

A SELECTION OF 30

Antiquarian Items

Canon, Civil, Common & Ecclesiastical Law

August 6, 2019



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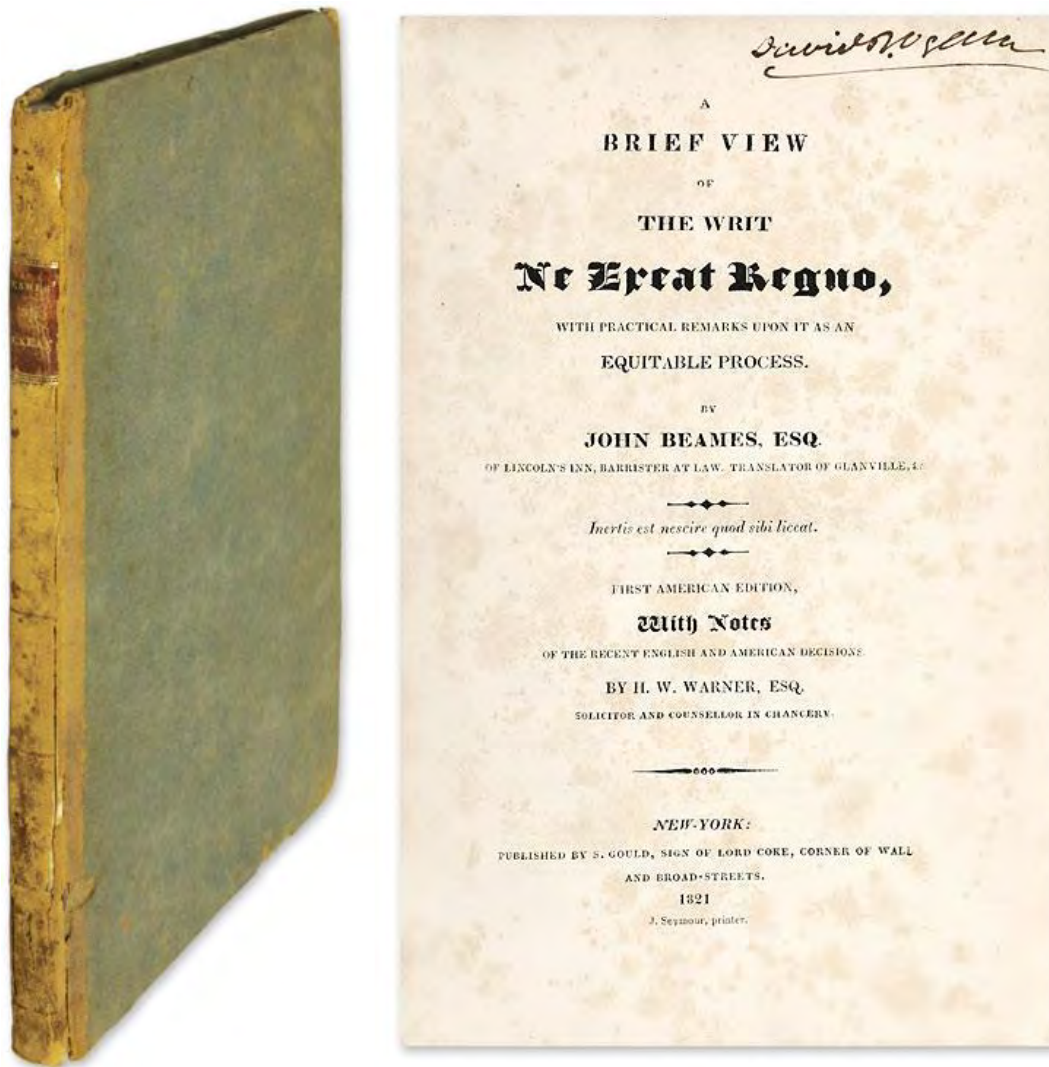
An Influential Spanish Work Addressing the Relationship Between Church and State

1. Alvarez de Abreu, Antonio [1683-1756].

Victima Real Legal, Discurso Unico Juridico-Historico-Politico, Sobre que las Vacantes Mayores, Y Menores de las Iglesias de las Indias Occidentales, Pertencen a la Corona de Castilla, Y Leon, Con Pleno, Y Absoluto Dominio. Madrid: En la Imprenta de Antonio Marin, 1726. [xl], XXIV, [8], 365, [27] pp. Folio (11-1/4" x 8").

Contemporary flexible vellum, fragments of thong ties, faint early hand-lettered title to spine. Light rubbing and a few minor scuffs and stains to boards, moderate rubbing to extremities with some wear to spine ends, pastedowns beginning to detach, front hinge cracked. Title printed in red and black within typographical border. Light toning to text, slightly heavier in places, early repair to hole near foot of title page with no loss to text. \$2,500.

* First edition. Abreu, a member of the Spanish nobility, spent much of his career as a colonial official and law professor in Caracas, Havana and Veracruz. Returning to Spain in his later years, he held a series of posts in the royal finance ministry. *Victima Real Legal* argues that rents and moneys accruing to vacant positions in the churches of the Spanish Empire belong to the king, a concept known as regalism. An influential work on church-state relations, it also addresses other topics, such as freedom of the seas, marriage, estates, war and hegemony. It had a second edition in 1769. Both editions of this work are scarce. OCLC locates 2 copies of the first edition in North American law libraries (Harvard, UC-Berkeley). Palau, *Manual del Librero Hispano-Americano* 9444. [Order This Item](#)



"Valuable Guide" to the Writ *Ne Exeat Regno*

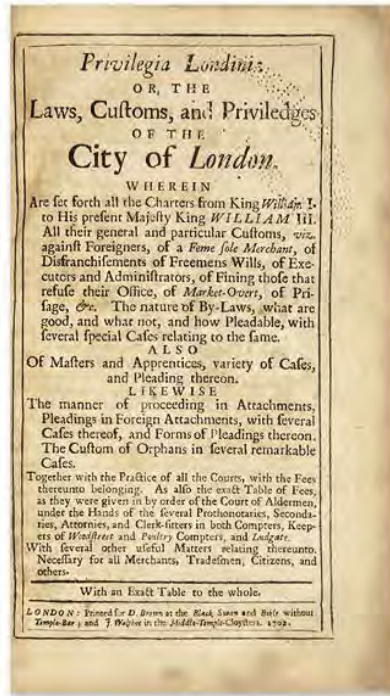
2. Beames, John [1781?-1853].

Warner, H.W., Notes.

A Brief View of the Writ Ne Exeat Regno, With Practical Remarks Upon It as an Equitable Process With Notes of the Recent English and American Decisions. New York: Published by S. Gould, 1821. 7, xi, 77 (i.e. 67) pp. Paged irregularly, following the paging of the original (London) edition, which is given in footnotes. (The beginnings of the pages are indicated in the text by asterisks.) Octavo (8-1/2" x 5-1/2").

Contemporary three-quarter sheep over paper boards, lettering piece and blind fillets to spine. Some rubbing with wear to spine ends, corners bumped, front joint cracked but secure. Toning, light foxing. Early (illegible) owner signature to head of title page, interior otherwise clean. Ex-library. Bookplate to front pastedown. A solid copy of a scarce title. \$350.

* First American edition, from the first London edition (1812). The equity writ *Ne Exeat Regno* is a tool to restrain a person from leaving a country or the jurisdiction of a court. It also refers to the process equity courts used to obtain bail or security to abide a decree. "This work will be found a valuable guide to the profession in those states having Courts of Equity.": Marvin, *Legal Bibliography* (1847) 103. Cohen, *Bibliography of Early American Law* 4929. [Order This Item](#)



"London is Indeed a Very Happy City"

3. [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. 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. \$200.

* 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 his life, 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. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:436 (27). *English Short-Title Catalogue* T56056.

[Order This Item](#)



1836 Broadside of Laws Regulating Albany's Public Markets

4. [Broadside].
[Albany, New York].

A Law in Addition to a Law, Entitled "Of the Public Market Houses." Passed February 1, 1836. The Mayor, Aldermen and Commonalty of the City of Albany, in Common Council Convened, do Ordain as Follows:... Erastus Corning, Mayor. Albany: Printed by E. B. Child, No. 6 South Pearl-Street, 1836.

17-1/2" x 12-3/4" broadside, mounted and matted, text printed inside wide decorative typographical border. Toning, faint vertical and horizontal fold lines. A few expert repairs, with no loss to text, and minor fading to text in five lines. \$1,500.

* An unrecorded broadside in eleven sections outlining regulations concerning the handling of meat, poultry and other food in Centre Market in Albany, New York. This was one of three public markets established in 1836; the others were the North Market and South Market. The laws address hours of operation, allocation of stalls, licensing, costs of permits and the salary of the market's superintendent. Section ten repeals previous laws, and section eleven decrees that this law will take effect on 8 February. The printer of this broadside was located near the market on the corner of South Pearl and State Street. [Order This Item](#)



"I Would Fork Out a Trifle to Know, Sir, Why Crime Should Increase in Our Land"

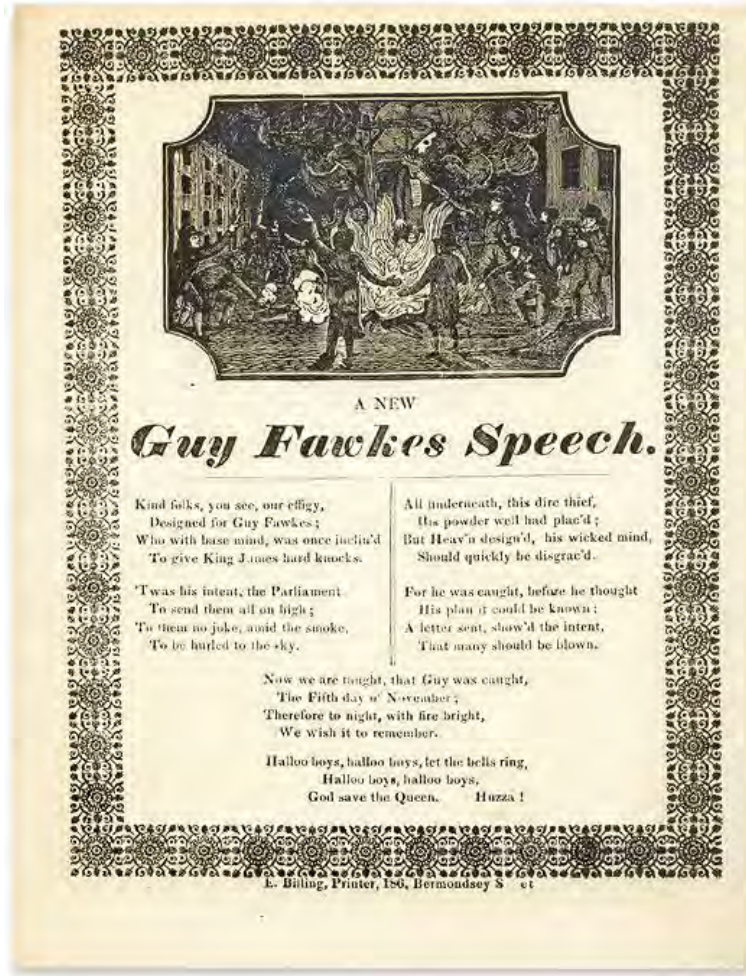
5. [Broadside].
[Great Britain].
[Criminals].

John Bull, Can You Wonder At Crime! London: W.S. Fortey, Steam Printer and Publisher, [c. 1860].

9-3/4" x 7-1/2" broadside, woodcut vignette at head above large headline, main text printed in parallel columns. Light browning, somewhat darker near edges, neatly mounted on album leaf. \$450.

* A six-verse ballad about a recent increase in crime in London during a time of national prosperity. "I've been thinking, of late I've been thinking/ And my thoughts I can scarcely divine,/ I've been thinking why people should wonder/ At London's great increase of crime./ Cries good old John Bull it's a poser,/ There's Something I can't understand,/ And I would fork out a trifle to know, sir, Why crime should increase in our land." COPAC records 1 copy of this ballad (at the National Library of Scotland) printed with another ballad. OCLC locates 1 copy (at Trinity College Dublin).

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"Kind Folks You See, Our Effigy, Designed for Guy Fawkes; Who With Base Mind, Was Once Inclined to Give King James Hard Knocks"

6. [Broadside].
[Great Britain].
Guy Fawkes Day.

A New Guy Fawkes Speech. [London]: E. Billing, 186, Bermondsey Street, [c.1840].

9-3/4" x 7-1/2" broadside. Six-stanza verse text within woodcut typographical border, first four stanzas in two columns, separated by woodcut rules below headline and vignette of a group of people burning Fawkes in effigy. Light toning, otherwise fine. A well-preserved rare item. \$650.

* A celebratory broadside commemorating Guy Fawkes Day. Also known as Guy Fawkes Night, Bonfire Night or Firework Night, it is an English national holiday commemorating the failed Gunpowder Plot, an attempt by a group of Catholics to assassinate King James I by blowing up the House of Lords during the State Opening of Parliament. The plot was foiled when Fawkes was discovered with a cache of explosives hidden beneath the House of Lords. The date of our broadside is conjectured from a similar broadside by Billing with a contemporary handwritten date of 1829 held by the National Library of Scotland. The verses on that copy end with "God save the King." Ours ends with "God save the Queen," so we assume it was printed in the early years of Queen Victoria's reign, which began in 1837. OCLC locates no copies. [Order This Item](#)



A Missouri Judge Responds to His Critics

7. [Broadside].
Killen, Thomas J.

To The Public. In A Handbill Dated April 21, 1854, And Signed In Large Capital Letters "John Poynter McMillin," That Gentleman Makes "Three Specific Charges" Against The Rev. Matthias M. Barron [first line of text]. [Hannibal, MO? 1854].


18-1/2" x 8-1/2" broadside. Text in three columns. Moderate toning and light foxing, minor edgewear, fine vertical and horizontal fold lines, contemporary docketing to verso. \$2,500.

* An apparently unrecorded broadside issued by Judge Thomas J. Killen in response to an attack published by a former litigant, John Poynter McMillin, who lost a lawsuit decided by Judge Killen. McMillin then published his version of the trial and his testimony in an attempt to refute the verdict against him. Killen's broadside is a rebuttal of McMillin's "superlatively ridiculous" charges. He also mocks his evident insolvency, suggests he is a deadbeat and assures McMillin: "you may banish fears of sinking to the degraded level of a mere slanderer. Both your tongue and your pen, sir, have lost all power of slander, or detraction; true like the native polecat, they may occasionally offend and disgust the community yet no one blames it because it is the nature of the beast." No copies located on OCLC or the online catalogs of AAS, Harvard or the Library of Congress. [Order This Item](#)

✓

Reward

✓



MISSING
**Mrs. Maggie Corbett and
four children**

Mrs. Corbett—Age 38, 5 ft. 2 in., 106 lbs., hair black, eyes brown, dark complexion.

Mabel—Age 14 years, 5 ft., 120 lbs., well built for her age; scar on upper lip caused from hair lip.

Boy, age 4 yrs. Girl, age 3 yrs. Baby girl, age, 1 yr.

Mr. J. L. Corbett is greatly distressed by the sudden disappearance of his wife and fears that her mind may be affected. She disappeared from Texas City, Texas, July 29th, 1905.

Any information regarding her present whereabouts will be greatly appreciated by her husband.

J. L. CORBETT, Texas City, Tex.

She is a first-class dressmaker and may be working at that trade.

John T. Rowan,
Chief of Police, Galveston, Texas.

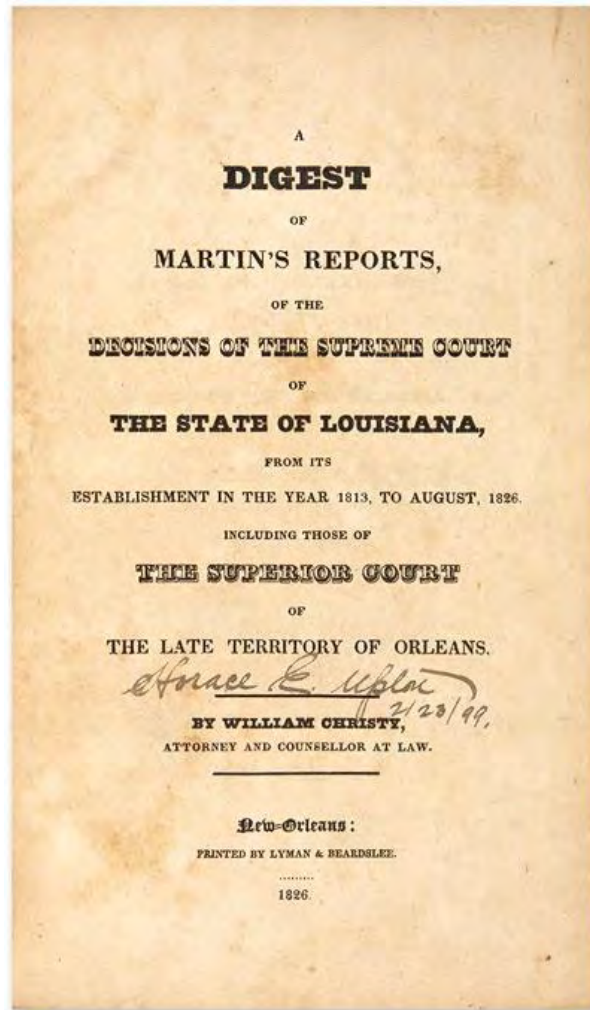
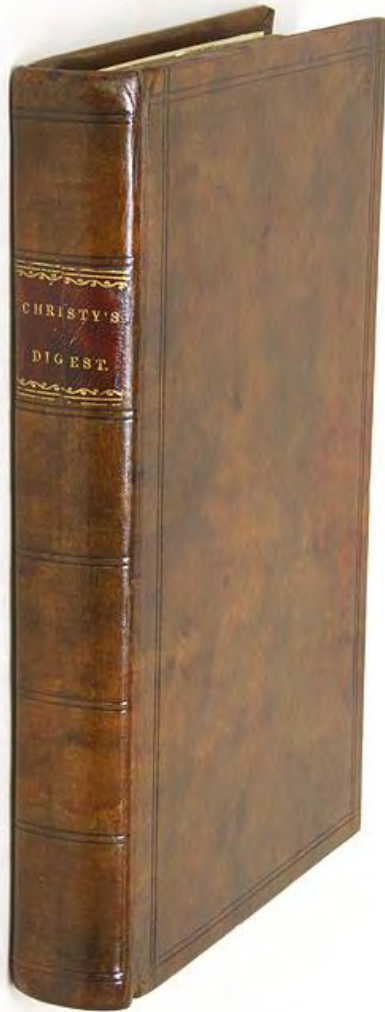
"Her Mind May be Affected"

8. [Broadside].
[Missing Persons].
[Texas].

Reward. Missing. Mrs. Maggie Corbett and Her Four Children. Galveston, TX, 1905.

8-1/4" x 5-3/4" broadside, large photographic image of Corbett below headline. Moderate toning, discoloration in a few places, horizontal fold lines, top margins trimmed just above headline, two check marks in ink near upper left-hand corner. \$250.

* Signed in type by John T. Rowan, Galveston's chief of police. "Mr. J.L. Corbett is greatly distressed by the sudden disappearance of his wife and fears that her mind may be affected. She disappeared from Texas City, Texas, July 29th, 1905. Any information regarding her present whereabouts will be greatly appreciated by her husband." [Order This Item](#)



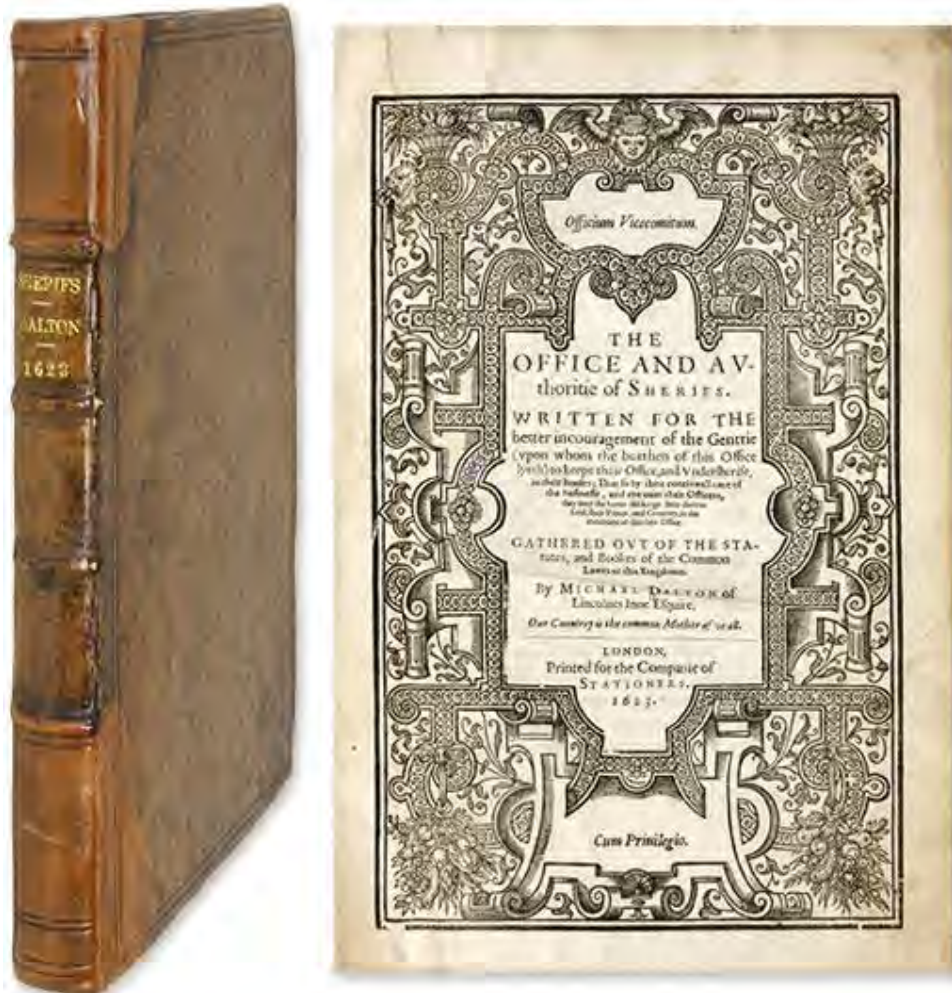
A Useful Digest of the First Louisiana Reporter

**9. Christy, William [1791-1865].
[Martin, François-Xavier (1762-1846)].**

A Digest of Martin's Reports, Of the Decisions of the Supreme Court of the State of Louisiana, From Its Establishment in the Year 1813, To August, 1826. Including Those of the Superior Court of the Late Territory of Orleans. New Orleans: Printed by Lyman & Beardslee, 1826. vii, 399 pp. Octavo (8-1/2" x 5-1/2").

Recent period-style calf, blind fillets to boards, blind fillets and original lettering piece to spine, endpapers renewed. Moderate toning, occasional browning and light foxing to text, owner signature dated 1899 to foot of title page. \$500.

* Only edition. Martin sat on the Louisiana Supreme Court from 1815-1846, the last ten years as its presiding judge. Prior to his tenure on the Supreme Court, he served on the Superior Court of the Territory of Orleans. His reports, which commenced in 1809, were the first produced in Louisiana. Christy's *Digest* was intended to "facilitate the researches of professional gentlemen, and to present to the public in the most simple and condensed form, the points of law which have been decided by the highest tribunals of the state of Louisiana and the late territory of Orleans" (v). OCLC locates 11 copies in North American law libraries. Jumonville, *Bibliography of New Orleans Imprints* 478. Cohen, *Bibliography of Early American Law* 5538. [Order This Item](#)



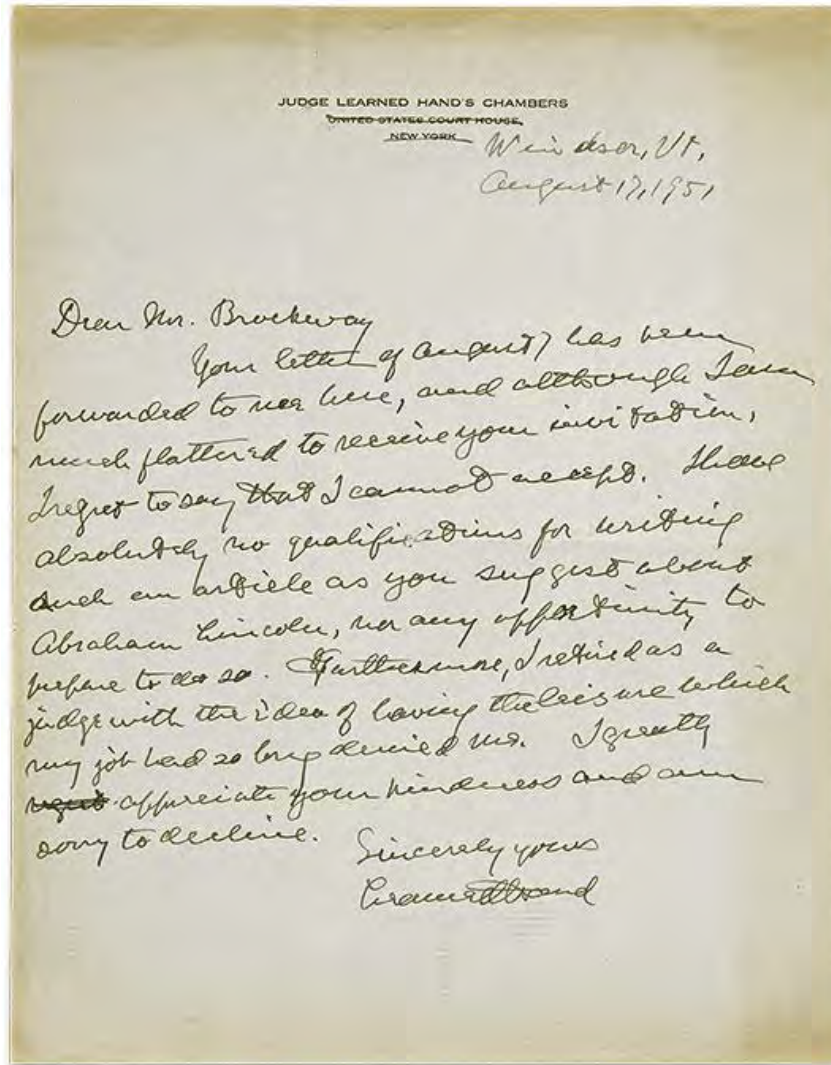
First Edition of the First English Treatise on Sheriffs

10. Dalton, Michael [d.ca. 1648].

Officium Vicecomitum: The Office and Authoritie of Sheriffs, Written for the Better Incouragement of the Gentry (Upon Whom the Burthen of This Office Lyeth) to Keepe Their Office, And Undersheriffe, In Their Houses; That so by Their Continuall Care of the Businesse, And Eyeover Their Officeres, They May the Better Discharge Their Dutie to God, Their Prince, And Countrey, In the Execution of This Their Office. Gathered Out of the Statutes, And Bookes of the Common Lawes of this Kingdome. London: Printed for the Companie of Stationers, 1623. [iv], 194, [6] ff. The first leaf and last leaves are blank. Folio (11-1/4" x 7-1/2").

Contemporary calf, blind rules to boards, raised bands and later gilt-stamped title to spine, endpapers renewed. Light rubbing, recent repairs to spine ends and adjacent corners of boards, front joint partially cracked, corners bumped and lightly worn. Title printed within woodcut architectural border, woodcut head-pieces, tail-pieces and decorated initials. Light toning, faint dampstaining to upper corners of margins, bookplate residue to front pastedown. Early owner signature, interior otherwise clean. An appealing copy. \$1,500.

* First edition. This is the first English treatise on sheriffs. As its title suggests, it is a remarkably comprehensive work. Holdsworth, who cites it several times, says "in spite of a growing number of rivals, it continued to be a standard authority until the beginning of the eighteenth century.": *History of English Law* IV:119. *English Short-Title Catalogue* S107284. [Order This Item](#)



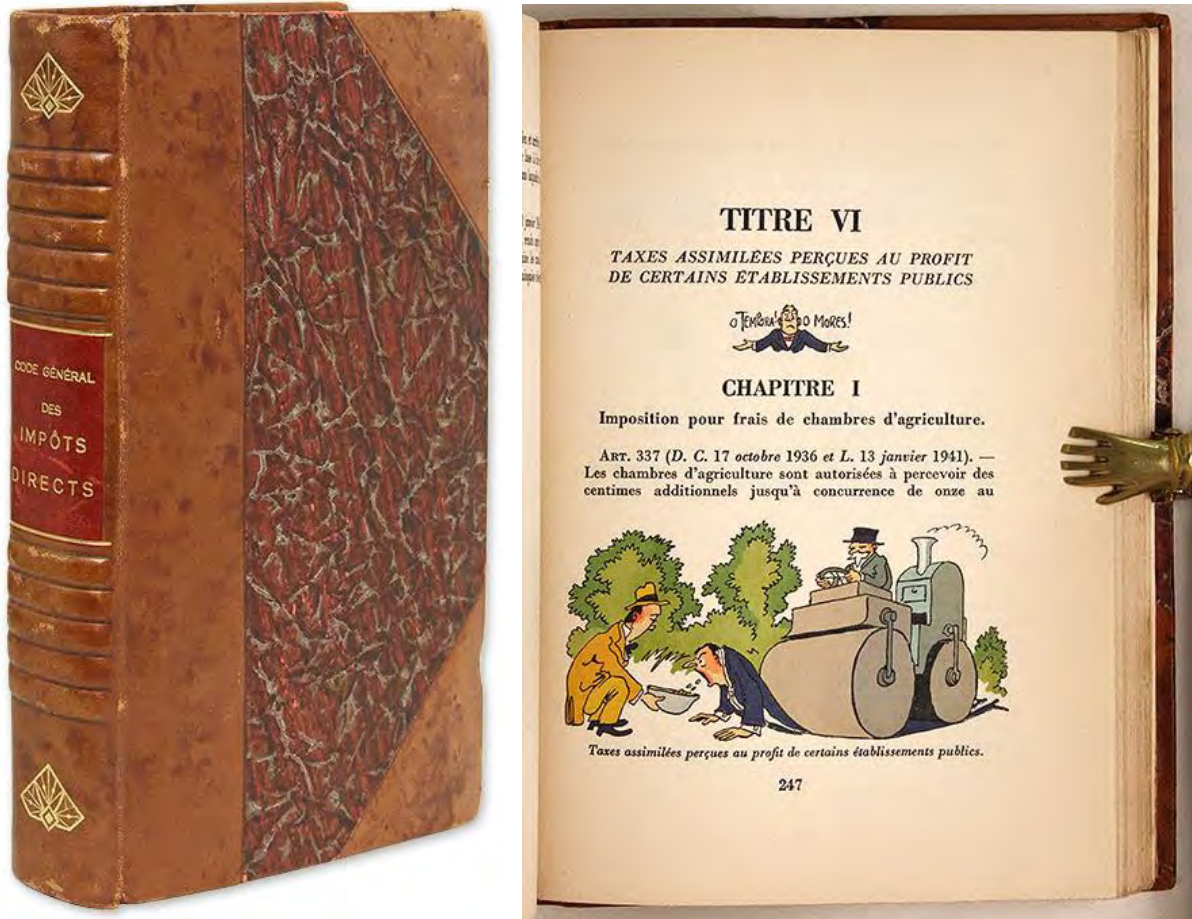
Learned Hand Declines to Write an Article About Abraham Lincoln

11. Hand, Learned [1872-1961].

[Autograph Letter, Signed, On Hand's U.S. Court House Letterhead, Address Struck-Through and Corrected, Windsor, VT, August 17, 1951].

11" x 8-1/2" sheet. Some toning, fold lines, two vertical and one horizontal, light offsetting (from corrugated screen?) to verso, with a bit of negligible show-through on recto. \$1,250.

* One of the most significant American jurists of the twentieth century, Hand was a judge of the U.S. Southern District of New York, later a judge of the Court of Appeals, Second Circuit. He was renowned for his judgments, which were also admired for their lucidity and elegance. This letter is addressed to a "Mr. Brockaway," apparently an editor, who solicited an article from Hand about Abraham Lincoln. Hand declined, saying he had "absolutely no qualifications" to write about Lincoln or time "to prepare to do it." He adds: "Furthermore, I retired as a judge with the idea of having the leisure which my job had so long denied me." At the time of this letter Hand was a retiree, but he would soon return to work. Assuming senior status, he continued to hear special cases for the next ten years. During that time he published two books: *The Spirit of Liberty* (1952) and *The Bill of Rights* (1958). [Order This Item](#)



Hémard's Illustrated French Tax Code in a Handsome Binding

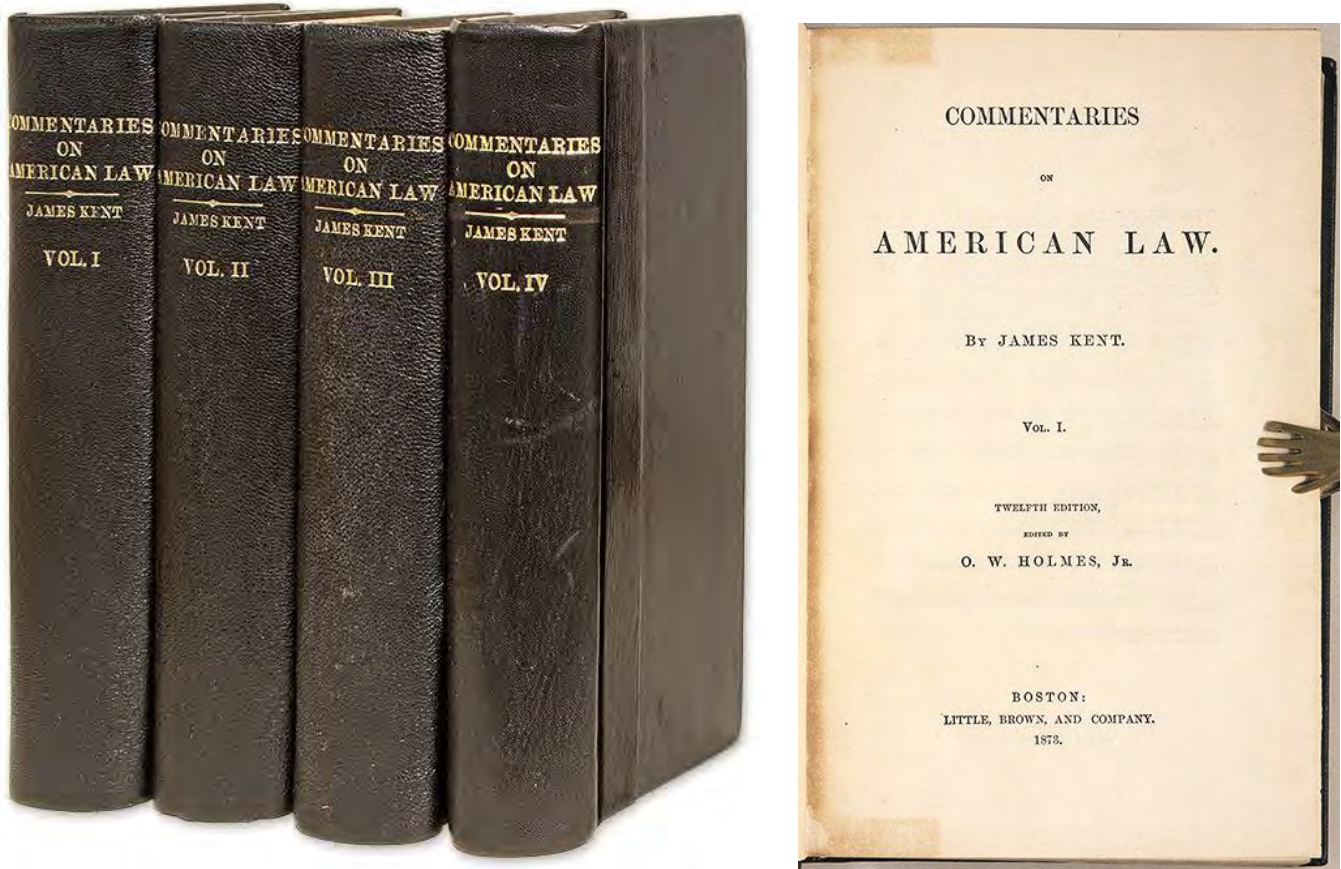
13. Hémard, Joseph.

Code Général des Impôts Directs et Taxes Assimilées. Texte Inégréal des Lois, Décrets, Décrets-Lois, Décret de Codification, Suivi d'un Formulaire Administratif. Paris: Editions Littéraires et Artistiques/Librairie "Le Triptyque", [1944]. x, 332 pp. 183 illustrations including 62 in color, 8 pp. addendum of changes to the code, titled Rectificatif, bound in. Quarto (9-1/4" x 6-1/2").

Illustrated stiff color wrappers bound into contemporary three-quarter calf over marbled boards, raised bands, lettering piece and gilt ornaments to spine, top-edge gilt, deckle fore and bottom edges, marbled endpapers. Light rubbing to extremities with minor wear to spine ends and corners, internally fresh, colors vivid. A handsome copy. \$950.

* From an edition limited to 800 copies, this number 615. Hémard presents the official text of the French Tax Code with witty, and often racy illustrations, colored (*au pochoir*) by E. Charpentier. It is a sequel to his *Code Civil: Livre Premier, Des Personnes* (1925) and *Code Penal: Commentaires Images* (c. 1940). The first 145 copies of the 800-copy edition included an original sheet of text illustrations and a sheet of their original sketches. There is also a signed and numbered edition of 160 printed on Arches paper (*papier vélin*), an edition of 40 non-commercial copies intended for friends and associates (*hors commerce*), 60 portfolios of the images alone and a non-limited trade edition, which has fewer illustrations in color.

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Holmes's Edition of Kent's *Commentaries*

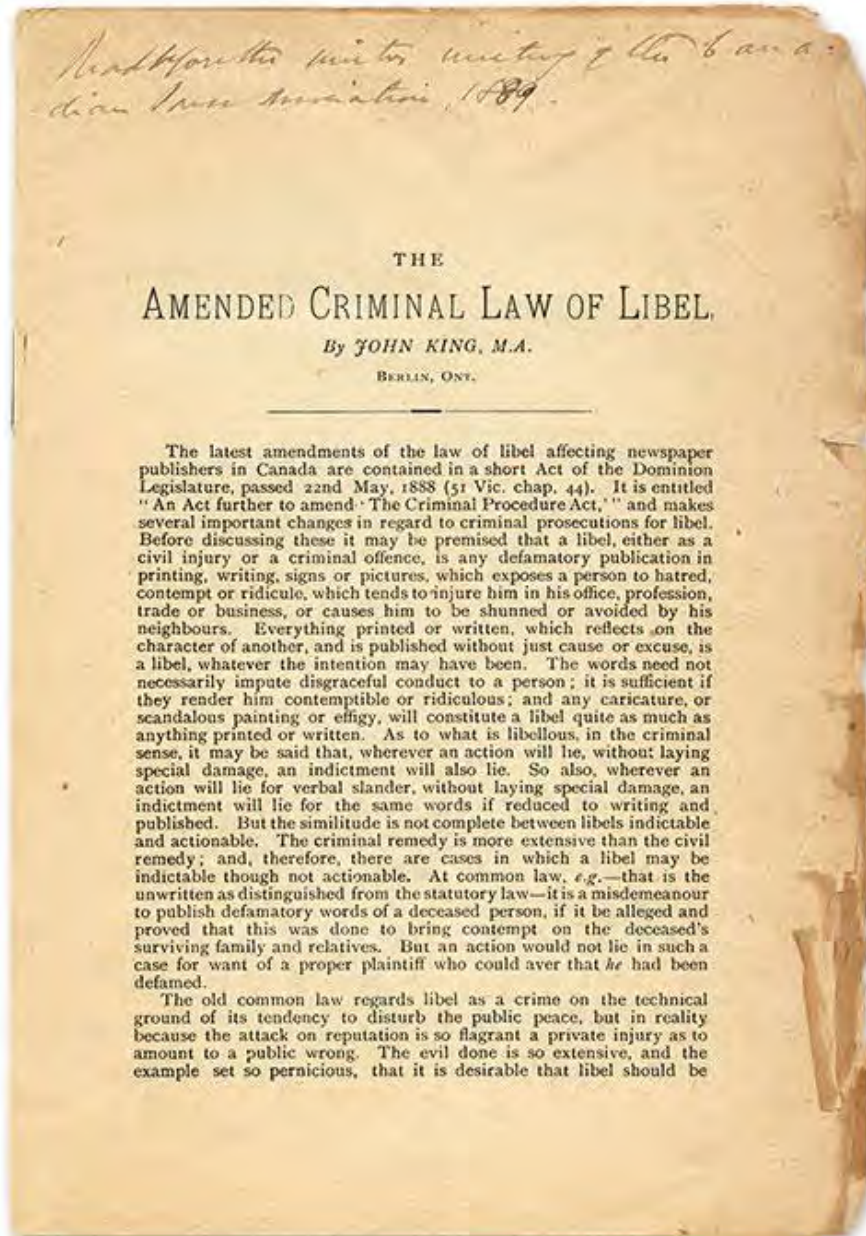
14. Kent, James [1763-1847].

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

Commentaries on American Law. Boston: Little, Brown, and Company/ London: Stevens and Hanes, 1873. 4 volumes. Octavo (9" x 6").

Later quarter morocco (Volume IV has near-identical calf) over cloth, gilt titles and volume numbers to spines, top-edges gilt, endpapers renewed. A few minor nicks and scuffs, corners bumped, some toning to text, light foxing to title pages of Volume III and IV, early marks in pen to a few passages in Volume II. A handsome set. \$2,500.

* Twelfth edition. Modeled on Blackstone's *Commentaries*, Kent's treatise is perhaps the most important interpretation of American law. Published originally between 1826-1830, these volumes comprise America's first legal classic, one that continues to exercise great influence today. This edition, which includes Holmes's complete notes of subsequent cases, is considered by many to be the best. It is also significant as Holmes's first important publication. *Catalogue of the Library of the Law School of Harvard University* (1909) I:1088. See also "James Kent and His Commentaries" in Hicks, *Men and Books Famous in the Law* 134-158. [Order This Item](#)



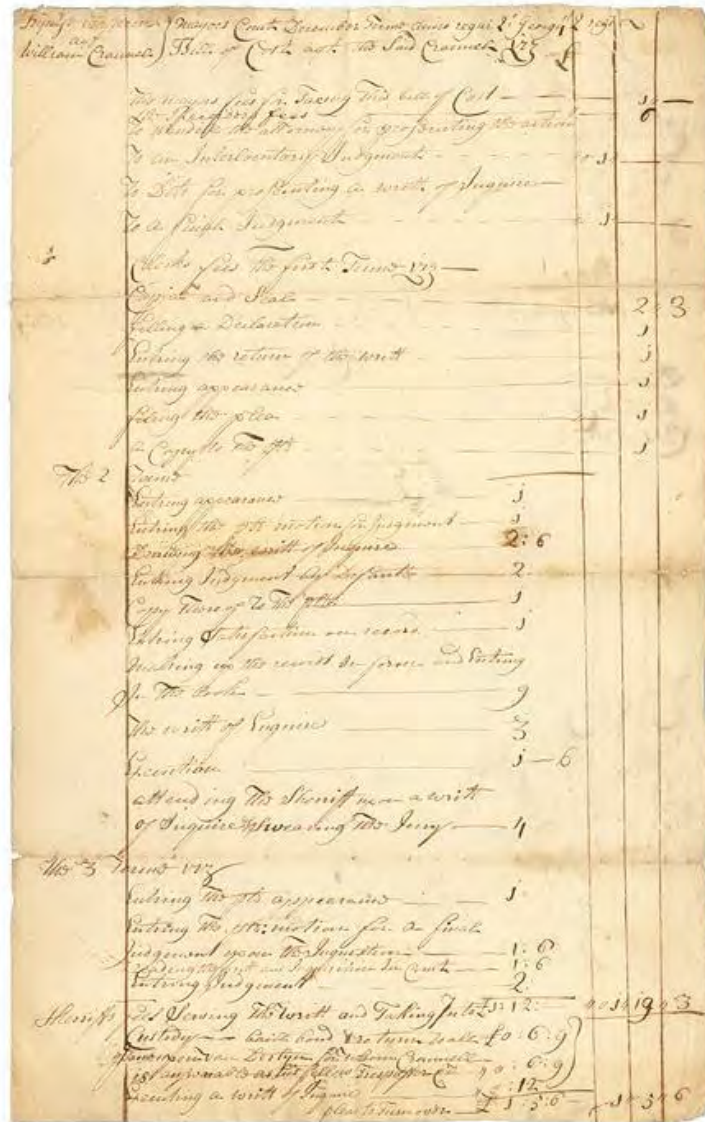
1888 Canadian Essay on Criminal Libel

15. King, John [c.1843-1916].

The Amended Criminal Law of Libel. Berlin (Kitchener), Ontario: S.n., 1888. 15 pp. Octavo (7-1/2" x 5-1/4").

Stapled pamphlet, light browning, some chipping to fore-edges, faint vertical crease through center, early annotation to head of first page. \$150.

* King was an lawyer in Berlin, Ontario (known today as Kitchener) and a lecturer at Osgoode Hall Law School. The annotation reads "Read before the winter meeting before the Canadian prime minister, 1889." OCLC locates 1 copy (at the Library and Archives Canada). [Order This Item](#)



1728 Receipt for Fees in the Albany Mayor's Court

16. [Manuscript].
 Bleecker, Rutger [1675-1756].
 [Crawells, William].

[Receipt for Court Fees, Signed]. Albany, NY, January 9, 1728. Single 13" x 8" leaf.

Moderate toning and a few light spots, horizontal fold lines, minor edgewear, careful later repairs to tears along fold lines, text in neat hand to recto and verso, docketed on verso. \$350.

* As part of his penalty in a suit lost in the Albany Mayor's Court, William Crawells was compelled to pay the court costs. These included fees for the preparation and filing of documents, fees for the clerk and other court officers and a tax fee owed the mayor of Albany. Rutger Bleecker was Albany's mayor from 1726 to 1728. The Bleeckers were a prominent family in the region. Three members served as Mayors of Albany. Along with Rutger, they were his father, Jan Jansen Bleecker [1641-1732], and his brother Johannes Bleecker, Jr. [1668-1738]. [Order This Item](#)



A Notable Lawyer Discusses the Dissolution of Partnerships

17. [Manuscript].

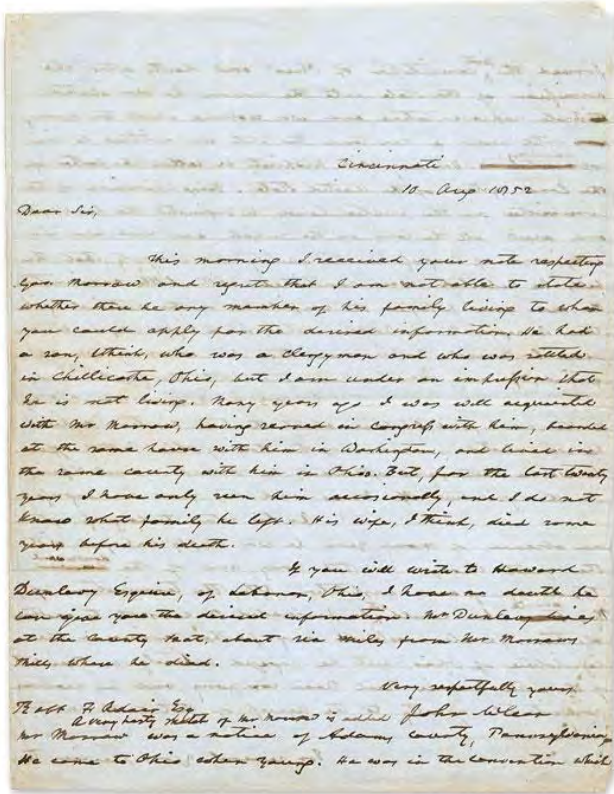
Cowles, Henry B. [1798-1873].

[Cowles, Gad (1768-1845)].

[Autograph Letter, Signed, Carmel, NY, December 19, 1833].

Single leaf folded to form 13" x 8" bifolium with integral address leaf, franked on verso of second leaf. Moderate toning, vertical and horizontal fold lines, a minor loss at wax seal with no loss to text. \$450.

* A lengthy letter from a notable lawyer and U.S. Congressman discussing laws on the dissolution of partnerships. Addressed to his uncle, Cowles discusses the legal precedents on notifications in cases of the dissolution of partnerships. He reviews the laws of New York, Connecticut and South Carolina, as well as those of Great Britain. Cowles concludes that "the Courts of South Carolina have in my opinion hit upon the most sensible and rational rule upon this whole subject, and one which is best calculated to do justice to all the parties & preserve the rights of Courts and juries." Cowles was born in Hartford, Connecticut in 1798 and moved to Dutchess County, New York in 1809. An 1816 graduate of Union College in Schenectady, he studied law and was admitted to the bar. He served in the New York State Assembly from 1826 to 1828 and in 1829 was elected to one term in Congress as an anti-Jacksonian. In 1834 he moved to New York City and opened a practice that he maintained until the end of his life. [Order This Item](#)



**Memories of Ohio Governor Jeremiah Morrow by
by an Associate Justice of the U.S. Supreme Court**

18. [Manuscript].

McLean, John [1785-1861].

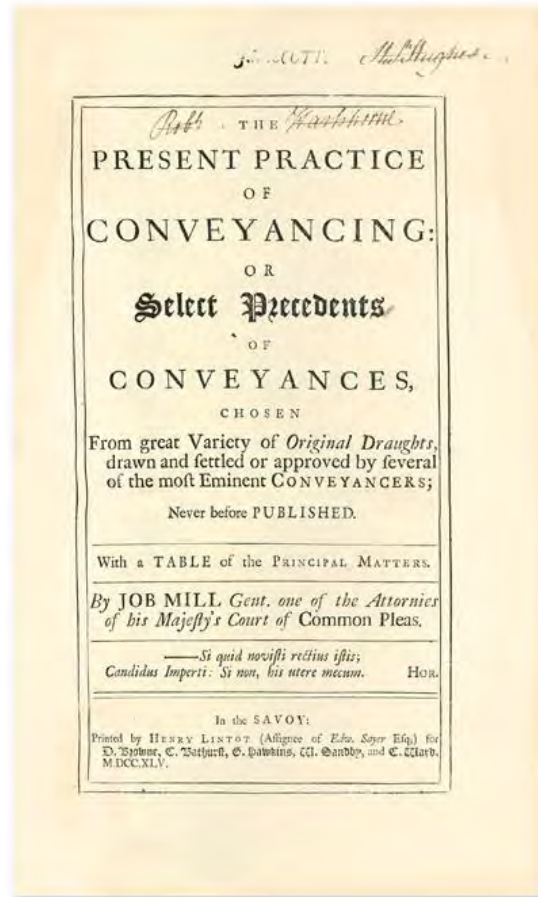
[Adair, Robert F.].

Morrow, Jeremiah (1771-1852)].

[Autograph Letter, Signed, To Robert F. Adair, Cincinnati, OH, August 10, 1852].

Single leaf folded to form bifolium and a single leaf, all 10-1/2" x 8-1/2," franked on verso of single leaf. Content in neat hand to rectos and versos of bifolium leaves. Light toning, vertical and horizontal fold lines, small losses at wax seal causing very small text loss, but no loss of legibility, minor edgewear and a few short tears to margins. This letter is accompanied by a contemporary 4-1/2" x 3-1/2" copperplate portrait of McLean (on a 9" x 6" leaf). \$950.

* A substantive 4-1/2 page letter by U.S. Supreme Court Associate Justice John McLean about late Ohio congressman, senator, and governor, Jeremiah Morrow, who died five months earlier. McLean had served in Congress with Morrow. Appointed by President Andrew Jackson, McLean is best remembered today as the senior Supreme Court justice, and one of only two justices, who dissented in *Dred Scott v. Sanford*. During the 1850s, when Chief Justice Roger B. Taney was frequently ill, McLean who presided over the Court. In this letter, McLean replies to a query about Morrow from Robert F. Adair and here appends a four-page memoir of his late friend. Robert F. Adair of Maysville, Kentucky may possibly be silversmith Robert Farriss Adair (1833-1907). Justice McLean writes: "Many years ago I was well acquainted with Mr. Morrow, having served with him in Washington, and lived in the same county with him in Ohio." McLean directs Adair to write to "Howard Dunlevy Esquire" who lived only six miles from Governor Morrow. Almost like a postscript, McLean writes "[a] very hasty sketch of Morrow." Much more than a sketch, it almost four pages in length and includes biographical facts and, more interestingly, personal observations, anecdotes and judgments. [Order This Item](#)



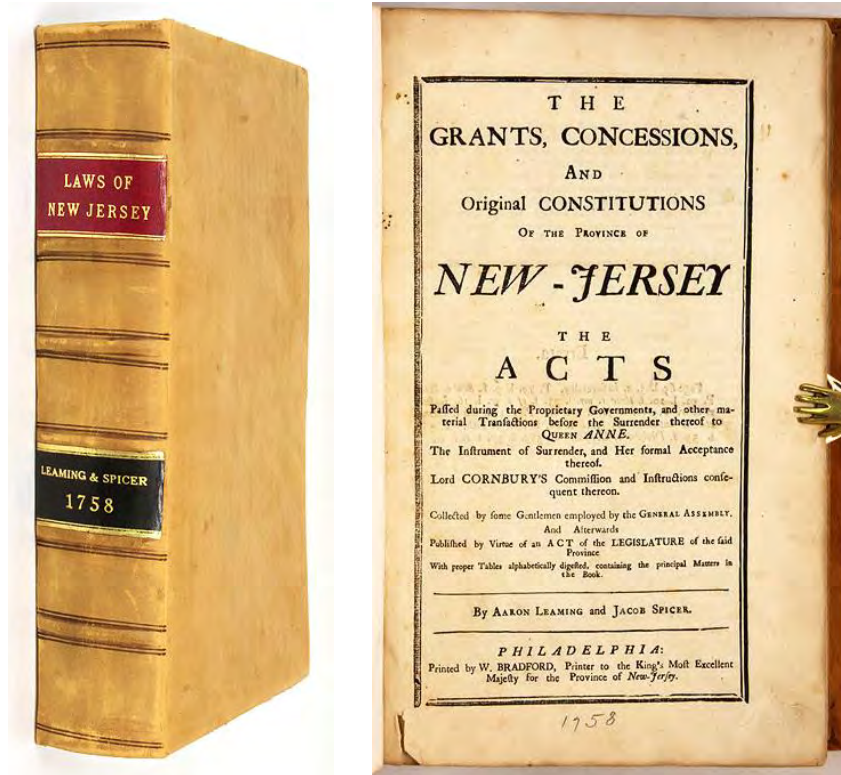
Very Scarce Eighteenth-Century Collection of Conveyancing Precedents

19. Mill, Job.

The Present Practice of Conveyancing: Or Select Precedents of Conveyances, Chosen From Great Variety of Original Draughts, Drawn and Settled or Approved by Several of the Most Eminent Conveyancers; Never Before Published. With a Table of the Principal Matters. [London]: Printed by H. Lintot (Assignee of E. Sayer) for D. Browne, [et al.], 1745. [iv], 686, [14] pp. Folio (13-1/2" x 8-1/2").

Contemporary calf, blind rules to boards, blind fillets along joints, raised bands and lettering piece to spine. Moderate rubbing to extremities, a handful of minor scuffs to boards, some wear to fore-edge of front, small gauge to center, some chipping to spine ends, front hinge partially cracked, corners bumped and somewhat worn, rear hinge starting. Toning to text, light foxing to index leaves, offsetting to margins of endleaves. Early owner signature to front free endpaper, two other signatures and a small owner stamp to head of title page, another signature to head of p. 1, interior otherwise clean. Ex-library. Bookplate to front pastedown. A solid copy of a very scarce title. \$750.

* Only edition. With side-notes. The precedents are arranged alphabetically. Topics include agreements, covenants, leases, mortgages, settlements and wills. OCLC locates 1 copy in North America, at Harvard Law School; ESTC locates an additional North American copy at Johns Hopkins, 2 copies in the British Isles, at the British Library and the House of Lords, and a 1746 reissue with identical pagination, which is held by the University of Nottingham and York University Law Library. *English Short-Title Catalogue* T112898. [Order This Item](#)



The First Retrospective Compilation of New Jersey Law

20. [New Jersey].

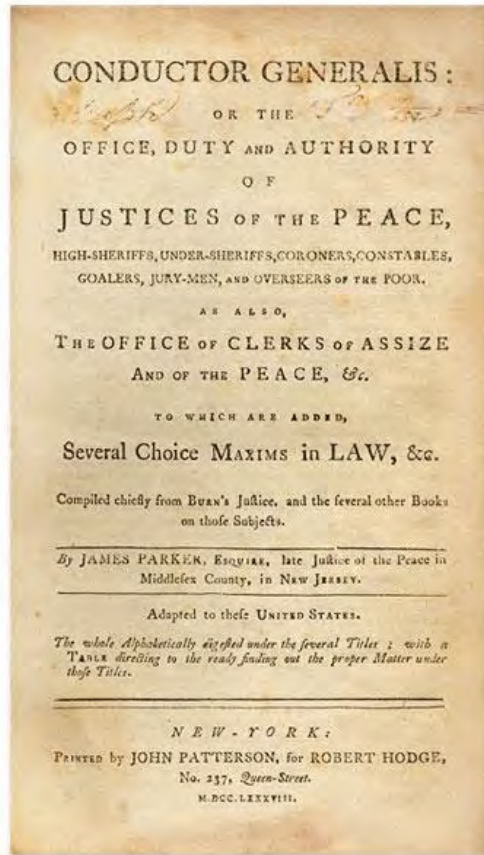
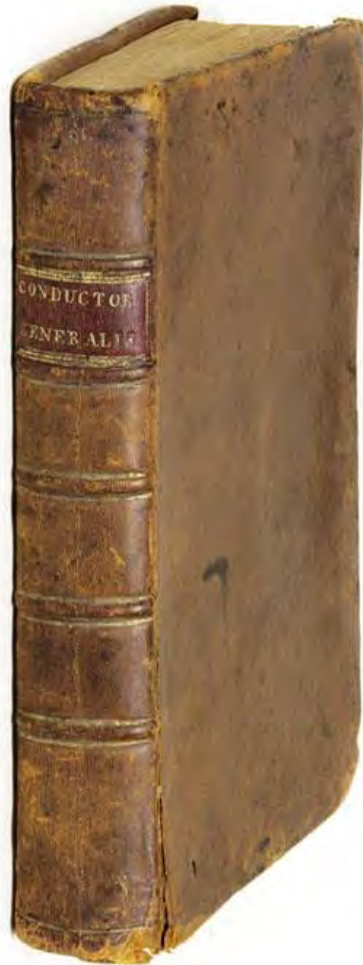
Leaming, Aaron, Compiler.

Spicer, Jacob Compiler.

The Grants, Concessions, And Original Constitutions of the Province of New-Jersey: The Acts Passed During the Proprietary Governments, And Other Material Transactions Before the Surrender Thereof to Queen Anne, The Instrument of Surrender, And Her Formal Acceptance Thereof, Lord Cornbury's Commission and Instructions Consequent Thereon. Collected by Some Gentlemen Employed By the General Assembly, And Afterwards Published by Virtue of an Act of the Legislature of the said Province With Proper Tables Alphabetically Digested, Containing the Principal Matters in the Book. Philadelphia: Printed by W. Bradford, [1758]. [iv], 763 pp. Folio (11-1/4" x 7").

Later sheep, raised bands, black fillets and red and black lettering pieces to spine. Light rubbing to boards and spine and extremities, small recent bookseller ticket to front pastedown. Internally quite clean and fresh, with very light foxing in places, small tear to fore-edge of leaf Z6 (pp. 549-550). A very appealing copy. \$2,500.

* First edition. With indexes for East Jersey and West Jersey. The third official compilation of New Jersey law, and the scarcest according to Felcone, it is the first to print fundamental laws, constitutions and documents from 1663 to 1702 and session laws from 1668 to 1702. "This handsome volume, generally known as Leaming and Spicer's Laws, was prepared under the authority of an act of Assembly passed in 1752, and is the largest work issued from the press of Wm. Bradford. Subscribers' names were first solicited in February, 1755, the compilers having spent nearly two years in its preparation. Three more years were consumed in printing, and it was not until May, 1758, that it was ready for delivery. Up to that time 170 copies had been subscribed for, and the editors say, in the Pennsylvania Journal, May 11. 1758, 'a number of copies yet remain not subscribed for,' and 'any person may be supplied' until 'the 17th of July next, after which we will not further extend the sale': *The Charlemagne Tower Collection of American Colonial Laws* 165. Felcone, *New Jersey Books* 156. [Order This Item](#)



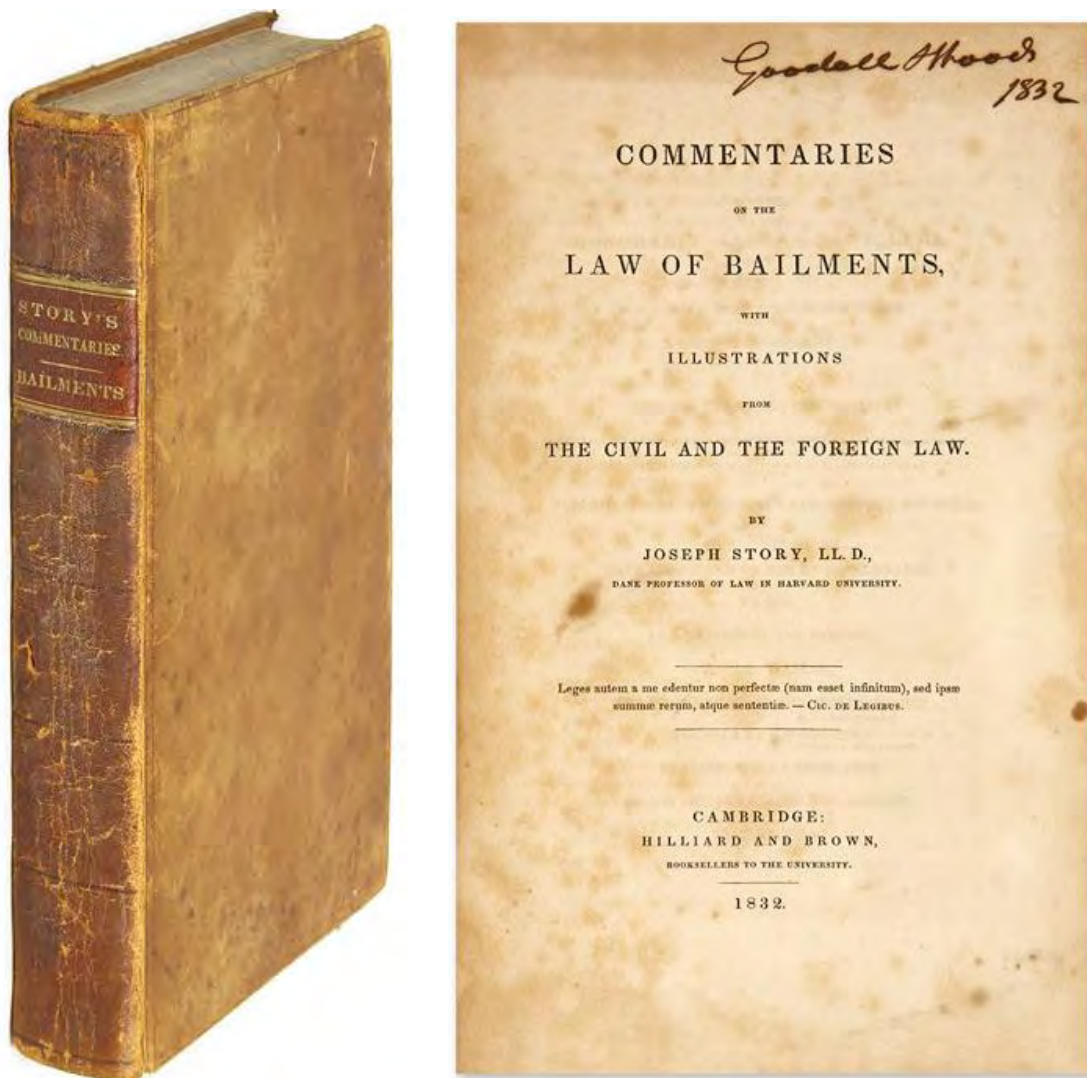
1788 Printing of Parker's *Conductor Generalis*

21. Parker, James [1714-1770], Compiler.

Conductor Generalis: Or, the Office, Duty and Authority of Justices of the Peace, High-Sheriffs, Under-Sheriffs, Coroners, Constables, Gaolers, Jury-Men, And Overseers of the Poor. As Also the Office of Clerks of Assize, and of the Peace, &c. To Which Are Added, Several Choice Maxims in Law, &c. Compiled Chiefly from Burn's Justice, and the Several Other Books on Those Subjects. The Whole Alphabetically Digested Under the Several Titles; With a Table Directing to the Ready Finding Out the Proper Matter Under Those Titles. New York: Printed by John Patterson, for Robert Hodge, 1788. xvi, 539 pp. Octavo (7-1/2" x 4-1/2").

Contemporary sheep, lettering piece and raised bands to spine. Rubbing to extremities, light wear to spine ends, corners bumped and moderately worn, front joint starting at foot, front hinge starting, front free endpaper lacking, about an inch lacking from head of following endleaf, light toning to text. Early owner signature (of Luther Adams) to front endleaf, partially-erased signature to head of title page, interior otherwise clean. \$350.

* A popular American legal manual issued by different printers and publishers based largely on Burn and other English sources. Part II contains (with caption titles only): The Office and Duty of Sheriffs; The Office of a Gaoler, and Concerning Escapes; The Office and Duty of the Clerk of Assize and Clerk of the Peace; A Guide to Juries; Of Maxims and General Rules, from Jacob's *Law Grammar*; Of Actions and Remedies; Of Fictions, Intendments, and Presumptions. Cohen, *Bibliography of Early American Law* 7959. [Order This Item](#)



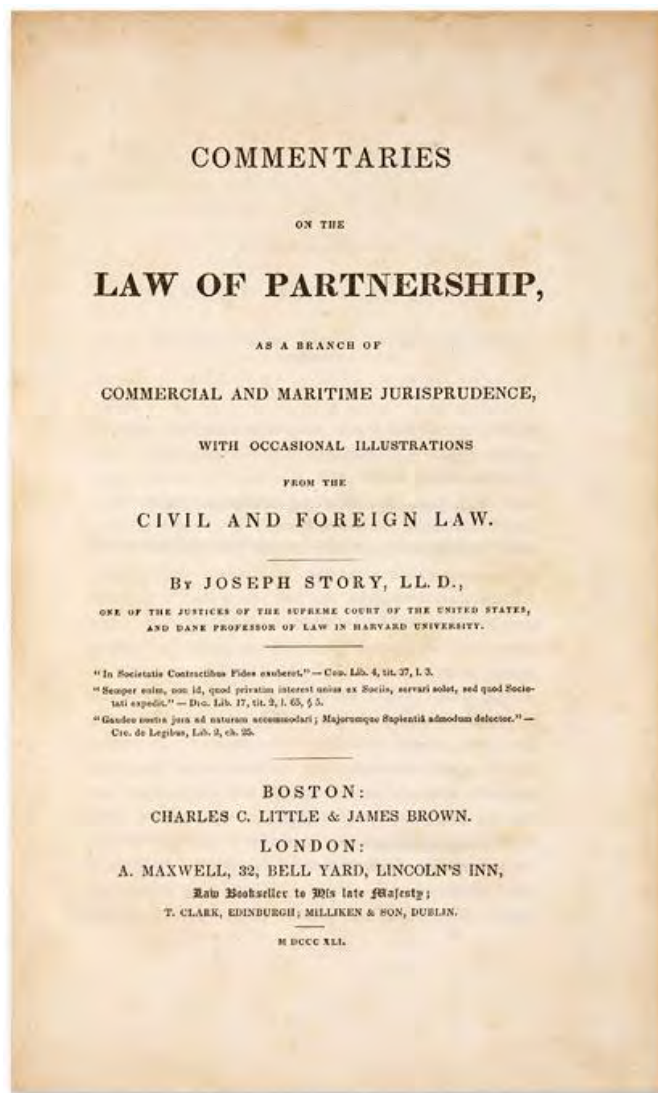
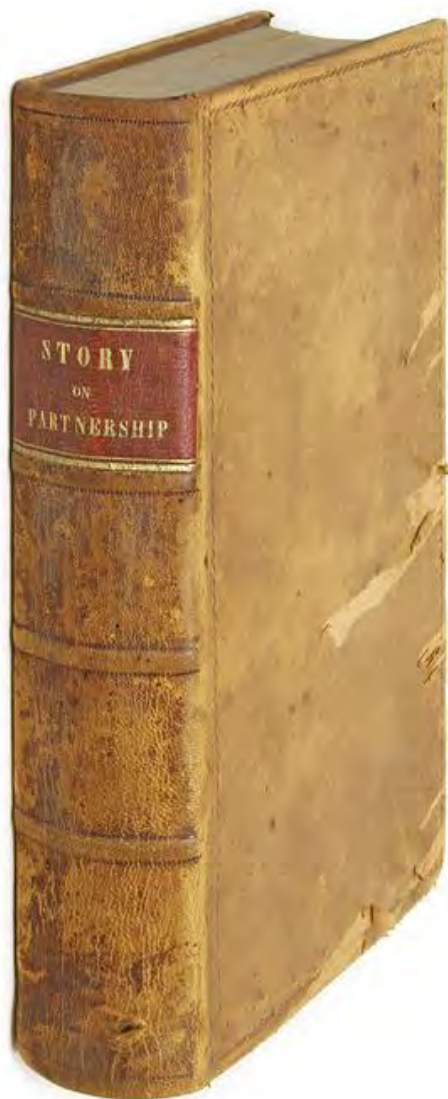
Story on Bailments, First Edition

22. Story, Joseph [1779-1845].

Commentaries on the Law of Bailments, With Illustrations from the Civil and Foreign Law. Cambridge: Hilliard and Brown, 1832. xxxiv, 411 pp. Two tipped in leaves at rear with notes on both sides in an early hand. Octavo (8" x 5").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine. Light rubbing and a few minor scuffs to boards, moderate rubbing to extremities, somewhat heavier rubbing to spine, corners bumped, hinges starting, minor worming to rear hinge. Moderate toning to text, somewhat heavier in places, a few sections of text have light foxing, upper corners of some leaves have fold lines, a few leaves have minor inkspatters. Early owner signature to head of title page, early marks in pencil to a few passages. A nice copy. \$950.

* First edition. "Whatever was to be found in the English and American decisions, whatever Roman and Continental jurisprudence afforded on illustration of the law of bailments, Joseph Story collected and combined with surprising industry, and wonderful learning...Story's *Bailments* affords one of the best examples, in modern times, of the illustration which our laws are susceptible of, by the aid of foreign jurisprudence.": Marvin, *Legal Bibliography* 668-669. Cohen, *Bibliography of Early American Law* 2451. [Order This Item](#)



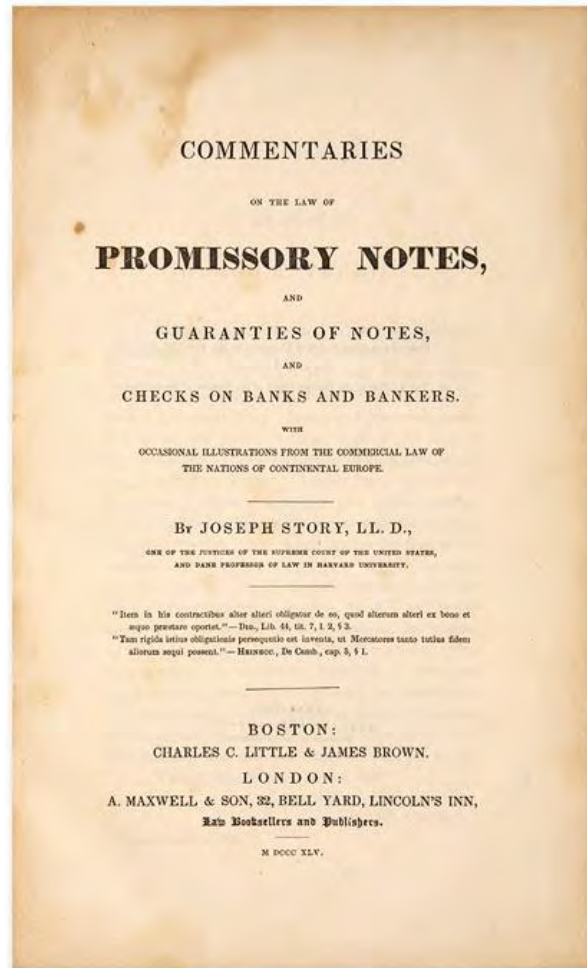
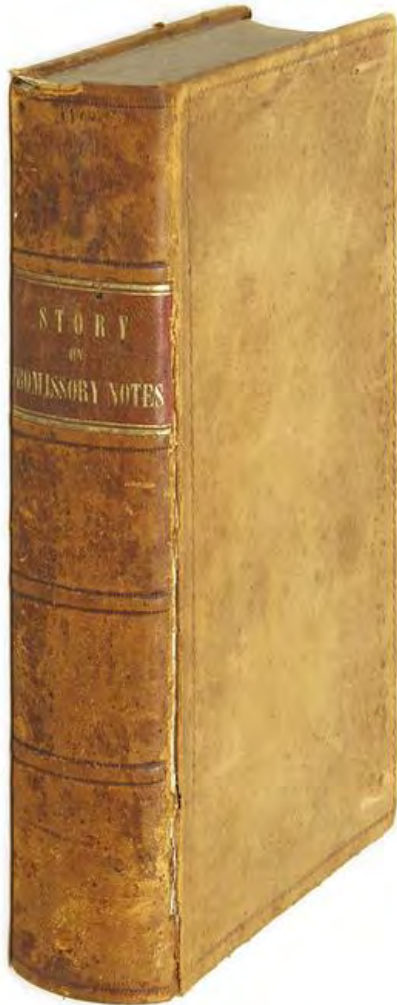
"A Truly Luminous Exposition"

23. Story, Joseph.

Commentaries on the Law of Partnership as a Branch of Commercial and Maritime Jurisprudence. With Occasional Illustrations from the Civil and Foreign Law. Boston: Charles C. Little & James Brown/London: A. Maxwell, 1841. xxi, 690 pp. Octavo (9" x 6").

Contemporary sheep, blind fillets to boards, raised bands and small lettering piece to spine. Light rubbing and some shallow scuffing to boards, moderate rubbing to extremities, somewhat heavier rubbing to spine, corners bumped. Moderate toning to text, light foxing in places, upper corners of some leaves have fold lines, a few have early underlining and other marks in pencil. An appealing copy. \$950.

* First edition. Like his other treatises, *Story on Partnership* was a standard work in the United States and, to some extent, Great Britain. In his *Law Studies* Samuel Warren says it is "a truly luminous exposition of a subject noted for its intricacy, and the subtlety of the rules upon which the system depends" (451). It was a deeply influential work as well. Indeed, Pound mentions it in his list of texts that were "a significant force in our legal development.": *The Formative Era of American Law* 140. Cohen, *Bibliography of Early American Law* 9321. [Order This Item](#)



First Edition of Story's Final Treatise

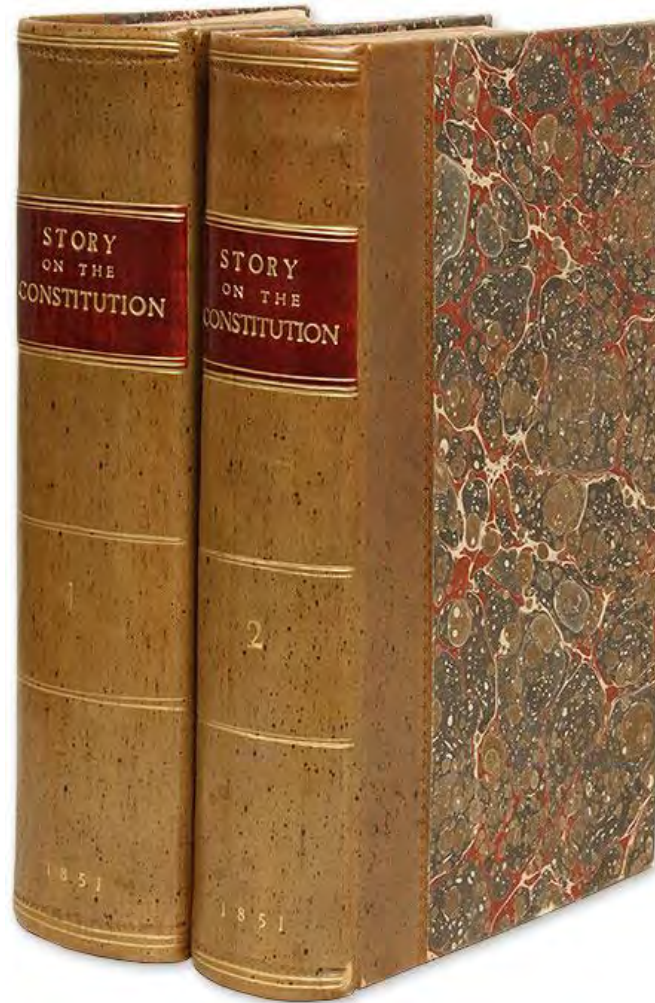
24. Story, Joseph.

Commentaries on the Law of Promissory Notes, And Guaranties of Notes, And Checks on Banks and Bankers. With Occasional Illustrations from the Commercial Law of the Nations of Continental Europe. Boston: Charles C. Little & James Brown, 1845. xxviii, 675 pp. Two tipped-in leaves of notes in an early hand. Octavo (9-1/2" x 6").

Contemporary sheep, blind fillets to boards, raised bands, blind fillets and lettering piece to spine. Light rubbing and a few minor nicks to boards, moderate rubbing to spine and extremities, small chip to head of spine, front joint and hinge partially cracked. Light toning to text, somewhat heavier in places, light foxing and faint dampstaining to a few leaves. \$950.

* First edition of the last treatise published by Story. "Joseph Story's work on promissory notes was the last of his great treatises. (...) Unlike many of his predecessors, Story treated each aspect of commercial law separately in a series of works which included his treatises on agency (1839), partnership (1841), bills of exchange (1843) and finally the one on promissory notes. The inclusion of comparative sources from the commercial law of other countries reflects Story's view, expressed in his opinion for the Supreme Court in *Swift v. Tyson* (1842) that commercial law was international, not the 'law of a single country only, but of the commercial world.'": Cohen, *Bibliography of Early American Law* 2561.

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Second Edition, Edited by His Son W.W. Story

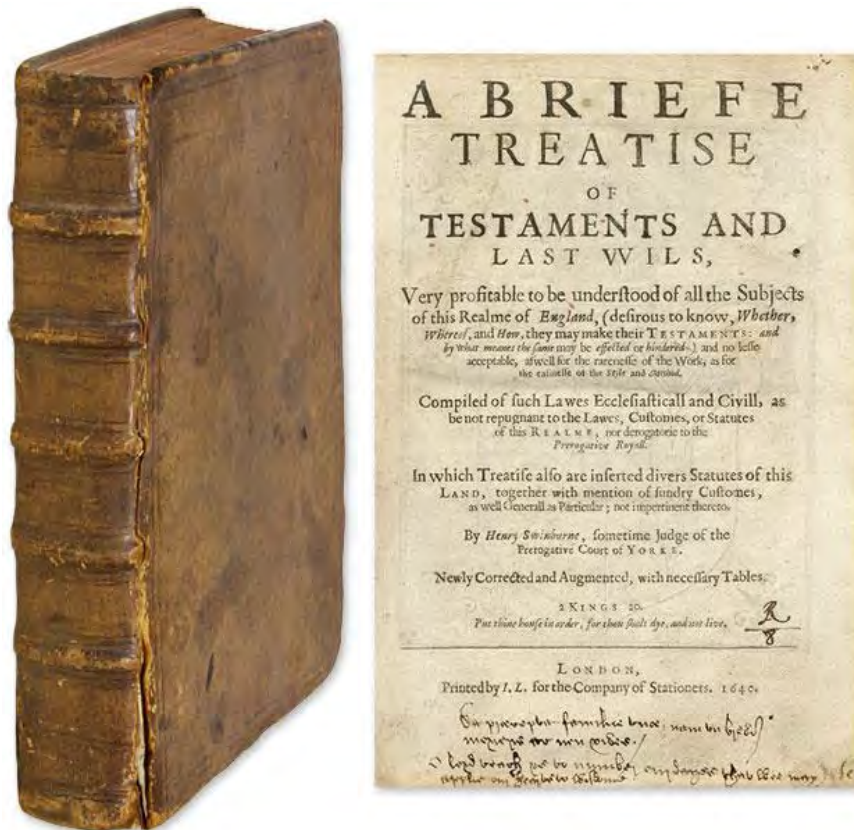
25. Story, Joseph.

[Story, William Wetmore (1819-1895), Editor].

Commentaries on the Constitution of the United States. Boston: Little, Brown and Company, 1851. Two volumes. xxxiii, [1], 734; [ii], 632 pp. Octavo (9" x 6").

Recent period-style quarter calf over marbled boards, gilt fillets and lettering pieces to spine, endpapers renewed. Faint dampstaining to upper half of text block of volume I, occasional light foxing to Volume II, some loose signatures to each volume, early owner signature ("O. Davis") to head of each title page. A nice set in a handsome binding. \$1,500.

* Second edition, with additions by his son W.W. Story. First published in 1833, this work is probably the most important work written on the American Constitution during the nineteenth century. Though overshadowed by Marshall on the U.S. Supreme Court, Story had no peer as a teacher or writer. Comparing the *Commentaries* to *The Federalist*, James Kent observed that Story's treatise was "written in the same free and liberal spirit, with equal exactness and soundness of doctrine, and with great beauty and eloquence of composition. Whoever seeks for a complete history and exposition of this branch of our jurisprudence, will have recourse to the above work, which is written with great candor, and characterized by extended research, and a careful examination of the vital principles upon which our government reposes.": cited in Marvin, *Legal Bibliography* 669-670. Cohen, *Bibliography of Early American Law* 2916. [Order This Item](#)



The First Standard English Treatise on Wills

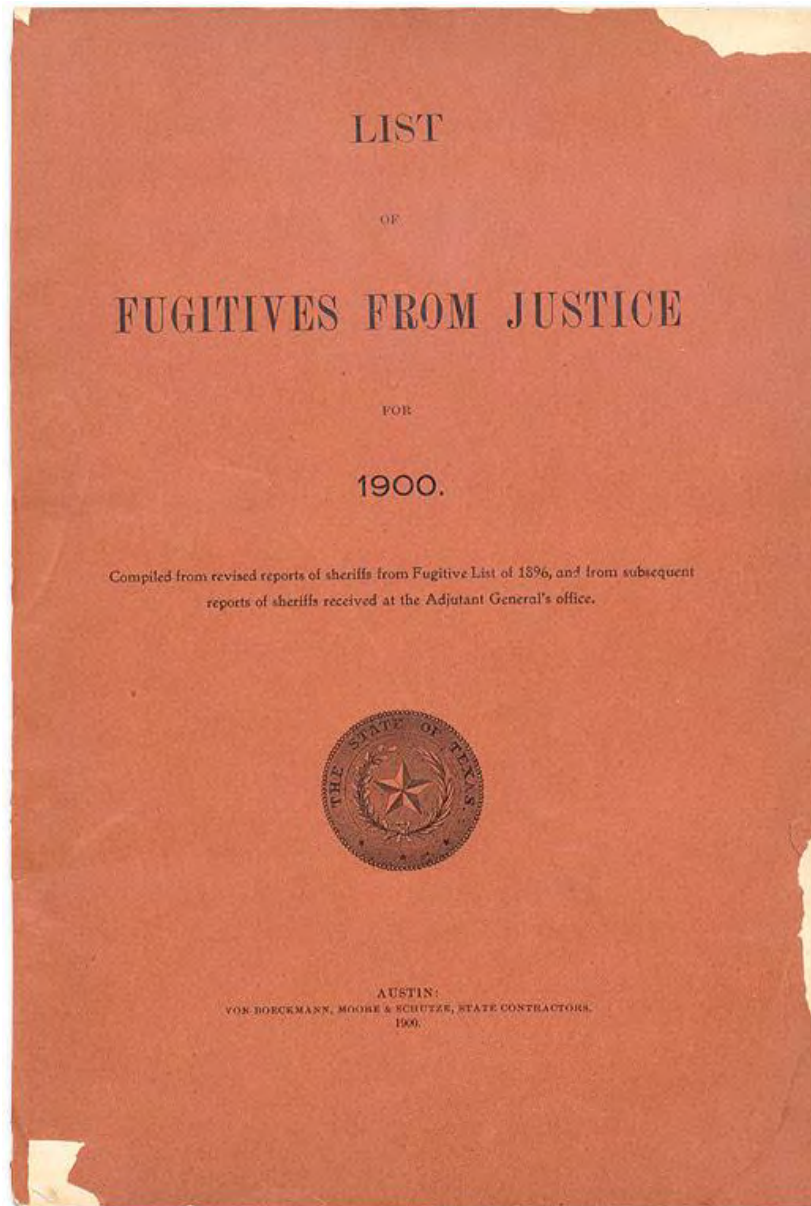
26. Swinburne, Henry [1560?-1623].

A Briefe Treatise of Testaments and Last Wills, Very Profitable to be Understood of All the Subjects of This Realme of England, (Desirous to Know, Whether, Whereof, And How, They May Make Their Testaments: And by What Meanes the Same May be Effected or Hindered) And no Lesse Acceptable, Aswell for the Rareness of the Work, As for the Easinesse of the Style, And Method. Compiled of such Lawes Ecclesiasticall and Civill, As be not Repugnant to the Lawes, Customes, Or Statutes of this Realme, Nor Derogatorie to the Prerogative Royall. In Which Treatise Also are Inserted Divers Statutes of this Land, Together with Mention of Sundry Customes, As Well Generall as Particular; Not Impertinent Thereto: Newly Corrected and Augmented, With Necessary Tables. London: Printed by I.L. for the Company of Stationers, 1640. [xxiv], 344, 215, [32] pp. Quarto (9" x 6-1/2").

Contemporary calf, blind rules to boards, raised bands to spine, early hand-lettered title to fore-edge of text block. A few faint stains to boards, some rubbing to extremities, joints starting, corners bumped, pastedowns loose. Attractive woodcut head-pieces, tail-pieces and decorated initials, large woodcut arms facing dedication. Some soiling to title page, light toning to text, early repair (or paste-over) at center of fore edge of pp. 203-04. Extensive annotations in contemporary chancery hand to front endleaves and foot of title page, interior otherwise clean. An appealing unsophisticated copy. \$850.

* Fifth edition. The testamentary jurisdiction of ecclesiastical law was a separate branch that produced its own literature. Swinburne's treatise was the standard work on this subject from its first publication in 1590-91 until the early nineteenth century. (Its last edition, the tenth, appeared in 1803.) Holdsworth, who cites it often and considers it "the most practically useful book of [its] period" notes that "it is a very useful summary of the law as to wills and executors as administered in the ecclesiastical courts.": *A History of English Law* V:14. *English Short-Title Catalogue* S118071.

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Wanted in Texas

27. [Texas].

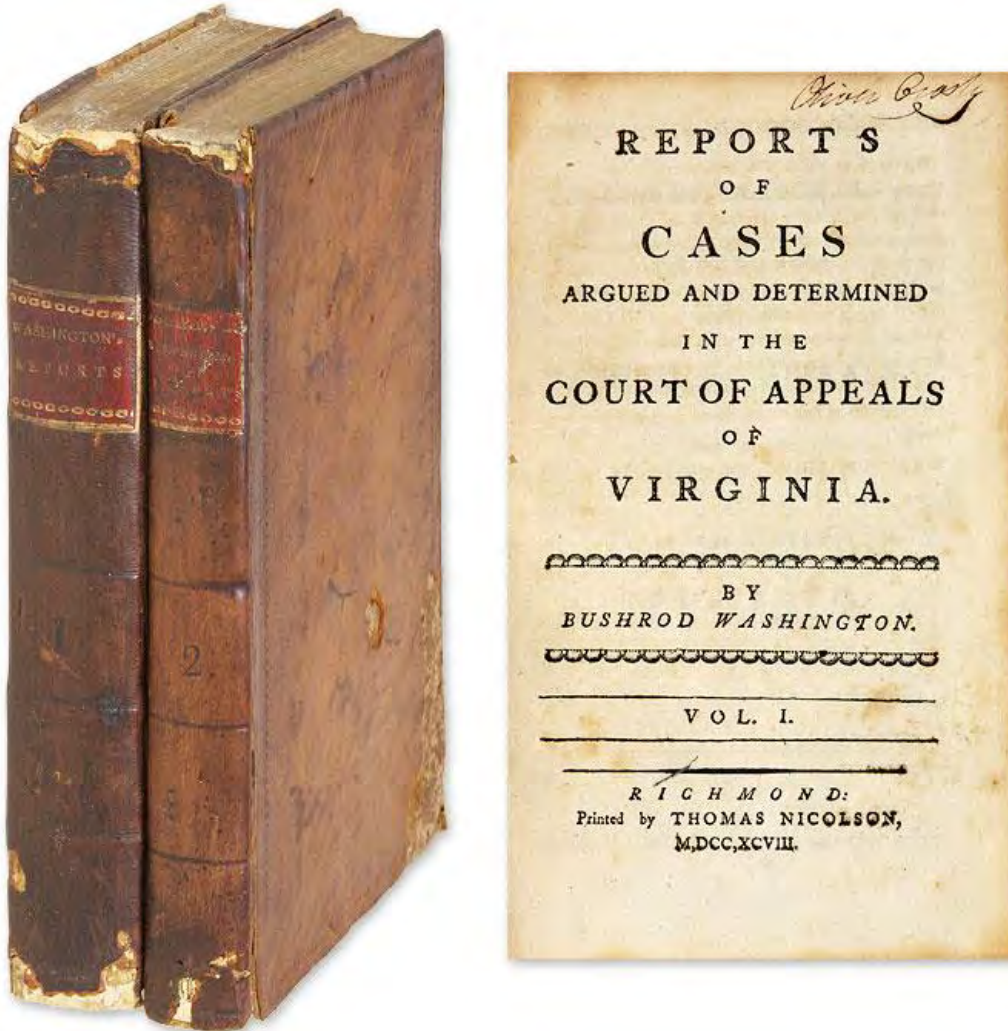
[Adjutant General's Department].

List of Fugitives from Justice for 1900. Austin: Von Boeckmann, Moore & Schutze, State Contractors, 1900. 203 pp.

Softbound, light soiling and some chipping to wrappers, which are partially detached, light toning to interior, occasional faint check marks next to entries, bit of paper loss verso of front wrapper and p. 1 with (very) minor loss to text. \$450.

* With an index of names. Issued to law officers and bounty hunters, this book lists the many fugitives at large in Texas in 1900. The fugitives are organized by county in which the crime was committed. Each entry includes age, physical description, unique traits, alleged crime and the last place the suspect "was heard of." OCLC locates 17 copies, 1 outside of Texas (Columbia University). [Order This Item](#)

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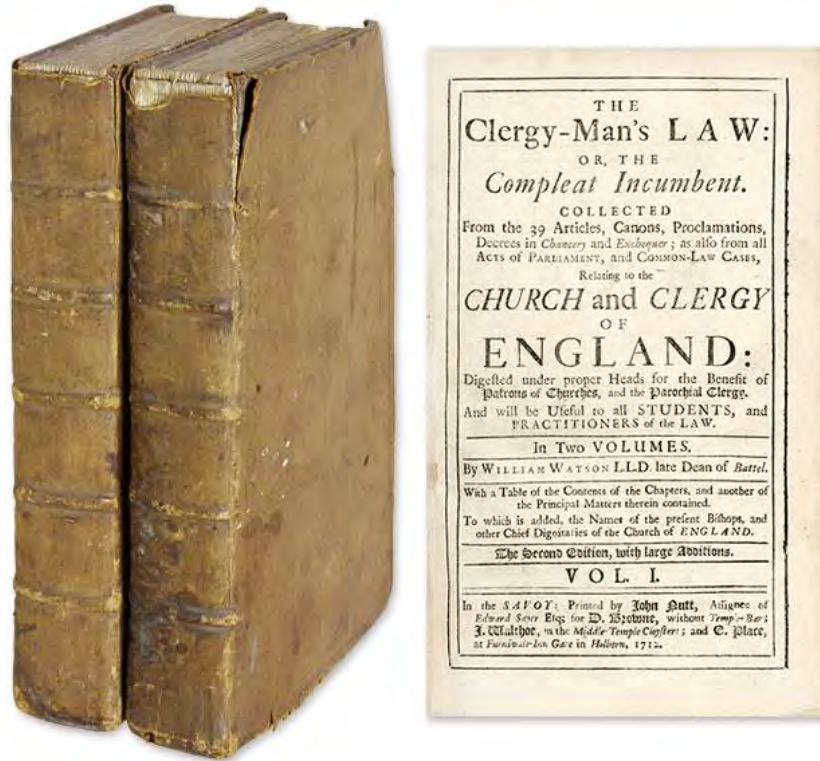
First Edition of Bushrod Washington's *Reports*

28. Washington, Bushrod [1762-1829], Reporter.

Reports of Cases Argued and Determined in the Court of Appeals of Virginia. Richmond: Thomas Nicolson, 1798-1799. Two volumes. [x], 392, [30]; vii, [1], 302, 19 pp. Errata sheet in Volume I bound between Table of Contents and main text. Octavo (8" x 5").

Contemporary sheep, blind fillets to boards, lettering pieces and blind fillets to spines. Moderate rubbing to extremities, chipping to spine ends, corners worn, front board of Volume I just beginning to separate, insect damage to portions of boards. Moderate toning, occasional light foxing, small paper flaw to pp. 299-300 of Volume II with negligible loss to text. Small early owner signatures to head of each title page, interior otherwise clean. An appealing unsophisticated nice set. \$350.

* First edition. Covers the years 1790-1796, includes Tables of Cases and an Index. Gathered when Washington was in practice in Richmond, these reports demonstrate his methodical attention to legal detail. Washington, nephew of President Washington, was a member of the Virginia House of delegates in 1787 (voting for ratification of the U.S. Constitution) and later an associate justice of the U.S. Supreme Court from 1798-1829. This was one of the first, and one of the best, American reporters of the eighteenth century. Marvin, *Legal Bibliography* 719. [Order This Item](#)



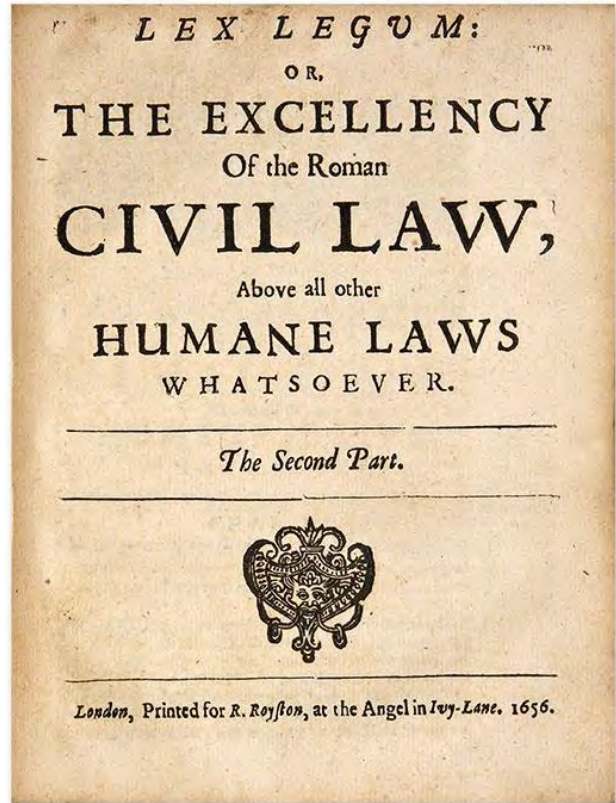
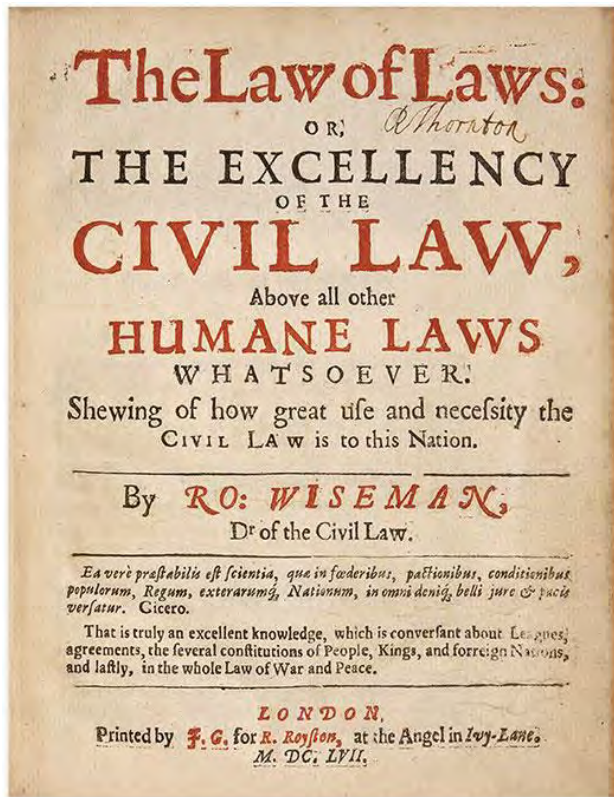
Well-Regarded by Holdsworth

29. Watson, William [1637?-1689].

The Clergy-Man's Law: Or, The Compleat Incumbent. Collected from the 39 Articles, Canons, Proclamations, Decrees in Chancery and Exchequer As Also from All the Acts of Parliament, And Common-Law Cases, Relating to the Church and Clergy of England: Digested Under Proper Heads for the Benefit of Patrons of Churches, And the Parochial Clergy. And Will be Useful to All Students, And Practitioners of the Law. With a Table of Contents of the Chapters, And Another of the Principal Matters Therein Contained. To Which is Added, The Names of the Present Bishops, And Other Chief Dignitaries of the Church of England. With Large Additions. [London]: Printed by John Nutt, 1712. Two volumes. [viii], 1143, [123] pp. Octavo (7-1/2" x 4-3/4").

Contemporary calf, blind rules to boards, blind fillets along joints, raised bands to spines, early hand-lettered titles to fore-edges. Some rubbing to extremities, a few minor scuffs and stains to boards, chipping to spine ends, joints and hinges starting, corners bumped and somewhat worn. Light toning to text, corners of a few leaves dog-eared, a few others dampstained. Early owner signatures to front free endpapers, interiors otherwise clean. \$350.

* Second edition. "[During the eighteenth century a] number of books aimed at setting out more or less a summary of those branches of law which would be useful to the clergy. The most elaborate of these books is [the present title], which was first published in 1701.... The author was a clergyman who held the deanery of Battel; but he had been educated with a view to becoming a practitioner in the ecclesiastical courts, and had taken his degree of doctor of laws. Because he had had a legal education he was, he tells us 'soon apply'd to by his neighbours, as a person able to advise them in the many doubts and difficulties that daily occurred to them.' (...) The book deals clearly and systematically in fifty-nine chapters with the law and practice on all topics which are useful to the clergy. It is a learned book; but, as the title page indicates, it is compiled almost entirely from the English cases, statutes and other authorities, to which the full references are given. Though the author is an LL.D. he is obviously more learned in English law than in the civil or canon law.": Holdsworth, *History of English Law* 12:622-623. The first edition was published in 1701; the fourth and final in 1747. *English Short-Title Catalogue* N3137. [Order This Item](#)



The "Excellency" of the Civil Law

30. Wiseman, Sir Robert [1613-1654].

The Law of Laws: Or, The Excellency of the Civil Law, Above All Other Humane Laws Whatsoever. Shewing of How Great Use and Necessity the Civil Law is to this Nation. London: Printed by J[ohn]. G[rismond]. for R. Royston, 1657 [i.e. 1656]. [xiv], 184, 187-190, [8] pp. Pagination irregular. Text complete. Two parts with continuous pagination, part two, dated 1656, has separate title page reading: *Lex Legum, Or, The Excellency of the Roman Civil Law Above All Other Humane Laws Whatsoever.* Quarto (7-1/8" x 4-3/4").

Contemporary sheep, blind rules to boards, morocco lettering piece to spine. Moderate rubbing to extremities, tiny chip to foot of spine, corners bumped and lightly worn, worm hole near head of front joint, front hinge cracked. Title page of first part, which has a small early owner signature, printed in red and black. Moderate toning to text, chip to foot of leaf Z4 (pp.175-176) with no loss to text. \$2,500.

* First edition. In this book Wiseman, the Dean of Arches and a member of Doctors' Commons, lamented the decline of Roman law in England and gave reasons why it should be revived. As Holdsworth notes, his "argument is that Roman law is the most reasonable body of law in the world; that all nations had found it necessary to adopt its rules for the regulation both of municipal and international affairs; and that the common law had no rules sufficient to deal with such matters as the law of war and naval discipline, and diplomatic questions. It is a clearly written argument for the revival of Roman law, from the point of view of jurisprudence and comparative law; but it is the book of an advocate, who can find no defect in his favourite system--he even defends the use of torture in the Roman criminal procedure." Later editions were published in 1664 and 1686. Holdsworth, *A History of English Law* XII:640. *English Short-Title Catalogue* R204077. [Order This Item](#)