

FEBRUARY 13, 2024

# MARRIAGE & DIVORCE

30 Items



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### Marriage and Divorce in the Eighteenth-Century Holy Roman Empire

#### 1. Beck, Johann Jodocus [1684-1744].

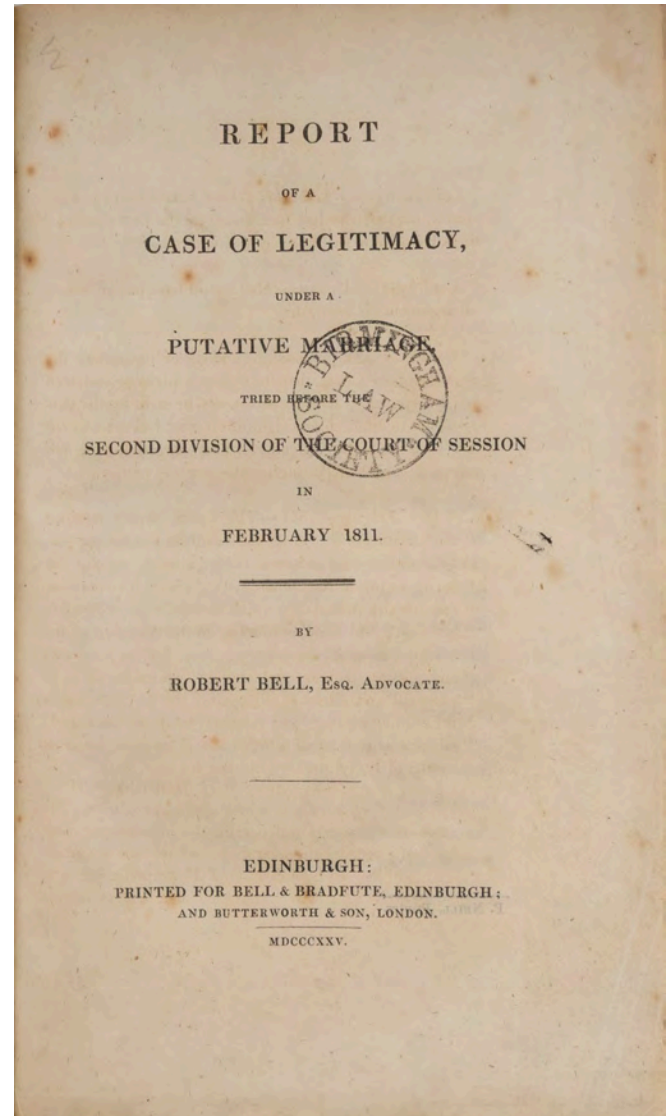
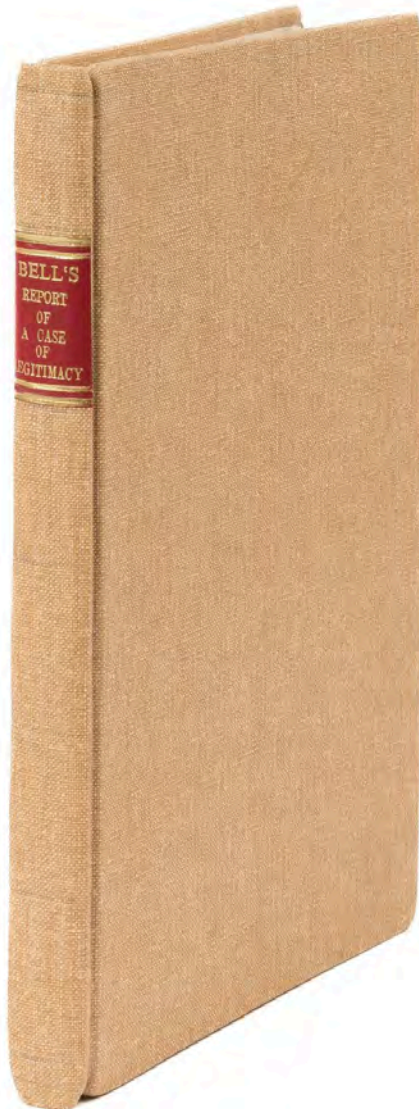
*Tractatus de Eo Quod Justum est Circa Conjugalis Debiti Praestationem. Von Leistung der Ehelichen Pflicht. Worinnen in Specie von der Bosshafft- und Halsstarrigen Entziehung der Ehelichen Pflicht, Und der Daraus Entstehenden Ebescheidung, Und noch Andern Besondern Würckungen, In Ansehung derer Heyrath- und Anderer Eingebachten Gütter, Succession, Errungenschaft, Ehebruchs und Fleischlicher Verbrechen, Ingleichen von der Unvermögenheit zum Ehelichen Werck und der Dieserhalben Vorzunehmenden Annulation der Ehe, Wie auch von dem Judge Competente, Vor welchen Solcherley Ebestrittigkeiten zu Ractirn und zu Erörtern, Ausführlich Gehandelt Wird. Aus Denen Göttlichen und Allgemeinen Reichs-Rechten, Und der Praxi Consistoriali Zusammen Gerragen, Anbey mit Vielen darzu Dienlichen Praejudiciis, Decisionibus und Responsis Überall Bestärcket. Jedermänniglich, Bevorab aber denben Obrigkeiten, Richtern und Denenjenigen, Welche in Consistoriis und Foro Versirn, Zum Täglic Gebrauch und Nutzen, Mit einen Hierzu Dienlichen Register Versehen.* Frankfurt and Leipzig: In Verlegung Johann Georg Lochners, Buchhändlers, 1756. [viii], 264, [20] pp. Copperplate frontispiece depicting a marriage. Quarto (7-1/2" x 6-1/2").

Contemporary marbled boards, gilt fillets and calf lettering piece to spine. Light rubbing to boards, moderate rubbing to extremities, corners bumped and somewhat worn, edges rouged. Title page printed in red and black. Moderate toning to interior, somewhat heavier in places, light foxing to title page, later owner signature (Pannier) to front free endpaper. A handsome copy of a scarce title. \$750.

\* Fourth and final edition. A practical treatise on the canon and Holy-Roman laws governing marriage and divorce and, to some extent, children. It devotes a good deal of attention to reasons for divorce, with an emphasis on adultery. Apparently a well-received work, it was first printed in 1733, with second and third editions in 1738 and 1741.

All editions are scarce. OCLC locates 3 copies of the fourth edition in North American law libraries (Georgetown, Harvard, Yale). *Das Verzeichnis Deutscher Drucke des 18. Jahrhunderts* 12613037.

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### An Unusual Scottish Case Involving Clandestine Marriage and Legitimacy

#### 2. Bell, Robert [c.1760-1816].

*Report of a Case of Legitimacy, Under a Putative Marriage, Tried Before the Second Division of the Court of Session in February 1811.* Edinburgh: Printed for Bell & Bradfute; London: Butterworth & Son, 1825. vii, 228 pp. Octavo (8-3/4" x 5-1/2").

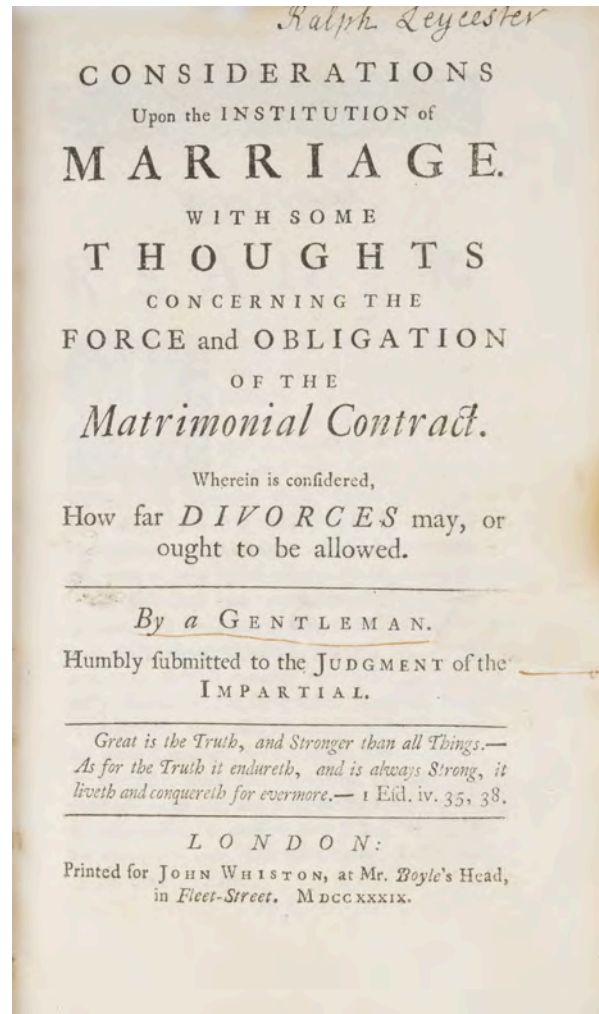
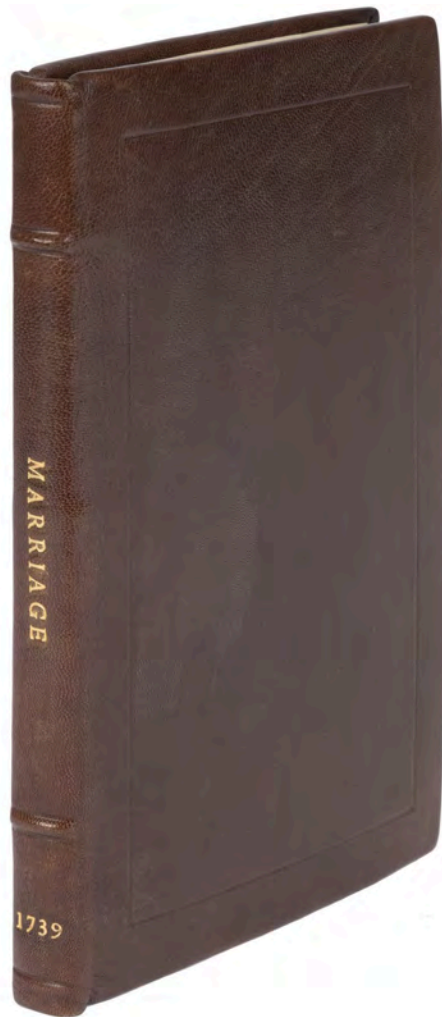
Later cloth, lettering piece and blind fillets to spine, endpapers renewed, deckle fore and bottom-edges. Moderate toning to interior, light foxing and dampspotting in places, library stamp to title page and a few other leaves. \$450.

\* Only edition. A study of Brymar vs. Riddell, an unusual Scottish case. While underage, an heiress entered a clandestine marriage. Years later, she married again to an unknowing second husband. After the discovery of the first marriage the sole child from the second faced charges of illegitimacy. Bell's account provides lengthy excerpts from the arguments of counsel, including that of Francis Jeffrey.

Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 5:23.

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### "The Force and Obligations of the Matrimonial Contract"

#### 3. [Booth, George, Earl of Warrington (1675-1758)].

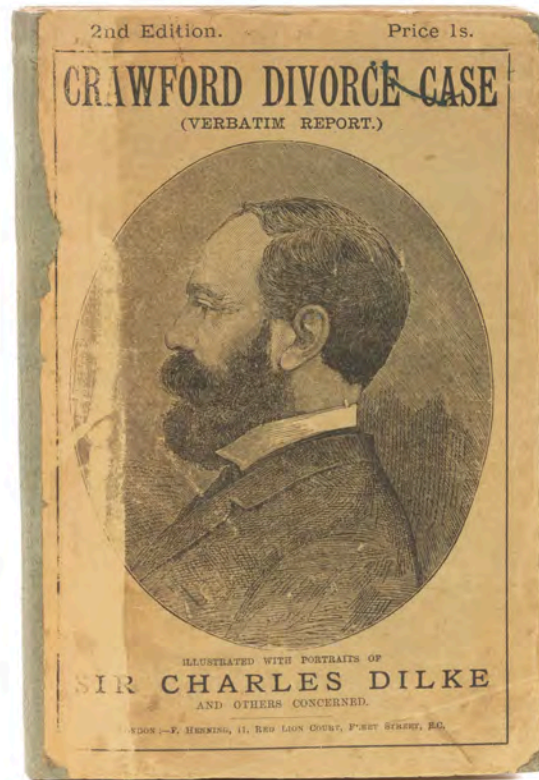
*Considerations Upon the Institution of Marriage. With Some Thoughts Concerning the Force and Obligation of the Matrimonial Contract. Wherein is Considered, How Far Divorces May, Or Ought to be Allowed. By a Gentleman. Humbly Submitted to the Judgment of the Impartial.* London: Printed for John Whiston, 1739. vi, 154 pp. Octavo (7-3/4" x 4-3/4").

Recent calf, blind frames to boards, raised bands and gilt title to spine, endpapers renewed. Moderate toning to text, early owner signature to head of title page (Ralph Leicester), later repair to its fore-edge, bit of label residue to lower-right corner of rear pastedown. A handsome copy of a scarce title. \$1,850.

\* Only edition. A treatise on the moral and theological justifications for, and legal consequences of, divorce or separation. Like Milton, the Earl of Warrington believed that divorces should be granted for spousal incompatibility. He was not a disinterested scholar. A contemporary, "Philip Bliss, in a manuscript note in a copy of Walpole's Royal and Noble Authors," says Warrington and his wife "lived in the same house as absolute strangers to each other at bed and board."

OCLC locates 7 copies in North America, none in law libraries. Bliss quoted in *Dictionary of National Biography* II:841. *English Short-Title Catalogue* T2989.

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#### A Rare Account of a Career-Ending Divorce Case

#### 4. [Divorce].

##### **Crawford v. Crawford and Dilke.**

*The Crawford Divorce Case (Second Edition.) Containing Important Facts Disclosed Since the Trial. Illustrated with Portraits.* London: F. Henning, 1886. [146] pp. Woodcut portrait frontispiece and a few small portrait vignettes. Octavo (7-1/4" x 4-3/4").

Recent stiff wrappers, edgeworn and lightly rubbed original pictorial front and rear wrappers laid down, loss to text of rear wrapper, which has a publisher advertisement, at upper and lower left corners. Light toning to interior, light foxing to margins in a few places, slight creasing to a few leaves, occasional underlining, brief notes to margins and manuscript page numbers in pencil, manuscript table of contents tipped onto inner rear wrapper. Rare. \$650.

\* Second edition. The Crawford divorce case concerned a series of affairs carried on by Sir Charles Dilke [1843-1911], an MP and prominent member of the Liberal Party. In addition to an affair with Ellen Smith, wife of a Liberal politician and the mother-in-law of Dilke's brother, he was accused of seducing Smith's nineteen-year-old daughter Virginia and continuing the affair after she was married. Virginia's husband, Donald Crawford, sued for divorce with Dilke as a party to the suit. This trial resulted in a decree nisi for the Crawfords but an unclear verdict on Dilke's responsibility for the affair. Dilke sought to reopen the case in order to clear his name, with devastating consequences—he was humiliated in court and the flood of subsequent accusations of adultery ended his political career. Our account, sympathetic to Dilke, appears to have gone through at least five editions with the fifth appearing in 1887.

OCLC and Library Hub locate 5 physical copies of all editions worldwide and no physical copies of the second edition; we located 1 at the University of Minnesota Law School.

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Issued by a Notable Grub-Street Publisher

**5. [Divorce].  
[Great Britain].**

*Cases of Divorce for Several Causes; Viz: I. Memoirs of the Life of Robert Feilding, Esq; Containing an Account of His Amours; A Collection of His Love-Letters; Characters of His Mistresses; And a True Copy of his Last Will and Testament. II. The Case of Barbara, Late Dutchess of Cleaveland, With the Whole Proceedings Between Her Grace, And Major-General Feilding, In Doctors-Commons; And Sir John Cooke's Definitive Sentence at Large in this Remarkable Tryal. III. The Case of John Dormer, Esq. IV. The Case of Sir George Downing, Bart. And Mrs. Mary Forester. V. Depositions Taken in the Lady Howard's Case: Also the Judgment of the Most Eminent Divines, &c. Concerning the Dissolution of Marriage.* London: Printed for E. Curll, 1715. [viii], xlvi, [1], 48,40, [2], 41-60, [2], 34 pp. Copperplate portrait frontispiece (of Robert Feilding). With a 7 pp. catalogue of Curll's publications.

**[Bound after]**

**Abbott, George [1562-1633].**

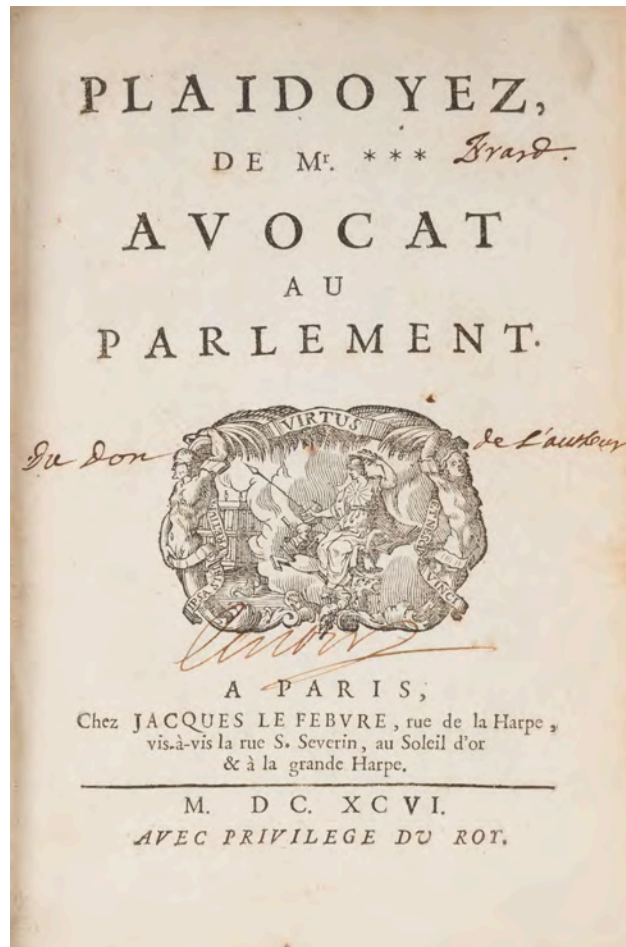
*The Case of Impotency, As Debated in England, In that Remarkable Tryal, 1613. Between Robert Earl of Essex, And the Lady Frances Howard, Who, After Eight Years Marriage, Commenc'd a Suit Against Him for Impotency. Containing I. The Whole Proceedings and Debates on Both Sides. II. The Report of the Seven Matrons Appointed to Search the Countess. III. The Intrigue Between Her and the Earl of Somerset, Who After the Divorce Married Her. IV. A Detection of Some Politicks in the Court of King James the First.* London: Printed for E. Curll, 1719. [viii], 192 pp. Copperplate portrait frontispiece (of Robert and Lady Frances Howard). First volume of a two-volume work.

12mo. (6-1/2" x 3-1/4"). Contemporary calf, rebaked, raised bands and blind ornaments to spine, hinges mended. Light rubbing and a few minor nicks to boards, moderate rubbing to board edges with wear to corners, hinges starting. Moderate toning to interior, faint spotting to a few leaves, recent newspaper clipping (titled "A Naked Bed") affixed to center of rear pastedown. \$1,500.

\* *Divorce*: first edition; *Impotency*: third edition. A notorious Grub-Street publisher, Curll specialized in salacious and otherwise offensive material. He is remembered today as the nemesis of Alexander Pope. *Case of Divorce*, an anonymous work, offers salacious accounts of five notable seventeenth and eighteenth-century divorces proceedings involving members of the aristocracy for such causes as adultery, impotence and bigamy. The final section is a collection of documents on the "dissolution of marriage," many of them concerning impotence. Bound to our copy is the first volume of *The Case for Impotency*, which contains the case of Robert, Earl of Essex, and Lady Frances Howard.

*English Short-Title Catalogue* T76890 (*Divorce*), T76338 (*Impotency*).

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**Collected Pleadings of a Seventeenth-Century  
French Lawyer Who Specialized in Matrimonial Cases**

**6. [Érard, Claude (1646-1700)].**

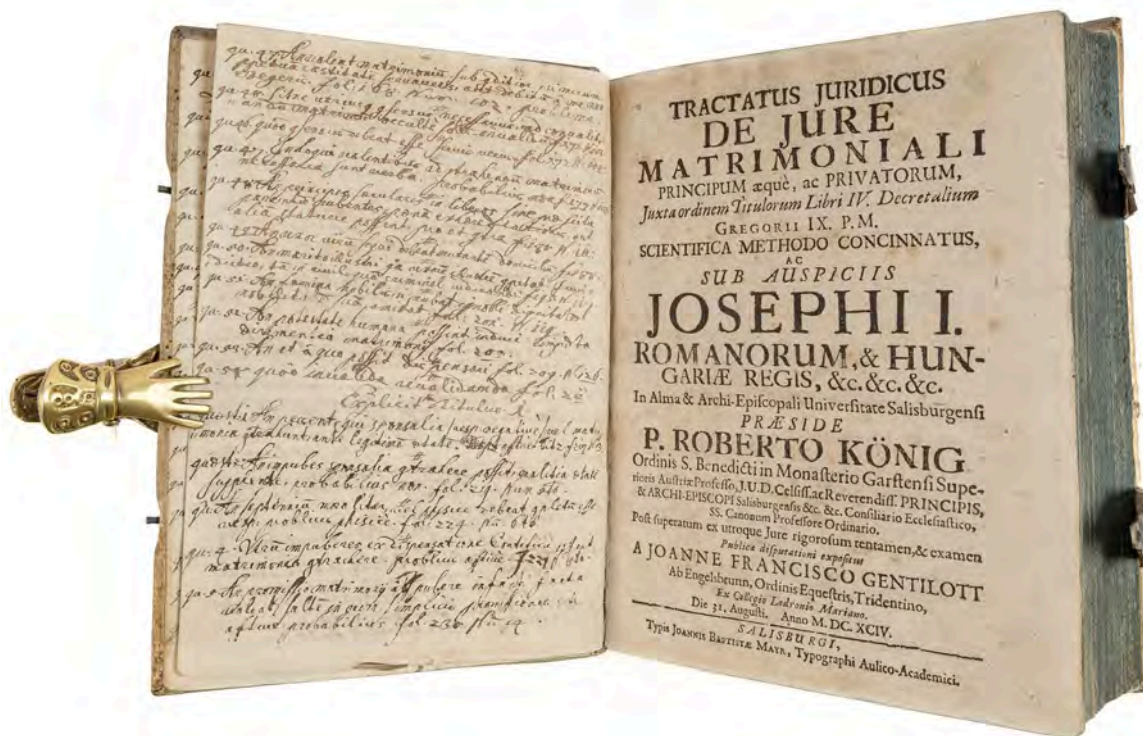
*Plaidoyez de Mr.\*\*\*, Avocat au Parlement.* Paris: Jacques Le Febvre, 1696. [iv], 495, [1] pp. Octavo (7-1/2" x 5").

Contemporary calf, gilt spine, gilt tooling to board edges, marbled endpapers, edges of text block rouged. Light rubbing and faint staining to boards, a few nicks and bumps to edges, some chipping to spine ends, corners bumped and worn. Moderate toning to text, light foxing and faint dampstaining to text in a few places, author name in his hand added to title page, author presentation inscription and illegible owner signature below. \$950.

\* Only edition. This collection of pleadings (with background histories) suggests that Érard specialized in cases asserting the power of husbands and fathers. He seemed to have a particular talent for prosecuting aristocratic women for wayward behavior. Érard's presentation at the famous divorce of the Duc de Mazarin and his wife, Hortense Mancini, is probably the best-known example of his work. Hortense had been one of the mistresses of the English King Charles II before entering into an unhappy marriage with the bizarre Duc de Mazarin, whose extreme jealousy and psychosexual oddities compelled her to flee to Rome and later England, an estrangement that lasted nearly 20 years, a period in which she conducted numerous affairs, a few with women.

OCLC locates 3 copies, none in North America. Not in Camus.

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### A Rare Seventeenth-Century Study of Marriage Law

#### 7. Gentilott von Engelsbrunn, Johannes Franz.

*Tractatus Juridicus de Jure Matrimoniali, Principum Aequè, Ac Privatorum, Juxta Ordinem Titulorum Libri IV. Decretalium Gregorii IX. P.M. Scientifica Methodo Concinnatus, Ac Sub Auspiciis Josephi I. Romanarum, & Hun-Gariae Regis, &c. &c. &c. In Alma & Archi-Episcopali Univeritate Salisburgensi Praeside P. Roberto König Ordinis S. Benedicti in Monasterio Garstensi Superioris Austriae Professo, J.U.D. Celsiss. Ac Reverendiss. Principis, & Archi-Episcopi Salisburgensis &c. &c. Consilario Ecclesiastico, SS. Canonum Professore Ordinario. Post Superatum ex Utroque Jure Rigorosum Tentamen, & Examen Publicae Disputationi Expositus A Joanne Francisco Gentilott Ab Engelsbrunn, Ordinis Equestris, Tridentino, Ex Collegio Lodronio Mariano. Die 31. Augusti. Anno M. DC. XCIV.* Salzburg: Typis Joannis Baptistae Mayr, 1694. [xxxii], 559, [1] pp. Quarto (7-3/4" x 5-1/2").

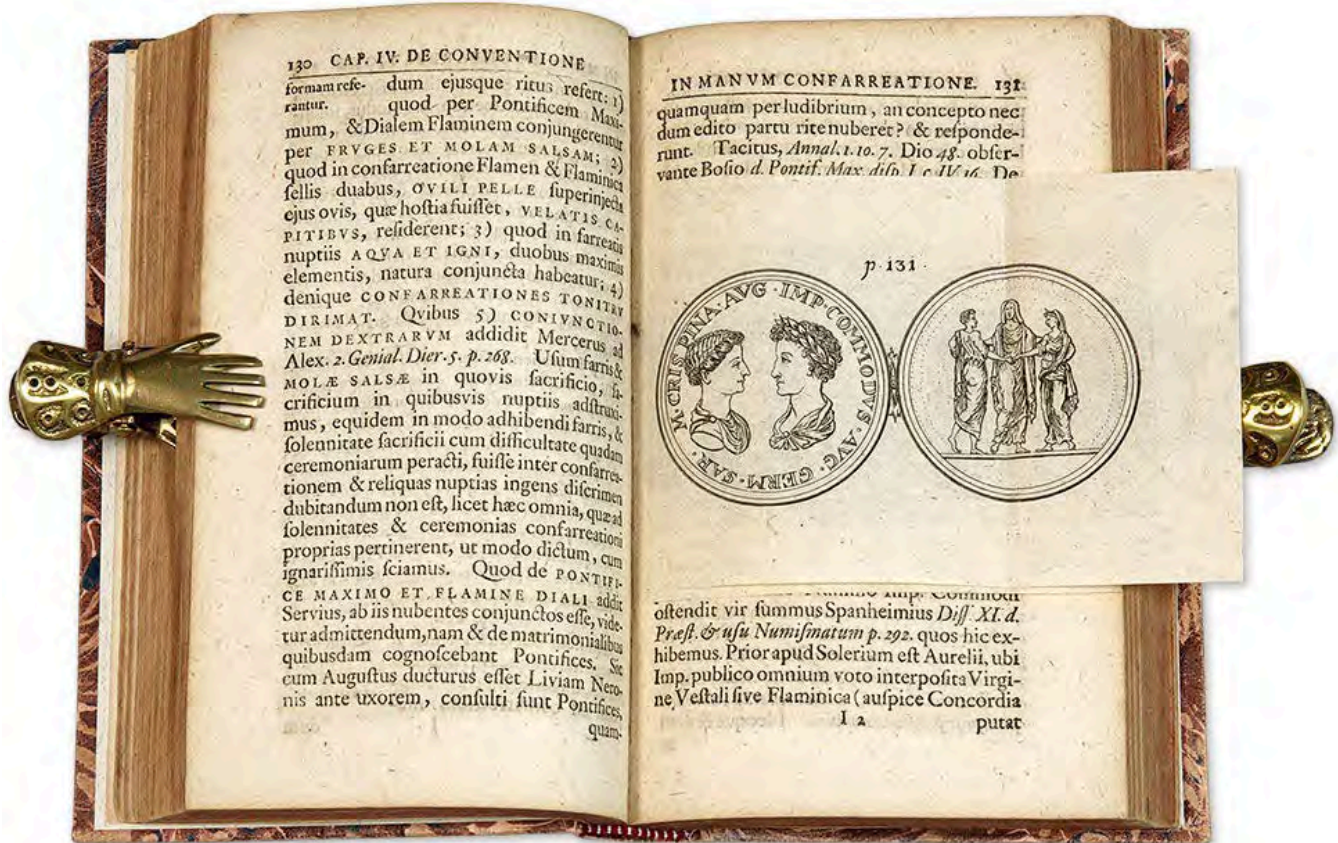
Contemporary paneled pigskin, brass clasps to fore-edges, raised bands, faint early hand-lettered title to spine, edges colored green. Light soiling and a few small faint spots and stains to boards, light rubbing to extremities, light wear to raised bands, spine ends and corners, small faint dampstains to head of text block, front hinge starting, a few small wormholes to rear pastedowns, early manuscript index to endleaves. Moderate toning to interior, occasional light foxing. A nice copy of a rare title. \$1,500.

\* Only edition, one of two issues, the other issued the same year as a folio. Submitted as an academic thesis, this work is a detailed commentary on the sections on matrimonial law in Book IV of the *Decretals* of Gregory IX, one of the four works known collectively as the *Corpus Juris Canonici*. Among the topics discussed are marriage contracts, child marriage, bigamy, consanguinity and reasons for annulment, such as non-consummation. Unlike the typical thesis of the era, which is brief and confined to a single, well-defined topic, this work is broad and comprehensive.

OCLC locates 11 copies, 2 in North America (Harvard Law School, University of Alberta). *Das Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 12:170216V.

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### The Legal Status of Wives in Roman Law

#### 8. Grupen, Christian Ulrich [1692-1767].

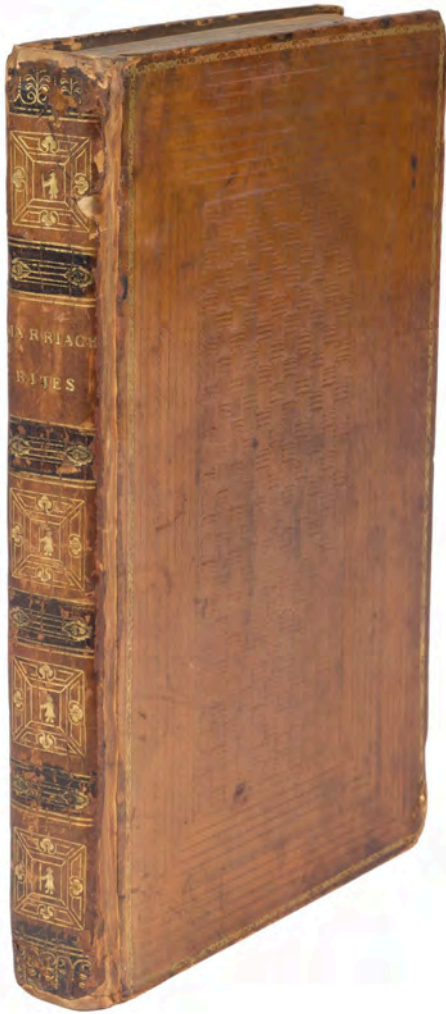
*Tractatio De Uxore Romana: Cum Ea, Quae In Manum Convenit, Farre, Coemtionem Et Usu, Tum Illa, Quae Uxor Tantummodo Habebatur.* Hanover: Apud Nic. Foersterum et Fil., 1727. [xxx], 348, [20] pp. Lacking blank leaf following p. [xxx]. 5 engraved copperplates, 1 folding. Octavo (6-1/2" x 4-1/2").

Later marbled boards, calf lettering piece to spine, endpapers renewed. Light rubbing to boards and extremities, some fading to spine. Title page, with woodcut image of a Roman coin, printed in red and black. Some toning, light foxing in a few places, margins of plates neatly trimmed, tiny "II." in small early hand to upper corner of title page. An attractive copy. \$350.

\* Only edition. This treatise explores marriage and the legal status and matrimonial responsibilities of women under Roman law. Grupen was a notable legal scholar and historian who served as an advisor to the House of Hanover. He had a particular interest in Woman and issues relating to marriage. His publications include *De Uxore Theoretica* (1748) and *Tractatio Iuridica de Virgine* (1716).

*Das Verzeichnis Deutscher Drucke des 18. Jahrhunderts* 10255516-004.

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### An Englishwoman's Take on Global Marriage Customs

#### 9. Hamilton, Lady Marianna Augusta [d.1892].

*Marriage Rites, Customs, And Ceremonies, of the Nations of the Universe.* London: Printed by and for J. Smith, 1822. [ii], viii, 400 pp. With a copperplate portrait frontispiece and 4 plates. Octavo (8-1/4" x 5").

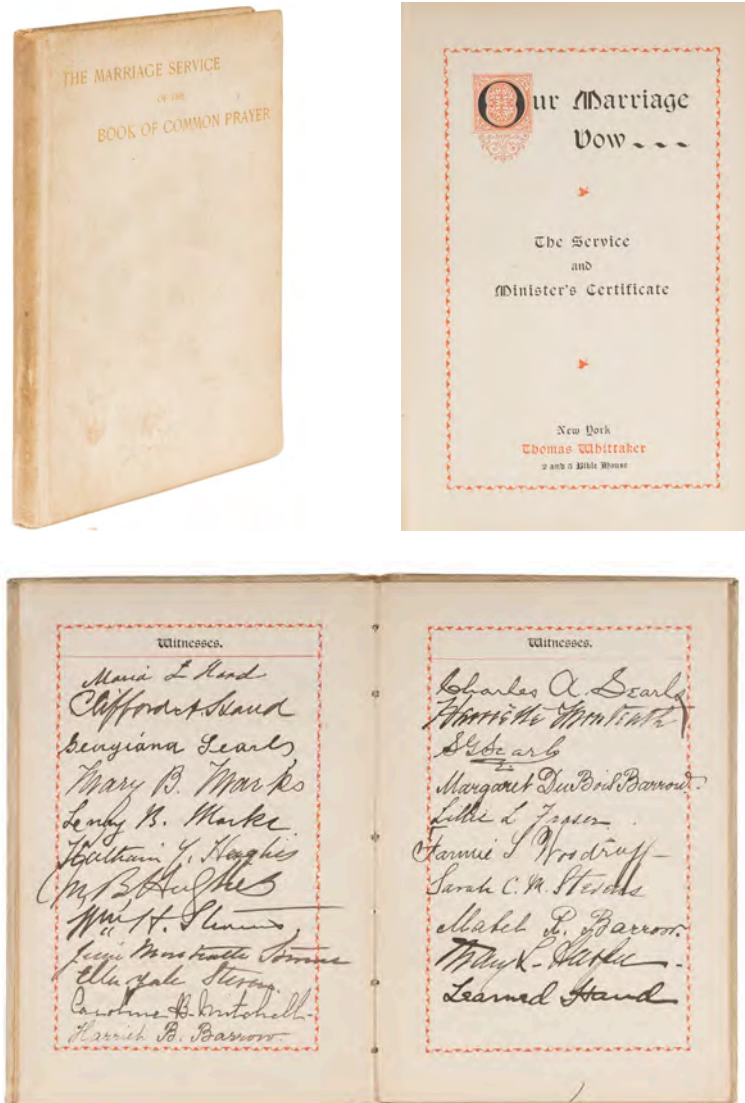
Contemporary blind-paneled calf, gilt fillets to boards, rebacked retaining gilt spine, gilt tooling to board edges, marbled edges. A few nicks and scratches to boards, moderate rubbing and light wear to extremities, including corners, which are bumped and worn, front hinge cracked, rear hinge starting at top. Light toning to interior, occasional light foxing, small tear to fore-edge of leaf E4 (pp. 31-32), small hole to title page under author name without loss to legibility. \$150.

\* One of two 1822 issues. This fascinating account of international marital customs covers nations and territories from the South Sea Islands to California, spanning almost every continent. Lady Hamilton likely traveled herself given her husband's extensive military service, but draws primarily on accounts "collected from the labors of enlightened travelers and navigators" such as Lady Mary Wortley Montague and Lewis and Clark (iv). The work concludes with a brief summary of English law respecting marriage.

Sabin, *A Dictionary of Books Relating to America* 29999.

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Signed by Learned Hand

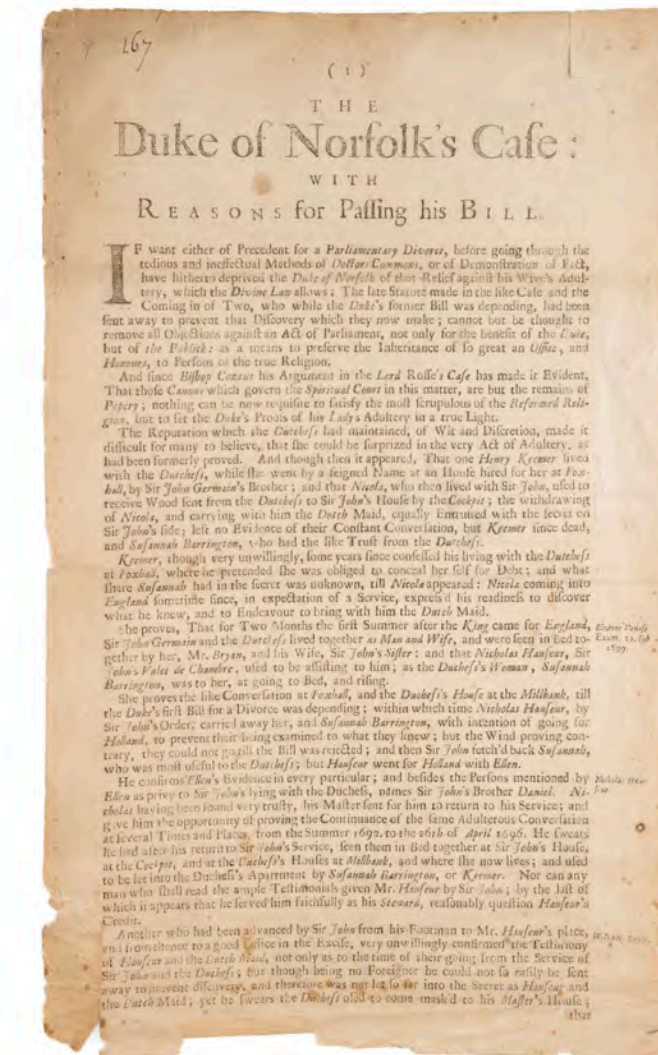
**10. [Hand, Learned (1872-1961)].**

[Annotated Copy of a Marriage Service with Witness Signature of Learned Hand]. October 21, 1896. In *The Marriage Service of the Book of Common Prayer. Our Marriage Vow--The Service and Minister's Certificate*. New York: Thomas Whittaker, 1877. [x], 16, [19] pp. Octavo (6-1/2" x 4-1/4").

Contemporary cloth, gilt title to front board, all edges gilt. Some soiling and a few minor stains to boards. Light toning to interior, crack in text block between pp. 12 and 13. Text in red and black, manuscript notes to pp. 5-7, 9, marriage certificate after p. 16 with 4 pp. of witness signatures following. \$650.

\* This book records the marriage service of Richard Tracy Stevens [1865-1941] and Georgiana Schanck Hand [1872-1965]. Georgiana was a cousin by marriage of Learned Hand, whose signature appears on the third page of witnesses. Also present is the signature of his cousin, Augustus Noble Hand [1869-1954], a New York judge who served on the District and Circuit courts. An interesting piece of Americana with a notable association.

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### An Early Parliamentary Divorce

#### 11. [Howard, Henry (1655-1701), 7th Duke of Norfolk].

*The Duke of Norfolk's Case: With Reasons for Passing His Bill.* [London: S.n., 1699]. 2 pp.

13-3/4" x 8-1/4" broadsheet. Disbound, moderate toning, horizontal and vertical fold lines, light foxing in places, light edgewear, clean tears to edges mended with cellotape and affecting text at bottom without loss to legibility, small spark burn to right margin, small ink "167" at head in an early hand. \$1,500.

\* The Duke of Norfolk had previously sought to divorce his wife, Mary Mordaunt, in 1692 by private bill, but had been rejected by the House of Lords. His second try was successful and was one of the earliest divorces to be granted by Parliament rather than the ecclesiastical courts. Our broadside, sympathetic to the Duke, lays out the evidence supporting his wife's adultery and urges Parliament to grant the divorce.

It is rare. OCLC and the ESTC locate 4 copies, 1 in North America (University of Minnesota). *English Short-Title Catalogue (ESTC)* R225485.

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### "Historical" and "Legal" Studies of Virginité, Adultery and Prostitution

#### 12. Kornmann, Heinrich [c.1580-c.1640].

*Sibylla Tryg-Andriana: De Virginitate, Virginum Statu & Iure Tractatus Novus & Incundus in Quo ex Iure Naturali, Divino, Canonico et Civili, Scriptoribus Ecclesiasticis & Prophanis.* Frankfurt: Typis Matthiae Beckeri, Impensis Iacobi Fischeri, 1610. 281, [vii] pp.

[Bound with]

**Kornmann, Heinrich.**

*Linea Amoris, Sive, Commentarius in Versiculum Gl. Visus, Colloquium, Convictus, Oscula, Factum. in l. 23 ff. Ad. l. Iuliam. De Adulteriis.* Frankfurt: Typis Matthiae Beckeri, 1610. 148, [8] pp.

12mo. (5-1/2" x 3"). Contemporary vellum, blind rules to boards, fragments of ties, raised bands and faint early hand-lettered title to spine. Negligible light soiling, boards slightly bowed, spine ends and corners bumped, vellum just beginning to crack through pastedowns, minor worming to front pastedown and hinge. Light toning, faint, often very faint, dampstaining to upper half of text block, tiny chip to fore-edge of final leaf of *Sibylla* (from removal of thumb tab), contemporary owner inscription of the Jesuit church of St. Anna in Augsburg dated 1641 to head of its title page. \$950.

\* First editions. Collected by a German lawyer, these are collections of erotic texts presented as historical and legal studies. The first addresses virginité, the second discusses adultery and prostitution. Both offer fascinating, and often fantastical, content concerning love, sex, women and marriage laced with references to astrology, popular folklore, magic, superstition, history and classical authors.

*Sibylla* has two dedications. The first is to Kornmann's patron, Georg von Hatzfeld, the second to Juliana Morell [1594-1653], a Spanish Dominican nun and intellectual child prodigy who was the first woman to receive a university degree. Usually bound together by contemporary owners, *Sibylla* and *Linea Amoris* were originally issued separately. They were published together in subsequent editions. Popular works, they were reissued, and republished with other titles, well into the eighteenth century. Enjoyable as works of *curiosa*, they are also valuable for their insights into early-modern legal discourses on sexual, gender and family issues.

Not in Hayn-Gottendorf. *Das Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 23:280041W, 23:280043M.

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### Maxims on Marriage, Inheritance and Other Aspects of Family Law

#### 13. Mantova Benavides, Marco [1489-1582].

*Apophtegmata CC. Nunc Primum Edita, Ultra CCCC. Alias Impressa, Cla. Iureconsul. Publicoque Interprete, D. Marco Mantova, Bonavito, Patavino, Auctore Inter Quae VII Etiam Quaestio. Insertae Sunt, Disputatae ad Partes, Nec Minus ad Usus Quotidianum Necessariae, Quam Utiles.* Venice: Apud Gabrielem Giolium de Ferrarijs, 1545. 118, [2] ff. Final leaf blank. Woodcut printer's devices on title page and larger version on colophon leaf; woodcut initials.

[Bound with]

Mantova Benavides, Marco.

Flamminius, Ioannes Baptista [fl.1547], Editor.

*Tractatus de Maiore Annorum XIII. Efficaciter Obliga[n]do ad Declarationem Statuti Patavini, Sub Rub. de Alie. & Ob. Debi. Ordine Primi, Aliorum'q[ue] Locorum in Quibus Extat, Et ad Interpretationem Authen. Sacramenta Puberum C. Si Adver. Ven.* Venice: Apud Ioan. Gryphium, 1547. [viii], 80 pp. Woodcut printer's device to title page, woodcut initial.

Octavo (6" x 4"). Contemporary limp vellum, early hand-lettered title to front and spine, remnants of thong ties. Light creasing and soiling, a few small tears to extremities, light wear to head of spine, front hinge split, rear hinge starting. Light toning to interior, somewhat heavier in a few places, faint dampstaining to bottom margin in several places, light foxing and soiling in a few places, small tear to bottom edge of f. 8 of first work mended with cellotape and just touching text without loss, brief early annotations and manicules to several leaves. An appealing volume. \$3,500.

\* Only editions. The author was a distinguished jurist and professor of civil, canon and criminal law at the University of Padua. *Apophtegmata* is a collection of maxims on, to use a modern term, family law. Most of these address marriage and inheritance. The maxims are accompanied by commentary, some of it topical, as in Apoph. 3, which refers to the struggle of Henry VIII and the pope. Other entries refer to the problems of a Paduan colleague (Apoph. 16) and abortion (Apoph. 187). The second work is a brief treatise on the legal status of children and young people (fourteen years old and under) in Padua. It does not have the errata on p. 80 present in some copies and may represent an earlier issue.

OCLC locates 8 copies of *Apophtegmata* in North America, 5 in law libraries (Harvard, Library of Congress, UC-Berkeley, University of Georgia, Emory), and 3 copies of *Tractatus* in North America (UC-Berkeley Law School, UCLA, Library of Congress). *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE26030, CNCE 35073.

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### Letters Tracing the Courtship and Early Marriage of a Notable New Jersey Judge

#### 14. [Manuscript Archive].

**Hartshorne, Ellen Fritz [1895-1988].**

**Hartshorne, Richard [1888-1975].**

[*Correspondence of Judge Richard Hartshorne and His Wife, Ellen Fritz (Née Sahlin) Hartshorne. America, Early 1900s.*]

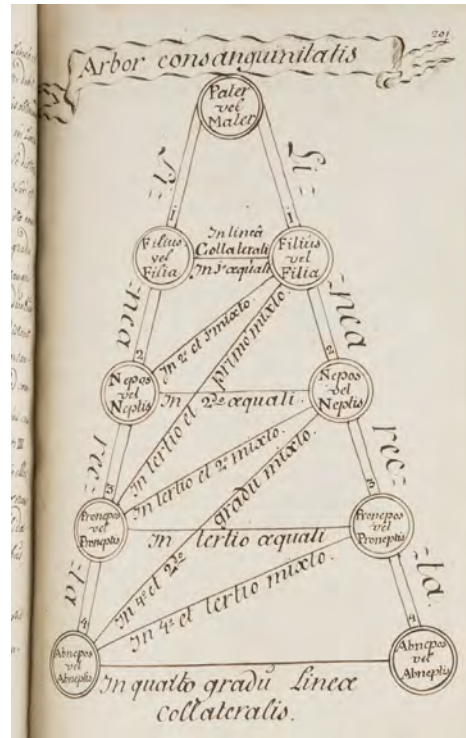
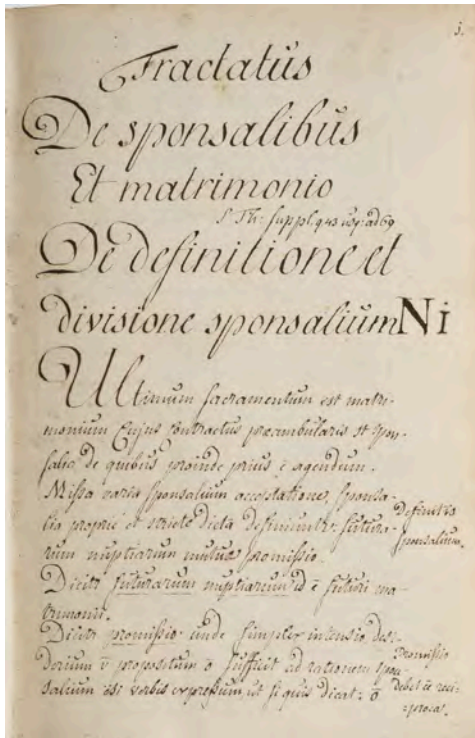
Approximately 550 letters, 1,150 manuscript pages in ink, 200 pages in pencil, most in original envelopes. Moderate toning, occasional creases, edgewear and minor chips and tears, overall condition very good. \$1,250.

\* Researchers interested in social rituals and letter-writing customs of America in the early 20th century will be engrossed by this archive. Hartshorne and Sahlin's courtship and early years of marriage and parenthood coincided with the U.S. entry into World War I, the 1920s and the financial disaster of 1929. A graduate of Wellesley College, Sahlin worked as an interior designer for a firm in New York City. Hartshorne, a graduate of Princeton and Columbia Law School of Law, enlisted in the Navy and was stationed on the Eastern seaboard during the war. After his tour of service, he advanced professionally in various legal firms and was a judge of the United States District Court for the District of New Jersey from 1951 to 1961 and a senior judge of that court from 1961 to the end of his life. Both came from renowned families. The Hartshornes were among the earliest settlers in New Jersey. Known for their probity, several Hartshornes served in judicial and legislative posts. Ellen's father, uncle and brother played important roles in the steel industry in the United States and India.

Although they were strong-willed, well-educated, career-oriented, individuals from pedigreed families, the still faced their share of challenges. For example, Hartshorne, while a naval ensign, had issues with senior officers. Sahlin mentioned her struggles with difficult clients. Several letters from Hartshorne and Sahlin include whimsical drawings. If there is a lesson in this archive, it is related to the importance of having an extensive circle of family and friends to draw upon during difficult times. As the family expanded, and the household fractured to accommodate Hartshorne's work obligations, the couple received vital information and advice from others, especially from Ellen's "devoted brother," Bob. This support was important when Sahlin was hospitalized for the birth of her children and when Hartshorne fell into depression in 1927.

Several letters from well-wishers received upon their engagement provide examples of the manner in which the couple managed their social networks. The engagement announcement, for example, was sent to circles of intimates and acquaintances in ever-widening waves of correspondence and public notices. For months following, responses arrived from Connecticut, Massachusetts, New Jersey, New York, Ohio and Pennsylvania as well as from Belgium, France and Sweden. Besides the congratulatory remarks, there were many promises of future visits and renewals of friendship as the couple began a new phase of their lives.

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Pre-Publication Manuscript of a Treatise on Marriage

15. [Manuscript].

[Dens, Peter (1690-1775)].

[*Tractatus de Sponsalibus et Matrimonio and Tractatus de Quatuor Novissimis*]. [Louvain?]: 15 July 1767-14 October 1768. 381, [1]; 59, [1] pp. Text in Latin in single neat hand with chapter headings, side notes and indices. Octavo (7-1/2" x 4-1/2").

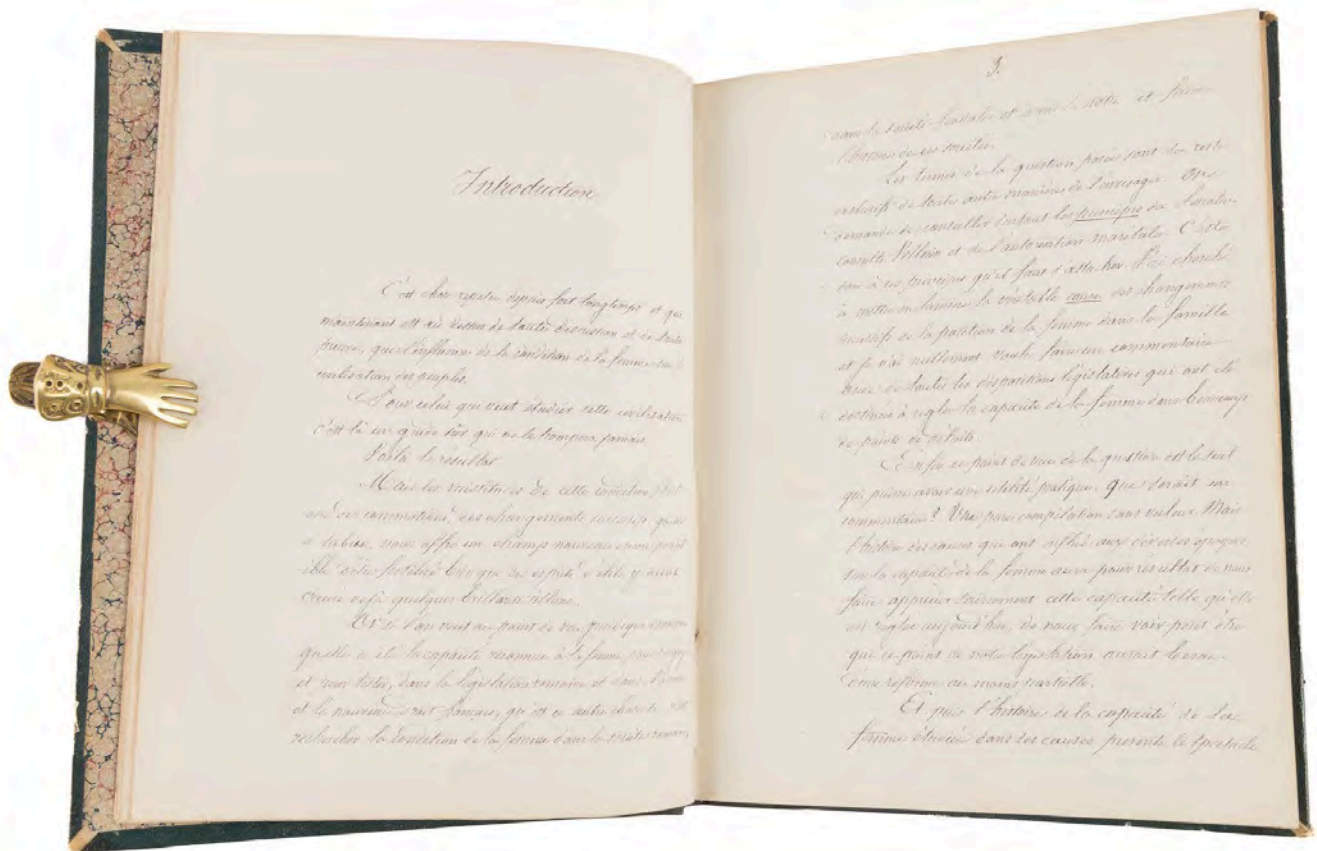
Contemporary mottled calf, blind rules to boards, raised bands, gilt decoration to compartments, blind fillets and lettering piece ("V. Rymentant De Matrimon Et 4. Novissimis") to spine, edges rouged. Faint dampstain to front board, which is bowing slightly, very light rubbing to extremities, slight gatoring to spine, joints just starting at both ends, corners bumped, hinges starting, light soiling and offsetting to pastedowns, small circular sticker to lower left corner of front pastedown. Light toning to interior, negligible light foxing and soiling to a few leaves. An appealing volume with a clean and well-organized interior. \$1,950.

\* This manuscript appears to be a fair copy of two works by Catholic theologian Peter (or Pierre) Dens: *Tractatus de Sponsalibus et Matrimonio* and *Tractatus de Quatuor Novissimis*. The first, an extensive treatise on Catholic marriages in canon law, was published after Dens's death in 1775. The shorter *Tractatus de Quatuor Novissimis* was published in 1776 and again in 1790 with *De Sponsalibus*. It concerns "the four last things," i.e. death, judgment, heaven and hell, the final stages of the soul in Christian eschatology. Both treatises were highly regarded, with the final edition of *De Sponsalibus* appearing in 1894 and the final edition of *De Quatuor Novissimis* in 1864.

The first portion of the manuscript (*Tractatus de Sponsalibus et Matrimonio*) has a completion date of 15 July 1767. The second part (*Tractatus de Quatuor Novissimis*) was completed on 14 October 1768. The transcriber is unnamed but may be the "V. Rymentant" noted on the spine label. The text is similar to the printed versions in organization and content, but has many differences of varying degrees and includes text not in the printed versions. It may represent an early version of Dens's work as taught to his students in theology at the University of Louvain, where he was a professor from 1723 until his death. Editions of both treatises are scarce in print.

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1847 French Legal Thesis on Women and Marriage

16. [Manuscript].

[Dossat, Jacques-Jean-Baptiste Alphonse (b.1823)].

[Legal Thesis on Women and Marriage in Roman and French Law]. [Grenoble?], 1847. 202 pp. Quarto (10" x 7-3/4").

Contemporary quarter morocco over pebbled cloth, raised bands, gilt ornaments and gilt title (Condition des Femmes) to spine, marbled endpapers. Light rubbing and a few nicks to boards, moderate rubbing to extremities, corners bumped and somewhat worn, owner bookplate (of Dossat) to front pastedown, a bit of glue transfer from edges of bookplate to front free endpaper. Light toning to interior, content in handsome, mostly correction-free hand to rectos and versos of numbered leaves. \$1,950.

\* This is a personal copy of a law-degree thesis on woman and marriage according to Roman law and the laws of pre-revolutionary and contemporary France. Its author, Dossat, was born and probably educated in Grenoble. He had a successful legal career, first as a lawyer in Bordeaux and later as a judge in Annecy. He appeared to have a deep interest in the legal status of women. In 1872, he delivered an address at the opening session of the Bordeaux Court of Appeals titled *De l'Emancipation de la Femme*, which was published (Bordeaux: G. Gounnouihou, 1872).

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### Documents of a Contentious 1880 Divorce in Indiana

#### 17. [Manuscript].

#### [Ober, Anthony].

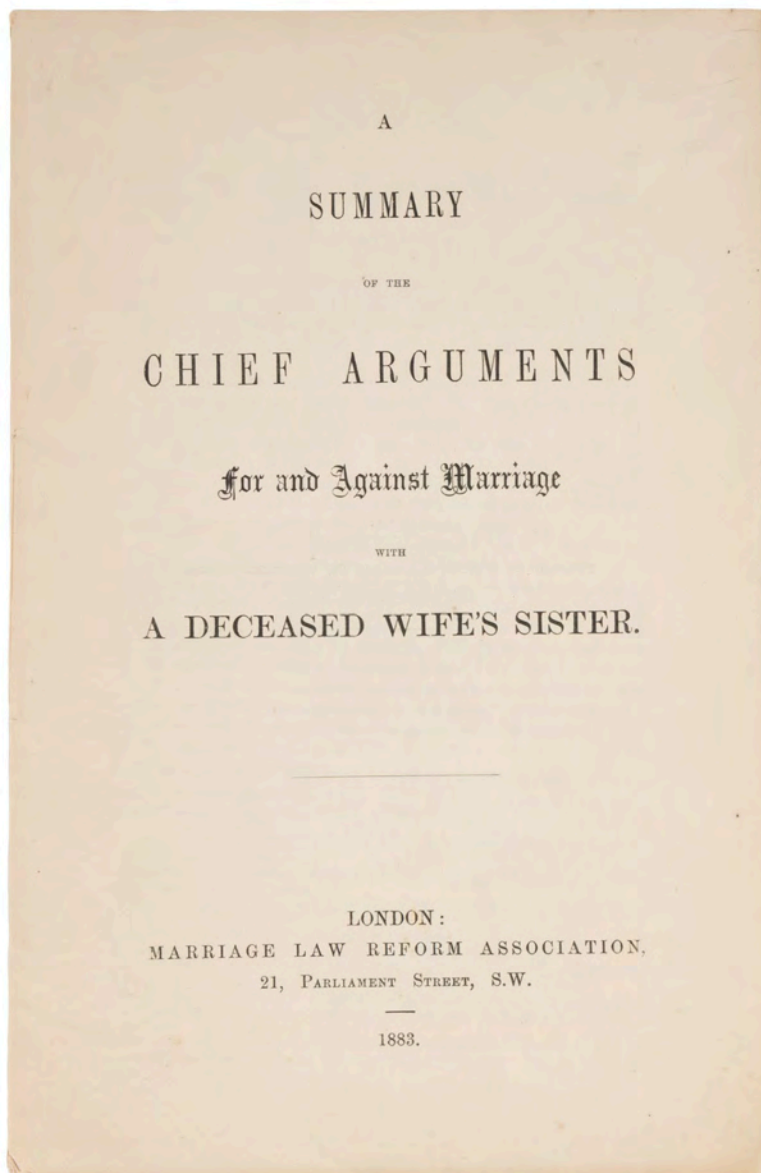
[*Legal Rant Over a Contentious Divorce and a Personal Summons to Appear in Court*]. Yorkville, IN, 1880.

Two bifolio letters, 8" x 5," manuscript in ink, dated March 11 and May 11, 1880. Letter of May 11 docketed "Yorkville Ind." Light toning, vertical and horizontal fold lines. \$250.

\* Two almost stream-of-consciousness letters concerning Ober's contentious divorce from his wife. Ober's handsome penmanship is a stark contrast to his poor spelling, lack of punctuation and obviously anxious mental state. (Ober's spelling and sentence construction also suggests that German may be his native language.) Ober's letter of March 11 is an unleashed flood of words: "Sir I have the honor To inform you about the Notification To Appear before the Court in Lawrenceburg [Dearborn County, Indiana] i got. Twice Notified now by Attorney Holman to appear the 10th of March and 24th April at 9 O'Clock. A.M. at Court Room in Lawrenceburg and i can't see my Wife or some of Parents nor of her Attorney's i see she tried to give me expenses to runn me Back and Forward my Wife and the familie Left me and Promised me her Little girl to cook my crop... She want to gve me the Divorce on Account to Collect the five hundred Dollars \$500 which i Loaned her father all the Charges are Lies except hard Words and der [there] i give you a Statement about does [those] words She Smashed the Buckey [buggy] and ruined the Horse She came Home in the Evening vitout [without] a Buckey nor Horse that on one Sunday and several other cases and i Notify that i never will Pay nothing about my wife so long She will Stay outside my House...i Married that woman not on Account her good Look or about her Money because it got none around the intire Familie want to get my Money I took her for to doe My work and to Live Still togeter [together]..."

Ober's second letter appears to assume the form of a personal, rather than court-issued, summons to appear in court. He seems to be reconciled to the divorce. The letter may be addressed to his attorneys, Holman and Schwartz, likely former (and future) Congressman William S. Holman and former mayor of Lawrenceburg and Bavarian immigrant, John Schwartz: "Sir i have the honor to inform you to be Notified to appear before the court in Lawrenceburg throuh you the 12the of May 1880 to anwser [answer] the question about those charges those Charges are wrong Cruel treatment i never raised my Hand toward my Wife and Neglect for Providing necessairy Care or Treatment...so Mister Holman and Schwartz i wish you will finish the Divorce case to receive the Divorce From my Wife i been praieing [praying] and Talken to her to come Back shee wouldned [wouldn't] doed [do it] She want allways my Money and Put me Now in so deep expences and Shee Brought not one cent in the Marriage so is my will and wish to tak [take] the Divorce from her because we can Live any more Peacefull together [together]..." It appears that Anthony Ober wants out, at any cost.

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### Marriage to a Deceased Wife's Sister

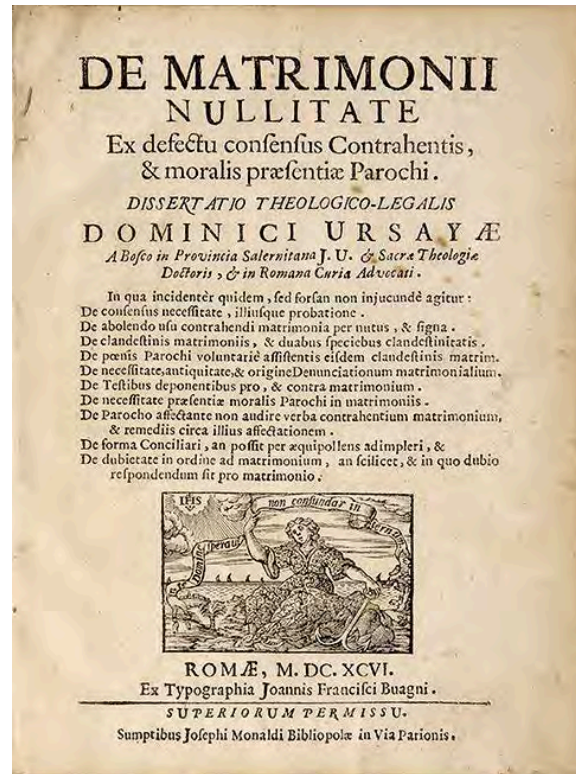
#### 18. Marriage Law Reform Association.

*A Summary of the Chief Arguments For and Against Marriage With A Deceased Wife's Sister.* London: Marriage Law Reform Association, 1883. 15, [1] pp. Octavo (8-1/4" x 5-1/2").

Stab-stitched pamphlet in self wrappers. Light toning, negligible edgewear, light foxing in a few places. \$350.

\* Third and final edition. The Marriage Law Reform Association was incorporated in 1851 as opposition to Lord Lyndhurst's Marriage Act of 1835 grew. The Act prohibited the marriage of a widower to his deceased wife's sister, reflecting Victorian anxieties around incest, family purity and the role of the church. Despite the Association's long campaign, the Act was not repealed until the Deceased Wife's Sister's Marriage Act in 1907.

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### "Matrimonii Nullitate ex Defectu"

#### 19. Orsaio, Domenico (Ursaya, Domingo, Ursaya, Domenicus).

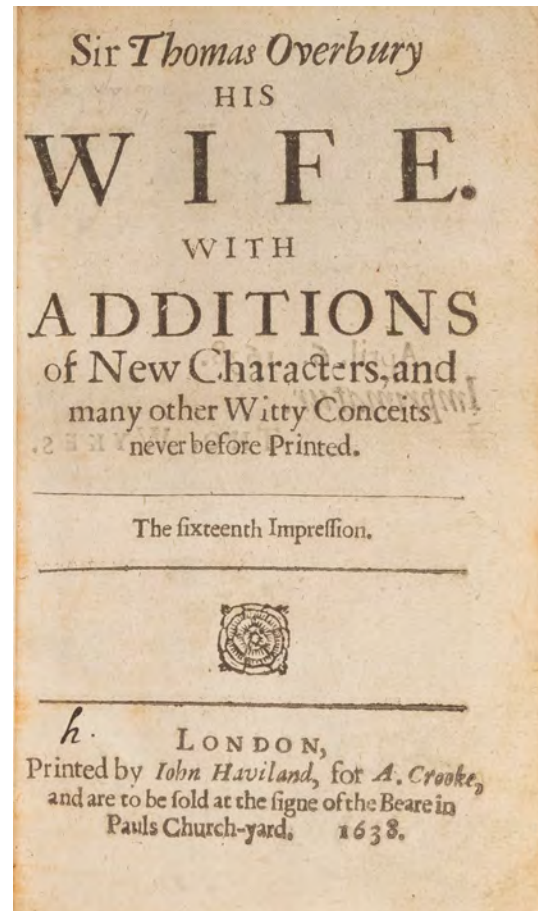
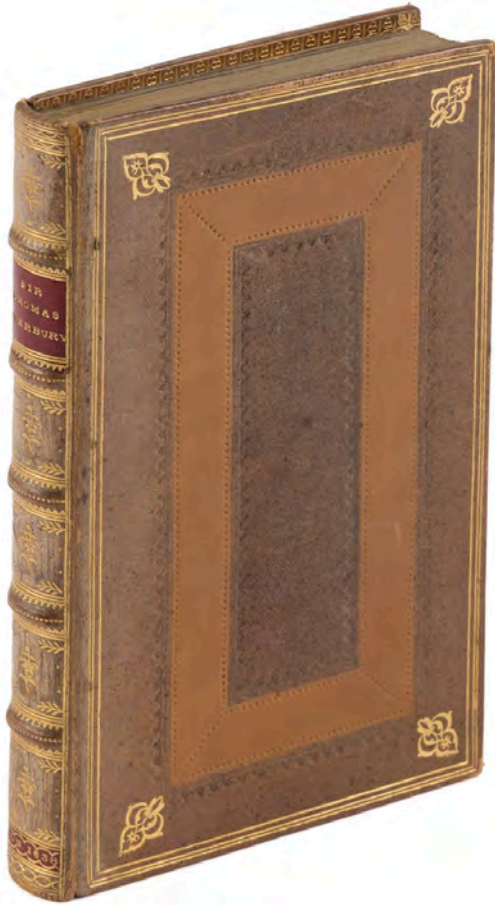
*De Matrimonii Nullitate ex Defectu Consensus Contrahentis & Moralis Consensus Contrahentis & Moralis Praesentiae Parochi: Dissertatio Theologico-Legalís Dominici Ursayae, In qua Incidentèr Quidem, Sed Forsan non Injucundè Agitur: De Consensus Necessitate, Illiusque Probatione; De Abolendo Usu Contrahendi Matrimonia per Nutus, & Signa.; De Clandestinis Matrimoniis, & Duabus Speciebus Clandestinitatis; De Poenis Parochi Voluntarie Assistentis Eisdem Clandestinis Matrim.; De Necessitate, Antiquitate, & Origine Denunciationum Matrimonialium; De Testibus Deponentibus Pro, & Contra Matrimonium; De Necessitate Praesentiae Moralis Parochi in Matrimoniis; De Parocho Affectante non Audire Verba Contrahentium Matrimonium, & Remediis Circa Ilius Affectationem; De Forma Conciliari, An Possit per Aequipollens Adimpleri, & de Dubietate in Ordine ad Matrimonium, An Scilicet, & in Quo Dubio Respondendum sit pro Matrimonio.* Rome: Ex Typographia Joannis Francisci Buagni, 1696. [viii], 143, [1], 39, [1] pp. Quarto (8-3/4" x 6-1/4").

Contemporary vellum. Boards lightly bowed, minor worming to rear board, vellum covering spine mostly perished from worming, cords present, boards secure, some worming to hinges, crack in text block between front endleaf and title page. Moderate toning to text, occasional faint dampstaining to foot of text block, light foxing to a few leaves. \$350.

\* Only edition. As indicated by its title page, this treatise examines ten situations in which the nullification of a marriage is allowed under canon law. Unusual for a treatise of this kind, the author notes cases in which clerics bear some responsibility, such as conducting clandestine marriages. The main text is preceded by a series of brief essays on miscellaneous unrelated topics. One of them discusses the opinions of Aristotle and other classical authorities concerning the use of cosmetics.

OCLC locates 9 copies, 2 in North America (Library of Congress, University of Pennsylvania). Ferreira-Ibarra, *The Canon Law Collection of the Library of Congress* 1852.

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### A Poem that Led to Murder

#### 20. Overbury, Sir Thomas [1581-1613].

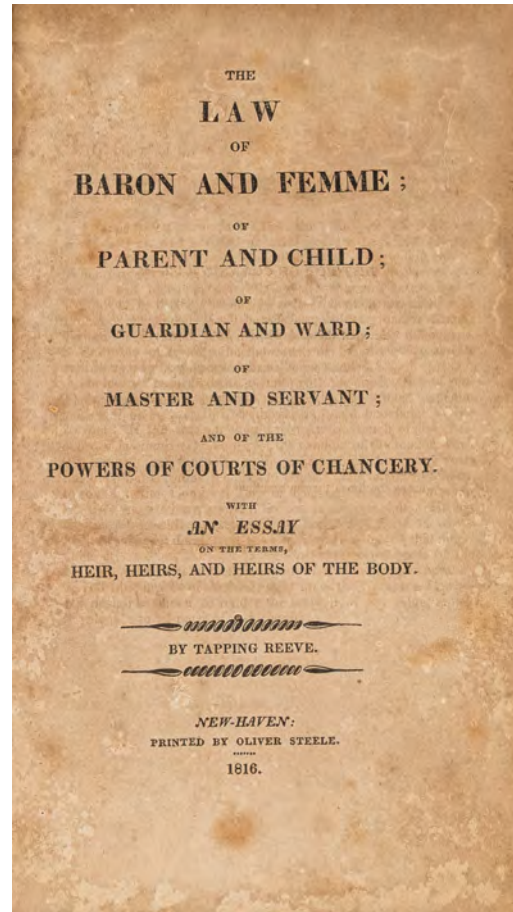
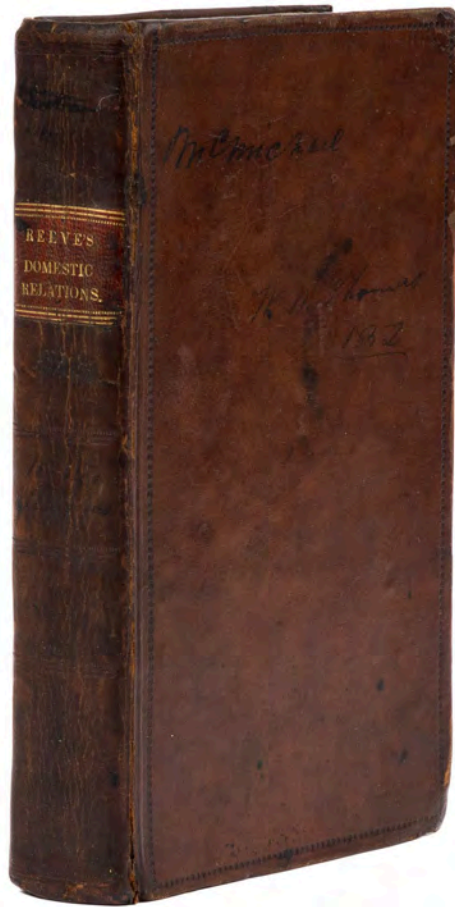
*Sir Thomas Overbury His Wife. With Additions of New Characters, And Many Other Witty Conceits Never Before Printed.* London: Printed by John Haviland, for A. Crooke, 1638. [320] pp. Octavo (5-1/2" x 3-1/4").

Later signed paneled calf by Ramage of London, gilt corner fleurons to boards, gilt spine with raised bands and lettering pieces, gilt fillets to board edges, marbled endpapers, gilt inside dentelles, edges gilt. Light rubbing and a few minor scratches to boards, moderate rubbing to extremities, very light wear to corners. Light toning to interior, very light foxing and soiling to a few leaves, trimming close to margins and affecting text of headline in a few places, no loss to legibility. An appealing copy. \$650.

\* Later edition. First published in 1614 after being circulated in manuscript during his lifetime, Overbury's poem *A Wife* discusses the ideal virtues a man should demand of a prospective wife. It was written in response to what he deemed to be a rash marriage by a friend, Robert Carr, who intended to marry a woman from a powerful and influential family. The poem and the subsequent backlash caused so much intrigue that James I tried to remove Overbury from court by offering him an ambassadorship; Overbury refused and was imprisoned in the Tower of London, where he died. An investigation into the circumstances of his death led by Coke and Bacon concluded that he had been poisoned and that James had been aware of the murder.

*English Short-Title Catalogue* S113550.

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First Edition of Reeve's *Baron and Femme* in an Attractive Contemporary Binding

## 21. Reeve, Tapping [1744-1823].

*The Law of Baron and Femme; Of Parent and Child; Of Guardian and Ward; Of Master and Servant; And of the Powers of Courts of Chancery. With an Essay on the Terms, Heir, Heirs, and Heirs of the Body.* New Haven: Printed by Oliver Steele, 1816. [iv], 494, [11] pp. Octavo (8-1/2" x 4-3/4").

Contemporary calf, blind fillets to boards, blind fillets and lettering piece to spine. A few minor spots and nicks to boards, two faint early owner signatures ("McMichael" and "W.W. Thomas, 1832") to front board, faint creases and very faint illegible lettering to spine, front joint starting, corners bumped, front hinge starting, rear hinge cracked. Owner inscription (by McMichael) and another early owner inscription in pencil ("Oliver") to front free endpaper, light browning and light foxing to interior, underlining and check marks in an early hand to a few leaves. \$500.

\* First edition. The first American treatise on family law, Reeve's *Law of Baron and Femme* is a restatement of Blackstone's Commentaries, Book I, Chapters XIV-XVII. It rejects some of the fundamental doctrines of the common law, most notably coverture. As Blackstone puts it, "the husband and wife are one person in law; that is, the very being or legal existence of the woman is suspended during marriage." Reeve says the opposite. A prescriptive work, *Baron and Femme* aimed to liberalize the American law of domestic relations, arguing, for example, that married women were permitted to make wills, a point contradicted by the contemporary statute and case law of Connecticut and several other states.

Cohen, *Bibliography of Early American Law* 4745.

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### Interesting Seventeenth-Century Dutch Treatise on Marriage Law

#### 22. Rodenburg, Christiaan [1608-1668].

*Tractatus De Jure Conjugum. In quo de Viri in Uxorem Potestate, Eorumque Obligationibus, Judiciis, Mutuis Gratificationibus, Bonorum Communione, Pactisque Dotalibus, Illustriores Controversiae, Ad Usum Fori Patrii, Vicinarumque Regionum Expenduntur, Cum Tractatione Praeliminari De Jure, Quod Oritur Ex Statutorum, Vel Consuetudinum Discrepantium Conflictu.* Utrecht: Apud Gisbertum Zylum, & Theodorum ab Ackersdijck, 1653. [xxvii], 358, [24] pp. Quarto (7-3/4" x 6").

Contemporary vellum with yapp-style fore-edges, early hand-lettered title to spine. Moderate soiling and a few tiny stains, two chips to top-edge of front board. Some rubbing to corners, vellum just beginning to crack through pastedowns, lower section of front endleaf lacking, partial crack in text block between front endleaf and title page. Light toning to text, corners of a few leaves dog-eared, annotations in early hand to endleaves. \$1,500.

\* First edition. An interesting treatise on marriage in canon, Germanic, feudal, Roman and Roman-Dutch law. Educated at the Universities and Utrecht, Rodenburg was a state official and a canon of Saint Peter's Church in Utrecht. His *Tractatus de Jure Conjugum* is an interesting comparative treatise on marriage in canon, customary, Roman and Roman-Dutch law. A practical work, Rodenburg pays particular attention to conflicts between these different systems. Two more editions were published in 1676 and another in 1699.

All editions are scarce. OCLC locates 6 copies of the first edition in North American law libraries (George Washington University, Harvard, UC-Berkeley, University of Chicago, University of Michigan, Yale). Dekkers, *Bibliotheca Belgica Juridica* 146.

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### "Everything to My Wife"

23. 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].

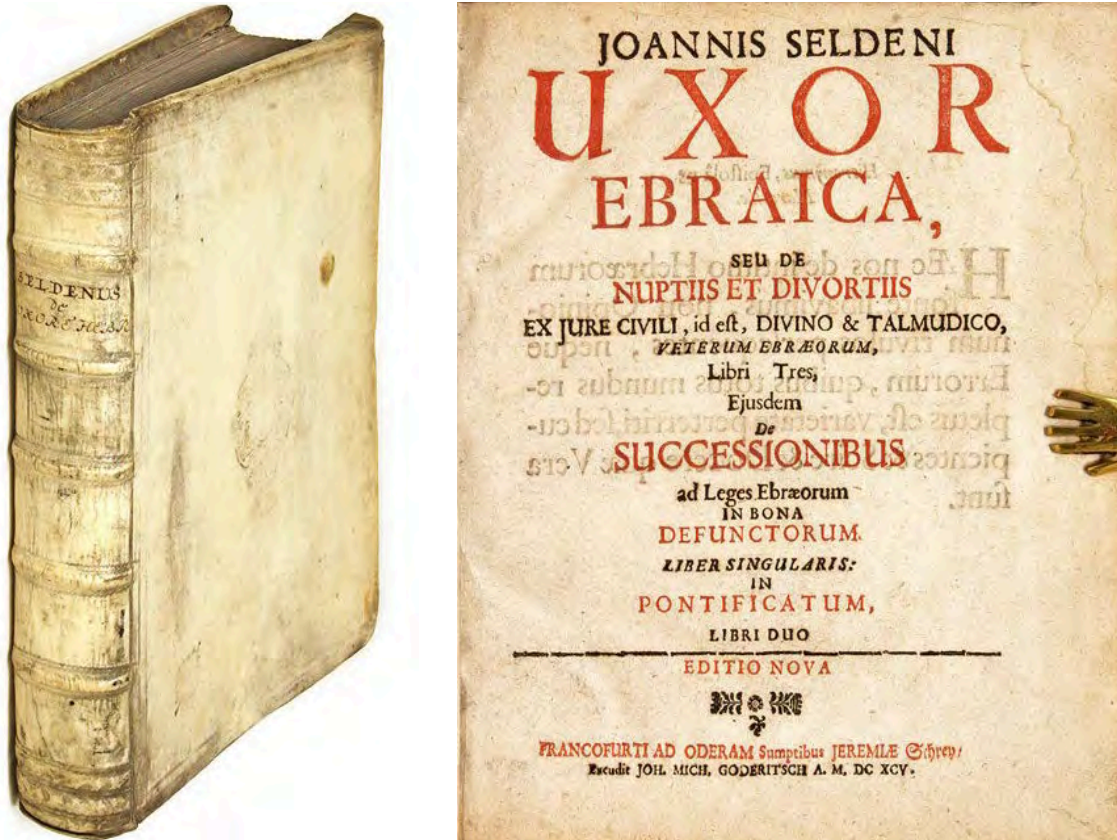
Attractively glazed and double-matted 19" x 16" hand-colored etching in handsome 29" x 26" wooden frame, small brass plaque to center of bottom. Light rubbing to frame, some toning to margins and matte, image vivid. \$850.

\* 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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### Selden's Ground-Breaking *Uxor Ebraica*

#### 24. Selden, John [1584-1654].

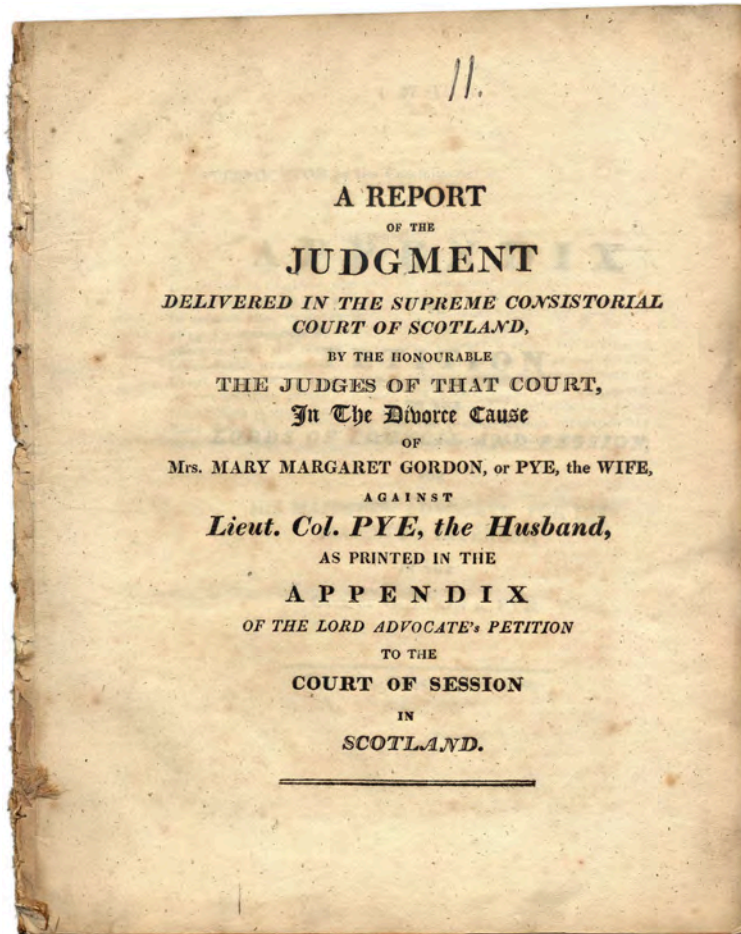
*Uxor Ebraica, Seu de Nuptiis et Divortiis Ex Jure Civili, Id est, Divino & Talmudico, Veterum Ebraeorum, Libri Tres. Ejusdem de Successionibus ad Leges Ebraeorum, Libri Tres, Ejusdem de Successionibus ad Leges Ebraeorum in Bona Defunctorum. Liber Singularis: In Pontificatum, Libri Duo.* Frankfurt-on-Oder: Sumptibus Jeremiae Schrey, 1695. [2], 456 [i.e. 460], [36], 248 pp. Two parts with individual pagination; second part, *De Successionibus*, preceded by divisional title page. Quarto (8" x 6-1/2").

Contemporary vellum, blind frames and large central arabesques to boards, raised bands and early hand-lettered title to spine, endpapers renewed. Light soiling, corners and spine ends bumped, a few minor scuffs to rear board, some creases and edgewear to endleaves. Main title page printed in red and black. Moderate toning to text, occasional light foxing to text, light soiling to title page. "102" in small recent hand to front pastedown, interior otherwise clean. \$850.

\* Later edition. A scarce edition of Selden's work on the laws of Jewish marriage and divorce, applying his more general theory of natural law, and approaching the views of Milton. It was first published in 1646. Speaking of this and other works dealing with Jewish customs the DNB says "[his] acquaintance with the original of the Old Testament and the ancient versions and commentaries which all these works display is very great. Their author's familiarity with rabbinical literature was such as has been acquired by few non-Israelite scholars; and many details of oriental civilisation and antiquities were certainly brought to the knowledge of Europeans for the first time in them" (DNB). Despite the importance of this work it was not translated into English until 1991.

*Dictionary of National Biography* XVII:1157. *Das Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 14:019894G.

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### Divorce and the Conflict of Laws

#### 25. [Trial].

Gordon, Mary Margaret

Pye, Alleyne H.

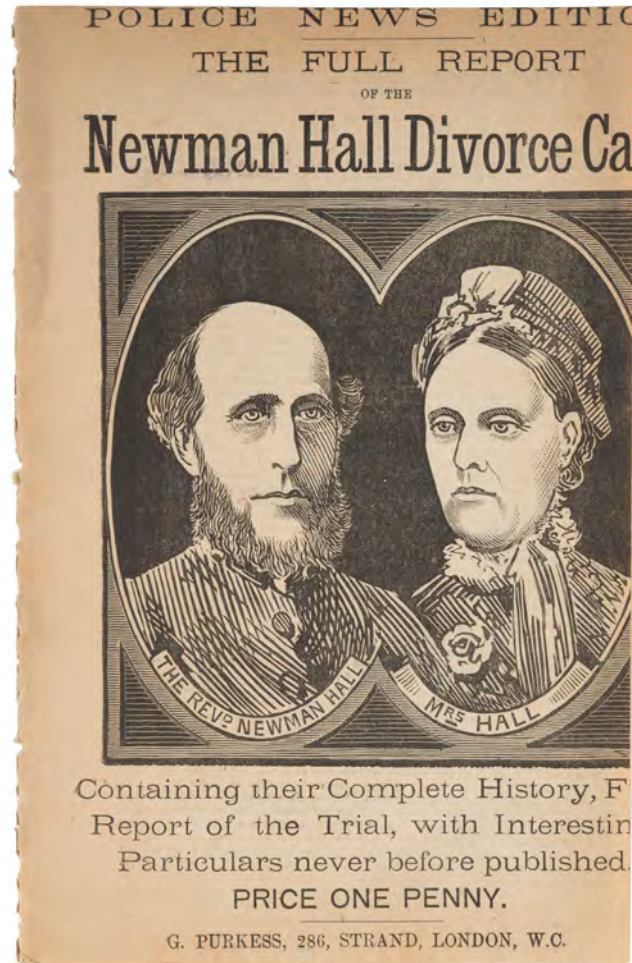
*A Report of the Judgment Delivered in the Supreme Consistorial Court of Scotland, By the Honourable the Judges of that Court, In the Divorce Cause of Mrs. Mary Margaret Gordon, Or Pye, The Wife, Against Lieut. Col. Pye, The Husband, As Printed in the Appendix of the Lord Advocate's Petition to the Court of Session in Scotland.* [Edinburgh?]: S.n., [1814]. 97 pp. Quarto (9-1/2" x 7-3/4").

Disbound. Light soiling to exterior, light rubbing to extremities, "11" in early hand to head of title page. Moderate toning to interior, faint spotting to a few leaves. \$500.

\* Only edition. An interesting case that involved the conflict of English and Scottish divorce law, *Gordon v. Pye* held that a Scottish court did not have the power to dissolve the marriage of two English subjects who married in England and were currently living there. It is one of a group of Scottish cases cited by Story in his discussion of marriage in *Commentaries on the Conflict of Laws* (1834).

No print copies of this report located on OCLC. Library Hub locates a printed copy at the British Library. We located additional printed copies at Harvard Law School and Yale Law School. *Catalogue of the Library of the Harvard Law School* (1909) II:1086.

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### A Raucous Divorce Case

#### 26. [Trial].

#### Hall v. Hall.

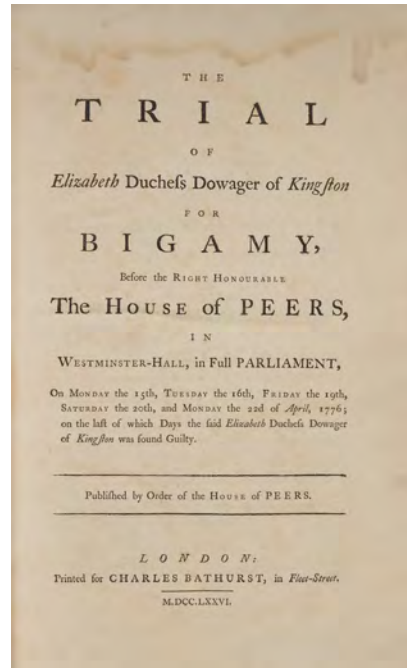
*The Full Report of the Newman Hall Divorce Case* [Drop-Head Title]. At head of drop-head title: *Police News Edition*. London: G. Purkess, [c.1880]. 16 pp. Title page has large woodcut portraits of the Halls. Octavo (8-1/4" x 5-1/4").

Stab-stitched pamphlet, thread lacking. Moderate toning, light edgewear and chipping to spine, light foxing to final few leaves, title page affected by trimming to top and fore-edges without loss to legibility. Rare. \$850.

\* Only edition. In 1880, Christopher Newman Hall, a minister who had gained fame in Britain and the United States with his tract *Come to Jesus* (1848), accused his wife Charlotte of adultery with a friend of the couple. She denied the accusations and accused him of infidelity in turn. The couple was not particularly compatible; Charlotte was a free spirit who loved to hunt and smoke, habits her husband despised on moral grounds. Newman Hall's high profile and the humor of much of the testimony made the trial a raucous affair, with frequent bursts of laughter from witnesses to the despair of the judge. Newman Hall ultimately succeeded in obtaining a decree nisi and remarried later that year.

This is a rare title. No physical copies listed on OCLC or Library Hub. We located a copy at Indiana University.

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### A Colorful Duchess

#### 27. [Trial].

**Kingston, Elizabeth Chudleigh**

**Hervey, Duchess of [1720-1788], Defendant.**

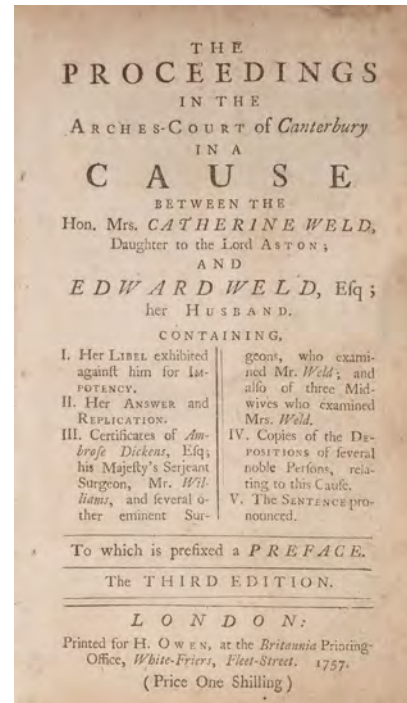
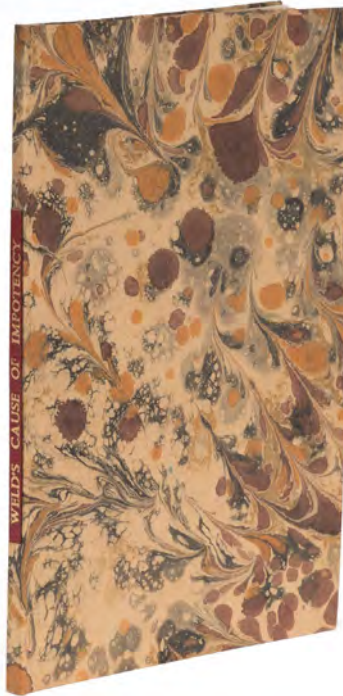
*The Trial of Elizabeth Duchess Dowager of Kingston for Bigamy, Before the Right Honourable the House of Peers, In Westminster-Hall, In Full-Parliament, On Monday the 15th, Tuesday the 16th, Friday the 19th, Saturday the 20th, and Monday the 22d of April, 1776; On the Last of Which Days the Said Elizabeth Duchess Dowager of Kingston was Found Guilty. Published by Order of the House of Peers.* London: Printed for Charles Bathurst, 1776. [iv], 176 pp. Title page preceded by imprimatur leaf. Folio (15" x 9").

Recent period-style three-quarter calf over marbled boards by Philip Dusel, gilt spine with lettering piece, endpapers renewed. Moderate toning, light soiling and dampspotting to margins of a few leaves, faint dampstaining to heads of preliminaries. \$1,500.

\* Only edition. The colorful duchess is said to have been the basis for William Thackeray's character of Beatrice in *Esmond* and of the Baroness Bernstein in *The Virginians* and was also ridiculed in a play that she tried to legally suppress, *The Capuchin*. Prone to romantic entanglements and scandals, she had many lovers, and it is said that George II was one of many to be swayed by her charms. When she determined to marry the Duke of Kingston, Elizabeth feared the scandal of divorce from her first husband, Augustus Hervey, later Earl of Bristol, who wanted a divorce, so she instituted a suit of jactitation against him. His negative response ignored, she took an oath that she was unmarried, and the court so declared her. She married the Duke of Kingston in 1769, and he died in 1770 and left her a substantial estate on the condition that she remain a widow. The duke's nephew, Mr. Evelyn Meadow, brought suit against her for bigamy shortly after the duke's death, while she was traveling in Italy. She returned to England to stand trial. Found guilty, she would have been "burned on the hand" but she claimed the privilege of her peerage which served to exempt her from corporal punishment. She continued a life of travel and adventure until her sudden death in Paris in 1788.

*Dictionary of National Biography* IX:730. Sowerby, *Catalogue of the Library of Thomas Jefferson* 1957. *English Short-Title Catalogue* T92941.

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### "By Reason of Some Natural Imperfection"?

#### 28. [Trial].

#### Weld v. Weld.

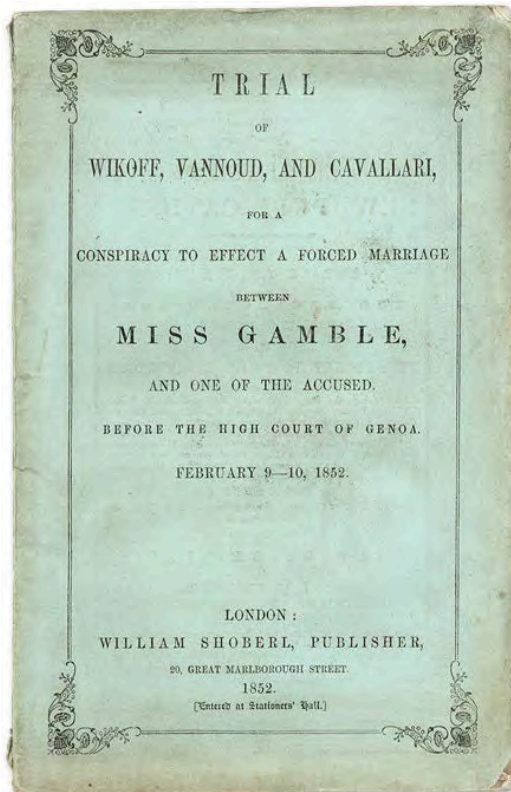
*The Proceedings in the Arches-Court of Canterbury in a Cause Between the Hon. Mrs. Catherine Weld, Daughter to the Lord Aston; And Edward Weld, Esq; Her Husband. Containing, I. Her Libel Exhibited Against Him for Impotency. II. Her Answer and Replication. III. Certificates of Ambrose Dickens, Esq; His Majesty's Serjeant Surgeon, Mr. Williams, and Several Other Eminent Surgeons, Who Examined Mr. Weld; And also of three Midwives who Examined Mrs. Weld. IV. Copies of the Depositions of Several Noble Persons, Relating to This Cause. V. The Sentence Pronounced. To Which is Prefixed a Preface.* London: Printed for H. Owen, 1757. 48 pp. Octavo (7-1/2' x 4-3/4").

Stab-stitched pamphlet in recent stiff marbled-paper wrappers, calf lettering piece to spine. Moderate toning to interior, faint vertical crease to text block, some wear to outer corners of text block, light foxing to a few leaves, light soiling to title page and p. 48. \$750.

\* Third (stated) edition. The Welds married in 1727, but when there was no issue after three years, Catherine sued Edward for divorce in ecclesiastical court on the grounds that he was "unable to perform the Conjugal Rites, by Reason of some natural Imperfection which he well knew in himself." Edward fought to clear his name, claiming that after a simple surgical procedure he had, in fact, consummated the marriage twice. The case gained a great deal of public attention, largely because the detail of Catherine's claim and the amount of medical evidence presented were unusual even for an impotency trial. Ultimately, the divorce was denied and the couple reached a private resolution to live apart. Edward remarried after Catherine's death and fathered a daughter and four sons. It is unclear why our copy is designated the third edition. It appears to be based on an account issued by E. Raynor, which went through five editions and two Dublin reprints, all in 1732.

OCLC and the ESTC locate 3 copies in North America (Cornell, Rice, Harvard Law School). *English Short-Title Catalogue (ESTC)* N11985.

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### A Sensational Case of Kidnapping

#### 29. [Trial].

**Wikoff, Henry [1813-1884], Principal Defendant.**

**Vannoud, Louis, Defendant.**

**Cavallari, Luigi, Defendant.**

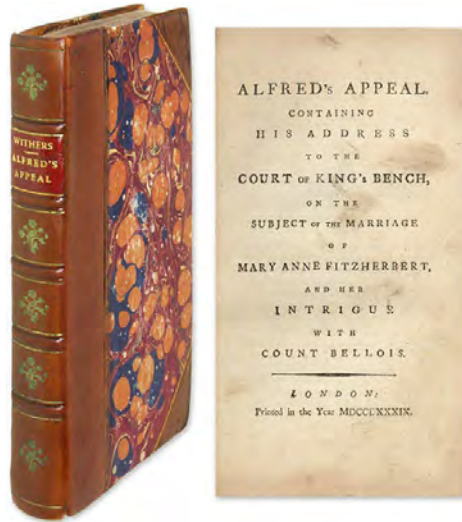
*Trial of Wikoff, Vannoud, And Cavallari, For a Forced Marriage Between Miss Gamble and One of the Accused. Before the High Court of Genoa, February 9-10, 1852.* London: William Shoberl, 1852. 64 pp. Lithograph portrait frontispiece of Wikoff. Octavo (8-1/2" x 5-1/2").

Stab-stitched pamphlet in printed wrappers. Moderate soiling, rubbing to extremities with some wear to spine ends and corners. Light toning to text, foxing to a few leaves, internally clean. \$750.

\* Only edition. An account of one of the sensational trials of the early 1850s. Wikoff, or as he called himself, Chevalier Wikoff, was an American impresario, occasional European correspondent for the *New York Herald* and, possibly, a spy for Lord Palmerston. He was engaged to Jane Catherine Gamble, an English woman. Gamble changed her mind shortly before the wedding and fled to Genoa. Wikoff tracked her down and apparently tricked her into coming along with him to his apartment. Shortly afterwards Gamble filed a complaint of kidnapping that landed Wikoff in an Italian jail for 15 months. He was found guilty in an Italian court and forced to return her letters and "extorted promise of marriage." Ever enterprising, Wikoff responded to the negative publicity with a memoir entitled *My Courtship and Its Consequences* (1855), which became a best-seller.

Copies of *The Trial of Wikoff* are scarce. OCLC locates 7 worldwide: 2 in the British Library and 5 in North American law libraries (Harvard, Library of Congress, University of Georgia, University of Minnesota, University of Pennsylvania).

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### The Prince of Wales's Clandestine Marriage

#### 30. [Withers, Philip (d. 1790)].

*Alfred's Appeal. Containing His Address to the Court of King's Bench, On the Subject of the Marriage of Mary Anne Fitzherbert, And Her Intrigue with Count Bellois.* London: S.n., 1789. 88 pp.

[Bound with]

[Withers, Philip].

*Alfred's Apology.* London: Entered at Stationers-Hall, 1789. 86 pp. Half-title lacking.

[And]

[Withers, Philip].

*Alfred's Apology, Second Part, Containing a Letter to His Royal Highness the Prince of Wales; With a Summary of the Trial of the Editor of Nemesis, On the Prosecution of Mrs. Fitzherbert, For a Libel; With Remarks, By Alfred.* London: Entered at Stationers-Hall, 1789. 154 pp.

[And]

[Withers, Philip].

*History of the Royal Malady, With Variety of Entertaining Anecdotes, To Which are Added, Strictures on the Declaration of Horne Tooke, Esq. Respecting "Her Royal Highness the Princess of Wales," Commonly Called Mrs. Fitzherbert. With Interesting Remarks on a Regency. By a Page of the Presence.* London: Sold at No. 9, Queen-Street, n.d. 62 (of 64) pp. Final two leaves lacking.

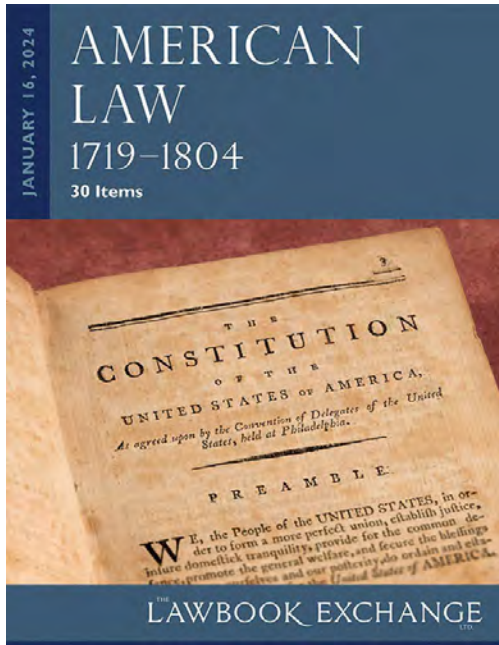
Octavo (8" x 4-3/4"). Stab-stitched pamphlets bound into contemporary three-quarter calf over marbled boards, rebacked in period style, raised bands, gilt ornaments and lettering piece to spine, marbled edges. Light rubbing to boards, moderate rubbing to extremities with some wear to corners, endpapers renewed. Moderate toning to text, light foxing in places, internally clean. \$450.

\* *Alfred's Apology*: second edition; Others: first editions (one of several issues, all in the same year). In 1785 George, the Prince of Wales and the future King George IV contracted an illegal marriage in secret with Maria Anne Fitzherbert, a Catholic commoner. (It violated the Bill of Rights and the 1701 Act of Settlement). King George III compelled the prince to leave her in 1794 to marry Duchess Caroline of Brunswick, but he continued his relationship with her (with some periods of estrangement). These items are part of a pamphlet war that grew out of a libel trial that resulted from Withers's public exposure of the clandestine marriage.

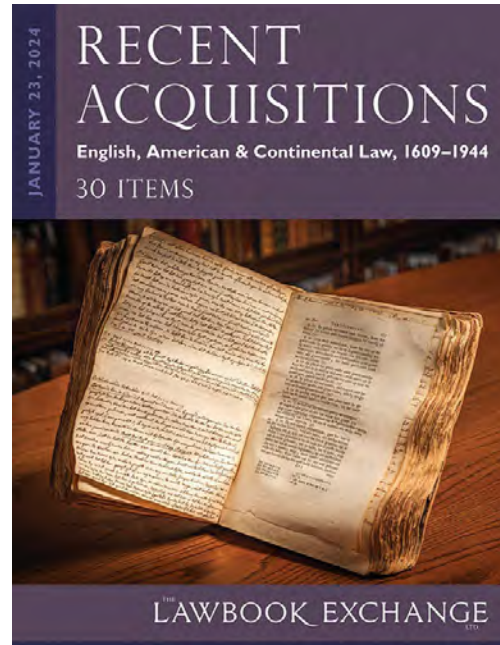
*English Short-Title Catalogue* T11257, T11276, T11256, T11274.

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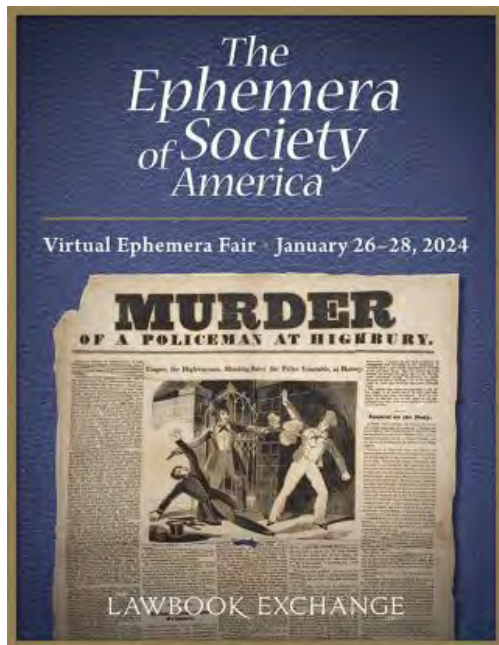
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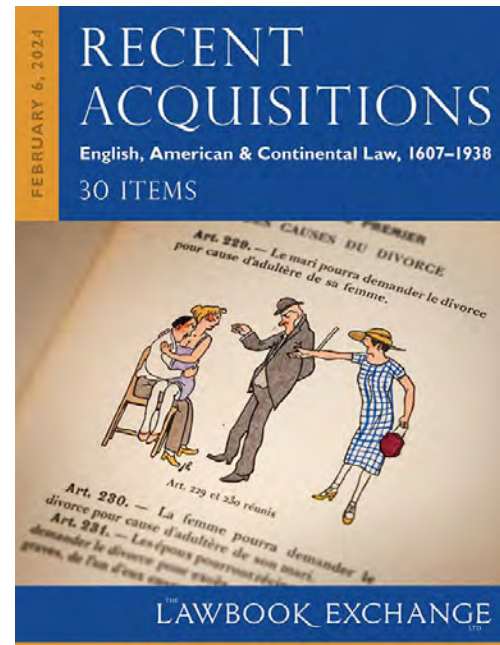
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