

A SELECTION OF 30

# Antiquarian Items

*Canon, Civil, Common, Islamic, Natural & Roman Law*

August 13, 2019



THE  
LAWBOOK EXCHANGE  
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A Fundamental Treatise on Family Relations

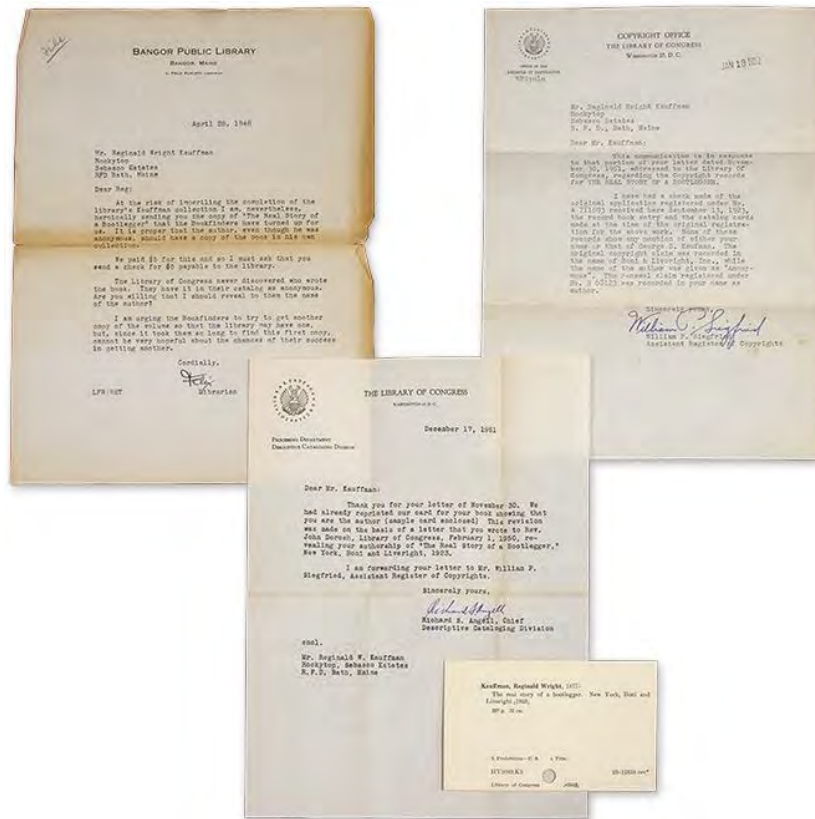
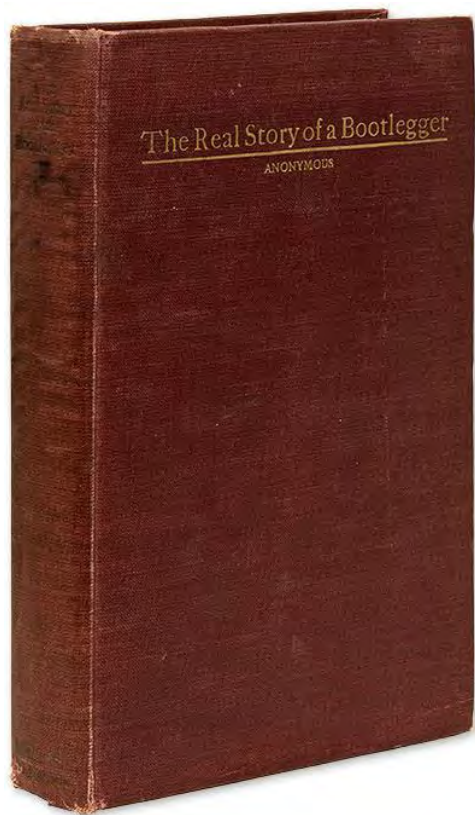
1. Andrea, Giovanni d' [1275-1348].

[*Super Arboribus Consanguinitatis et Affinitatis et Cognationis Spiritualis*]. [Nuremberg: Friedrich Creussner, 1483]. 10 ff. Collation: [a10]. Full-page woodcut tables on Leaves [a4]v, [a8]r and [a10]v. Small folio (11-1/4" x 8").

Twentieth-century plain boards, calf spine with gilt-stamped title. Light rubbing to boards, light wear to spine ends, corners bumped, recent owner bookplate, auction description and owner annotation in pencil to front pastedown, other penciled annotations in different hands to front free endpaper. Text printed in 34-lines italic type, large silver Lombard

to [a1]r, silver and red Lombards to following leaves, tables highlighted in silver and red, paragraph and capital strokes in red. Light toning to text, notes in contemporary hand throughout in brown and red ink, table on Leaf [a4] trimmed with loss to margins, table on Leaf [a8] trimmed close with minor loss, worming to text block, mostly to margins, negligible faint dampstaining to lower edges of leaves. A desirable wide-margined copy of a fundamental treatise. \$8,500.

\* D'Andrea was an Italian canonist and professor of canon law at the University of Bologna. An eminent figure who received the highest tributes from Arithemius, Baldus, Forster and Bellarmin, his principal writings circulated widely in manuscript and were among the earliest printed works on canon law. Often included in editions of the *Corpus Juris Canonici*, the *Super Arboribus* is a fundamental treatise on degrees of consanguinity and affinity, also known as blood relations, and spiritual relationships created by godparents and their families. It was a work of vital importance in cases regarding estates, incest and conflicts of interest. It went through numerous manuscript and printed editions into the modern era. Our 1483 imprint is the sixteenth of seventeen issued by Creussner. The three woodcuts are so much larger than the type-pages that many, if not most, copies are trimmed to some degree. OCLC locates 6 copies, none in North America. The ISTC locates 1 copy in North America, at the Huntington Library. Goff locates copies at the Huntington Library and the Collegiate-Rochester Divinity School, Rochester, NY (which is no longer in its collection). We did not locate copies in the Library of Congress, Harvard, the UC-Berkeley Robbins Collection or the British Museum. Goff, *Incunabula in American Libraries* A-612. *Gesamtkatalog der Wiegendrucke* 1697. [Order This Item](#)



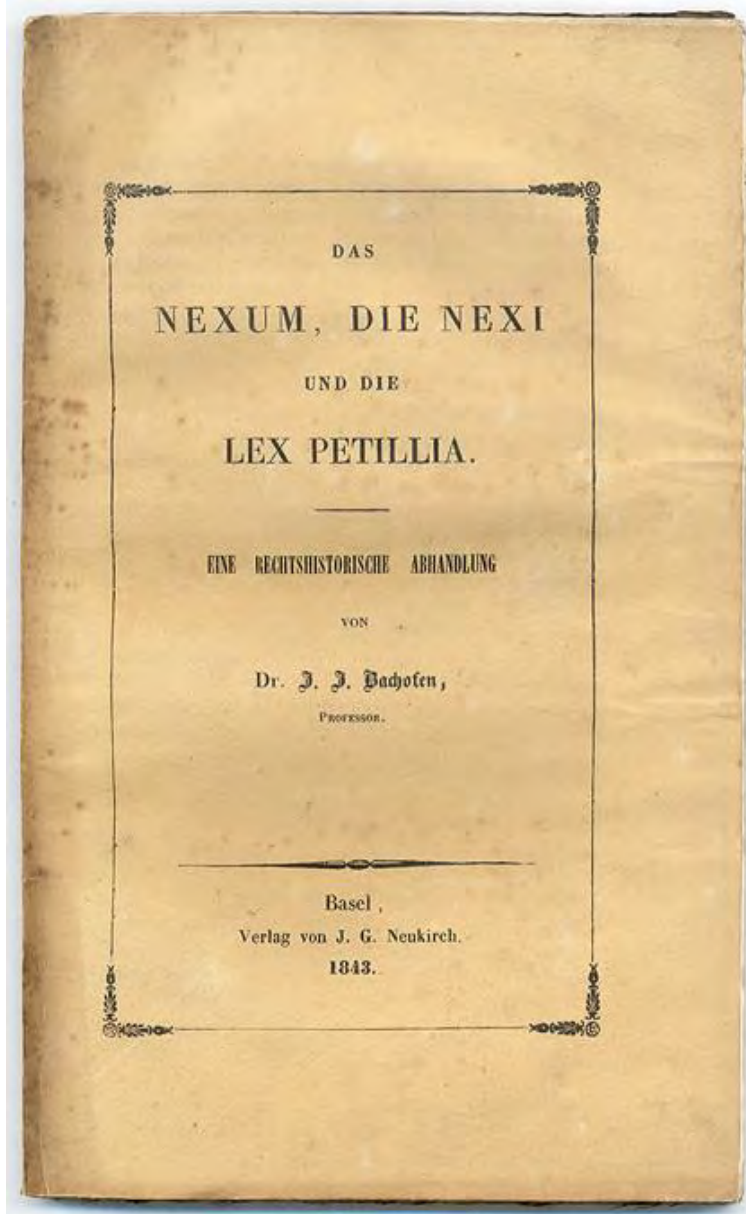
**"Prohibition Made Me a Million Dollars"**

**2. Anonymous (Kauffman, Reginald Wright [1877-1959]).**

*The Real Story of a Bootlegger.* New York: Boni and Liveright, [1923]. [x], 238 pp.

Cloth, gilt titles to front board and spine, recased, hinges mended. Light wear to spine ends and corners, negligible faint dampstaining to board edges and spine, spine title oxidized, author inscriptions to front endleaf and title page, light browning to text. Three related letters laid-in. \$950.

\* Only edition. This is an anti-prohibition tract in the form of fictional autobiography by "Anonymous," a recently retired bootlegger. Anonymous ends his book with a four-point argument that demonstrates why Prohibition will never be repealed. That's okay, writes Anonymous, because "Prohibition made me a million dollars. If it had not been for [the prohibitionists and prohibition laws] I would be running a little beer saloon in a small town" (230). As indicated by the enclosed letters, this book was written by Kauffman, a notable author, novelist, screenwriter, editor and journalist. A Harvard graduate, he began his career as a journalist during World War I and later served as an editorial columnist for the *Washington Post*, the *Boston Transcript*, and, from 1934 to 1947, the *Bangor Daily News*. The first letter is from the librarian of the *Bangor Public Library*. It was sent along with this book to Kauffman. The librarian describes how he was able to locate a copy and encourages him to reveal his identity to the Library of Congress. The other two are from the Library of Congress. One acknowledges that the book's copyright is now registered to Kauffman. The other, with an enclosed catalogue card, shows that the book has been re-catalogued under his name. [Order This Item](#)



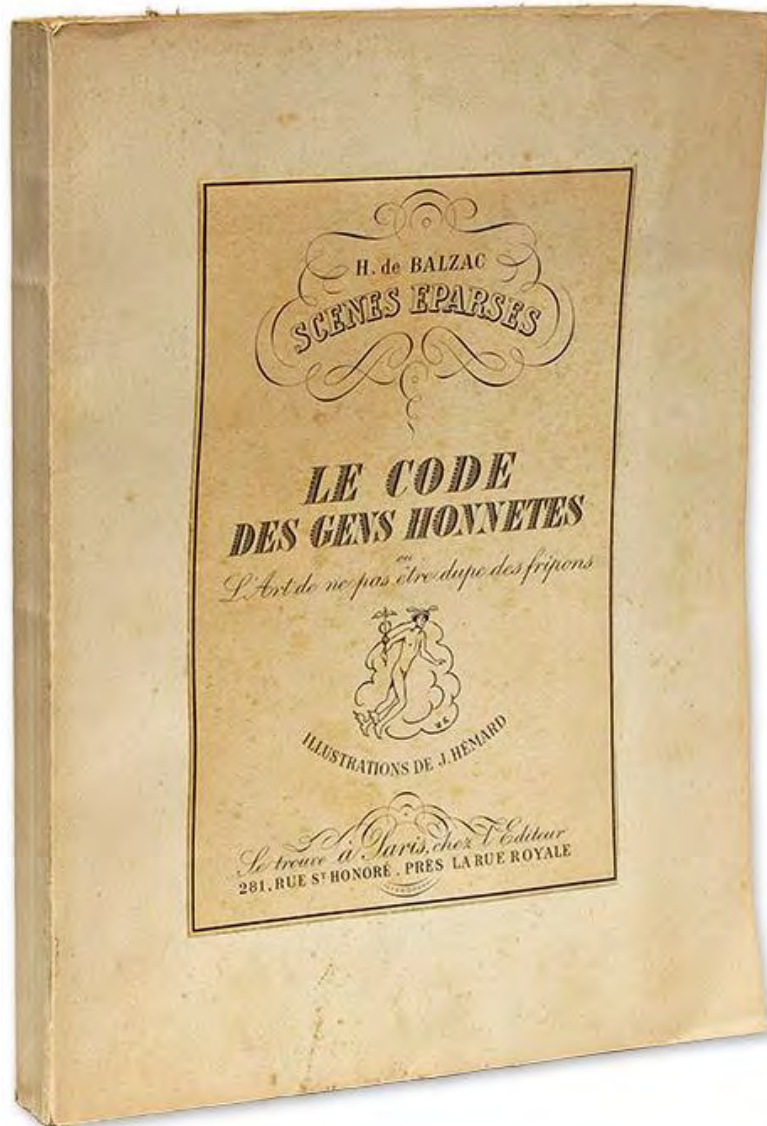
**The Roman Law of Parent and Child**

**3. Bachofen, Johann Jakob [1815-1887].**

*Das Nexum, die Nexi und die Lex Petillia: Eine Rechtshistorische Abhandlung.* Basel: Verlag von J.G. Neukirch, 1843. [ii], 160 pp. Octavo (8-1/2" x 5").

Original printed publisher wrappers, unopened signatures. Some rubbing to edges, light soiling and faint dampspotting, spine darkened. Moderate toning and occasional light foxing to text. \$1,250.

\* First edition. Bachofen, a founder of the German Historical School, is best-known as the author of *Das Mutterrecht* (1861), a ground-breaking history of the family as a social institution. An early example of his work in this field, *Das Nexum* deals with the Roman law of parent and child. OCLC locates no copies in North America. *British Museum Catalogue* (Compact Edition) 2:79. [Order This Item](#)



**Balzac's Study of Rogues with Illustrations by Hémard**

**4. Balzac, Honoré de [1799-1850].  
Hémard, Joseph [1880-1961].**

*Code des Gens Honnêtes, Ou, l'Art de ne Pas être Dupe des Fripons.* Paris: [Nouvelle Société d'Édition, 1944]. 162 pp. Text illustrations.

Softbound volume, printed title panel to front cover. Light soiling and a negligible light spotting, some rubbing to extremities with light wear to spine ends, light toning to text. \$150.

\* From an edition limited to 750 copies, this copy not numbered or its illustrations colored. Hémard presents Balzac's 1825 study of rogues (*fripons*), described for the benefit of "decent people," with witty color pochoir illustrations. Hémard, a prolific artist, illustrator, designer and author, is best-known for his illustrated editions of serious non-fiction books, most notably the French penal code, tax code and civil code, book one. Our copy may have been a proof copy or one of the copies produced for friends and associates of the publisher. [Order This Item](#)



**Theft of a Horse and Other Property from a Prominent Citizen of Auburn, NY**

5. [Broadside].

[Theft].

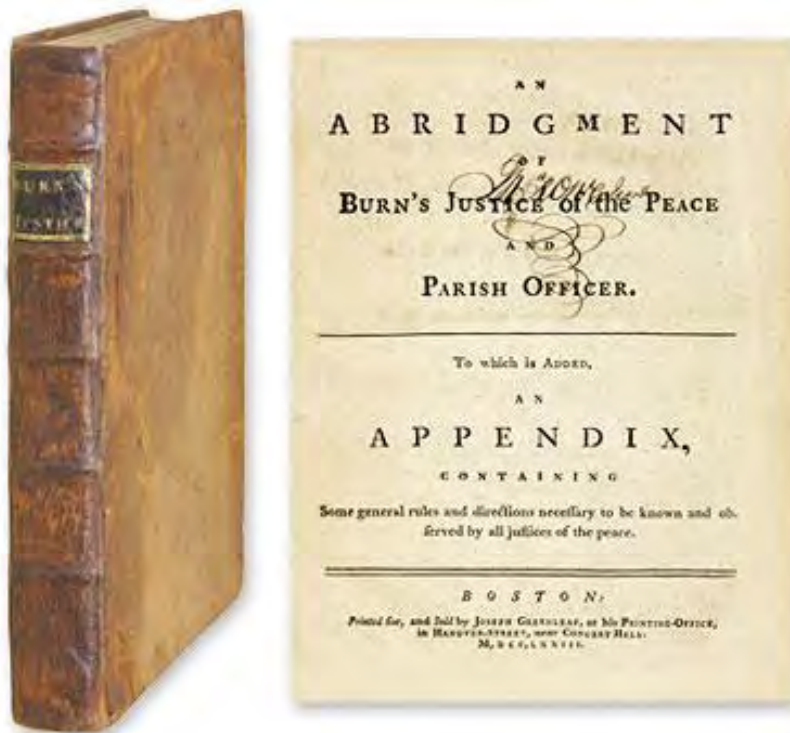
[Auburn, New York].

Porter, Lansing [1817-1902].

*\$25.00 Reward! Stolen from My Stable Near Auburn, On the Night of March 14th, 1873, A Horse Cutter, &c.* Auburn, NY: S.n., 1873.

11-1/4" x 8" broadside on yellow paper. Light soiling, faint staining along right-hand margin, a few small chips to edges, upper left-hand corner lacking, text not affected. \$500.

\* An award offered by Porter for the recovery of a horse, tack gear, buffalo robes and an umbrella stolen from Porter's stable. Porter, a prominent citizen of Auburn, was pastor of the Congregational Church who served as a militia captain during the Civil War. [Order This Item](#)



**The Only American  
Abridgment Published Before the Revolution**

**6. Burn, Richard [1709-1785].**

**Greenleaf, Joseph [1720-1810], Editor.**

*An Abridgment of Burn's Justice of the Peace and Parish Officer. To Which is Added, An Appendix, Containing Some General Rules and Directions Necessary to be Known and Observed by All Justices of the Peace.* Boston: Printed For, And Sold By, Joseph Greenleaf, 1773. [viii], 386, [2] pp. Includes two-page publisher advertisement. Quarto (8-1/2" x 7").

Contemporary sheep, expertly rebacked and spine ends restored by Philip Dusel retaining original spine with raised bands and lettering piece, hinges mended. Moderate rubbing and minor scuffing to boards, some offsetting to margins of endleaves, very light browning to text. Early owner signature (J. Rowe/ Sept 16. 1776) to title page, interior otherwise clean. A handsome copy. \$1,500.

\* Only American edition and the only abridgement of a legal treatise printed in America before the Revolution. Richard Burn was an attorney and antiquarian who edited the ninth, tenth, and eleventh editions of Blackstone's *Commentaries*. His *Justice of the Peace, and Parish Officer* (1755) was perhaps his most important work. Holdsworth considered it to be one of the best treatments of the subject, an opinion shared by Burn's contemporaries, both in England and in the colonies. The "best proof that his book...was accepted as the leading text-book on that topic is the number of editions through which it passed.... It deserved its success. Burn carefully abridged the statutes, and stated the manner in which their clauses had been interpreted by the courts. His treatment of the criminal law was based upon a thorough study of the works of Coke, Hale, and Hawkins." Greenleaf explains the nature of his abridgement in the preface: "The London edition takes in the whole practice of England and Scotland, this renders it both bulky and dear. The circle of a justices business in those places is vastly extensive, and is founded chiefly on acts of the British parliament, which can never have any relation to this colony" [i]. Greenleaf also added an appendix of forms and general rules and directions for American courts. Holdsworth, *A History of English Law* XII:332-333. Cohen, *Bibliography of Early American Law* 8325. [Order This Item](#)



### Incunable Editions of Two Primary Volumes of Canon Law

#### 7. [Canon Law].

Clement V [c.1266-1314], Pope.

[d'Andrea, Giovanni (c.1270-c.1348)], Glosses.

[*Constitutiones, Cum Apparatu Johannes Andreae*]. [Nuremberg: Anton Koberger, 15 January 1482]. [60] ff. Collation: a/A10, B-G8, H2. Text in parallel columns with two-column linear gloss.

[Bound with]

Boniface VIII [1235-1303], Pope.

[d'Andrea, Giovanni (c.1270-c.1348)], Glosses.

[*Liber Sextus Decretalium, Cum Apparatu Johannes Andreae*]. [Nuremberg: Anton Koberger, 12 March 1482]. [118] ff. Collation: a, (bB), (Cc), (dD)8, e-h6, i-o8, p6, q8. Text in parallel columns with two-column linear gloss.

Folio (13-1/4" x 8-3/4") (34 x 22cm.). Contemporary blind-tooled and blind-stamped calf, rebaked with period-style spine with raised bands, "1482" to foot of spine, all clasps and buckles present, vellum pastedowns. Light rubbing and some minor nicks and scuffs to boards, corners worn. Texts of both volumes printed with gothic type in parallel columns, rubricated in red and blue throughout, fine red and blue penwork, including fine red tracery work, the incipit of *Liber Sextus* has a large eighteen-line illuminated initial that incorporates a devilish face, perhaps that of a court jester. Light toning to text, occasional faint dampstaining to head of text block, confined mostly to margins, annotations in contemporary hand in a few places, early owner signature and later bookseller annotations to front pastedown, owner signature and inscription and small inkstamp of Ernst Kyriss to front free endpaper, contemporary marginalia. A handsome volume with a notable association. \$20,000.

\* First Koberger editions. This volume joins incunable imprints of two books from the *Corpus Juris Canonici*, a collective title first used in 1441. The *Liber Sextus Decretalium* was issued in 1298, the *Liber Septimus Decretalium*, better known as the *Constitutiones Clementis V*, or *Clementinae* in 1317. These, along with the other books, were edited in 1582 in response to the reforms authorized by the Council of Trent. In this form the *Corpus Juris Canonici* remained in force until it was replaced in 1917 by the *Codex Juris Canonici*. The 1482 Koberger imprint of the *Clementinae* is typographically important because it was the first book printed with Koberger's text-type 92 and commentary-type 65. Ernest Kyriss [1881-1974] was a leading collector and scholar of incunabula. His *Verzierte Gotische Einbände im Alten deutschen Sprachgebiet* is a standard work on early German bindings. Goff, *Incunabula in American Libraries* C725, B993. *Gesamtkatalog der Wiegendrucke* 7095, 4868. [Order This Item](#)





### Two Distinguished Commentaries on Roman Law

#### 8. Doneau, Hugues [1527-1591].

*Commentarii ad Titulum Digestorum de Verborum Obligationibus: Praepositae Sunt Singulis Legibus et Paragraphis Summae, Capita Rerum Unoquoque Loco Tractatarum Commode et Fideliter Indicantes: Adjecto Omnium in hoc Opere Contentorum Indice Triplici, Eoque Accuratissime Confecto.* Frankfurt: [Apud Joannem Feyerabendt, Impensis Sigismundi Feyerabendts], 1577. [vi], 266, [13] ff. Lacking ff. 198-199. Main text in Parallel columns. Copperplate pictorial title page.

[Bound with]

Pinhel, Aires [16th c.].

Soarez de Ribeira, Manuel [16th c.], Editor.

*In Constitutiones Cod. de Bon. Maternis: Itémque ad Rubric. & Leg. Secundam Cod. De Rescind. Vendit. Commentarii Amplissimi, & Doctissimi: In Quibus Omnia, Quae Quidem ad Maternae Successionis Iura Pertinent: Quaeque Etiam in Rescindendis Venditionibus a Doctoribus Tradita & Servari Debent, Accuratè Feliciterque Explicantur. Hac Postreme Editione Summa Diligentia Castigata, & Annotationibus Emmanuelis Soarez a Ribeira Illustrata, Quibusdam Etiam Adiunctis Locupletata, Quae his Notis [] Inclusimus. Cum Indice Rerum & Verborum Copiosissimo.* Lyon: Sumptibus Philippi Tinghi Florentini, 1576. [xii], 428, [12] pp. Main text in parallel columns.

Folio (13-3/4" x 8-3/4"). Contemporary paneled pigskin, raised bands and early hand-lettered title to spine. Moderate soiling, some rubbing to extremities, spine ends bumped with minor chipping, some chipping to board edges, corners bumped and somewhat worn, front free endpaper edgeworn and partially detached, bottom edge removed below image. Moderate toning to text, somewhat heavier in places, occasional faint dampstaining, minor worming in a few places (with no loss to text). Early signatures and annotations to front free endpaper and title page of *Commentarii ad Titulum Digestorum*, interior otherwise clean. \$1,500.

\* Doneau: first edition; Pinhel: later edition. Doneau was a French humanist jurist and scholar. A worthy antagonist of Cujas, he applied the latest philological methods to Roman law and attempted to organize its texts in a systematic fashion. A staunch Calvinist, he fled France after the St. Bartholomew's Night Massacre. He went on to become a professor at the Universities of Heidelberg and Leiden, where his teaching and numerous studies made a tremendous contribution to the promotion of Roman law in the Netherlands. *Commentarii ad Titulum Digestorum de Verborum Obligationibus* is one of his principal works. It is a treatise on Book 45 of Justinian's *Digest*, which deals with contracts and other obligations. Later editions were published in 1599 and 1622. Our copy is bound to Pinhel's distinguished commentary on Book VI, Title 60 of Justinian's *Code*, which addresses the inheritance and succession of maternal property (or property through a family's maternal side). It also considers this topic according to Spanish and Portuguese civil law. Originally published in 1557, it went through several issues and editions throughout Europe, the final published in Frankfurt in 1614. Neither imprint listed in Adams. [Order This Item](#)



"The Leading Dutch Jurist of His Time"

9. Everaerts [Everardi], Nicolaas [1462-1532].

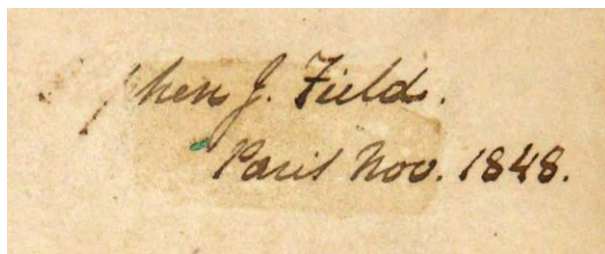
Pardoux, Duprat [1520?-1570?].

Legge, Livio.

*Topica Iuris Sive Locis Argumentorum Legales. Summariis Singularis Praefixis Illustrati ac P. Prateii Annotatiunculis Doctissimis ad Marginem Adscriptis Locupletati: Nunc verò Summa Diligentia Recogniti, non Paruoque Labore Emendati à R.P.M. Livio. Multis Etiam Eiusdem Industria, Superiorum Licentia Locis Expunctis, Quorum Lectio Pii & Catholici Lectoris Animum haud Parum Pffendere Poterat: Cum Duplici Indice Copiosissimo.* Venice: Apud Haeredes Alexandri Gryphii, 1587. [lxiv], 885 [i.e. 887], [1] pp. Octavo (5-1/2" x 3-1/2").

Contemporary limp vellum, with lapped edges, early hand-lettered title to spine, ties lacking. Light rubbing to extremities, light soiling and a few minor stains to boards, some darkening to spine, vellum just beginning to crack through pastedowns, hinges starting, a few partial cracks to text block, minor worming to pastedowns, a few small wormholes to text. Moderate toning to text, some sections have heavier toning or browning, light foxing in a few places. Early owner initials to front pastedown, occasional annotations in similar hand, some leaves brief later annotations in pencil. \$1,500.

\* Later edition. First published in 1516, this was a leading treatise on the interpretation and construction of Roman law. It went through several editions into the mid-seventeenth century. Everaerts, an important legal humanist, was president of the Court of Holland and the Great Council of Mechlin. According to Walker, he was the "leading Dutch jurist of his time [and] one of the earliest authorities on Roman-Dutch law." Our 1587 edition has a summary by Legge and an introduction by the notable French jurist Pardoux. All editions are scarce. OCLC locates 4 copies of the 1587 edition in North America, 3 in law libraries (Library of Congress, Northwestern, Tulane). Walker, *Oxford Companion to Law* 441-442. This edition not in Dekkers. *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE 18414. [Order This Item](#)



**From the Library of U.S. Supreme Court Justice Stephen J. Field**

**10. [Field, Stephen J. (1816-1899)].**

**Montesquieu, Charles-Louis De Secondat [1689-1755].**

*De L'Esprit des Lois par Montesquieu.* Paris: Daguin Frères, Libraires, 1842. Three volumes. [iv], vi, 508; [iv], 559; [iv], 476 pp. Volume I has portrait frontispiece with tissue overlay. Quarter calf over marbled boards, gilt titles, gilt-edged blind fillets and gilt ornaments to spine, marbled endpapers.

**[And]**

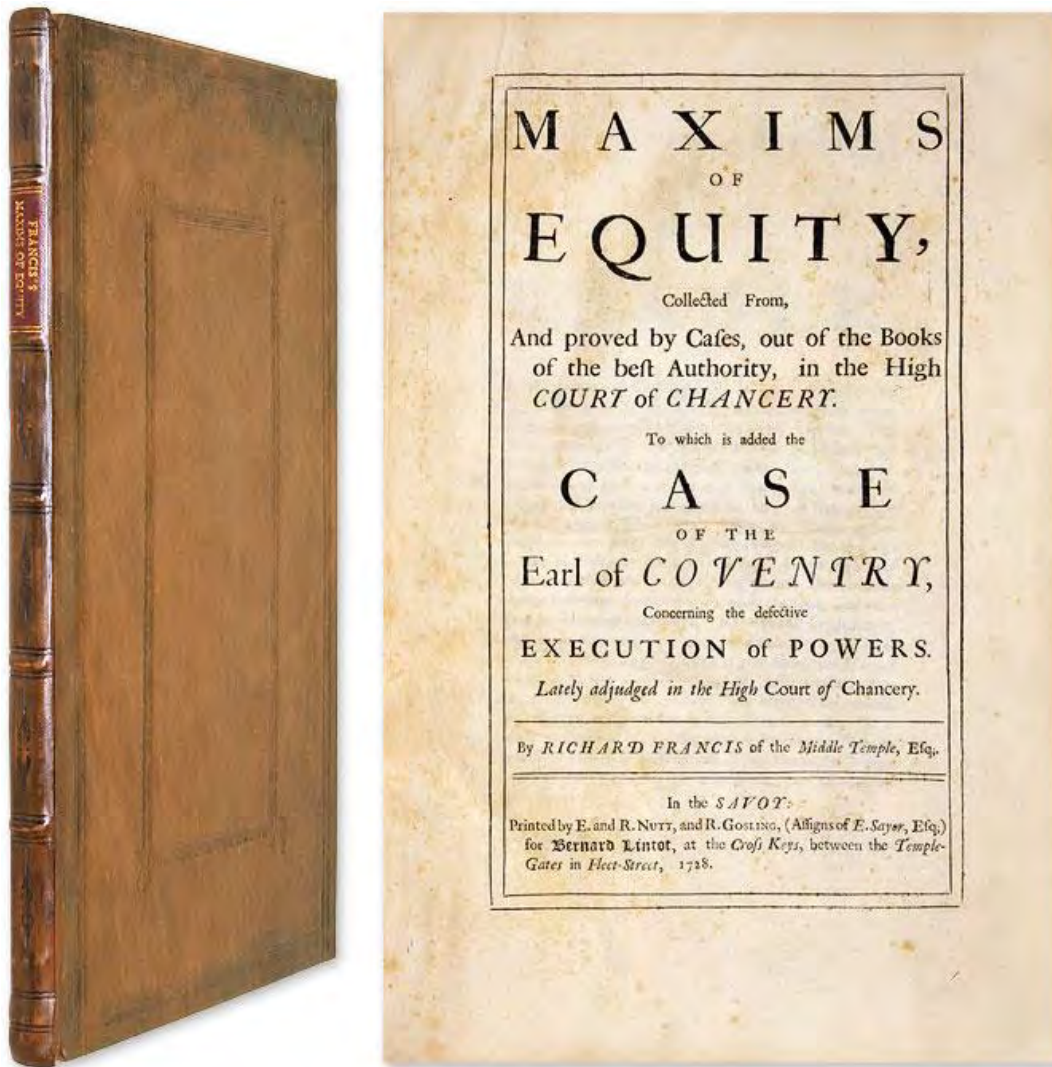
**[Destutt de Tracy, Antoine Louis Claude (1754-1836)].**

*Commentaire sur L'Esprit des Lois de Montesquieu; Suivi d'Observations Inédites de Condorcet, Sur le Vingt-Neuvième Livre du Même Ouvrage. Édition Entièrement Conforme à celle Publiée à Liege en 1817.* Paris: Delaunay, Libraire, Palais-Royal, 1819. xvi, 476 pp. Quarter morocco over textured cloth, raised bands, gilt title and gilt ornament to spine, marbled endpapers.

Octavo (8" x 5"). Light rubbing to boards, moderate rubbing to extremities, some wear to spine ends and corners, a few hinges starting. Light toning to text, somewhat heavier in places, occasional light foxing, faint dampstaining to a few leaves, lower corners of rear free endpaper of each book removed, fragments of later owner label to foot of spines, fragments of later bookplates to front pastedowns, another later bookplate to each front free endpaper. Book ticket of Stephen J. Field to front pastedowns of Volume I and II of *De L'Esprit des Lois* and *Commentaire*, his signature and "Paris/ Nov 1848" to front endleaf of each volume of *De L'Esprit des Lois*. \$1,500.

\* *L'Esprit*: later edition; *Commentaire*: third edition. Montesquieu's classic study of the English Constitution and the most important commentary on that work were acquired during a trip to Paris by Stephen Johnson Field, then a lawyer about to move to California. Following the Gold Rush to California in 1848, Field served in local government, the California's state legislature and the Supreme Court of California, He was the principal draftsman of the 1851 California Practice Act. Appointed to the United States Supreme Court in 1863, he remained on the bench until 1897. One of the great justices of the nineteenth century, he had a lasting influence on Constitutional law through his contributions to Fourteenth Amendment jurisprudence and its Due Process Clause. Someone tried to remove Field's book tickets and erase his signatures, but almost all of the tickets and signatures remain. A letter offering these books to a client from San Francisco bookseller Warren R. Howell laid in to Volume I of *De L'Esprit des Lois*.

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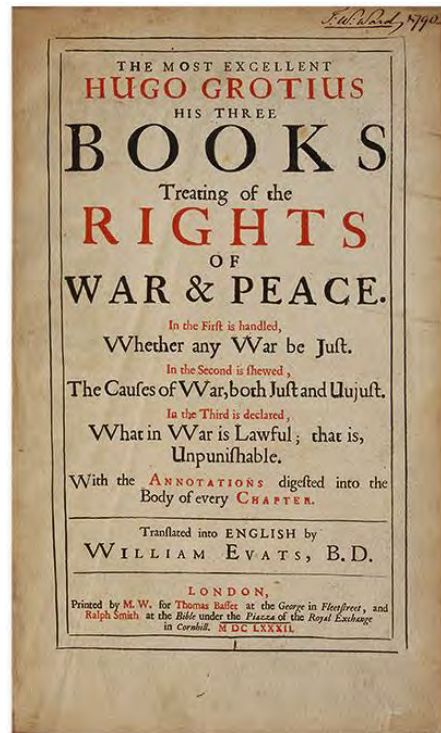
### The Book that Established the Field of Equity Jurisprudence

#### 11. Francis, Richard [fl. 1719-1728].

*Maxims of Equity, Collected From, And Proved by Cases, Out of the Books of the Best Authority, In the High Court of Chancery. To Which is Added the Case of the Earl of Coventry, Concerning the Defective Execution of Powers Lately Adjudged in the High Court of Chancery.* [London]: Printed by E. and R. Nutt, and R. Gosling, 1728. [x], 72, [12], [2], 20 pp. Folio (12" x 8").

Recent period-style paneled calf, raised bands, blind ornaments and lettering piece to spine. Moderate toning and occasional light foxing to text, internally clean. A handsome copy. \$950.

\* Second edition, a reissue of the first edition (1727) with an altered titlepage and a preliminary advertisement leaf. This was the first textbook on equity published since St. Germain's *Doctor and Student* (1523). It is generally considered to be the book that founded the field of equity jurisprudence. Francis outlines fourteen maxims, such as "Equality is Equity" and "Equity suffers not a right to be without a remedy." Each maxim is followed by a brief summary of cases that illustrate its application. As Roscoe Pound observed, Francis created a precursor to the casebook: "his maxims for the most part are independent attempts to state principles derived from the study of cases.": Pound, "On Certain Maxims of Equity" in *Cambridge Legal Essays* 261-262. *English Short-Title Catalogue* T118767. [Order This Item](#)



### First Edition of the First Complete English Translation

#### 12. Grotius, Hugo [1535-1645].

#### Evats, William [c.1606-1677], Translator.

*The Most Excellent Hugo Grotius His Three Books Treating of the Rights of War & Peace. In the First is Handled, Whether any War be Just. In the Second is Shewed, The Causes of War, Both just and Unjust [sic]. In the Third is Declared, What in War is Lawful; That is, Unpunishable. With the Annotations Digested Into the Body of Every Chapter.* Translated into English by William Evats, B.D. London: Printed by M[argaret] W[hite] for Thomas Basset, 1682. [ii], xxi, [7], 220, 361-572, [32] pp. Pagination irregular. Text complete. Lacking copperplate pictorial added title page. Folio (12-1/4" x 7-1/2").

Old calf boards (possibly mis-matched), rebacked, lettering pieces to spine, marbled edges, corners mended, endpapers renewed. Moderate rubbing and a few minor scuffs to boards to front board and extremities, heavier rubbing to rear board, corners bumped, some wear to board edges, hinges starting. Title printed in red and black. Light toning to text, later notes and underlining to p. 95, light soiling and owner signature (F.W. Wardy 1790) to title page, lower corner lacking from title page and following leaf with no loss to text. \$2,000.

\* First edition of the first complete translation in English. First published in Paris in 1625, *The Rights of War and Peace* established the system of modern public international law, based on the concept of "*droit naturel*," a morality-based law that superseded the personalities of individuals or nations. Grotius describes the situations in which war is a valid tool of law enforcement and outlines the principles of armed combat. Though based on Christian natural law, Grotius advanced the novel argument that his system would still be valid if it lacked a divine basis. In this regard he pointed to the future by moving international law in a secular direction. The first English edition, an abridged translation by Clement Barksdale, was published in London in 1654. It was reissued twice in 1655. This translation by Evats, which includes original notes, followed in 1682. These early English translations, both by Oxford-based theologians, mark an important phase in the reception history of this book. These projects were undertaken due to the author's reputation as a leading Protestant scholar and a faith-motivated desire to reduce international conflict. *English Short-Title Catalogue* R8527. Ter Meulen and Diermanse, *Bibliographie de Grotius* 630. [Order This Item](#)



First Edition in French of "*The Foundation of Modern International Law*"

### 13. Grotius, Hugo.

**Courtin, [Antoine de], Translator.**

*Le Droit de la Guerre et de la Paix, Divise en Trois Livres, Ou il Explique Le Droit De Nature, Le Droit des Gens, & Les Principaux Points du Droit Public, Ou qui Concerne le Gouvernement Public d'un Etat. Traduit Du Latin En François, Par Monsieur de Courtin.* Paris: Chez Arnould Seneuze, 1687. Two volumes. [xlviii], 621, [2]; [iii], 304, 197, [2] pp. Signatures T and V in Volume II (pp. 153-168) bound in reverse order. Title preceded by copperplate allegorical title page, main text preceded by copperplate portrait of Courtin. Quarto (10" x 7-1/2").

Contemporary mottled calf, gilt spines with raised bands and lettering pieces, speckled edges. Moderate rubbing to extremities, chipping to spine ends, corners bumped and somewhat worn, a few small scuffs to boards, a few partial cracks to text block. Moderate toning to text, somewhat darker in places, foxing and dampstaining in a few places, worming to rear pastedown and margins of final 40 leaves of Volume II, a few chips to edges of preliminaries. Early owner annotations and signatures to front pastedowns and title pages, interiors otherwise clean. An handsome copy. \$2,000.

\* First edition in French. With side-notes and index. The first edition, in Latin, was published in Paris 1625. The first French-language edition is scarce. The last copy to appear at auction was in 2006, where it sold for \$6,000. Carter and Muir, *Printing and the Mind of Man* 125 (citing first edition, in Latin). Ter Muelen and Diermanse, *Bibliographie des Ecrits Imprimés de Hugo Grotius* 650. [Order This Item](#)



Sixteenth-Century Edition of Three Classic Legal Reference Works

14. Haloander, Gregor [1501-1531], Editor.

[Wernherus of Schussenried (15th. C.).

[Azo, Portius (fl. 1150-1230)].

*Modus Legendi Abbreviaturas in Utroque Iure tam Civili Quam Pontifico Occurrentes, Nunc Recens Diligentius quam Antehac Recognitus atque in Lucem Aeditus. Cui in Gratiam et Ususm Iuris Candidatorum Recenti Studio Accessere Legum Flosculi, Nunc Demum Integritati Suae Restituti. Brocardica Iuris, Seu Verius Communes Iurium Sententia, Serie Alphabetica Digesta, & Repurgata.* Cologne: Apud Petrum Horst, 1577. 163 ff. Three parts with continuous pagination. Octavo (6" x 3-3/4").

Contemporary limp vellum, later hand-lettered paper title label to spine, edges rouged. Moderate soiling, a few inkspots to front board, binding slightly cocked, light wear to corners, hinges starting. Moderate toning to text, light browning in places, light foxing to some leaves. Tiny early owner signature to head of title page, "Num. 15" in same hand to front pastedown, some leaves have early underlining, tick marks and brief annotations. Ex-library. Shelf label to foot of spine, small inkstamp to front free endpaper. An attractive copy. \$1,500.

\* This book collects three important early legal reference works. First published around 1476, *Modus Legendi Abbreviaturas* is a dictionary of abbreviations compiled by the fifteenth-century jurist Wernherus of Schussenried. First published in 1497, *Flores Legum* is an anonymous collection of maxims arranged alphabetically. Attributed to Portius Azo, the *Brocardia Iuris* is a legal handbook. These three titles were often published together or bound together by owners. OCLC locates 6 copies of this imprint on North America, 2 in law libraries (Harvard, UT-Austin). *Verzeichnis der im Deutschen Sprachbereich Erschienenen Drucke des 16. Jahrhunderts* M5761. [Order This Item](#)



**Study of Ottoman Constitutional Law by a Notable Orientalist**

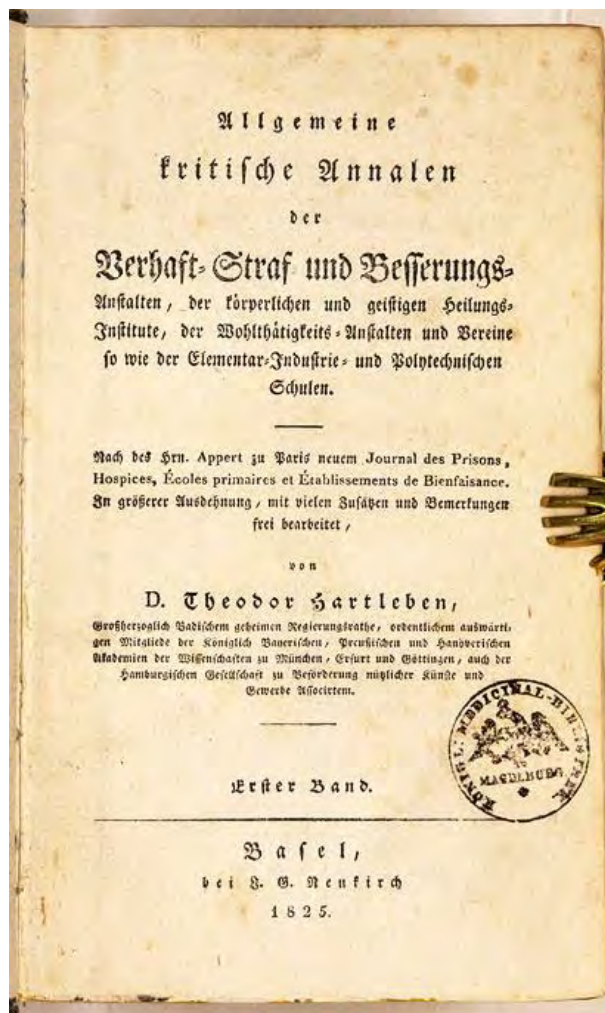
**15. Hammer-Purgstall, Joseph, Freiherr von [1774-1856].**

*Des Osmanischen Reichs Staatsverfassung und Staatsverwaltung, Dargestellt aus den Quellen seiner Grundgesetze.* Vienna: In der Camesinaschen Buchhandlung, 1815. Two volumes. xlii, 499, [1]; x, 531 pp. Octavo (7-1/2" x 4-3/4").

Contemporary paper-covered boards, lettering pieces and gilt fillets to spine, speckled edges. Some rubbing to boards and extremities, corners bumped and somewhat worn. Light toning to text, light foxing in a few places. Ex-library. Shelf-label residue to spines, small stamps to front pastedowns and versos of title pages, shelf numbers (?) in small early hand to foot of rear pastedowns. An attractive set. \$1,950.

\* Only edition. Hammer-Purgstall was an Austrian diplomat who held posts in Constantinople and other Eastern cities. He spent the latter part of his career in Vienna as a privy councilor. An important Orientalist, he wrote extensively on Arabic, Persian and Turkish culture and history. *Des Osmanischen Reichs Staatsverfassung und Staatsverwaltung* is a historical study of the constitutional history, constitutional law and administrative law of the Ottoman Empire. OCLC locates 4 copies in North American law libraries (George Washington University, Harvard, Library of Congress, UC-Berkeley). [Order This Item](#)





### Penal Reform and Legal Psychiatry in German-Speaking Europe

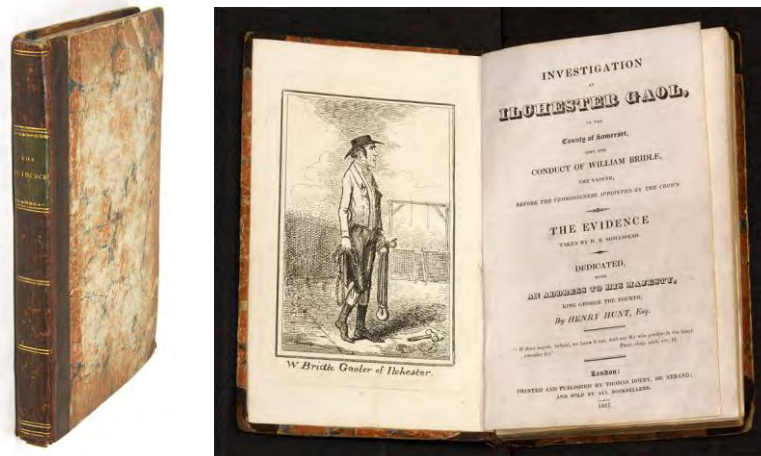
16. Hartleben, Theodor [1770-1827].

[Appert, Benjamin Nicolas Marie (1797-1847)].

*Allgemeine Kritische Annalen der Verhaft-, Straf-, und Besserungs-Anstalten, Der Körperlichen und Geistigen Heilungs-Institute, Der Wohlthätigkeits-Anstalten und Vereine, So wie der Elementar-Industrie und Polytechnischen Schulen.* Basel: Bei J.G. Neukirch, 1825-1826. Two volumes (complete as issued). [iv], 412; 416 pp. 4 folding tables. Title page of second volume, which was printed on wrapper, discarded when volumes were bound together. Octavo (8" x 5").

Contemporary patterned paper boards, printed title label to spine, Moderate rubbing to extremities, scuff to front board, corners bumped and somewhat worn. Light toning to text, internally clean. Ex-library. Location label to spine, annotations to front pastedown, small stamp to title page. \$1,950.

\* These are the only two volumes of a projected annual series on criminal law, prison conditions and the application of psychiatry to criminal law intended for Germany and Switzerland. It was adapted from the first two volumes of Appert's *Journal des Prisons, Hospices, Écoles Primaires et Établissements de Bienfaisance* (1825-1831); Hartleben, a law professor, added a great deal of original commentary and data drawn from German sources. OCLC locates no copies in North America. Not in the *British Museum Catalogue*. [Order This Item](#)



### Torture, Bribery and Licentious Conduct at Ilchester Gaol

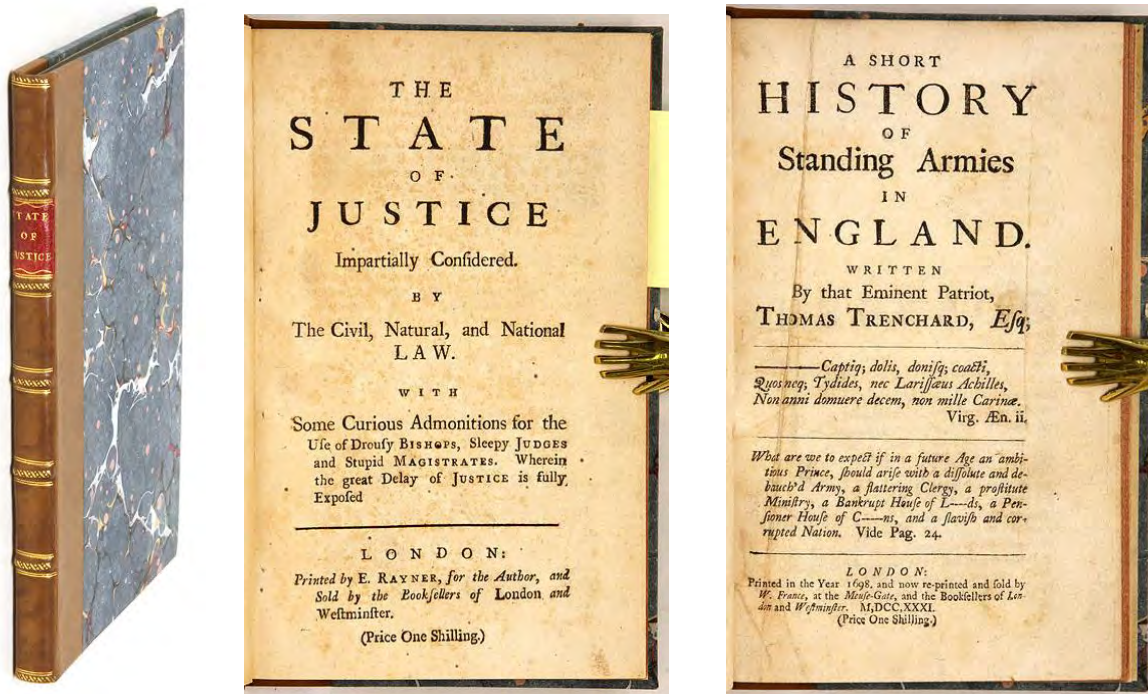
#### 17. Hunt, Henry [1773-1835].

*Investigation At Ilchester Gaol, In The County Of Somerset, Into The Conduct Of William Bridle, The Gaoler, Before The Commissioners Appointed By The Crown. The Evidence Given By H.B. Shillibear. Dedicated, With An Address To His Majesty, King George The Fourth.* London: Thomas Dolby, 1821. viii, 7, [1], 271, [5], 8 pp. Main text in parallel columns. Etched portrait frontispiece of Bridle, by George Cruikshank, holding the tools of his trade (leg irons, manacles and a hangman's noose), five etched plates, probably by Robert Cruikshank, woodcut text illustration on p. 261. Complete, including the two supplementary addresses found in some copies. Octavo (8-1/2" x 5").

Contemporary three-quarter calf over marbled boards. Moderate rubbing with some wear to spine ends, joints and corners, crack in text block between title page and following leaf. Moderate toning, light foxing in a few places. Later inscription in pencil to front pastedown, interior otherwise clean. \$1,250.

\* First edition in book form. This was originally issued in six parts, "price one shilling" each, in blue paper printed wrappers. Henry Hunt, the radical politician, had presided over the Smithfield reform meeting on 21 July 1819, and at the meeting in St. Peter's Fields, Manchester, on 16 August, which was broken up by the yeomanry, and became known as the Peterloo Massacre. Hunt was tried at the York Assizes, in March 1820, for his part in the protest, and was convicted. He spent his two-year term at Ilchester Gaol. The report of the Commission of Inquiry into Ilchester Gaol, instigated because of Hunt's complaints, provides a vivid portrait of the corruption, health hazards and horrifying regimes in place in local prisons in the early years of the nineteenth century. Hunt leveled 21 charges against Bridle, the gaoler. These included gross neglect of duty, drunkenness, gambling, cruelty, torture, bribery, embezzlement, false accounting, "licentious conduct towards female convicts (Bridle was suspected of fathering children with two of them), not feeding inmates properly, and for "making boys sleep with a man convicted of bestiality". It was Hunt himself who examined the witnesses and principals involved.

The plates by Robert Cruikshank are mock portraits of: "The Revd. T.G.D. Thring, one of the visiting magistrates of Ilchester Gaol," "The Rev.d. Will'm. Hungerford Colston, D.D. One of His Majesty's Justices of the Peace for the County of Somerset, and a visiting magistrate of Ilchester Gaol," "Mr. White, Agent to Bridle, the ex-gaoler of Ilchester," "Mr. Anstice, the County Surveyor" and "Doctor Woodford." The two supplementary addresses present in this copy are An address "To Mr. Baron Graham, one of His Majesty's Justices" and "To the Sheriff Magistrates, Freeholders, and County-Rate-Payers, of the County of Somerset" Hunt's charges were answered by William Bridle himself in *A Narrative of the Rise and Progress of the Imprisonments Effected in His Majesty's Gaol at Ilchester* in 1822. OCLC locates 21 copies worldwide, 18 in North American, 2 in law libraries (Library of Congress, Social Law). Cohn, *A Bibliographical Catalogue of the Printed Works Illustrated by George Cruikshank* 421. *Catalogue of the Goldsmiths' Library of Economic Literature* 23262. [Order This Item](#)



**Rare Essay on Injustice  
Bound with a Warning About Standing Armies**

18. [Justice].

[Great Britain].

*The State Of Justice Impartially Considered. By The Civil, Natural, And National Law. With Some Curious Admonitions For The Use Of Drousy Bishops, Sleepy Judges And Stupid Magistrates. Wherein The Great Delay Off Justice Is Fully Exposed.* London: Printed by E. Rayner, for the Author, [1732?]. 47, [1] pp.

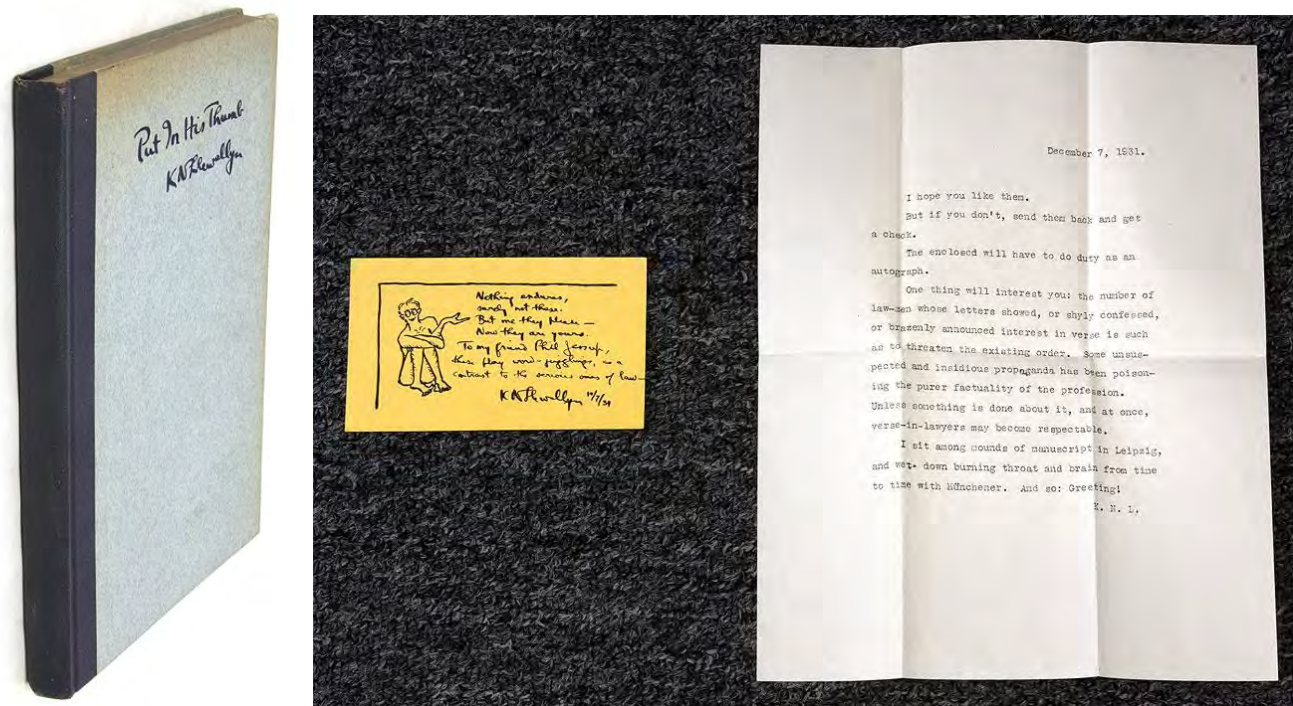
[Bound with]

**Trenchard, Thomas [1662-1723].**

*A Short History of Standing Armies in England.* London: Printed in the Year 1698. And Now Re-Printed and Sold by W. France, 1731. 70 pp.

Octavo (7-1/4" x 4-1/2"). Stab-stitched pamphlets bound into recent period-style quarter calf over marbled boards, gilt-edged raised bands to spine. Light toning to text, somewhat heavier in places, light foxing to a few leaves. Excellent copies in a handsome binding. \$2,500

\* *State of Justice*: only edition; *Short History*: reissue of a title issued three times in 1698. The anonymous author of *The State of Justice* positions himself as an opponent of bribery and the sale of offices and sinecures and a supporter of an equal distribution of justice and the rule of law. He warns: "It is not the law alone that makes a right government, but upright justice, and the equal distribution of it, which ought to be deeper engraven in the hearts of those who are authorised to execute justice, than in tables of stone" (9). It is a learned, and somewhat cranky, essay filled with references to Roman, European and English history. Trenchard's *Short Essay* is a classic argument against standing armies, a central theme in the commonwealthmen tradition (that was quite influential in America). This issue was probably a reaction to the expansion of England's military establishment during the Anglo-Spanish War (1727-29) *The State of Justice* is a rare title. OCLC locates 6 copies worldwide, 4 in North America (Case Western Reserve University, Harvard Law School, Northwestern Law School, UNC-Chapel Hill). The *ESTC* adds the University of Kansas. *English Short-Title Catalogue* N23107, T126898. [Order This Item](#)



With an Inscribed Presentation Card to Philip Jessup

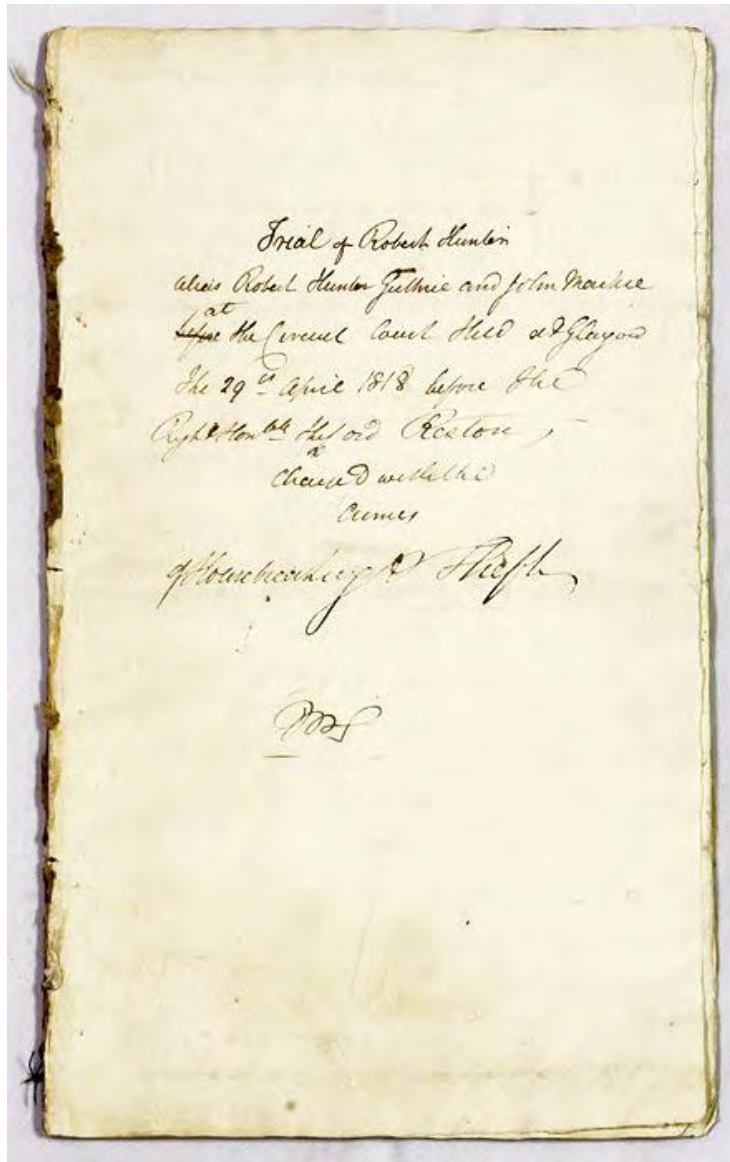
19. Llewellyn, K[arl] N[ickerson] [1893-1962].

Jessup, Philip [1897-1986].

*Put in His Thumb*. New York: The Century Company, [1931]. [x], 119 pp. Quarter cloth over speckled boards, black lettered title to front cover, deckle edges, most signatures unopened.

Light shelfwear and soiling. Near-fine 5" x 3" presentation card inscribed to Philip Jessup and 8-1/2" x 11" mimeographed typescript presentation letter laid in. \$500.

\* First edition, first printing. Collected poems of one of the leading American legal thinkers of the twentieth century. One of these is a tribute to Oliver Wendell Holmes. The presentation letter is in the manner of a press release. It says, in part: "I hope you like them. But if you don't, send them back and get a check. (...) One thing will interest you: the number of law-men whose letters showed, or shyly confessed, or brazenly announced interest in verse is such as to threaten the existing order. Some unsuspected and insidious propaganda has been poisoning the purer factuality of the profession. Unless something is done about it, and at once, verse-in-lawyers may become respectable." The part-printed laid-in card features a caricature of a naked Llewellyn (?) sitting cross-legged and gesturing to a motto: "Nothing endures, surely not these. But me they please - Now they are yours." Below this motto is an autograph inscription to Philip Jessup dated October 7, 1931: "To my friend Phil Jessup, these play-word jingglings, as a contrast to the serious ones of law." Jessup, a judge on the International Court of Justice, important legal scholar and U.S. diplomat, was credited with playing a major role in ending the Soviet blockade of West Berlin. He was a representative to the United Nations General Assembly, as well as a U.S. ambassador at large from 1949 until his resignation in 1953. Like Llewellyn, he was a professor at Columbia Law School. [Order This Item](#)



**Who Stole My Cheese?**

20. [Manuscript].

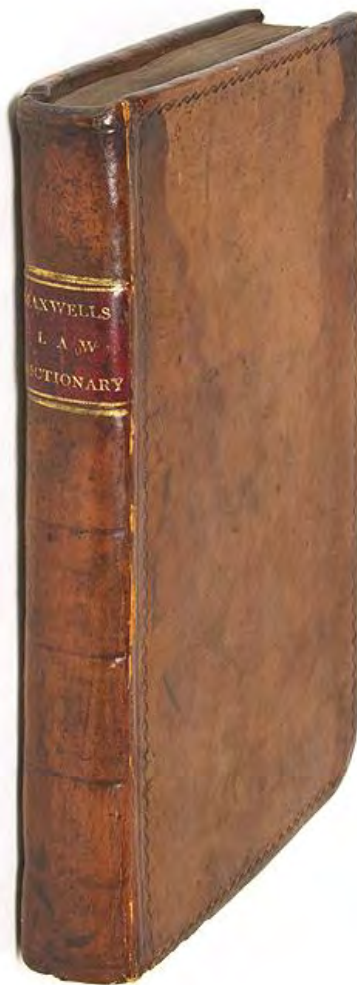
[Trial].

[Glasgow, Scotland].

*Trial of Robert Hunter, Alias Robert Hunter Guthrie and John Mackie...* [Glasgow: April 29, 1818]. 18 ff. Last leaf partially blank, docketed on verso. Folio (12-1/2" x 7.5").

Disbound, light soiling and edgewear, three horizontal fold lines, lower portion of final leaf lacking with no loss to text. Content in neat hand throughout. \$1,500.

\* A curious collection of court documents involving a pair of men who were stealing and fencing stolen wheels of cheese from a warehouse. Sensing that the police were closing in on them, they fled, one is tempted to say "like mice," but were eventually apprehended. These documents appear to have been given to someone who organized them, added annotations, including the title on the first leaf, and had them bound into a volume. [Order This Item](#)



**Only American Edition of Maxwell's Commercial Law Dictionary**

**21. Maxwell, John Irving.**

*A Pocket Dictionary of the Law of Bills of Exchange, Promissory Notes, Bank Notes, Checks, &c. With an Appendix, Containing Abstracts of Acts and Select Cases Relative to Negotiable Securities, Analysis of a Count in Assumpsit, Tables of Notarial Fees, Stamps, Postage, &c. With Many Additions for the Use of the American Merchant.* Philadelphia: Published by William P. Farrand and Co., 1808. [xv], [1], 251 pp. Octavo (7" x 4-1/4").

Contemporary calf, blind fillets to boards, lettering piece and blind fillets to spine. Light rubbing to extremities, corners bumped, recent owner bookplate to front pastedown, negligible faint dampstaining to front board. Moderate toning to text, somewhat heavier in places, minor wormholes near upper corner of preliminaries and a few other leaves, chip to fore-edge of Leaf X4 (pp. 233-234) with minor loss to text, legibility not affected, very faint dampstaining to a few leaves. Early owner signature and annotations to front free endpaper, interior otherwise clean. A nice copy. \$750.

\* Only American edition. First published in London in 1802, this is an unusual alphabetical compendium dealing strictly with matters of commerce, such as bills of exchange and promissory notes. Maxwell was also the author of *The Spirit of Maritime Laws* and the delightfully titled *Hints for Protecting the Public Against the Extortion and Insolence of Hackney-Coachmen*. Cohen, *Bibliography of Early American Law* 2551. [Order This Item](#)



### Canon Law and the Regulation of Clerical Life

#### 22. Molanus, Johannes [1533-1585].

*De Canonicis Libri Tres, I. De Canonicorum Vita, II. De Eorum Officiis, III. De Dominio Canonicorum et Servis Ecclesiarum. Item, Orationes Tres, De Agnis Dei, De Decimis Dandis, De Decimis Defendendis. Cum Trib. Indicibus.* Cologne: In officina Birckman. Sumptib. Arnoldi Mylii, 1587. 6, [10], 437, [5] pp. Octavo (5-3/4" x 3-3/4").

Contemporary limp vellum, early hand-lettered titles to spine and foot of text block, ties lacking. Light soiling, spine ends and corners bumped, front endleaves lacking, rear pastedown renewed. Light toning to text, light foxing to title page, which is lightly soiled, and a few other leaves. Two small early owner stamps and signature to title page interior otherwise clean. \$1,250.

\* Second edition. A legal handbook on the organization and administration of clerical institutions and the rights, responsibilities and liabilities of clerics. It has a chapter on library management and librarians. The appended essays discuss tithes and the proper form of the *agnus dei* in a mass. First published in 1582, this work went through four later editions, the last one in 1675. Adams, *Catalogue of Books Printed on the Continent of Europe* M1552. [Order This Item](#)



Copy of the First Edition of the Final Codification of the  
1564 Nuremberg City Law Filled with Contemporary Annotations

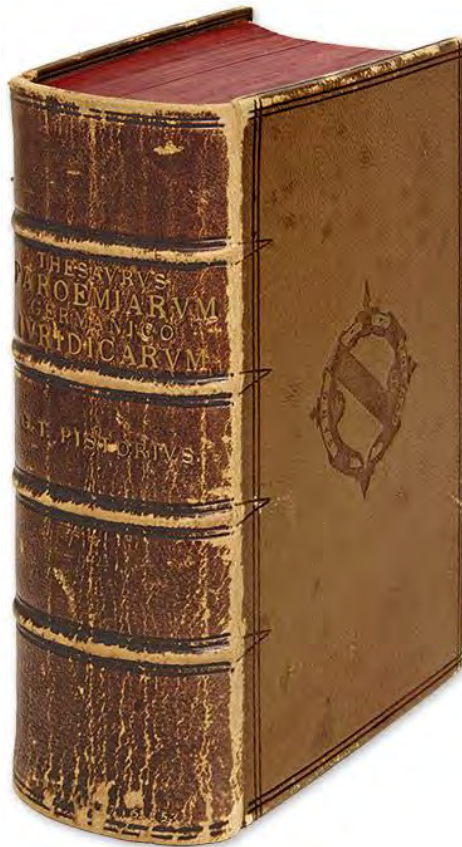
23. [Nuremberg].

*Der Stat Nurnberg Verneute Reformation.* [Nuremberg: Valentin Geissler], 1564. [xlv], 240, [1] ff. Woodcut title page and allegorical leaf. Folding table of consanguinity lacking. 35 added leaves of manuscript notes, the last dated 1620. Folio (12-1/4" x 8").

Contemporary paneled pigskin stained brown, rebacked in calf with raised bands and lettering piece, recent metal bosses to corners of boards, clasps lacking, hinges reinforced. Light rubbing to boards, restoration to edges of endleaves, title page and final two added leaves of notes. Title page has a handsome elaborate woodcut architectural border, main text preceded by handsome full-page woodcut allegorical leaf, large woodcut initials. Light toning to text, occasional faint dampstaining to foot of text block, faint dampspotting in places, minor tears to a few leaves. Extensive annotations in early hand in several places. \$6,500.

\* First edition. Nuremberg was the center of the Renaissance in Germany and was its leading cultural and intellectual center until the end of the sixteenth century. These qualities are reflected in the contents and design of this volume. The *Reformation*, or civic legal code, of Nuremberg is known for its humanistic orientation, clear, straightforward language, elegant typography and fine woodcuts. It revised the code enacted in 1498. The highly skilled engraver, known today only by the monogram M.S., designed the title and following cut as allegories on the wealth and unity of Nuremberg. The title has a striking architectural border featuring Moses and the Holy Roman emperor and following leaf depicts God, the city of Nuremberg and figures representing the city flanked by figures representing peace, justice and generosity. Most of the annotations note amendments to the printed statutes, the 35 manuscript leaves update the statutes to 1620. OCLC locates 15 copies in North America, 4 of these in law libraries (Harvard, UC-Berkeley, University of Michigan, Yale). *Verzeichnissen der im Deutschen Sprachraum Erschienenen Drucke des 16. Jahrhunderts* N2029 [Order This Item](#)





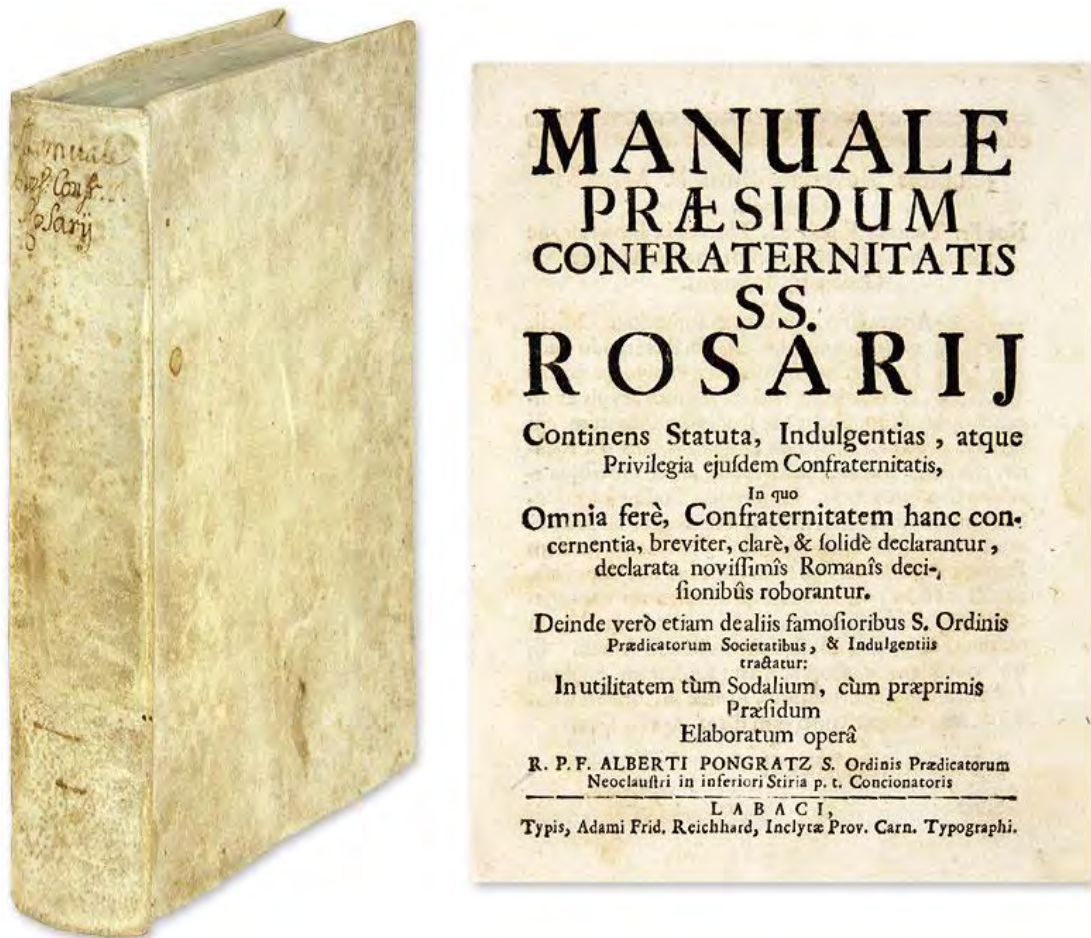
**Vast Early-Eighteenth Century  
Collection of Legal Maxims for Attorneys**

**24. Pistorius, Georg Tobias.**

*Thesaurus Paroemiarum Germanico-Iuridicarum, Teutsch-Juristischer-Sprichwörter-Schatz, In quo Mille et Quod Excurrit Germanorum Dicteria, Cum Primis Iuris, Recensentur, Et Quidem Eius Centuria Prima [-Decima]*. 10 volumes in one. Imprint varies. Part I, IV, V, Leipzig: Typis Joh. Casp. Mulleri, 1716; Parts II-III, Leipzig: Apud Thomae Fritsch, 1715; Parts VI-X, Augsburg: Apud David Raimund Merz & Joh. Jacob Mayer, 1723-1725. Ten parts with continuous pagination, each has title page, one hundred numbered entries, table of contents and index. Complete set. Octavo (6-1/2" x 4").

Nineteenth-century signed morocco binding by Leighton, blind rules to boards, blind-stamped arms of William Stirling-Maxwell to front, blind -stamped cipher to rear, raised bands and gilt title to spine, edges rouged. Moderate rubbing to extremities, Stirling-Maxwell bookplate to front pastedown, bookplate of V.S.M de Guinzbourg to front free endpaper, another bookplate to rear pastedown. Moderate toning, occasional light foxing. A handsome volume containing a rare complete set of the ten parts. \$3,500.

\* Part I: second edition, Parts II-X: only editions. The largest collection of its day, this collection of nearly 1,000 legal Maxims was intended to serve as a desk reference for lawyers looking to enhance the erudition of their pleadings. Each item has extensive commentary, including many supplemental sayings in prose and verse, along with numerous citations to secondary sources and nuanced interpretive glosses. According to Jantz, this is "a rich collection, also folkloristically and philologically." Stirling-Maxwell [1818-1878], 9th Baronet of Pollok, was a Scottish historical writer, politician, art historian and bibliophile. Guinzbourg, a diplomat, author and bibliophile, was an authority on maxims and proverbs. No complete copies located on OCLC. Not in *VD18* or Faber du Faur. Jantz, *German Baroque Literature* 1994. [Order This Item](#)



### Rare Compilation on Laws of the Rosicrucians

#### 25. Pongratz, Albert, Editor.

*Manuale Praesidium Confraternitatis SS. Rosarii: Continens Statuta, Indulgentias, Atque Privilegia Eiusdem Confraternitatis, In quo Omnia Fere, Confraternitatem hanc Concernentia, Breviter, Clare, & Solide Declarantur, Declarata Novissimis Romanis Decisionibus Roborantur. Deinde Vero Etiam de Aliis Famosioribus S. Ordinis Praedicatorum Societatibus, & Indulgentiis Tractatur: In Utilitatem tum Sodalium, Cum Praepriis Praesidium Elaboratum Opera.* Ljubljana: Typis, Adami Frid. Reichhard, [1744]. [viii], 390, [56] pp. Quarto (8" x 6-1/4").

Contemporary vellum, early hand-lettered title to spine. Light rubbing to extremities with minor wear to spine ends and corners, a few minor stains to boards. Woodcut head-pieces, tail-piece and decorated initials. Light toning to text, minor stains to a few leaves, later owner annotation and library label to front pastedown, interior otherwise clean. A nice copy of a rare title. \$1,950.

\* Second and final edition. Rosicrucianism, a philosophical secret society with strong ties to Christian inquiry, originated in medieval Germany. By the eighteenth century Rosicrucians organized into formal groups. Several Rosicrucian lodges had strong ties to Freemasonry. First published in 1742, Pongratz's manual is a compilation of its laws and regulations. The front matter contains several statements in support of Rosicrucianism from secular and Catholic officials, including Pope Urban VIII. The tail-piece is a Jesuit cipher, which indicates Jesuit support. OCLC locates 2 copies, both in Slovakia. Not in the *British Museum Catalogue*. [Order This Item](#)



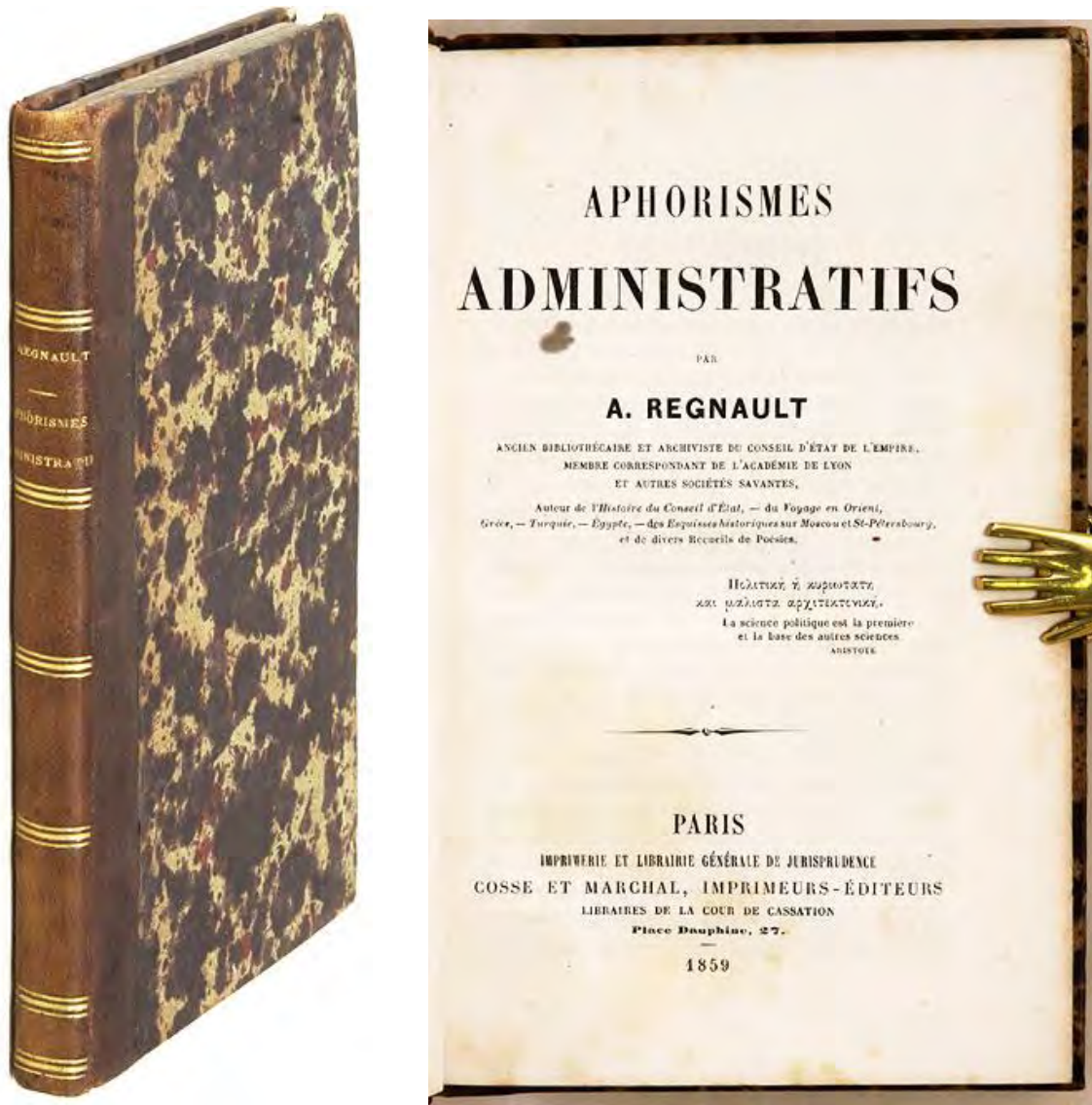
**Betrothals Are Illicit Without  
Parental Consent, Whatever the Jesuits Say**

**26. Rebello, Bartholomeu Coelho Neves.**

*Discurso Sobre a Inutilidade dos Esponsaes dos Filhos Celebrados sem consentimento dos Pais; Em que se Mostra ser elle de Direito Divino, Natural, das Gentes, Canonico, Patrio, E Civil de Todos os Povos da Europa. E se Mostra Offensiva de Todos Estes Direitos a Doutrina dos Jezuitas, que Propunhao Huma Illimitada Liberdade a Este Respeito, Asseverando Serem Indignas de se Observarem as Leis dos Principes Catholicos, Que Determinao Esta Necessidade. Dedicado ao Ilmo. E Exmo. Senhor Marquez de Pombal, Conde de Oeyras, Senhor das Vendas Novas, do Conselho de Sua Magestade Fidelissima, E Seu Primeiro Ministro de Estado, &c. &c. &c.* Lisbon: Off. do Francisco Sabino dos Santos, 1773. [x], xvii, [1], 231, [1] pp. Half-title lacking. Octavo (6-1/4" x 3-3/4").

Contemporary mottled sheep, blind fillets and gilt-stamped title to spine, speckled edges. Moderate rubbing to extremities, a few light scuffs to boards, spine abraded with wear to ends, front joint partially cracked. Moderate toning to text, somewhat heavier in places, faint dampstaining to a few leaves. \$1,250.

\* Only edition. Rebello argues that betrothals are not legal without parental consent. In the dedication to the Marquês de Pombal and the Proemio, the author refers to the "relaxada Moral Jezuitica" and notes that allowing disobedience to parents in matters such as betrothals (which Jesuits such as Sanches and Molina advised) might well also encourage disobedience to the king. As a magistrate, Rebello had been involved in several cases of such illicit betrothals. He reviews the writings of Church Fathers, papal bulls, and Councils on this matter, and on pp. 170-218, reviews the laws in Spain, France, Germany, Prussia, Holland and Italy. Porbase contains a record with an incorrect publication date of 1755. OCLC locates 3 copies, 2 in North America (Newberry Library, UC-Berkeley Law School). Not in Ferreira-Ibarra. [Order This Item](#)



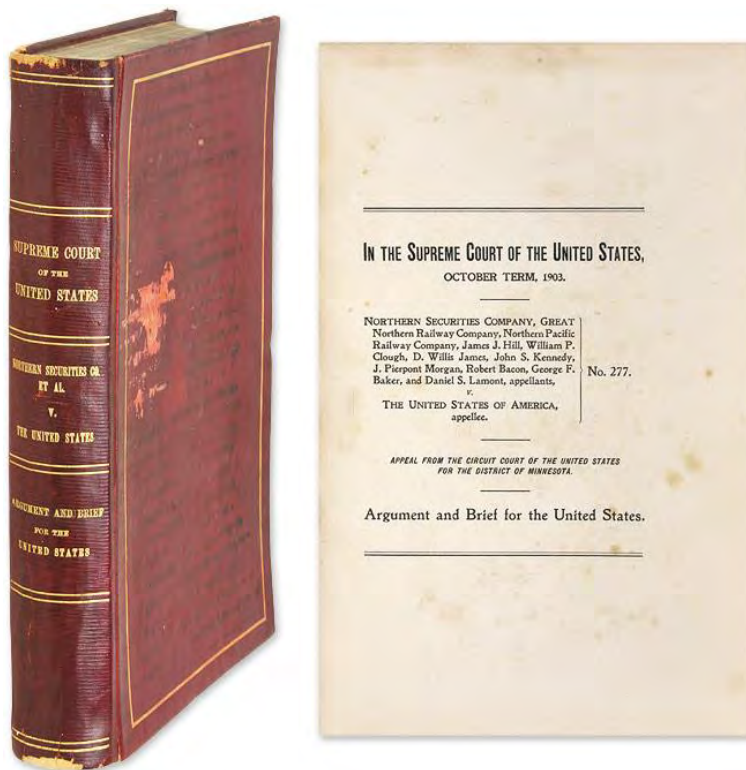
**A Rare Collection of French Legal and Political Aphorisms**

**27. Regnault, Amable [1798-1897].**

*Aphorismes Administratifs*. Paris: Cosse et Marchal, Imprimeurs-Éditeurs, 1859. [iv], II, 206 pp. 12mo. (6-3/4" x 4-1/4").

Contemporary quarter calf over marbled boards, gilt title and fillets to spine, speckled edges, marbled endpapers. Some rubbing to extremities with minor wear to spine ends and corners, light fading to spine, partial crack to text block between front free endpaper and following endleaf. Light toning to text, light foxing in a few places. A handsome copy. \$1,250.

\* Only edition. Organized by topic, this is a collection of aphorisms on, for the most part, administrative law and political science. Each entry is accompanied by a Latin translation on a facing page. Regnault was an archivist, translator, historian and bibliographer. OCLC locates 4 copies, 1 in North America (U.S. Supreme Court). Another copy located at the Library of Congress. [Order This Item](#)



**A Landmark Antitrust Case with a Dissent by Holmes**

28. [Trial].

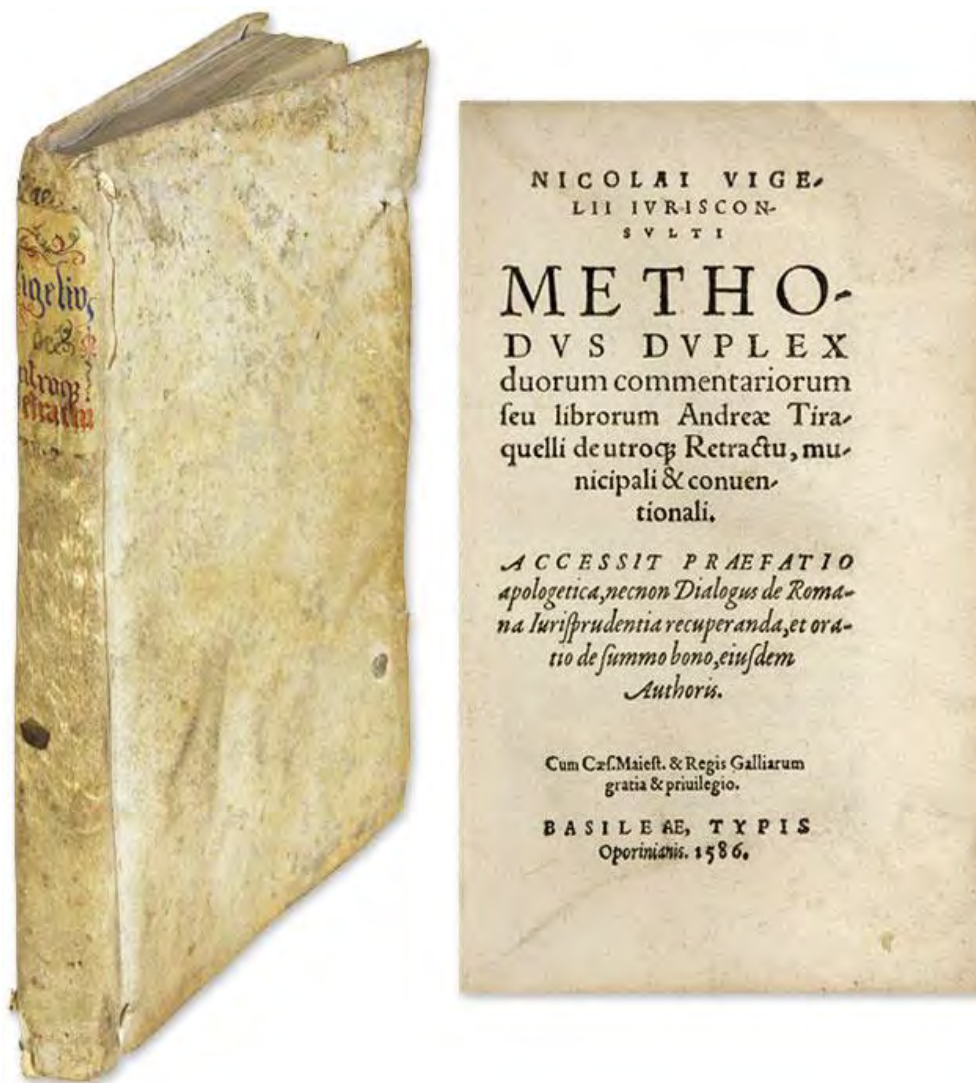
[Knox, Philander (1853-1921)].

[Northern Securities Co. v. United States].

*In the Supreme Court of the United States, October Term, 1903. Northern Securities Company [et al.] v. United States of America, Appellee. Appeal for the Circuit Court of the United States for the District of Minnesota. Argument and Brief for the United States.* [Washington, DC: Government Printing Office, 1904]. [iv], 94; [ii], ii, 180 pp. Two parts preceded by general title page.

Contemporary morocco, gilt frames to boards, gilt title to spine, untrimmed edges. Moderate rubbing to extremities, with some wear to spine ends and corners, scuffing and light soiling to front board, which is slightly bowed, a few cracks to text block. Light toning to text, foxing in a few places, internally clean. \$950.

\* First edition. This volume, containing Attorney General Philander C. Knox's Supreme Court argument in the landmark Northern Securities Case, and the federal government's appeal of the case from the Circuit Court to the Supreme Court, was likely bound by Knox as a gift to a colleague or friend. Decided in 1904, the Northern Securities Case was a pivotal case in the legal history of the Progressive Era and the history of railroads in the American West. The Northern Securities Company was a powerful trust formed by J.P. Morgan and James G. Hill to control railroad trunk lines in the Northwest and into Chicago and stifle competition. President Roosevelt, seeing an opportunity to exert federal power against a business monopoly, instructed Knox to bring suit against the Northern Securities Company. Knox handled the case personally, writing the appeal from the decision of the Minnesota Circuit Court, and arguing the government's case before the U.S. Supreme Court. Invoking the Sherman Antitrust Act of 1890, Knox argued that The Northern Securities Company acted in restraint of trade. The court's decision, on a 5-4 vote with Oliver Wendell Holmes and Chief Justice Melville Fuller dissenting, upheld the government's argument, affirming the constitutionality of the Sherman Antitrust Act. [Order This Item](#)



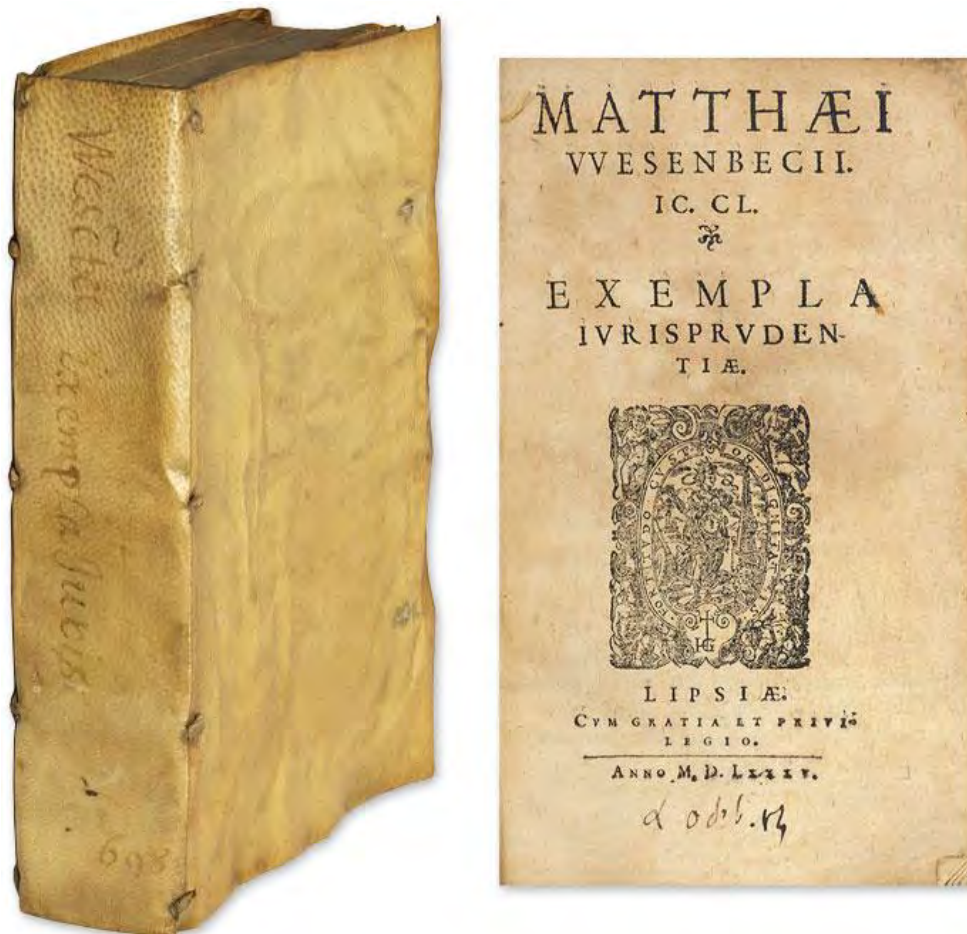
### A Methodical Basis

#### 29. Vigelius, Nicolaus [1529-1600].

*Methodus Duplex Duorum Commentariorum seu Librorum Andreae Tiraquelli de Utroq[ue] Retractu, Municipali & Conventionali. Accessit Praefatio Apologetica, Necnon Dialogus de Romana Iurisprudencia Recuperanda, Et Oratio de Summo Bono, Eiusdem Authoris.* Basel: Typis Oporinianis, 1586. Octavo (6" x 3-3/4"). 197, [3] pp.

Contemporary limp vellum, early calligraphic paper title to spine, ties lacking. Light toning to text, faint dampspotting in places. Early owner inscription to front pastedown, a few words on crossed out in ink on p. 1, interior otherwise clean. \$2,950.

\* First edition. Vigelius, a professor at Marburg, was one of the leading legal methodists of the late sixteenth century. He was instrumental in promoting the adoption of a concept of *jus publicum* by legal theorists of the time after its introduction in his *Methodus Universi Iuris Civilis Absolutissima* of 1561. The present work draws on an earlier work by Tiraqueau, a vast treatise derived from the customary law of Poitou that first appeared in 1543. OCLC locates one copy in North America (at Harvard Law School). Not in Adams. [Order This Item](#)



**Two Introductory Works by an Important Sixteenth-Century Humanist Jurist**

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

*Exempla Iurisprudentiae*. Leipzig: [Georgius Defnerus Imprimebat], 1585. [xvi], 240 pp.

**[Bound with]**

**Wesenbeck, Mattaeus.**

*Prolegomena Iurisprudentiae: De Finibus & Ratione Studiorum Librisq[ue] Iuris*. Leipzig: Imprimebat Georgius Defnerus, 1584. [viii], 167, [1] pp.

Octavo (6" x 3-3/4"). Contemporary limp vellum with lapped edges, early hand-lettered title to spine, ties lacking. Light soiling and rubbing to extremities, pastedowns excised, minor worming in a few places (with no loss to legibility). Light browning to text. Early owner annotation to front endleaf, his signature to foot of title page, internally clean. \$1,250.

\* *Exempla*: third and final edition; *Prolegomena*: only edition (as an independent work). Wesenbeck, a leading Belgian humanist jurist who taught at the Universities of Jena and Wittenberg, was a distinguished and prolific scholar of Roman law with a pan-European reputation. A posthumous eight-volume collection of his consilia was published from 1611 to 1624. Our volume collects two books on jurisprudence for students. *Exempla*, a volume of legal points, was first published in 1573. *Prolegomena*, an introductory work on the law, was originally a section of the 1566 edition of Paratitla in *Pandectas Iuris Civilis*. Both titles are scarce. *Verzeichnis der im Deutschen Sprachbereich Erschienenen Drucke des 16. Jahrhunderts* W2138, W2146. [Order This Item](#)