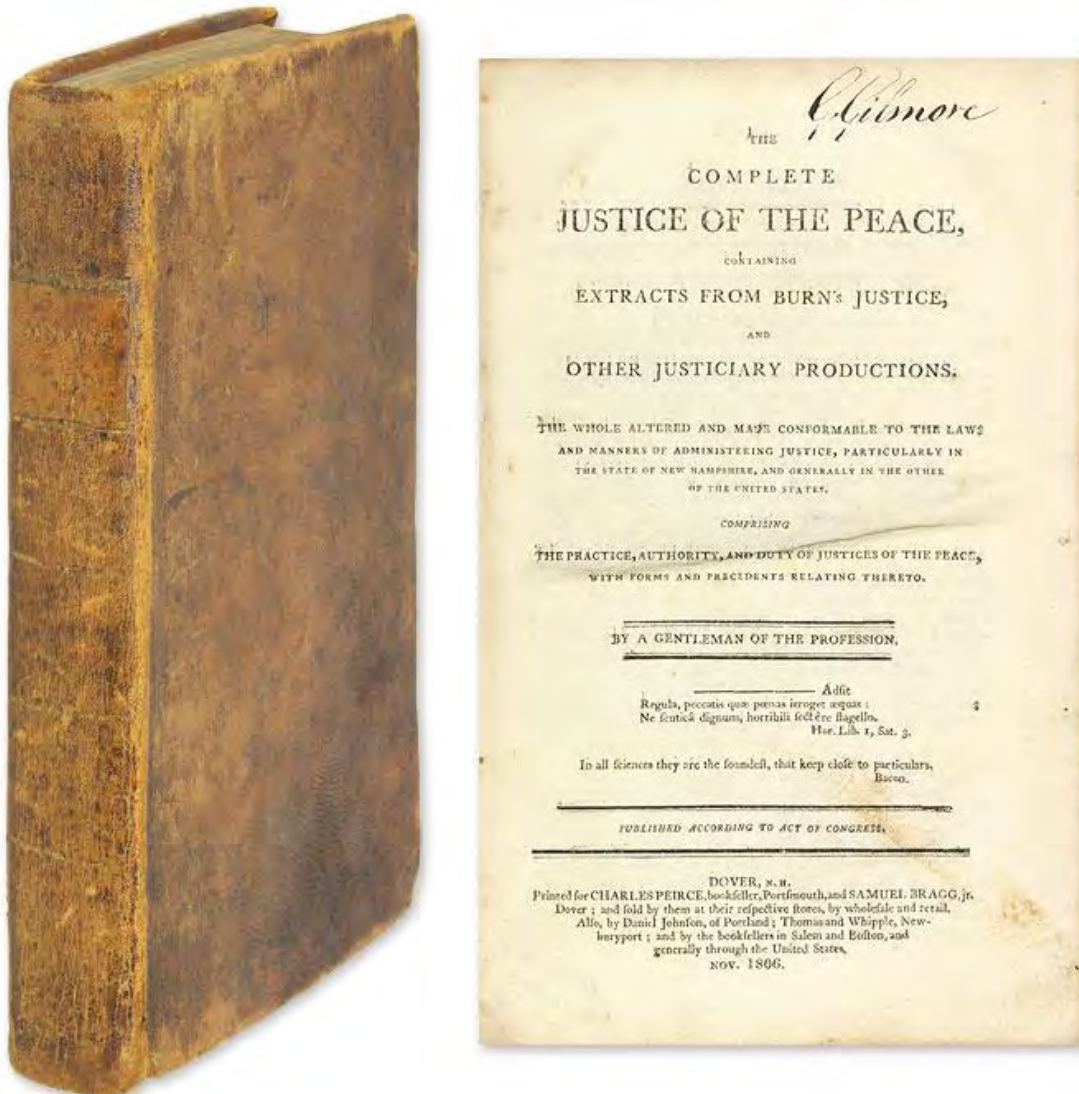
Scarce First Edition of "A Legal Classic of the Highest Order"

9. Gould, James [1770-1838].

A Treatise on the Principles of Pleading, in Civil Actions. Boston: Published by Lilly and Wait, 1832. x, [11]-536 pp. Octavo (9" x 5-1/2").

Later library cloth, lettering piece and black fillets to spine. Light shelfwear and soiling, light chipping to edges of lettering piece, later owner stamps to endleaves, front free endpaper and following leaf partially detached but secure. Moderate toning and occasional light foxing to text, brief early annotations to a few leaves, early owner signature and faint later library stamp to title page, two small library marks to verso. A scarce edition. \$1,000.

* First edition. Gould was Judge of the Connecticut Supreme Court and the director of the Litchfield Law School, the first law school established in the United States. Based on his lectures, this treatise expounds his system of pleading principles in an orderly, scientific and reasonable manner. "Gould's Pleading is a legal classic of the highest order, and has placed its author among the very best legal writers of the age." Marvin, *Legal Bibliography* 342. Cohen, *Bibliography of Early American Law* 9220. [Order This Item](#)



Classic JP Manual Based on Burn

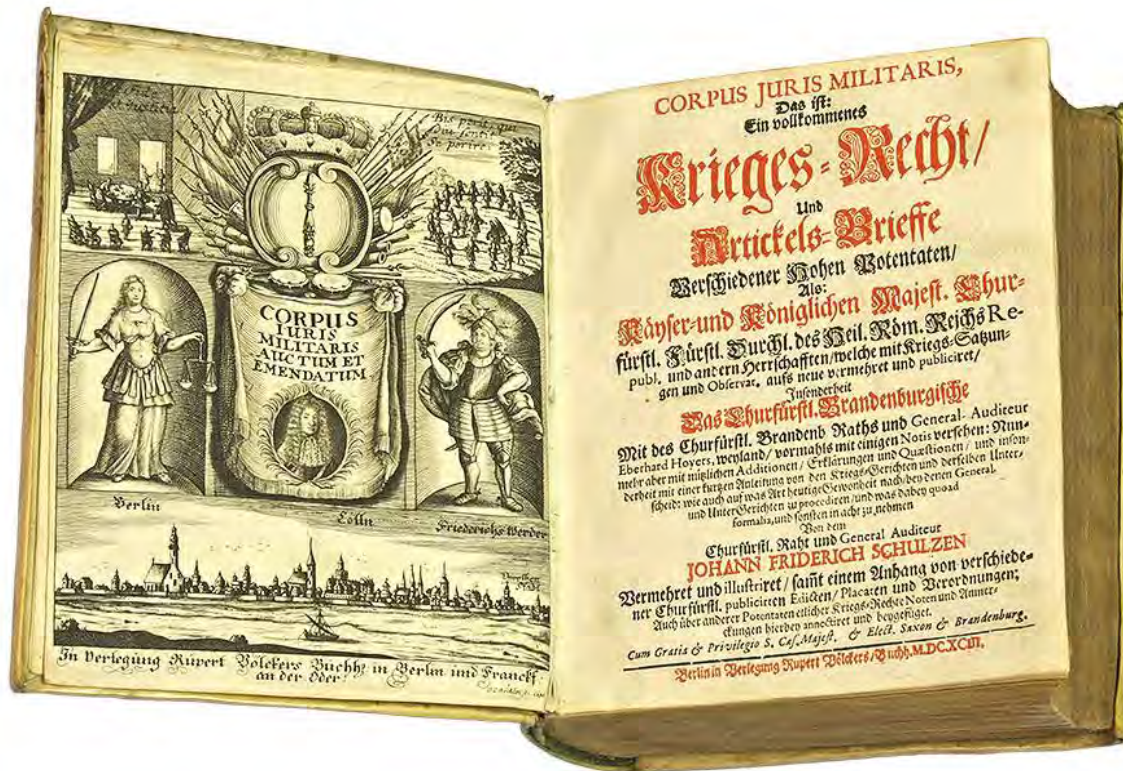
**10. [Hodgdon, Moses (1774-1840)].
[Burn, Richard (1709-1785)].**

The Complete Justice of the Peace Containing Extracts from Burn's Justice, and Other Justiciary Productions. The Whole Altered and Made Conformable to the Laws and Manners of Administering Justice, Particularly in the State of New Hampshire, and Generally in the Other of the United States, Comprising the Practice, Authority, and Duty of Justices of the Peace, With Forms and Precedents Relating Thereto. Published According to Act of Congress. Dover: Charles Peirce, 1806. [viii], 431, 4 pp. Includes four-page publisher catalogue. Octavo (8" x 5").

Contemporary sheep, blind fillets and lettering piece to spine. Some rubbing to extremities, a few light scratched to boards, corners bumped and lightly worn, fading to lettering piece. Some toning to text, foxing to a few leaves. Early owner signature (G. Gilmore) to head of title page, interior otherwise clean. \$75.

* First edition. With forms. Also includes a table of fees and the text of "An Act for Regulating Fees" dated December 16, 1796. An early American JP manual based on Burn's classic *Justice*. Cohen, *Bibliography of Early American Law* 8395.

[Order This Item](#)



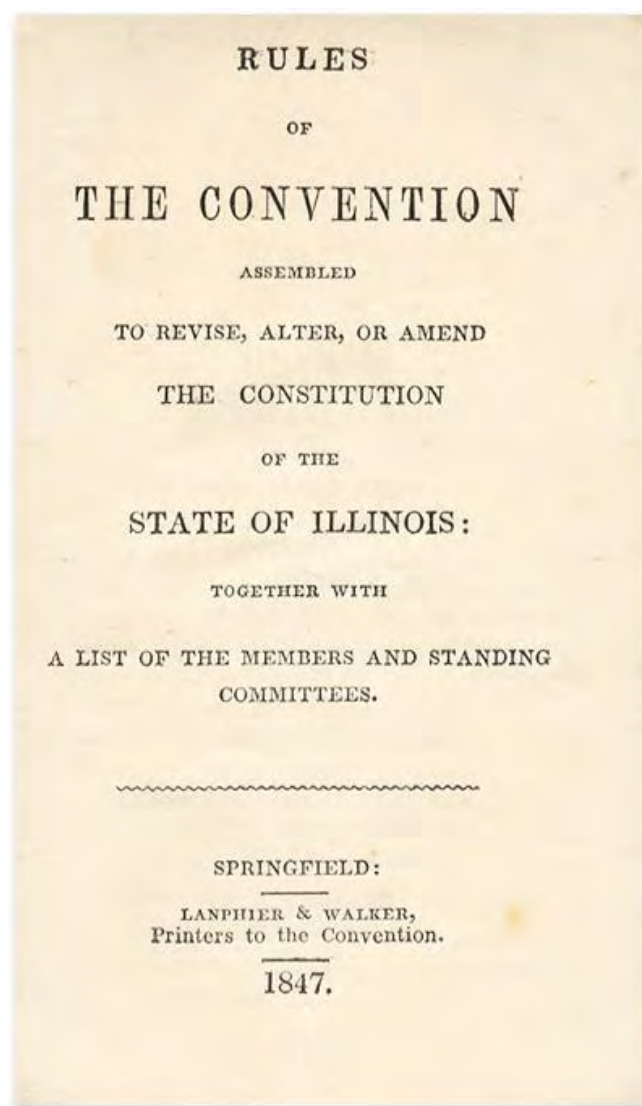
Scarce Anthology of Seventeenth-Century Military Laws

11. Hoyer, Eberhard.
Schulze, Johann Friedrich.
[Böcklin, Johann Christoph, Engraver].

Corpus Juris Militaris, Das ist, Ein Vollkommenes Krieges-Recht und Artickels-Brieffe Verschiedener Hohen Potentaten, Als, Käyser-und Königlichen Majest. Churfürstl. Fürstl. Durchl. des Heil. Röm. Reichs Republ. Und Andern Herrschafften, Welche mit Kriegs-Satzungen und Observat: Aufs Neue Vermehret und Publiciret. Insonderheit Das Churfürstl. Brandenburgische Mit des Churfürstl. Brandenb. Raths und General-Auditeur Eberhard Hoyers, Weyland/ Vormahls mit Einigen Notis Versehen: Nunmehr aber mit Nützlichen Additionen/ Erklärungen und Quaestionen/ Und Insonderheit mit einer Kurtzen Anleitung von den Kriegs-Gerichten und Derselben Unterscheid; Wie auch auf was Art Heutig Gewohnheit nach/ Bey denen General und Unter Gerischen zu Procediren/ und was Dabey Quoad Formalia, Und Sonsten in Acht zu Nehmen. Von dem Churfürstl. Raht und General Auditeur Johann Friderich Schulzen Vermehret und Illustrirt/ Samt einem Anhang von verschiedener Churfürstl. Publicirten Edicten/ Placaten und Verordnungen; Auch über Anderer Potentaten Etlicher Kriegs-Rechte Noten und Anmerkungen Hierbey Annectirt und Beygefüget. Berlin: In Verlegung Rupert Völcker, 1693. Seven parts. [lx], 472; 238; [2], 30; 60; 368; 64; 44 pp. Copperplate allegorical frontispiece. Copperplate portrait plate of King Frederick I facing dedication. Woodcut folding table. Complete. Quarto (8-1/4" x 6-1/2").

Contemporary vellum with lapped edges, early hand-lettered title to spine, edges rouged. Light soiling and shelfwear, a few minor stains to boards, front hinge starting. Light browning to text, brief early annotations to Part IV, pp. 4-7, a few leaves, clean tear to fore-edge of Part V, p. 363. A very good copy. \$1,850.

* Later edition. This book is a concordance of the military laws of Brandenburg, the other Holy Roman Empire and the other principal states of Europe: Spain, France, Sweden, Denmark, Poland, the Netherlands and Sweden. Two general chapters discuss naval laws. This book went through seven editions, the last in 1700. All are scarce, especially in North America. Concerning the 1693 edition, OCLC locates 5 copies, 2 in North, America (Society of Cincinnati, Newberry Library). *Das Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 1:040942L. [Order This Item](#)



**Handbook for Delegates to the 1847
Illinois Constitutional Convention**

12. [Illinois].

[Constitutional Convention of 1847].

Rules of the Convention Assembled to Revise, Alter, Or Amend the Constitution of the State of Illinois: Together with a List of the Members and Standing Committees. Springfield: Lanphier & Walker, Printers to the Convention, 1847. 16 pp. 16mo. (4-3/4" x 3").

Original plain brown wrappers, a few creases, small hole near head of spine, small blank piece excised from bottom of rear. Light toning to interior, internally clean. \$175.

* Only issue. The convention was held in the summer of 1847. Ratified by popular vote in 1848, this, the second state constitution, alters the constitution on 1818 in important ways: by expanding the power of the state to incur debt, formally organizing the court system, establishing voting by ballot and removed the power of the legislature to appoint judges or expand the membership of the Supreme Court. It also restricted the vote to white male citizens over 21. A separate article submitted for popular vote prohibited "free persons of color from immigrating to and settling in this state..." OCLC locates 1 copy (at the Chicago Historical Museum). [Order This Item](#)



An Ancient English Right

**13. [Land Law].
[Great Britain].**

The Law of Commons and Commoners; Or a Treatise Shewing the Original and Nature of Common, And the Several Kinds Thereof, Viz. Common Appendant, Appurtenant, Estover, Turbary, Peschary and Pur Cause of Vicinage, Of Commons in Gross, and Sans Number, With the Pleadings in Reference to Every of Them. As Also the Powers and Privileges of Commoners, in Reference to the Soil, to the Lord, to Strangers, and of the Remedies and Actions They May Have. Of Declarations, Pleadings, In and to Actions Brought by and Against Commoners. Approvement, Apportionment, Suspension and Extinguishment of Common. Of Grant of Common, and By What Words Common Shall Pass. Together With the Learning of Prescriptions in General; the Form and Manner of Pleading Prescription, In Reference to Common, in Several Rules. Of Prescription and Pleading by a Copyholder in Reference to Common. Of Evidence to Prove Prescription for Common, the Several Customs of commoners, and of Enclosures. With several Forms of Precedents Adapted to Every Sort of Common. [London]: Printed by the Assigns of Richard and Edward Atkins, 1698. [xxii], 255, [9] pp. With a 2 pp. publisher list (pp. [xxi-xxii]) before main text. Lacking 8 pp. publisher list at end of text. Octavo (7-1/4" x 4-3/4").

Recent period-style calf, blind rules enclosing frames with corner fleurons to boards, raised bands, blind ornaments and lettering piece to spine, endpapers renewed. Light browning and foxing to text, early owner signature to head of title page, careful repair to its lower corner. An attractive copy. \$1,500.

* First edition. Commons is open and uncultivated land or water owned by a lord to which certain occupiers of adjacent enclosed land have certain rights. These include the right to pasture animals, to fish (peschary), to cut peat (turbary) and to gather wood (estovers). A body of custom and enacted law with origins in the Anglo-Saxon period, commons was long considered a central English right and a cornerstone of the feudal structure. Indeed, the gradual elimination of commons through the series of enclosure acts enacted from 1760 to 1830 triggered widespread social protest. Though the acts were motivated by the needs of modern agriculture, and had a profound effect on the livelihood of small farmers and the poor, they were not attacked on economic grounds, but as violations of the ancient English rights described in the *Law of Commons*. A second edition was published in 1720. *English Short-Title Catalogue* R5473. [Order This Item](#)



**Justice Van Devanter Explains the Organization
of the Supreme Court and Circuit Courts to an Inquiring Boy**

14. [Manuscript].

Van Devanter, Willis [1859-1941].

[Schwartz, Louis].

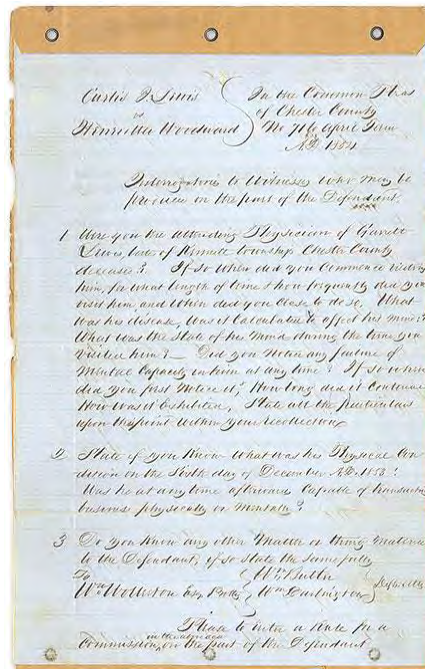
[*Typed Letter, Signed, To Louis Schwartz, On Personal Letterhead, April 16, 1929*]. Single-sided letter on two 10-1/2" x 8" sheets, signed "Willis Van Devanter." Light toning, Faint vertical and horizontal fold lines, tiny staple holes to head of first sheet, tiny staple holes to head and foot of second sheet.

[With]

Van Devanter, Willis.

[*7" x 9-1/2" Black-and-White Press Photograph of Justice Van Devanter Addressing a Newreel Camera*]. [New York: Acme Newspictures, May 24, 1937]. Minor wear and crinkling to edges, caption, stamps and annotations to verso. \$850.

* Addressed to "Master Louis Schwartz," this letter describes the organization of the Supreme Court and the Federal Circuit Courts. It appears to be a reply to a set of questions submitted by Schwartz; the final line of Van Devanter's letter reads "I trust what has been said will be found by you to be a sufficient answer to your inquiries." The caption pasted to the verso of the photograph reads: "Justice Van Devanter Withdraws to His Farm. Justice Willis Van Devanter, whose resignation from the Supreme Court bench takes effect June 2nd, poses for newsreel cameraman James Lyons, on his farm, May 23rd. The retiring justice will spend much of his time on his acres near Ellicott City, MD., When he steps down from the bench." Appointed by President Taft, Willis Van Devanter was an Associate Justice of the Supreme Court of the United States from January 3, 1911, to June 2, 1937. For his conservatism, he was known as one of the Four Horsemen, along with Pierce Butler, James Clark McReynolds, and George Sutherland; the four would dominate the Supreme Court for over two decades. [Order This Item](#)



**1854 Interrogatory Concerning the
Mental Fitness of the Decedent in an Inheritance Case**

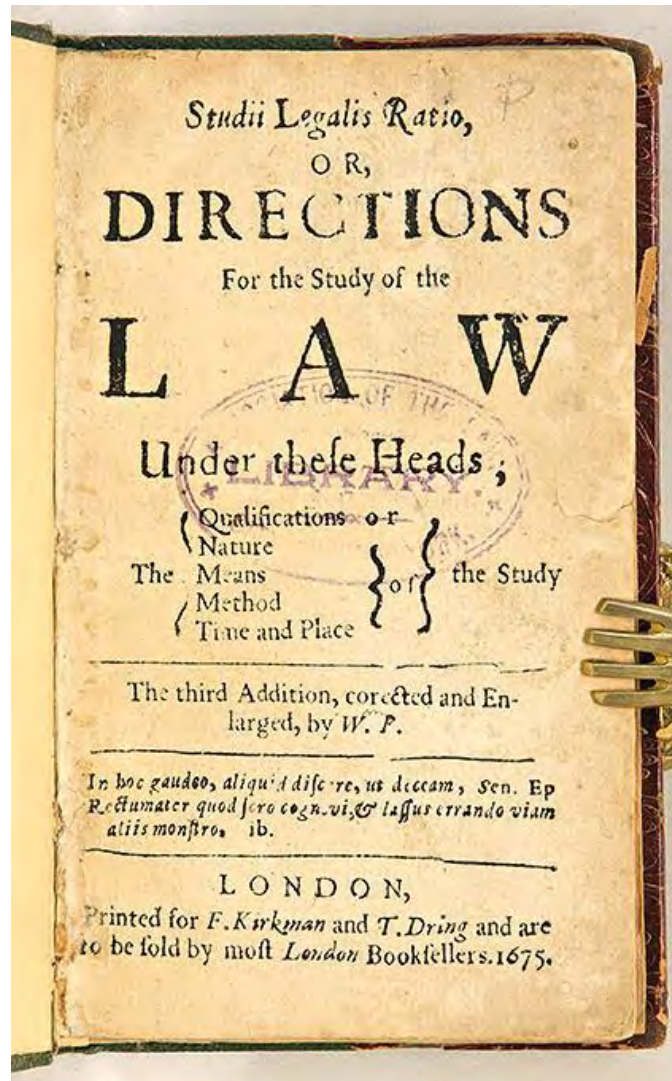
15. [Manuscript].
[Wills].
[Mental Fitness].
Lewis, Garrett.
Skinner, Dr. W.C.

[1854 Legal Interrogatory of a North Carolina Medical Doctor W.C. Skinner Concerning the Illness, Mental Fitness and Death of Garrett Lewis of Chester County, Pennsylvania]. [West Chester, Chester County, Pennsylvania, October 23, 1854]. [4] ff. Folio (12" x 8").

Four leaves of lined blue paper, with outer wrapper affixed with grommets along top edge, content to rectos and versos of first two leaves, and recto of third leaf, embossed seal of Court of Common Pleas of Chester County to third leaf. Faint horizontal fold lines, moderate edgewear to wrapper, scattered foxing. A well-preserved item. \$350.

* Legal interrogatory of North Carolina physician Dr. W.C. Skinner concerning the December 1853 death of his patient, Garrett Lewis of Chester County, Pennsylvania, from consumption. The document reveals a complicated and problematic relationship between a physician and his patient including his patient's financial affairs. Dr. Skinner's answers to the lawyer's questions and the facts he supplied were in aid of the lawsuit *Curtis F. Lewis vs. Henrietta Woodward*. This complicated case appears to concern the deceased's will and the state of his mind when he executed it—a will witnessed by Dr. Skinner. The 1854 interrogatory is directed to county prothonotary, William Wollerton. The manuscript appears to be an official copy; it is sealed by the Court of Common Pleas and is attested to by Prothonotary Wollerton as being "From the Record."

The interrogatory comprises three multi-part questions posed by the defendant's attorneys, William Butler and William Darlington. It focuses on the deceased's state of mind on December 6, 1853, presumably the date of his will. The third question reveals, troublingly, that Dr. Skinner witnessed the deceased's will. As to the will, Skinner declares: "I believe he knew he was signing his will, but he was incapable of comprehending and provision of said will. In a word I believe he was in such a condition as to readily & unresistingly sign any paper that might have been presented to him." An interesting legal document describing a complicated professional relationship between a physician and his patient, outlining the physician's involvement in his patient's financial and estate affairs. [Order This Item](#)



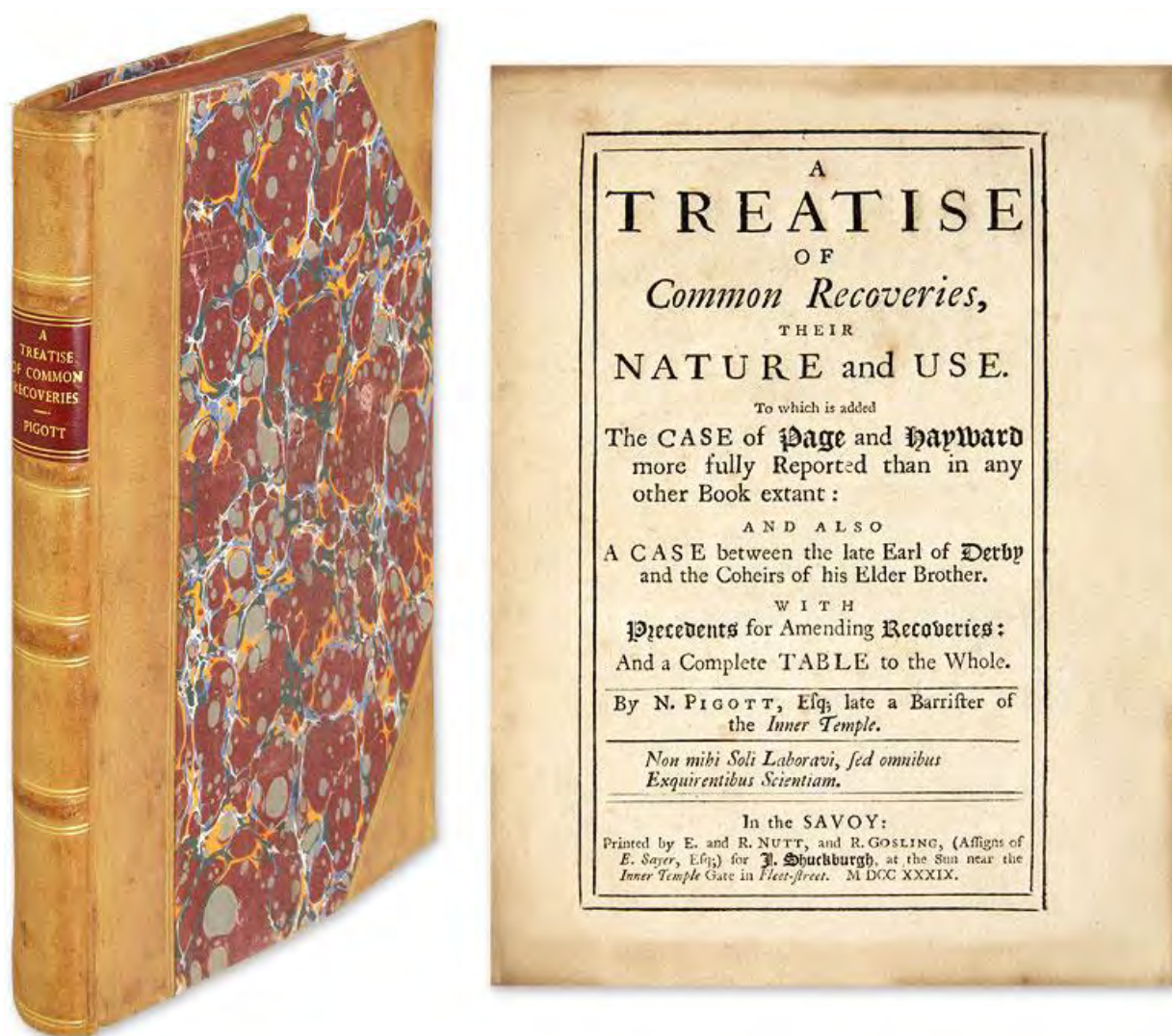
"Directions for the Study of Law"

16. [Phillips, William].

Studii Legalis Ratio, Or, Directions for the Study of Law Under These Heads; the Qualifications or [sic], Nature, Means, Method, Time and Place of the Study. Corrected and Enlarged. London: Printed for F. Kirkman and T. Dring, 1675. [xii], 204 pp. Includes four-page printer catalogue. 12mo. (5-1/2" x 3-1/2").

Later half-pebbled cloth over marbled boards, gilt title and traces of shelf label to spine. Light rubbing to boards, moderate rubbing to extremities, hinges cracked, later inkstamp to rear pastedown. Moderate toning and occasional (very) faint dampstaining to text, minor tears to fore-edges of preliminaries and Leaf B1 (pp. 1-2), faint library inkstamps and embossed stamps to title page, brief library annotation to verso. A scarce title. \$1,000.

* Third and final edition of a well-respected *vade mecum* first published in 1662. "[This] is a book on the same lines as those written in the preceding period by Fullbecke and Dodderidge. It tells the student something of the kinds of knowledge essential to him...It gives him a little elementary information as to the various kinds and species of laws...and then it goes on to discourse the main features of the common law and its position in the state. It concludes by giving a list of the chief books on English law which he must study.": Holdsworth, *A History of English Law* VI:601. *English Short-Title Catalogue* R40100. [Order This Item](#)



First Edition of a Well-Esteemed Treatise on Recoveries

17. Pigott, N[athaniel] [1661-1737].

A Treatise of Common Recoveries, Their Nature and Use. To Which is Added the Case of Page and Hayward More Fully Reported Than in Any Other Book Extant: And also a Case Between the Late Earl of Derby and the Coheirs of His Elder Brother. With Precedents for Amending Recoveries: And a Complete Table to the Whole. [London]: Printed by E. and R. Nutt, and R. Gosling, 1739. [iii], 232, [15] pp. Includes one-page publisher advertisement. Quarto (7-3/4" x 6").

Recent period-style three-quarter calf over marbled boards, raised bands and lettering piece to spine. Light rubbing to extremities, crack in text block between front free endpaper and following endleaf, a few partial cracks to text block. Light toning to text, finger smudges to a few leaves. Occasional early annotations to margins in neat hand, interior otherwise clean. An attractive copy. \$350.

* First edition. According to Marvin, Pigott was "a profound lawyer" and notes that this treatise "long continued to be the best text book on [this] very difficult and complicated subject." Later editions were published in 1753, 1770 and 1792. Marvin, *Legal Bibliography* 572. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:490 (15). [Order This Item](#)



"Everything to My Wife"

18. Sadler, Walter Dendy, After.

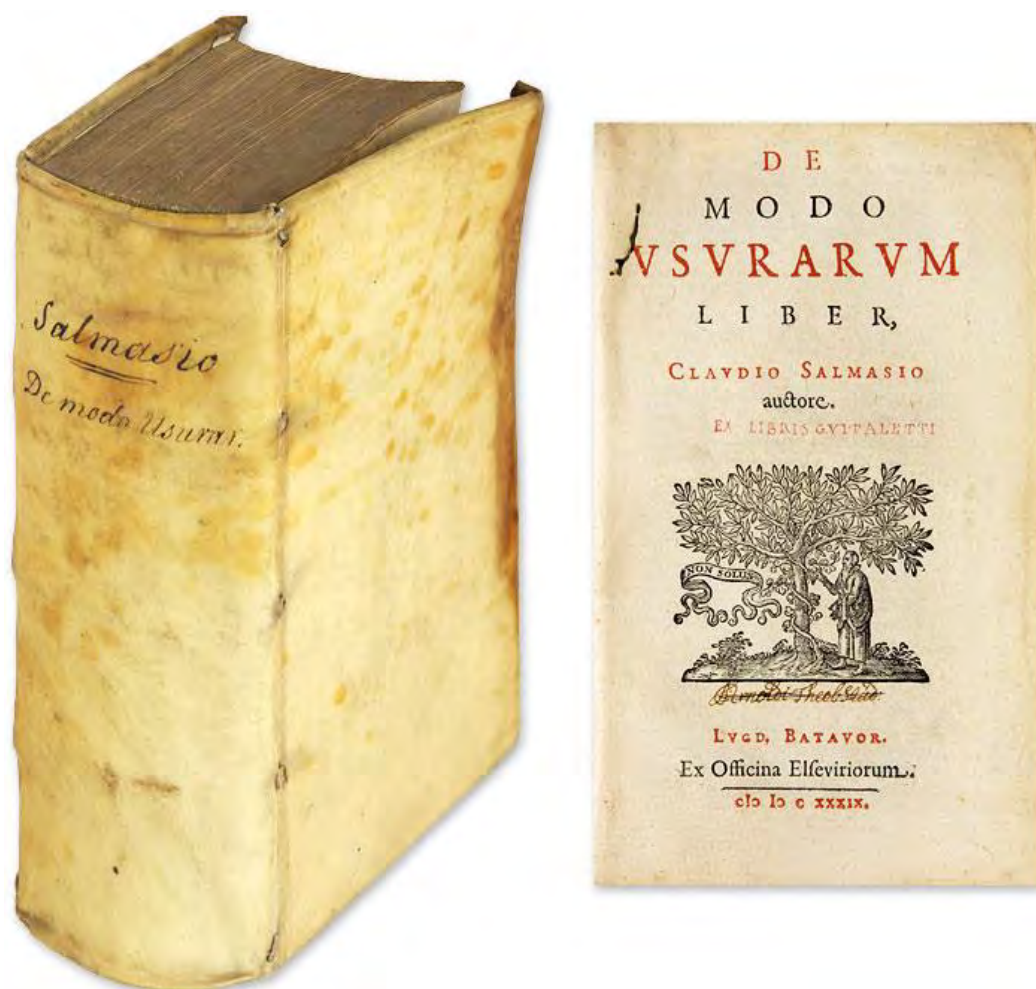
James Dobie, Engraver.

The New Will: "Everything to My Wife Absolutely." London, Paris & New York: Rafael Tuck & Sons Ltd, [c. 1894].

Attractively glazed and double-matted 19" x 16" hand-colored etching in handsome 29" x 26" wooden frame, small brass plaque to center of bottom. Light rubbing to frame, some toning to margins and matte, image vivid. \$1,500.

* This piece depicts a presumably newlywed couple reviewing the terms of the husband's will with a barrister in his office. The caption reads "The New Will (Everything to My Wife Absolutely)." This is an ambiguous scene. The husband, who appears somewhat smug, is significantly older than the wife, who looks rather sad. The barrister appears skeptical. Does the bride regret her choice to marry for money? Was she compelled to enter this union? Is the husband a dying man?

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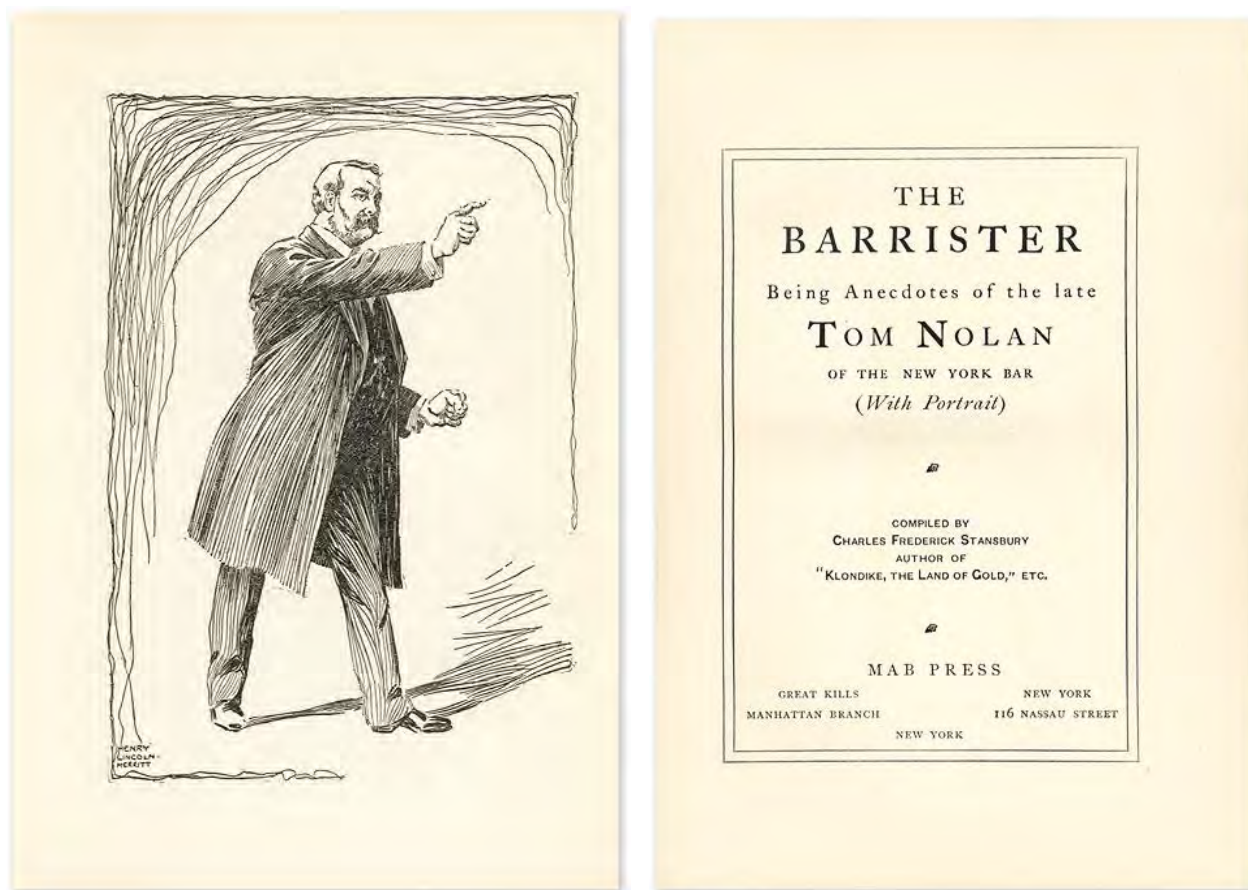
A Scarce Treatise on the Roman Law of Usury

19. Saumaise, Claude [1588-1653].

De Modo Usurarum Liber. Leiden: Ex Officina Elseviriorum, 1639. [lvi], 891, [93] pp. Octavo (6-1/4" x 4-1/4").

Contemporary vellum with lapped edges, early hand-lettered title to spine. Light staining to binding, spine ends and corners bumped. Title page with Elzevier Solitaire device printed in red and black. Light toning, faint dampstaining to margins in a few places, worm track near upper corner of preliminaries and following 20 leaves with minor loss to text (legibility not affected). Underlining to some passages in an early hand, later annotations to front free endpaper, interior otherwise clean. Ex-library. Bookplate to front pastedown. \$750.

* Only edition. An interesting treatise of usury and other matters relating to interest rates, principally in Roman and canon law. Saumaise was an *avocat* of the *Parlement* of Paris. OCLC locates 5 copies in North American law libraries (Library of Congress, Social Law, UC-Berkeley, University of Michigan, Yale). Another copy located at George Washington University Law School. Willems, *Les Elzevier: Histoire et Annales Typographiques* 488. [Order This Item](#)



Legal Anecdotes of a New York Lawyer

20. Stansbury, Charles Frederick, Compiler.

The Barrister: Being Anecdotes of the Late Tom Nolan of the New York Bar. New York: Mab Press, [1902]. viii, 264 pp. Frontispiece. Original cloth, gilt titles to front board and spine, some shelfwear, internally clean. \$35.

*First edition. Contents include "Chastising the Flesh," "The Power of Eloquence" and "The Broth of a Boy, Or the Articled Clerk." [Order This Item](#)

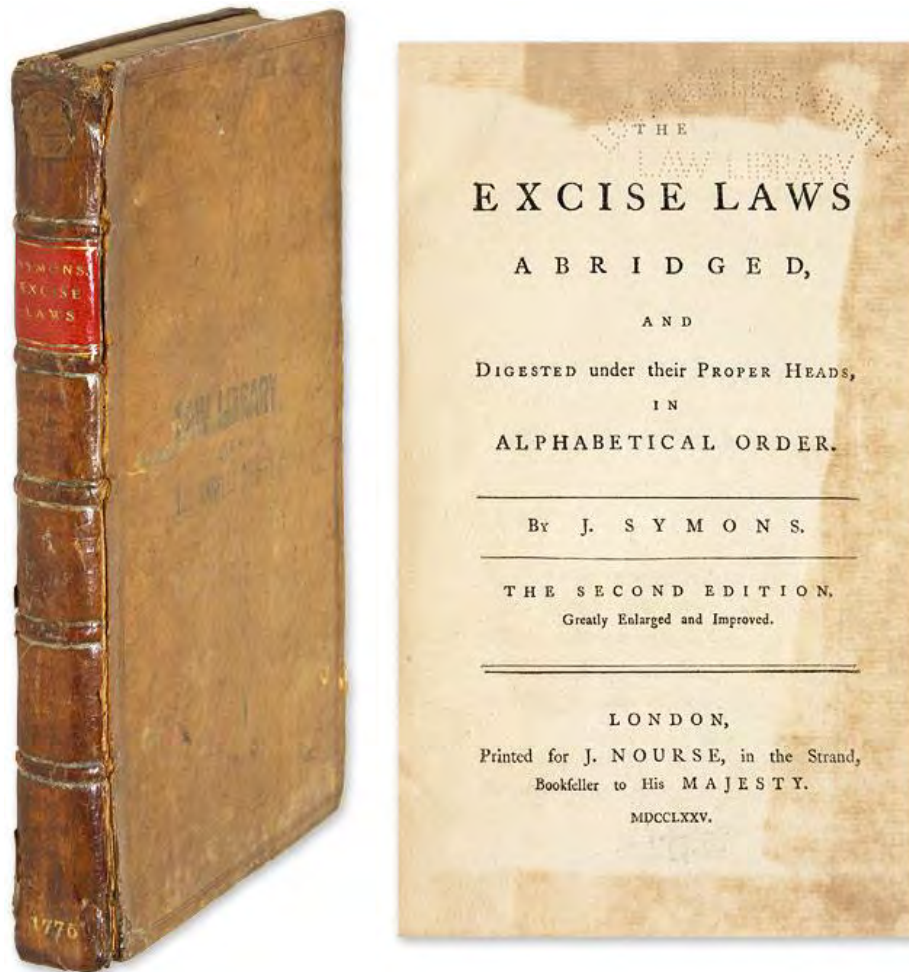


Image of Furnival's Inn by Noted Engraver

21. Sutton, Nicholas.

Furnival's Inn, c. 1725. 13" x 18" copperplate engraving, handsomely matted and glazed. Image notably fresh. \$400.

* This engraving, which has a caption near the top margin, offers a bird's eye view of the courtyard of Furnival's Inn, its buildings and the surrounding neighborhood. The appearance of the Inn and the clothing and vehicles of the figures places the date of this image in the early decades of the eighteenth century. Sutton was highly regarded for his topographical engravings. Many were created for later editions of John Stow's *Survey of the Cities of London and Westminster*, which is probably the source of this plate. Furnival's Inn was an Inn of Chancery attached to Lincoln's Inn that was founded in 1383. Sir Thomas More was a reader at this Inn; Dickens rented rooms there in 1834 to 1837, the time when he was writing the *Pickwick Papers*. [Order This Item](#)



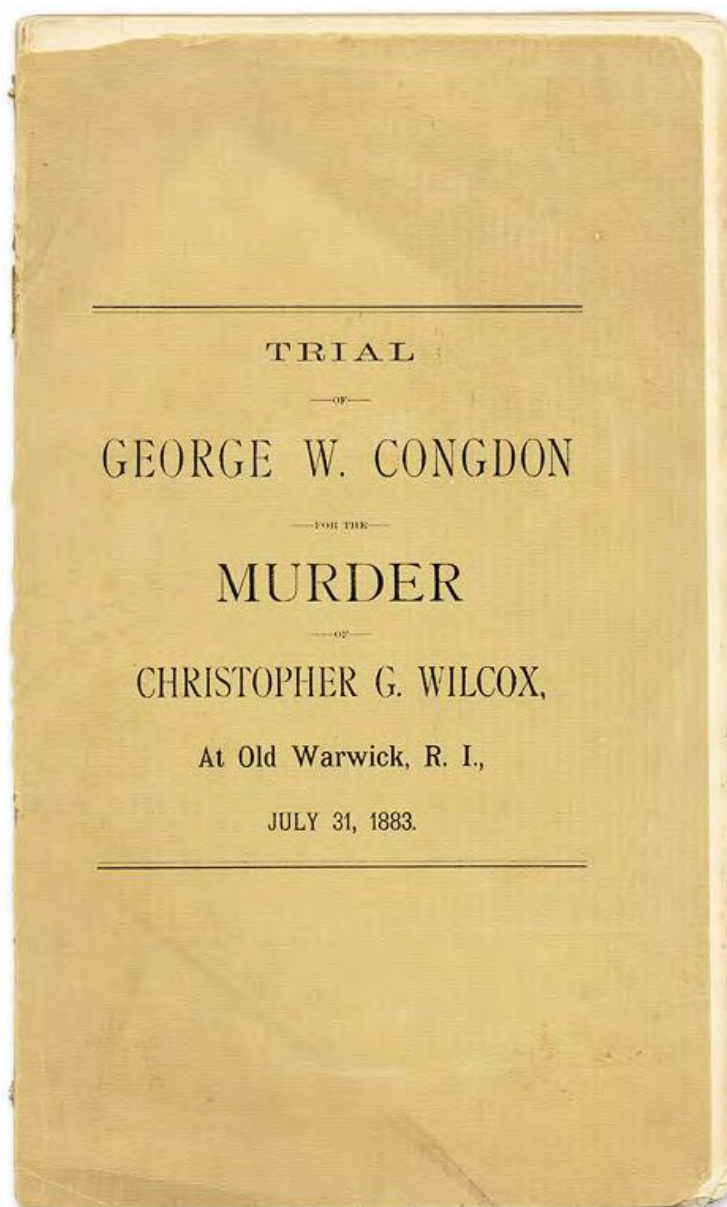
Scarce 1775 English Abridgment of Excise Laws

22. Symons, J[ellinger].

The Excise Laws Abridged, and Digested Under Their Proper Heads, in Alphabetical Order. London: Printed for J. Nourse, 1775. xiv, [2], 264 pp. Octavo (8" x 5").

Contemporary calf, blind rules to boards, raised bands and later lettering piece to spine. Moderate rubbing to extremities, chipping to head of spine, boards beginning to separate (but quite secure). Light toning to text, somewhat heavier in places, annotated throughout in an early hand. Ex-library. Stamps to boards, edges and endleaves, bookplate to front pastedown, small perforated stamp to title page. A solid copy of a scarce title. \$350.

* Second and final edition, "greatly enlarged and improved." Symons's guide for solicitors and excise officers was first published in 1773. The statutes are arranged alphabetically by topic. "The statutes were becoming too numerous, and their connections too intricate to be understood by men of such slender abilities as a great part of those whom the Commissioners of Excise, through the smallness of the salary, were obliged to admit into their employ; and the leisure time which their employment allowed them was too little for those of greater abilities to make any proficiency in the study of them. With a view therefore to assist them I abstracted, collected together, and digested all the laws relating to the excise, under such heads, and in such order, as seemed most likely to answer that end" (Preface, vii-viii). The annotations in this copy appear to be case citations. Both editions are scarce. OCLC locates 2 copies in North American law library (University of Victoria, British Columbia, which has the second edition). Higgs, *Bibliography of Economics* 6405. *English Short-Title Catalogue* T87833. [Order This Item](#)



It Began as a Dispute Over a "Quantity of Scallop Shells"

23. [Trial].

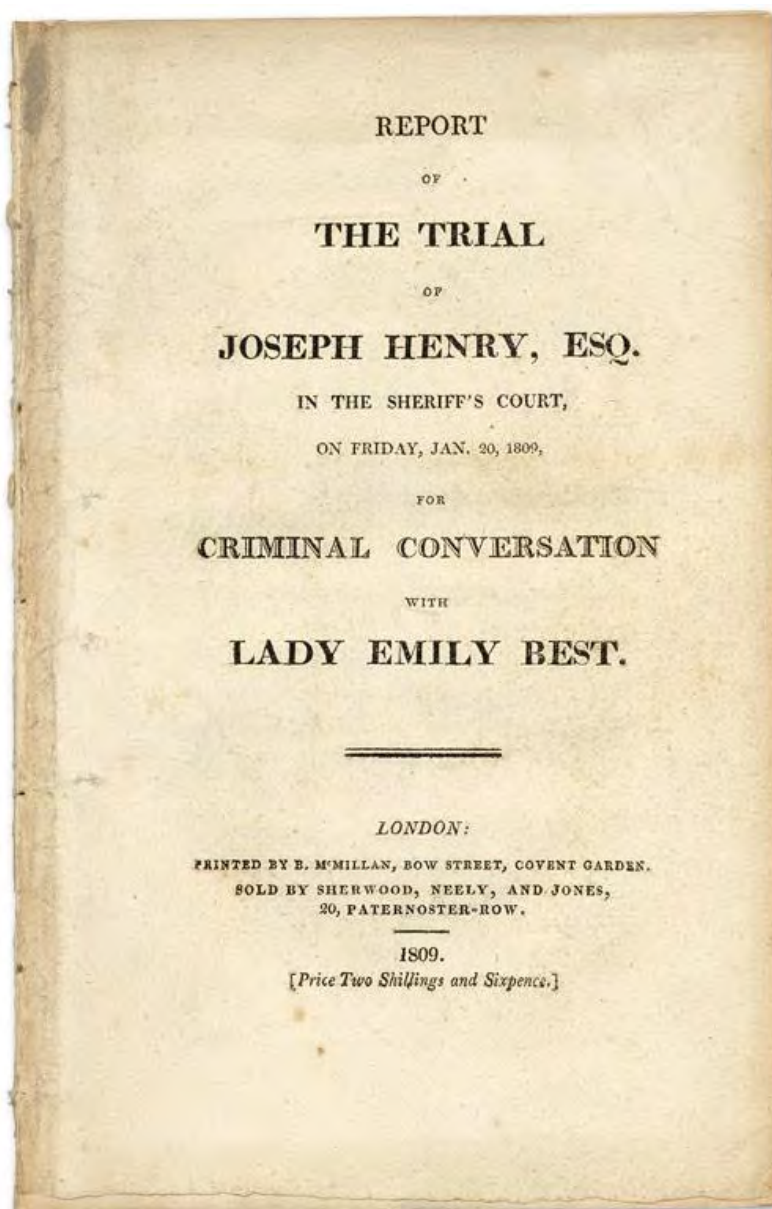
Congdon, George W., Defendant.

The Trial of George W. Congdon for the Murder of Christopher Wilcox. Providence, RI: Sidney S. Rider, 1884. [iv], 176 pp. Octavo (10" x 6").

Original printed wrappers, front cover and first two signatures detached, light soiling to covers, chipping to edges of some leaves, most signatures unopened. \$100.

* "The shooting, which took place at Warwick, Rhode Island, was the culmination of a dispute over a quantity of scallop shells which had lead to a law suit. Congdon was convicted of manslaughter." McDade, *The Annals of Murder* 209.

[Order This Item](#)



The Lady Deserted Her Husband and Daughter

24. [Trial].

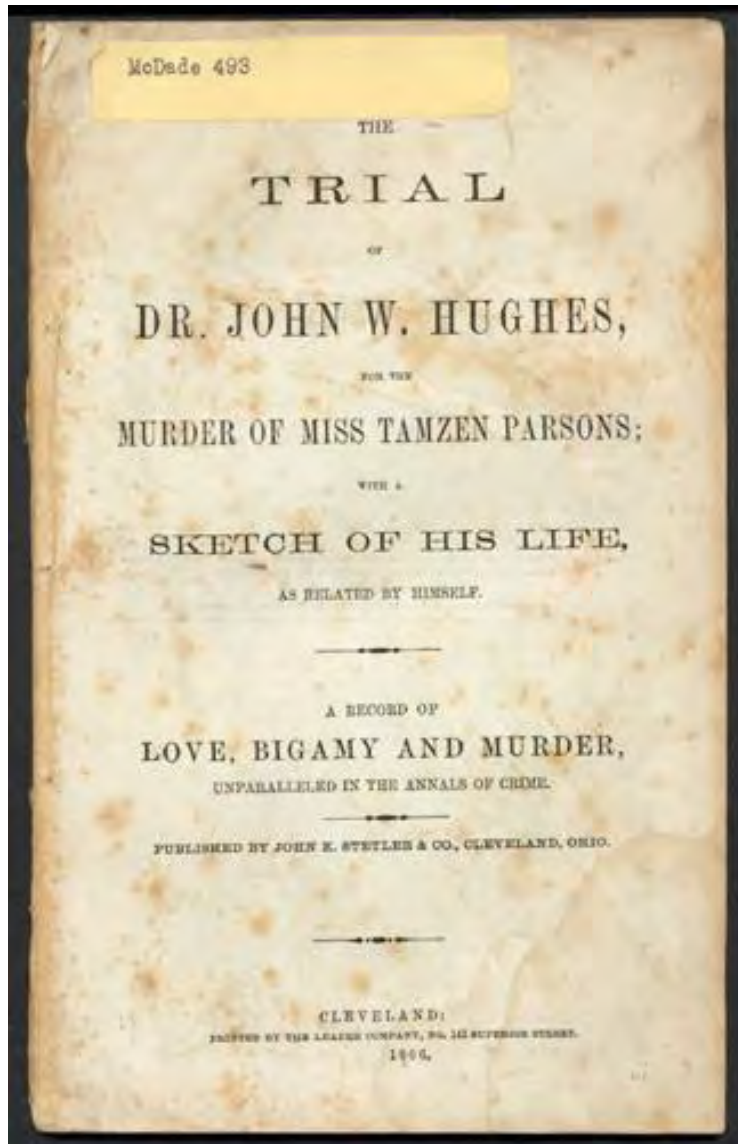
[Henry, Joseph, Defendant].

Report of the Trial of Joseph Henry, Esq., In the Sheriff's Court, On Friday, Jan. 20, 1809, For Criminal Conversation with Lady Emily Best. London: Printed by B. McMillan, 1809. [ii], 50, [1] pp. Includes one-page advertisement. Octavo (8-1/2" x 5-1/2").

Disbound stab-stitched pamphlet. Light soiling to exterior, minor edgewear to first and final leaves, light toning to interior. \$350.

* A report of the inquiry to award damages after Lady Emily Best deserted her formerly wealthy husband, who was currently living in a debtor's prison, and her infant daughter. The trial resulted in an award of £2000. OCLC locates 2 copies (at Cornell and Yale Universities). *Catalogue of the Library of the Harvard Law School* (1909) II:1098. [Order This Item](#)

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**An "Unparalleled" Record of Love,
Bigamy and Murder: A Variant Not Recorded in McDade**

25. [Trial].

Hughes, Dr. John W., Defendant.

The Trial of Dr. John W. Hughes, For the Murder of Miss Tamzen Parsons; With a Sketch of His Life, As Related by Himself. A Record of Love, Bigamy and Murder, Unparalleled in the Annals of Crime. Cleveland: Printed by the Leader Company, 1866. 58 pp. Octavo (9" x 5-3/4").

Stab-stitched pamphlet with printed back wrapper. Some wear to edges, occasional foxing and faint dampstaining. Small typed label stating--incorrectly--"McDade 493" to head of title page, internally clean. \$650.

* "Jealous and intoxicated, Hughes, on the streets of Bedford, Ohio, shot the seventeen year old girl he had seduced. At his execution, he spoke for fifteen minutes until the sheriff reminded him 'Time is going.' Then he dropped" (McDade). Our copy is not in McDade, which lists one with the following imprint: "Cleveland: John K. Stetler & Co., 1866." See McDade, *The Annals of Murder* 493. [Order This Item](#)



Was Dr. Hunter a Charlatan?

26. [Trial].

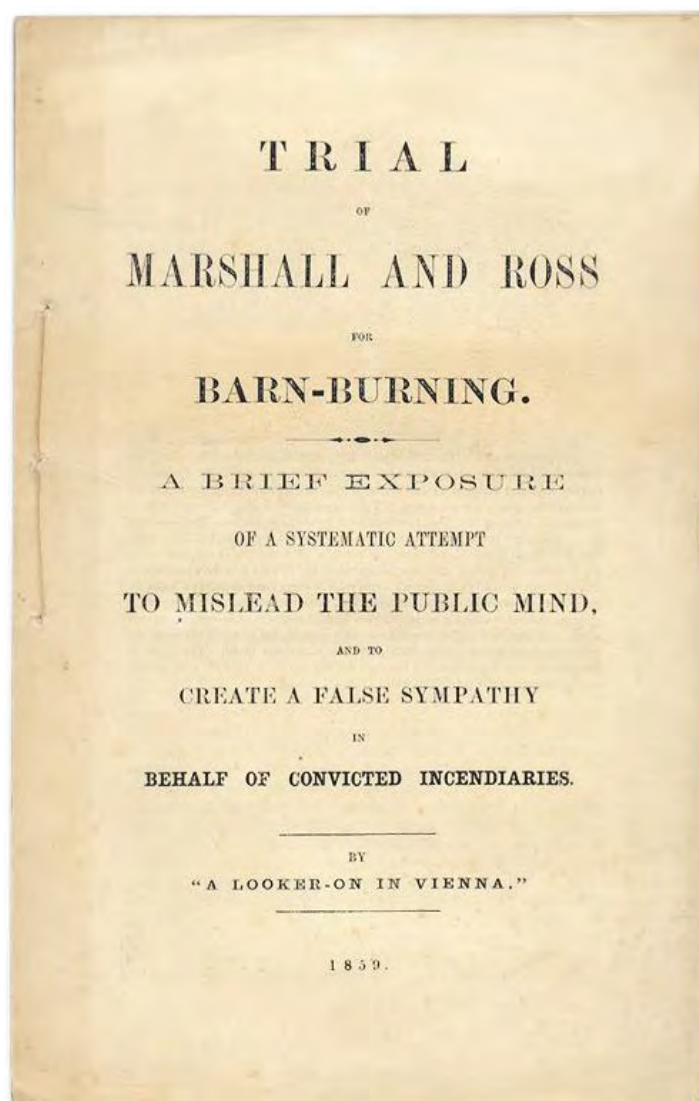
Hunter, Robert, Plaintiff.

Pall Mall Gazette, Respondent.

Dr. Hunter Versus Pall Mall Gazette: Being a Verbatim Report of the Medical Evidence Given by Dr. Williams, Dr. Risdon Bennett, Dr. Orlando Markham, Dr. George Johnson, Dr. Cotton, Dr. Richard Quain and Dr. Odling, Showing Their Opinions on the Nature, Causes and Cure of Consumption: With Explanatory Remarks by Dr. Hunter, The Plaintiff. London: Printed by C. Mitchell and Co., 1867. 404 pp. 4 woodcut text illustrations. Octavo (8" x 5").

Later library cloth, red and black calf lettering pieces to spine. Light soiling and shelfwear, some chipping to edges of lettering pieces. Moderate toning to text, minor stains to a few leaves, light soiling, a faint stain and a library stamp to title page, library annotations to verso. A scarce title, \$1,000.

* Only edition. One of the most famous cases of its day, it is fascinating for its insights into medical jurisprudence, the Victorian medical profession and the treatment of tuberculosis (consumption). Hunter, an American doctor, had antagonized English doctors by claiming to have developed a better set of therapies to treat tuberculosis. A shrewd self-promoter, he publicized his views widely and attracted a large number of patients. He had several critics. One of them published an article attacking him in the *Pall Mall Gazette* titled "Dupes and Imposters." Hunter sued. After many hours of medical testimony, the jury "vindicated" Hunter, but awarded him only 1 farthing in damages. This contemptuous award indicated that the jury considered him a charlatan. OCLC locates 12 copies, 3 in North American law libraries (Harvard, Jenkins, Social Law). *Catalogue of the Library of the Harvard Law School* II:1109. [Order This Item](#)



A Case of Arson in Gloucester, Massachusetts

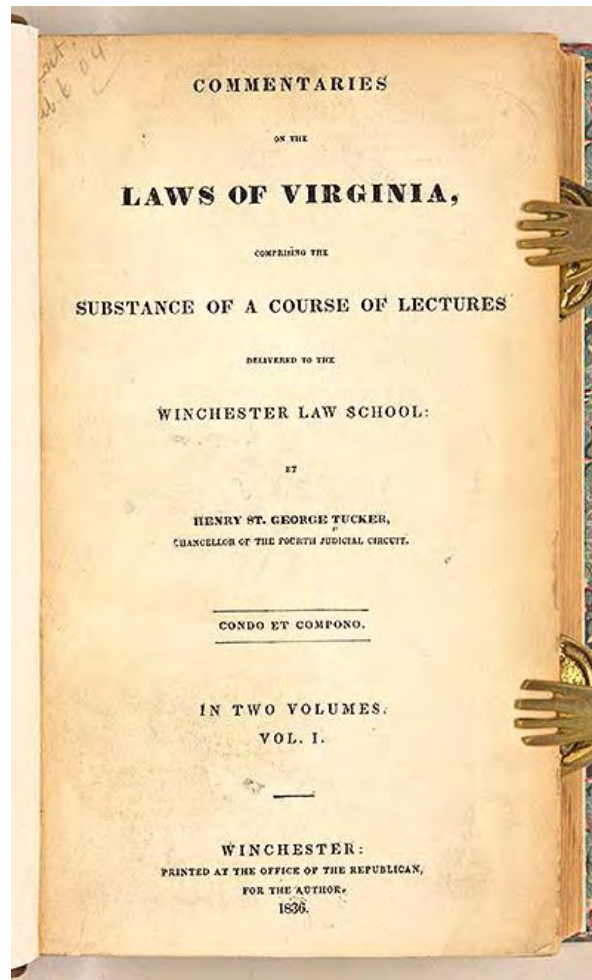
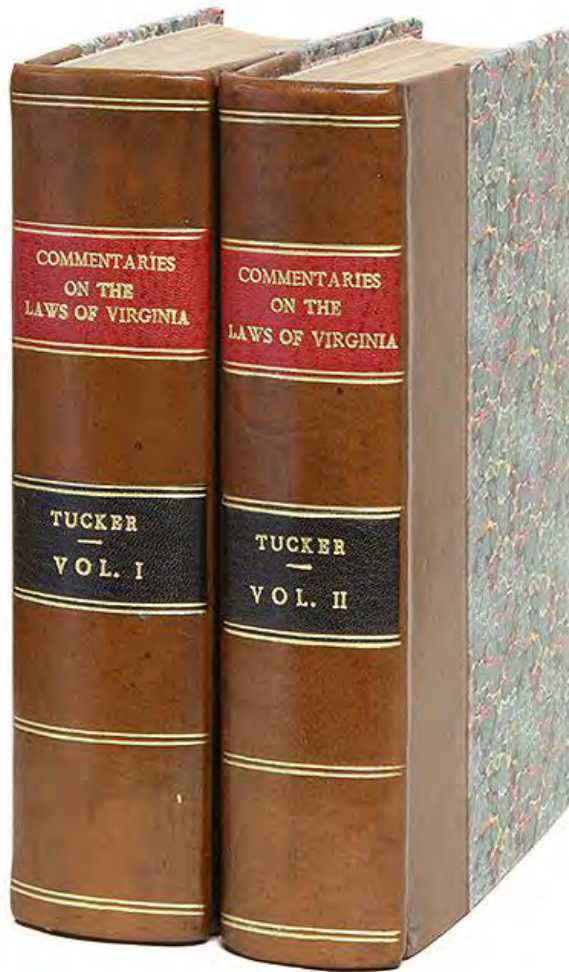
27. [Trial].

Looker-on in Vienna.

Trial of Marshall and Ross for Barn-Burning: A Brief Exposure of a Systematic Attempt to Mislead the Public Mind, And Create a False Sympathy in Behalf of Convicted Incendiaries. [Gloucester, MA: S.n.], 1859. 20 pp. Octavo (8-3/4" x 5-1/2").

Stab-stitched pamphlet in printed wrappers. Light soiling and negligible edgewear, rear wrapper lacking, light toning to text. \$650.

* Only edition. Marshall and Ross (we are never given their first names) were a tenant and hired hand of a Mr. Niles, a farmer. They were convicted of arson after Niles's barns were destroyed by fire. This verdict seemed unfair and the defense attorney petitioned successfully for an appeal. Published in the weeks leading up to the second trial, this pamphlet offers an argument for their conviction. An interesting case, it is also a fine record of the social setting of criminal law in small-town New England in the mid-nineteenth century. OCLC locates 5 copies in North America law libraries (Columbia, Harvard, Library of Congress, Social Law, University of Missouri). *Catalogue of the Library of the Harvard Law School* (1909) II:1140. [Order This Item](#)



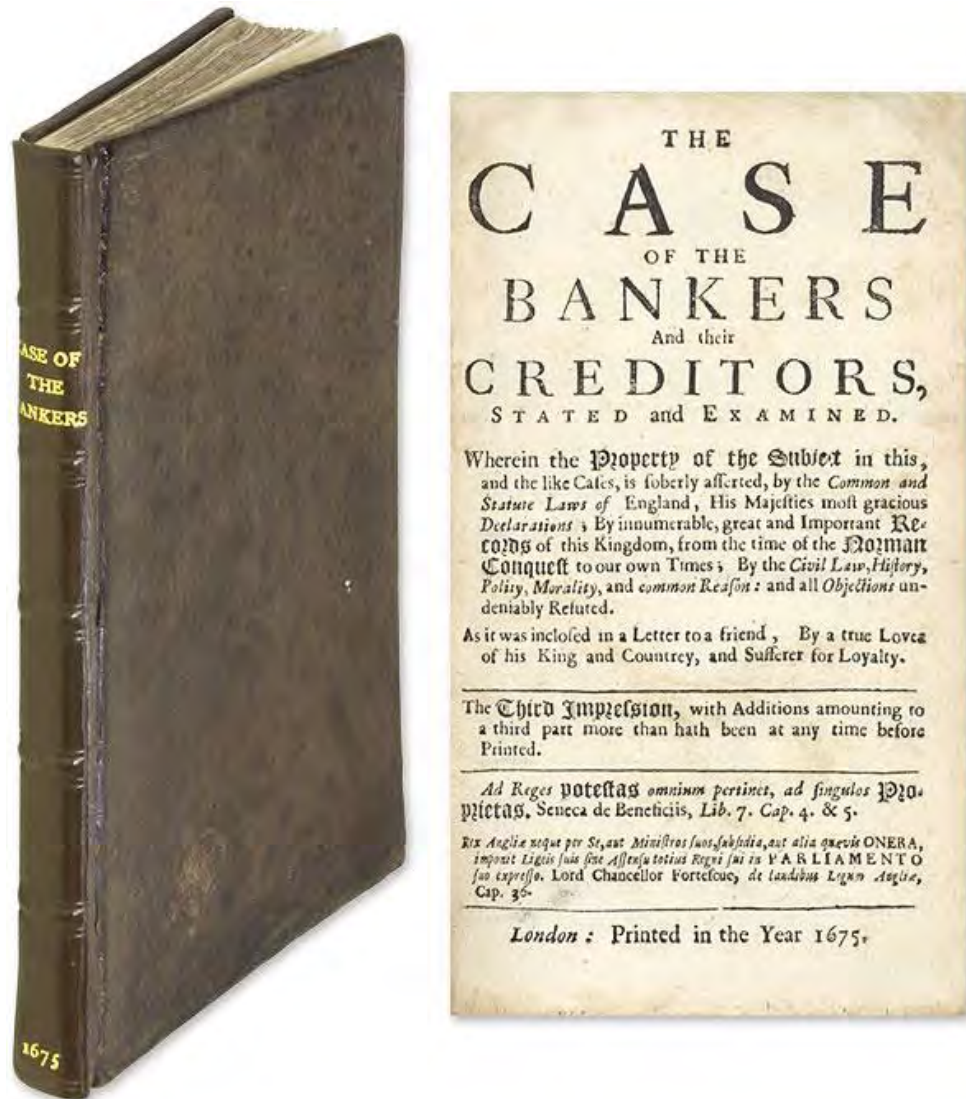
A Virginian Peer to Kent and Story

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

Commentaries on the Laws of Virginia, Comprising the Substance of a Course of Lectures Delivered to the Winchester Law School. Winchester: Printed at the Office of the Republican for the Author, 1836-1837. Two volumes. xx, 9, 165, 458, 35; xxviii, 506, 34, 17 pp. Tipped-in errata slips noted in Bryson, but not in Cohen or Laeuchli, not present. Octavo (8-1/4" x 5-1/4").

Recent period style quarter calf over marbled boards, gilt fillets and lettering pieces to spines, endpapers renewed. Moderate toning to text, early annotations in pencil in places, chip to lower corner of pp. 335-226 of Volume II just touching text, faint later library stamps to title pages, library markings to versos. A handsome copy. \$1,500.

* Second edition. Along with James Kent's *Commentaries on American Law* and Joseph Story's *Commentaries on the Constitution*, Tucker's two volume work established the standard for American treatise writing and helped to organize American law. The *Commentaries* served as the primary reference source for the bar of Virginia as well as for many in the rest of the country, and was considered the most valuable text for students and lawyers in much of the South until the Civil War. While modeled on Blackstone's *Commentaries*, Tucker's treatise is entirely original. In that way it is a much more impressive accomplishment than his father's edition of Blackstone. Tucker's *Commentaries on the Laws of Virginia* is based on his lectures at Winchester Law School, which he established in 1824. The first edition appeared in 1831, the third and final edition in 1846. It is possible that some copies of the second edition were not issued with errata sheets, presumably earlier copies. Bryson, *Bibliography Of Virginia Legal History Before 1900* 1167. Cohen, *Bibliography of Early American Law* 5427. Laeuchli, *A Bibliographical Catalog of William Blackstone* 518. [Order This Item](#)



The King and His Creditors

29. [Turner, Thomas (d. 1679)].

The Case of the Bankers and Their Creditors, Stated and Examined. Wherein the Property of the Subject in This, And the Like Cases, Is Soberly Asserted, By the Common and Statute Laws of England, His Majesties Most Gracious Declarations; By Innumerable, Great and Important Records of This Kingdom, From the Time of the Norman Conquest to Our Own Times; By the Civil Law, History, Polity, Morality, And Common Reason: And All Objections Undeniably Refuted. As it Was Inclosed in a Letter To a Friend, By a True Lover of His King and Country, And Sufferer for Loyalty. London: S.n., 1675. [x], 147, [1] pp. Octavo (7" x 4-1/2").

Contemporary speckled calf rebaked in period style. Blind rules to boards, gilt title and raised bands to spine, endpapers renewed. A few minor nicks to boards, corners bumped. Light toning to text, heavier toning to title page and a few leaves. Contemporary annotations to rear endleaves, interior otherwise clean. \$950.

* Second and final issue, a much-enlarged version of the previous printing, a 44-page pamphlet printed in 1674. The Bankers' Case concerned the liability of the King to repay loans. The decision gave creditors of the crown the right to petition to the Barons of the Exchequer for breach of contract. This definition of a legal obligation marked a significant turning point in the relationship between king and subject. *English Short-Title Catalogue* R217081. [Order This Item](#)



Classic Treatise on the Maritime Law of Average

30. Weytsen, Quintyn (Quintijn) [1518-1565].

van Leeuwen, Simon [1625/6-1682], Notes.

Wicq, Matthaeus de, Translator and Editor.

Tractatus de Avariis: Id est, Communi Contributione Mercium Rerumque in Navi Repertarum ad Sarcendum Damnum Bonis Mercatorum Sive Nautarum Quorundam Ultro Illatum Eum in Finem ut Vita, Navis, ac Reliqua Bona Salva Evadant. Compositus per Quintinum Weitsen, Quondam Regiae Majestatis in Curia Hollandiae Consiliarium. Denuo Perlustratus, Atque Allegatione Legum, Jureconsultorum, Edictorum, Placitorum, Ordinationum, Statutorum, etc. Una Cum Necessariis Quibusdam Observationibus Confirmatus & Ditatus per D. Simonem a Leeuwen Advocatum, Latina Vero Toga Indutus Atque Amplissima Dote Observationum Adauctus, Studio Atque Opera Matthaei de Vicq. J.U.D. Amsterdam: Apud Henricum & Theodorum Boom, 1672. [xvi], 127 [1] pp. Octavo (6" x 4").

Recent marbled boards. Light rubbing to extremities, minor wear to spine ends. Light toning to text, internally clean. Ex-library. Bookplate to front pastedown, small inkstamp and shelfmark to title page, small inkstamps to a few other leaves. An attractive copy of a scarce title. \$750.

* Only edition in Latin, with significant additions. The Roman maritime law of average, which requires all parties involved in a shipping enterprise to share the cost of sacrificing some goods in order to save others, is a principle that still applies in most countries. This classic treatise was written in the sixteenth century, but first published in 1617 in Dutch. It went through eleven more Dutch-language editions, the final in 1736. A French-language edition was published in 1703. The Latin edition incorporates the notes and observations of Simon van Leeuwen, which were added to later Dutch editions, and additional commentary by Matthaeus de Vicq. The notes are identified and arranged in double columns. Educated at the University of Louvain, Weytsen was a King's Counselor at the Hague during the mid-sixteenth century. OCLC locates no copies of this edition, and few copies of any other, in North America. Dekkers, *Bibliotheca Belgica Juridica* 190.

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