

A SELECTION OF 30
ANTIQUARIAN
TITLES

September 6, 2016

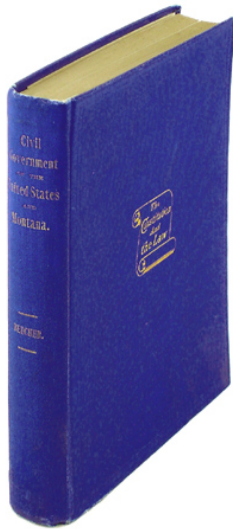


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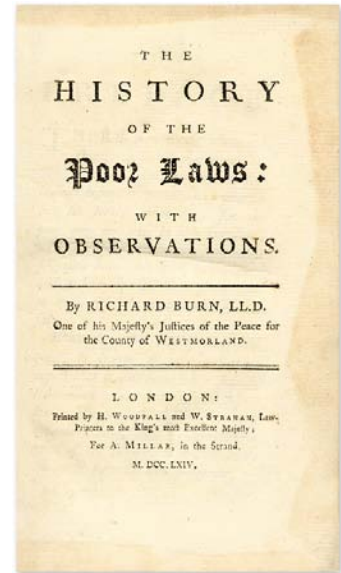
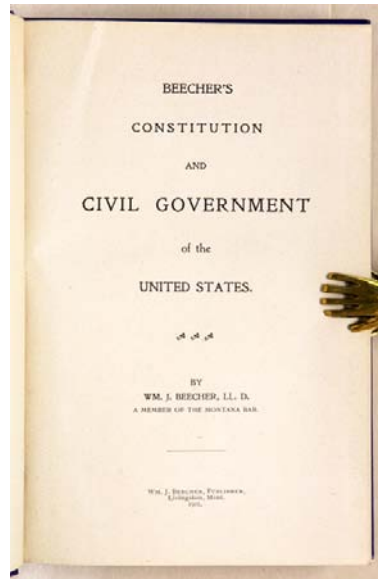
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A Selection of 30 Antiquarian Titles



Item 1



Item 2

Rare 1901 Exposition of the Montana State Constitution

1. Beecher, William J.

Beecher's Constitution and Civil Government of the United States. [And] *Beecher's Constitution and Civil Government of Montana.* Livingston, MT: Wm. J. Beecher, Publisher, 1901. viii, 194; viii, 188 pp. Two volumes in one, each with individual title pages and paginations.

Original cloth, blind frames to boards, gilt titles to front board and spine. Light shelfwear to spine ends and corners, small chip to rear pastedown. Owner inscription to front free endpaper, interior otherwise clean. A very good copy of a rare title. \$300.

* Only editions. Written (and published) by a member of the Montana Bar, these two books are clause-by-clause expositions of the Federal and Montana constitutions for general readers. They are similar in style and intent to Joseph Story's *Popular Exposition of the Constitution*. OCLC locates 6 copies, 1 in a law library (Gonzaga).

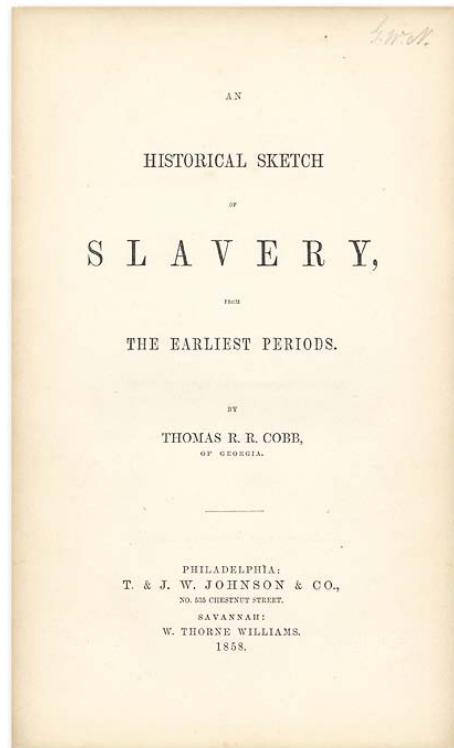
By the Author of an Important JP Manual

2. Burn, Richard [1709-1785].

The History of the Poor Laws: With Observations. London: Printed by H. Woodfall and W. Strahan for A. Millar, 1764. [iv], 295, [1] pp. Octavo (8" x 5").

Contemporary calf, blind fillets to boards, raised bands and hand-lettered title to spine. A few tiny scuffs and stains to boards, some rubbing to extremities, front board beginning to separate from spine but still secure, rear joint just starting at head, small chip to head of spine. Early armorial bookplate to front pastedown, early annotations to front endleaves. Toning, offsetting to margins of endleaves, light foxing in a few places, internally clean. \$300.

* Only edition. The author of the standard English justice of the peace manual of the eighteenth century, Burn was also the author of a law dictionary and important treatises on ecclesiastical and poor law. "The [*History of Poor Laws*] is a history, an account of the various proposals made at different periods for the reform of the poor law, and the author's own proposals for the reform both of the poor law and of some other branches of the jurisdiction of the justices of the peace. Like Burn's other works, it is a clear and well arranged account of the subjects with which it deals; but it is more valuable as a criticism, by an exceptionally competent critic, of the defects of the law in his own day, than as a history.": Holdsworth, *A History of English Law* XII:338-39. *English Short-Title Catalogue* T70490.



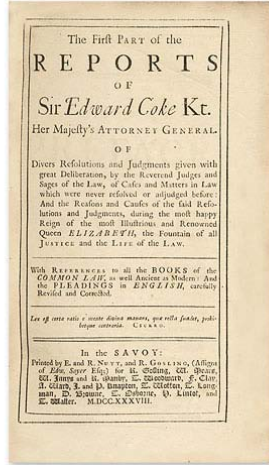
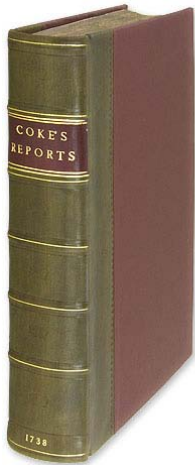
Background for Cobb's *Law of Negro Slavery*

3. Cobb, Thomas R.R.

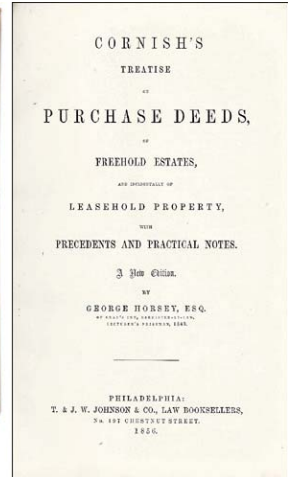
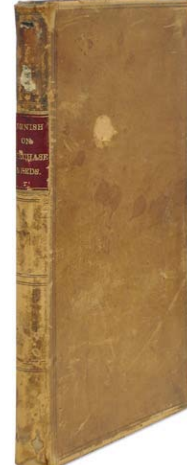
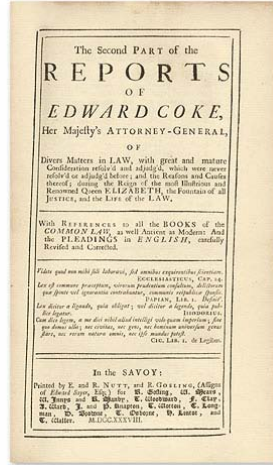
An Historical Sketch of Slavery, From the Earliest Periods. Philadelphia: T. & J.W. Johnson & Co., 1858. [iv], xxiii-cccii pp. Octavo (9-1/4" x 6").

Recent quarter calf over marbled boards, gilt titles to spine lettering piece. Later owner stamp to front endleaf. Early markings and underlining in light pencil in a few places, interior otherwise clean. A handsome copy. \$850.

* Only edition. Complete in itself, this book was also published as the preface and the two chapters of Cobb's *Inquiry Into the Law of Negro Slavery in the United States of America* (1858). The same plates were used for both publications; this is why the book is numbered with Roman numerals. This important book was the most comprehensive antebellum statement on the law of slavery and the only treatise on the subject by a southerner. (Cobb was a Georgian.) Sabin, *A Dictionary of Books Relating to America* 13861.



Item 4



Item 5

Includes Shelly's Case

4. Coke, Sir Edward [1552-1634].

The First Part of the Reports of Sir Edward Coke Kt. Of Divers Resolutions and Judgments Given with Great Deliberation, By the Reverend Judges and Sages of the Law, Of Cases and Matters in Law Which were Never Resolved or Adjudged Before. [London]: Printed by E. and R. Nutt, and R. Gosling, for R. Gosling [et al.], 1738. 4, 177, [2]; xiv pp, [1], 94 ff. The first two parts, in one book, of a seven-part set. Octavo (9" x 5-1/2").

Recent period-style quarter calf over cloth, raised bands and lettering piece to spine, endpapers renewed. Toning, occasional light foxing, internally clean. Handsome. \$450.

*The first two parts of a seven-part set. This first includes the Rule in Shelly's Case (1581), which says that if, in a single grant, a freehold estate is given to a person and a remainder is given to the person's heirs, the remainder belongs to the named person and not the heirs, so that the person is held to have a fee simple absolute. "Coke's Reports [which contain cases from 1572 to 1616] retain a position among...legal publications that few of the elder reports possess. Although some of the decisions that they contain have become obsolete, although others have been greatly modified by the revolutions which jurisprudence has undergone...yet, many of them are leading cases that are now studied by those who ascend to the fountains of legal principles.": Marvin, *Legal Bibliography* 209-211. *English Short-Title Catalogue* N12827.

Uncommon Innovative Treatise Dealing With Deeds

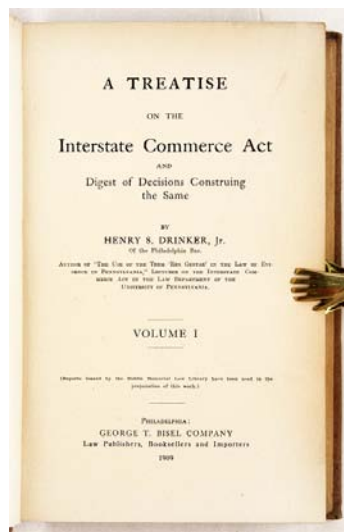
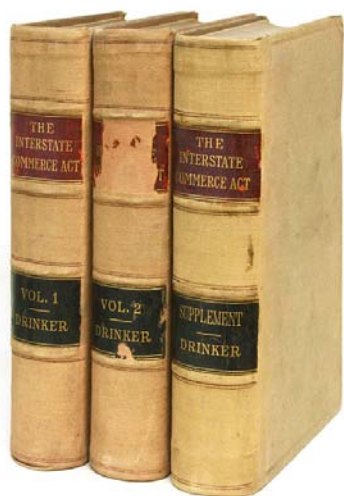
5. Cornish, William Floyer [c.1801-1830].

Horsely, George [1819-1899], Editor.

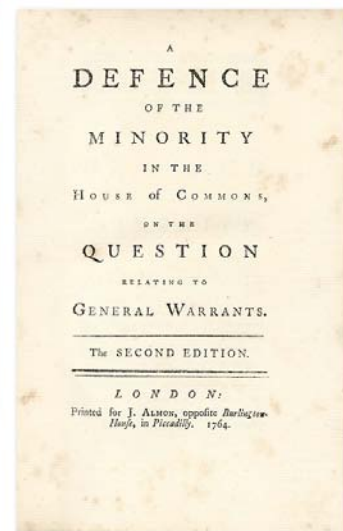
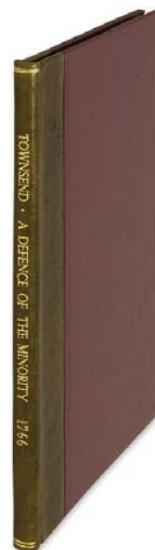
Cornish's Treatise on Purchase Deeds, of Freehold Estates, And Incidentally of Leasehold Property, With Precedents and Practical Notes. Philadelphia: T. & J.W. Johnson & Co., 1856. xxiii, [25]-172, 4 pp. Star-paged. Includes four-page publisher catalogue. Octavo (9" x 5-3/4").

Contemporary sheep, blind frames to boards, blind fillets and lettering piece to spine. A few scuffs and stains to boards, some wear to spine ends, joints and corners, hinges just starting at ends. Offsetting to margins of endleaves, light foxing to a few leaves. Owner annotation to front pastedown, his signature to facing free endpaper and head of preface, interior otherwise clean. \$350.

* First and only American edition, based on the second London edition of 1855, to which it is star-paged. "In many respects this is a remarkable work. Originally published in 1828, it was the precursor of the modern forms of conveyancing, in respect to brevity and conciseness. Certainly it is most highly creditable to the sagacity of the author, and demonstrates the soundness of his acquaintance with principles, to find that so little advance has been made ahead of the principles which being then in a miserable minority, he so many years ago advocated, and so little improvement effected in the framework in which he embodied his views. But the book is not only remarkable it is in the highest degree adapted for use. (...) This work having been given to the world at a time when the public was not prepared for innovation, and had not acquired the now reigning tastes for brevity despatch, and economy of time, labour, and expense, attracted but little attention, and has never been as well known as it deserved to be. Mr. Horsely, however, the editor of the new edition, by careful additions and improvements, has brought up the work to the standard of the present day....": *Law Magazine: Or Quarterly Review of Jurisprudence* 23 (1855) 198. This treatise was also reprinted in *The Law Library* 90 (May/June 1856). Cohen, *Bibliography of Early American Law* 9515.



Item 6



Item 7

Highly Regarded Early Treatise on the Interstate Commerce Act

6. Drinker, Henry S. [1880-1965].

A Treatise on the Interstate Commerce Act and Digest of Decisions Construing the Same. Philadelphia, George T. Bisel Company, 1909. Two Volumes.

[With]

Drinker, Henry S.

Supplement to A Treatise on the Interstate Commerce Act and Digest of Decisions Construing the Same. George T. Bisel, 1910. v, 735 pp. Together three books.

Contemporary tan cloth, somewhat soiled, with red and black spine lettering pieces, one label substantially chipped. Ex-library with stamps and bookplate on inside covers. Hinges cracked but secure. A sound set. \$150.

* Only editions. "Those two volumes [*A Treatise*] were so useful that it is a satisfaction to have an addition to them [*Supplement*].": 24 *Harvard Law Review* (1910):686.

Inspired by the Wilkes Libel Case

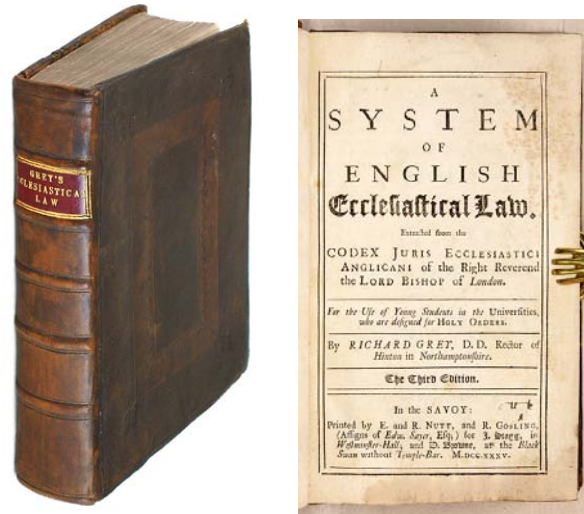
7. [Freedom of the Press].

[Townsend, Charles (1725-1767), Attributed].

A Defence of the Minority in the House of Commons, On the Question Relating to General Warrants. London: Printed for J. Almon, 1764. [iv] 38, [2] pp. With half-title and publisher advertisement. Octavo (8" x 5").

Stab-stitched pamphlet bound into recent period-style quarter calf over cloth, raised bands and lettering piece, endpapers renewed. Light foxing in a few places, interior otherwise fresh. \$350.

* Second edition. "A leading opponent of the government, especially of the King's favourite, Lord Bute, Wilkes was arrested after the publication on 23 April 1763 of an article in No. 45 of his paper, the *North Briton*, and charged with seditious libel. He successfully challenged the use of general warrants which had been issued, but could not avoid condemnation by Parliament.... Wilkes fled to the continent in 1764.": Cannon, *The Oxford Companion to British History* 985. *English Short-Title Catalogue* T32269.



Abridgment of Gibson's Exposition of Anglican Church Law

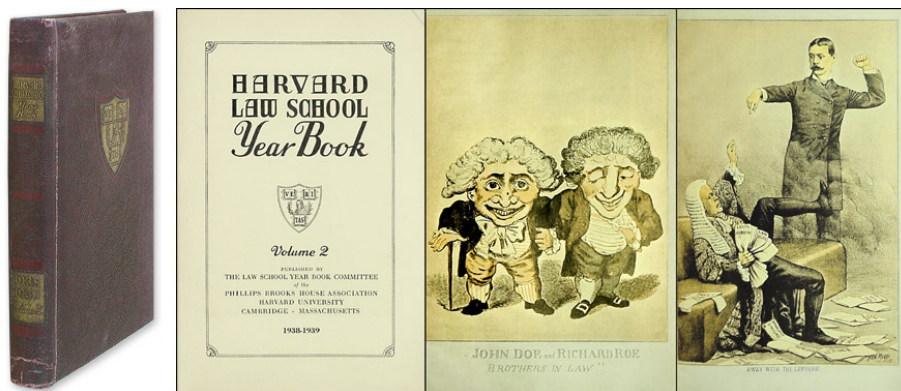
8. Gibson, Edmund [1669-1748].

Grey, Richard [1694-1771], Editor.

A System of English Ecclesiastical Law, Extracted from the Codex Juris Ecclesiastici Anglicani of the Right Reverend the Lord Bishop of London. For the Use of Young Students in the Universities, Who Are Designed for Holy Orders. [London]: Printed by E. and R. Nutt, and R. Gosling, 1735. [xvi], 448, [77] pp. Includes one-page publisher list. Octavo (7-3/4" x 4-3/4").

Contemporary paneled calf, rebaked in period style with raised bands and lettering piece, hinges mended. A few minor scuffs to boards, corners bumped and lightly worn. Early owner signature to front free endpaper. Faint offsetting to endleaves, negligible dampstaining to lower margins of first 30 leaves, light dampspotting to first four, interior otherwise fresh. An attractive copy of an uncommon title. \$350.

* Third edition. First published in 1730, this is an abridgment of Gibson's great *Codex Juris Ecclesiastici Anglicani* (1713) in question-and-answer form. Gibson's work is a comprehensive treatise in two folio volumes. It is therefore too detailed and expensive for most students and clergy. Grey's abridged edition brought Gibson's work to a wider audience. What is more, Grey's edition carefully emphasizes the rights and status of the Anglican Church in order to defend it from the claims of non-conformists. Its fourth and final edition was published in 1743. Gibson, an English divine and jurist, was chaplain and librarian to the archbishop of Canterbury. He went on to become the Bishop of London. *English Short-Title Catalogue* T146691.



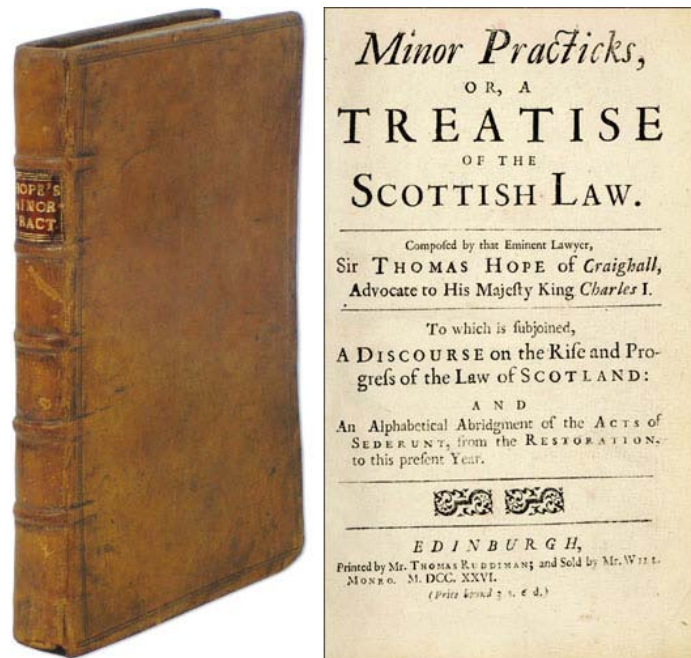
1938 Harvard Law School Yearbook

9. [Harvard Law School].

Harvard Law School Year Book 1938-1939. Volume 2. Cambridge: The Law School Year Book Committee of Phillips Brooks House Association of Harvard University, [1938]. 307, [1] pp. Frontispiece with tissue paper overlay. Plates. Illustrations.

Original gilt-stamped red textured cloth. Light rubbing to extremities. Occasional light discoloration to margins, minor foxing to final few leaves, interior otherwise clean. \$125.

* With an attractive series of sepia-toned rotogravure plates depicting buildings on the law school campus and color reproductions of caricatures by Rowlandson, "Spy" and others. The second volume of the Harvard Law School yearbook, which began publication in 1937. This volume, which includes several statistical tables outlining student representation by nation, state, region, hometown and undergraduate institution, offers a fascinating glimpse of the law school and its institutional character during the 1930s, a period when its faculty included Joseph Henry Beale, Felix Frankfurter, Roscoe Pound and Samuel L. Williston.



A Handy Guide to Scots Civil Law Circa 1726

10. Hope, Sir Thomas [1580?-1646].

Minor Practicks, Or, a Treatise of the Scottish Law. To Which is Subjoined, A Discourse On the Rite and Progress of the Law of Scotland: And an Alphabetical Abridgment of the Acts of Sederunt, From the Restoration to this Present Year.

[And]

Bayne, Alexander [d.1737].

A Discourse on the Rise and Progress of the Law of Scotland, and the Method of Studying It. For the Use of the Students of the Municipal Law.

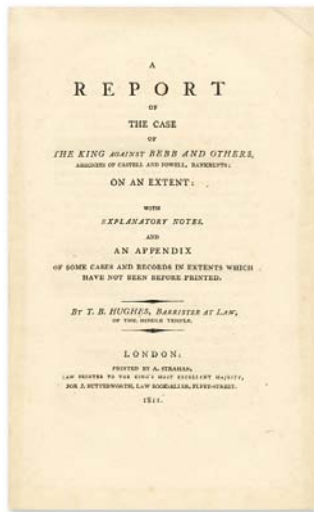
[And]

An Alphabetical Index and Abridgment of the Printed Acts of Sederunt of the Lords of Council and Session, From June 1661, To January 1726.

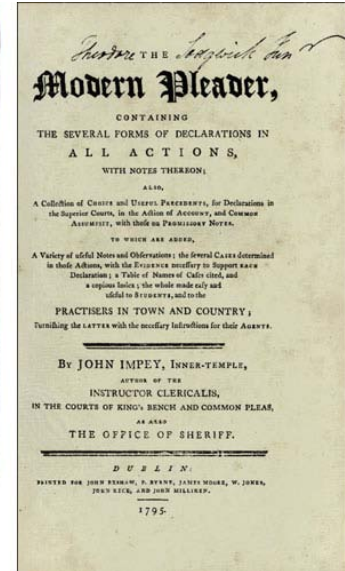
Edinburgh: Printed by Mr. Thomas Ruddiman, 1726. Three volumes in one, each with title page. viii, 148, ii, [2], 151-152, 151-245, [1] pp. Octavo (6-3/4" x 4-1/4").

Contemporary speckled calf, blind double rules to boards, raised bands and lettering piece to spine. Light rubbing, corners bumped, a few small scuffs and faint stains, front joint just starting at ends, hinges cracked but secure. Attractive woodcut head and tail-pieces. Tiny owner signature to front pastedown. Light offsetting to margins of endleaves, interior otherwise fresh. An appealing copy of a scarce title. \$400.

* First edition, and the only edition in this form. A concise manual of the laws of Scotland. Hope became a member of the Scottish Bar in 1605 and became a Joint Lord Advocate in 1626, sole Lord Advocate in 1628. A work based on *Minor Practicks* was published in 1734 with the title *Practical Observations Upon Divers Titles of the Law of Scotland*. *English Short-Title Catalogue* T71745.



Item 11



Item 12

Interesting Treatise on Tax Indebtedness

11. Hughes, T.B.

A Report of the Case of the King Against Bebb and Others. Assignees of Castell and Powell, Bankrupts. London: Printed by A. Strahan, 1811. vi, 244 pp. Octavo (8" x 5").

Contemporary calf, blind fillets to boards, lettering piece and blind fillets to spine. Light rubbing, front hinge starting. Offsetting to margins of endleaves, toning to text, internally clean. A well-preserved copy of a scarce title. \$650.

* Only edition. Abolished in 1947, a writ of extent was a remedy employed by the crown to recover unpaid taxes from a debtor or bankrupt. This book, a combination of treatise and report, examines the nature of these writs through a scholarly account, with notes and a historical appendix, of the important Exchequer case of John Bebb and others, assignees of the bankrupt London banking house of Castell and Powell. Bebb and others, assignees of Castell and Powell, were countersued by the government for the right to assets that would cover payment of bills of exchange drawn by a Newcastle bank against tax-collection funds they were holding on deposit. The drafts had been accepted by the now bankrupt Castell and Powell, who had turned them over to the commissioners of excise as collateral for the Newcastle tax deposits, payable in thirty days. At issue was the right of the Crown to sue a debtor (Castell and Powell) of a tax-owing debtor (the Newcastle bank). Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:175.

From the Library of a Prominent New York Attorney

12. Impey, John [d.1829].

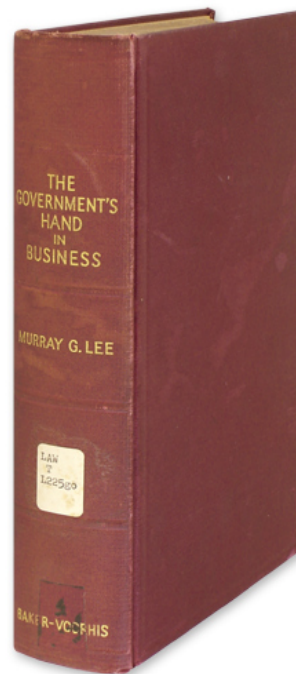
The Modern Pleader, Containing the Several Forms of Declarations in All Actions, With Notes Thereon. Dublin: Printed for John Exshaw, P. Byrne, James Moore [et al.], 1795. viii, [iv], 444, [47] pp. Octavo (8" x 5").

Contemporary calf, blind fillets to boards, raised bands and lettering piece to spine. Rubbing with some wear to extremities, corners bumped and moderately worn, joints cracked but secure, light rubbing and a few tiny stains to boards, some worming to front. Small early owner bookplate pasted over signature of Theodore Sedgwick, Jr. Sedgwick's signature to head of title page and verso of rear free endpaper. Early owner bookplate and later institution bookplate to verso of front free endpaper. Minor worming to front pastedown and a few leaves with no loss to text, light foxing to a few leaves. Occasional inkspots, interior otherwise clean. \$200.

* Second and final edition. With a table of cases. First published in London in 1794, this treatise is notable for its introduction, which is a history of pleading with an outline of its principles. Theodore Sedgwick, Jr. was the son of Theodore Sedgwick, the important Federalist legislator and judge. A prominent member of the New York City bar, he was a keen law reformer and the author of *The English Practice* (1822), a scathing critique of the common law of New York. He was a mentor to David Dudley Field. *English Short-Title Catalogue* N5009.



Item 13



Item 14

"A Convenient Addition to Every Professional and Mercantile Library"

13. Ingersoll, Edward [1790-1841].

A Digest of the Laws of the United States of America, From March 4th, 1789, To May 15th, 1820. Including Also the Constitution, And the Old Act of Confederation, And Excluding All Acts Relating to the District of Columbia, Acts Establishing or Discontinuing Post Roads, and Private Acts. Philadelphia: Published by James Maxwell, 1821. [viii], 845, [5] pp. Octavo (9" x 5-3/4").

Contemporary sheep, blind fillets to boards, lettering piece to spine. Moderate rubbing to extremities and a few scuffs, some gatoring and discoloration to spine, front board just beginning to detach near head. Offsetting to margins of endleaves, light foxing in a few places, interior otherwise fresh. \$250.

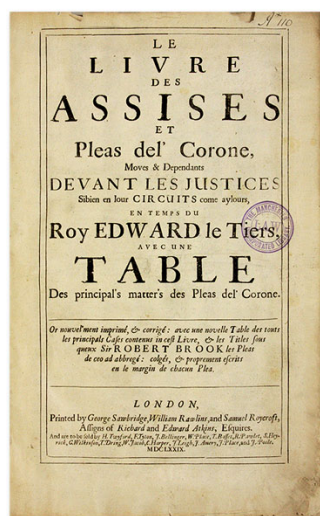
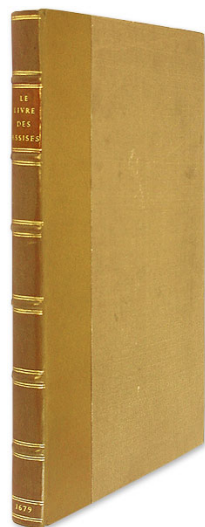
* First edition. "Printing of the Digest of the Acts of Congress, must form a convenient addition to every professional or mercantile library. So many laws however had become obsolete, and so many others had been enacted since the publication of Mr. Herty's 'Digest,' and of Mr. Graydon's 'Abridgment,' that a more modern compilation seemed to be generally desired. I was therefore induced to undertake the present work. (...) The list of post-roads established by various acts, I omitted as of merely local and limited interest" [v]. Ingersoll was a member of the Philadelphia bar. A second edition was published in 1825. Cohen, *Bibliography of Early American Law* 5656.

The Government's Hand in Business

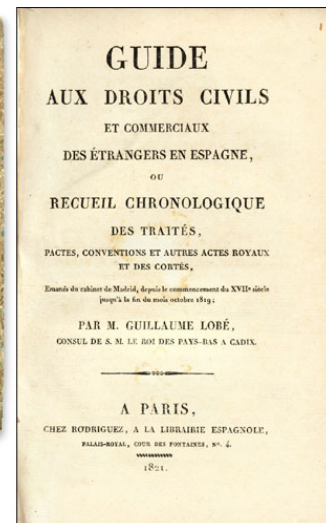
14. Lee, Murray G.

The Government's Hand in Business: Some Aspects of the Constitutional Limits of Action of the National and State Governments in the Regulation of Business. New York: Baker, Voorhis & Co., 1937. li, 451 pp. Original cloth, some shelfwear, internally clean. Ex-library. Location label to spine, stamps to endleaves, card pocket to rear pastedown. \$95.

* "Some prospective readers may be misled by the title of Mr. Lee's book, for it is devoted primarily to a discussion of what government has not been permitted to do, rather than what it has done, in the field of business regulation. Described in terms of the traditional sub-divisions of constitutional law, the author's theme is the division of powers between the nations and the states insofar as that division affects the powers of the respective governments to control and regulate modern business activity.": Paul W. Bruton, *Georgetown Law Journal* 26: 1096-1099 cited in Marke, *A Catalogue of the Law Collection at New York University* (1953) 342.



Item 15



Item 16

Attractive 1679 Edition of the *Liber Assisarum*

15. [Liber Assisarum].

Rastell, John [d.1536].

Brooke, Sir Robert [d.1558], Editor.

Le Livre des Assises et Pleas Del' Corone, Moves & Dependants Devant les Justices Sibien en Lour Circuits Come Aylours, En Temps du Roy Edward le Tiers, Avec une Table des Principal's Matter's des Pleas del' Corone.. London: Printed by George Sawbridge, William Rawlins, and Samuel Roycroft, Assigns of Richard and Edward Atkins, 1679. [iv], 326, [38] pp. Folio (14" x 9-1/2").

Recent quarter calf over cloth boards, gilt-edged raised bands and lettering piece to spine lettering piece, endpapers renewed. Dampstaining and wear to lower corners of first quarter of text block, interior otherwise fresh. Ex-library. Small inkstamps to title page and final leaf. An attractive copy. \$1,000.

* Later issue of the edition first published by the Society of Stationers in 1606. "The Books of Assises, first published by John Rastell in 1516, are reports in a style very different from that of the other Year Books from the reign of Edward III. They are more concise than the Year Books usually are, giving rather the gist of the argument and the decision than a report of the actual proceedings. They consist chiefly of reports of assizes of novel disseisin and mort d'ancestor and various pleas of the crown heard before justices of assize in the county. They also contain a considerable number of cases in trespass and error heard in the King's Bench, and a few cases in Chancery originated by bill. Thus they were supplementary to the ordinary series of Year Books, which chiefly contained cases heard in the common bench.": Holdsworth, *A History of English Law* II:536-537. *English Short-Title Catalogue* R40449.

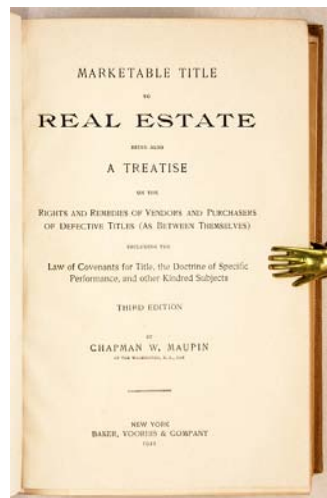
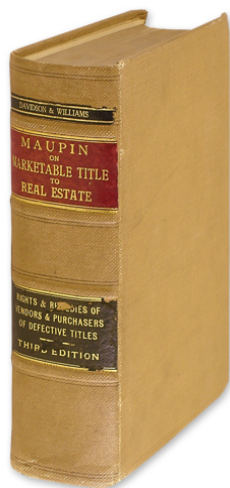
Commerce Between Spain and France

16. Lobé, Guillaume (Guillermo) [d. 1883].

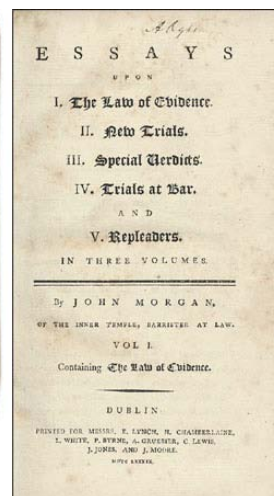
Guide Aux Droits Civils et Commerciaux des Etrangers en Espagne, Ou Recueil Chronologique des Traités, Pactes, Conventions et Autres Actes Royaux et des Conrtes, Emanes du Cabinet de Madrid, Depuis le Commencement du XVIIe Siecle Jusqu'a la Fin du Mois Octobre 1819. Paris: Chez Rodriguez, 1821. vi, 499 pp. Octavo (8-3/4" x 5-1/4").

Contemporary three-quarter tree calf over marbled boards, paper title label to spine, speckled edges. Light rubbing with negligible wear to spine ends and corners, rear hinge starting. Check marks to margins and a bound-in leaf of notes in a contemporary hand. Toning to a few leaves, interior otherwise fresh. \$200.

* First edition. This is a digest of commercial laws and treaties regarding trade between France and Spain from the early seventeenth century to the Bourbon restoration. A second edition appeared in 1837. 1 copy located in the United States at Harvard Law School. OCLC locates 1 copy of the second edition in North America (at the Library of Congress). *British Museum Catalogue* (Compact Edition) 15:699.



Item 17



Item 18

"Has an Added Claim to the Favor of the Profession"

17. Maupin, Chapman W.

Marketable Title to Real Estate, Being Also a Treatise on the Rights and Remedies of Vendors and Purchasers of Defective Titles (As Between Themselves) Including the Law of Covenants for Title, The Doctrine of Specific Performance, And Other Kindred Subjects. New York: Baker, Voorhis & Company, 1921. xc, 997 pp.

Original buckram, red and black lettering pieces. Light shelfwear, corners bumped, some scuffing to lettering pieces, internally clean. Ex-law office library. Owner label to head of spine, stamp to front free endpaper. \$125.

* Third edition. "This is the first revision of this well-known work since 1907. More than twelve hundred new decisions on the law of vendor and purchaser have been cited or referred to. As a source from which to gather all the decisions in this important branch of the law, the new edition has an added claim to the favor of the profession.": *American Bar Association Journal* 8 (1922) 215.

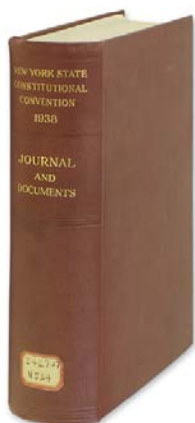
Morgan's Essays, Complete in Three Volumes

18. Morgan, John.

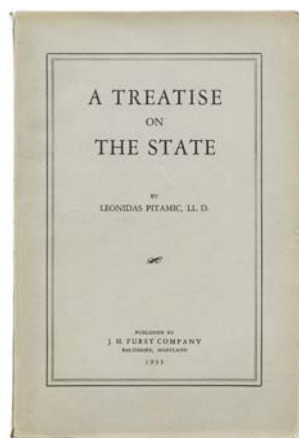
Essays Upon I. The Law of Evidence. II. New Trials. III. Special Verdicts. IV. Trials at Bar. And V. Repleaders. Dublin: Printed for Messrs. E. Lynch, H. Chamberlaine, [et al.], 1789. Three volumes. Complete set. xlvi, 475; lxii, 351; [ii], 493 pp. Octavo (8" x 5").

Contemporary calf, lettering pieces and blind fillets to spine. Light rubbing and a few tiny scuffs to boards, Some wear to spine ends and corners, front joint of Volume III cracked but secure, another crack near center of text block with a crease through the spine, all hinges cracked or starting. Early and later bookplates to each front pastedown, early owner signature to head of Volume I title page. Light foxing to sections of text, interior otherwise clean. A nice copy of a complete set, uncommon in the trade. \$750.

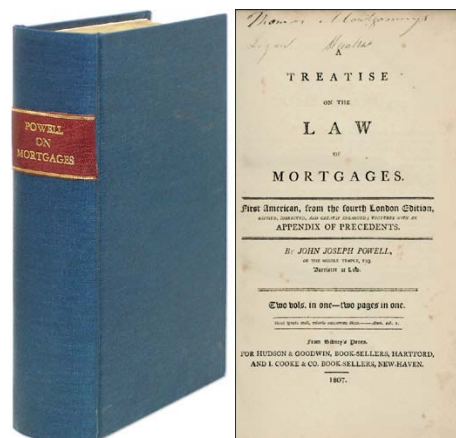
* This title was issued in Dublin and London in 1789. No later editions were published. "The following essays, especially the two first, may be considered as nearly related to each other. (...) It is presumed that these Essays will be of great use, not only to the *learned advocate* (much engaged in business), and to the *student of the law*; but that the two first, at least, will be very useful to every *acting magistrate*, who wishes to discharge his duty conscientiously; and which he cannot do, even when acting *ministerially*, much less when acting *judicially*, unless he hath some knowledge of the *Law of Evidence*." : Preface iii-iv. The author was a barrister of the Inner Temple. His books include *The Modern Pleader*, *The Attorney's Vade Mecum* and *A Digest of the Common Law*. *English Short-Title Catalogue* N8428.



Item 19



Item 20



Item 21

The 1938 New York Constitutional Convention

19. [New York State].

Journal of the Constitutional Convention of the State of New York, April Fifth to August Twenty-Sixth, 1938. Albany: J.B. Lyon Company, 1938. [1190] pp. Original cloth, light shelfwear, internally clean. Ex-library. Location label to spine, bookplate and shelf label to front pastedown, small embossed stamp to title page. \$125.

* Contains Journal, Appendix to Journal No. 1, Points of Order No. 2, Rules of the 1938 Constitutional Convention No. 3, Documents of the Constitutional Convention of 1938.

A Sophisticated Treatise on the State

20. Pitamic, Leonidas.

A Treatise on the State. Baltimore: J.H. Furst Company, 1933. x, 301 pp. Softbound, light wear to spine ends and corners, binding slightly cocked. Presentation inscription from author to Edward Dumbauld to front free endpaper, occasional annotations and check marks. \$125.

* "The author brings into his discussion the views of European writers and the notions of European jurists sufficiently to give the book something of an independent position among the many treatises on the state. Particularly is the book of interest and aid to students of international law.... Of special significance, it appears to the reviewer, are the discussions of the nature of the state, the presidential republic, the corporate state, the question of judicial significance, and some of the sections on state organs. (...) The book deserves a wide reading." : Charles E. Martin, *American Journal of International Law* 27 (1933) 392. Dumbauld [1905-1997] was an attorney, judge, legal historian and author of important studies of Thomas Jefferson and Hugo Grotius.

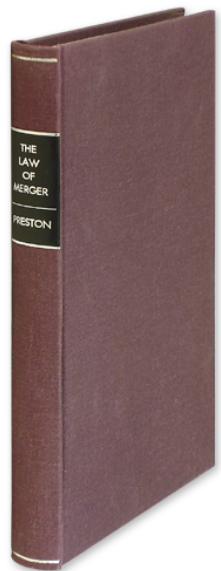
First American Edition of Powell on Mortgages

21. Powell, John Joseph [c.1755-1801].

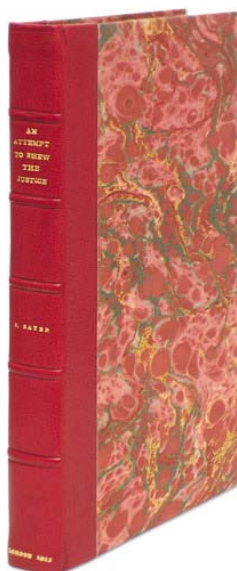
A Treatise Upon the Law of Mortgages. Hartford: From Sidney's Press for Hudson and Goodwyn, 1807. Two volumes in one with continuous pagination. viii, 1199 (i.e. 621) Octavo (8-3/4" x 5-1/4").

Recent cloth with calf lettering piece, endpapers renewed, light foxing to a few leaves. Early owner signature to head of title page, interior otherwise clean. \$200.

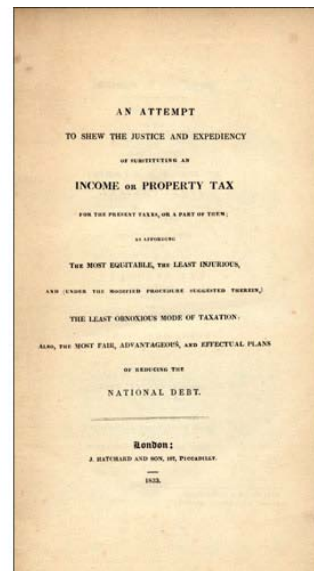
* First American edition, from the fourth London edition (1799). With an index of cases, an index of topics and side-notes. Marvin praises this distinguished treatise for its "skill, learning and sound judgment." Holdsworth agrees, adding that "it is a systematic and well-arranged treatise...which gives a clear account of the law, and able summaries of and comments on the cases. Its merits are proved by the fact that it reached a sixth edition by 1826." Powell's original text was gradually overwhelmed by additions. By 1826, notes Marvin, the work had become "a mere appendage to the notes, and the large collections of the [American and English editors] have rendered it somewhat difficult for the reader to know, without considerable attention, upon what ground he stands." : Marvin, *Legal Bibliography* 581. Holdsworth, *A History of English Law* XII:382. Cohen, *Bibliography of Early American Law* 9571.



Item 22



Item 23



A "Profound" Scholar of Estates and Real-Property

22. Preston, Richard [1768-1850].

An Essay on the Quantity and Quality of Estates, With More Immediate Reference to the Law of Merger. Corrected with Additions. Philadelphia: John S. Littell, 1843. xiv, 244 pp. Octavo (9" x 5-1/4").

Recent cloth, lettering piece to spine, endpapers renewed. Occasional faint dampstaining, interior otherwise fresh. \$250.

* First American edition, from the third volume of the third London edition of Preston's *A Treatise on Conveyancing* (1829), to which it is star-paged. A conveyancer and a member of the Inner Temple, Preston wrote several treatises on estates and real property. His "knowledge of the technique of real-property law was profound, and his works on conveyancing are masterpieces of patient research and lucid exposition.": *Dictionary of National Biography* XVI:312. This book was Volume 42 of *The Law Library* (Oct./Dec. 1843). Cohen, *Bibliography of Early American Law* 9493.

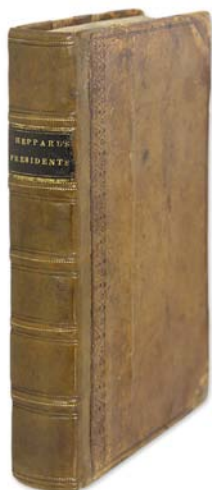
"A Valuable Work" of "Ability and Judgement"

23. [Sayer, Benjamin].

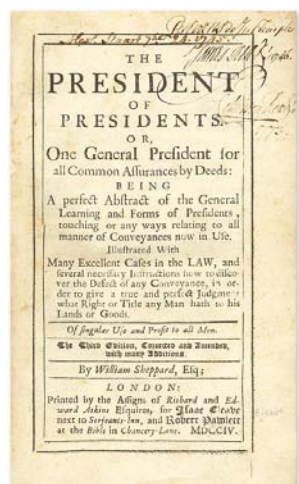
An Attempt to Shew the Justice and Expediency of Substituting an Income or Property Tax for the Present Taxes, Or a Part of Them; As Affording the Most Equitable, The Least Injurious, And (Under the Modified Procedure Suggested Therein,) The Least Obnoxious Mode of Taxation: Also, The Most Fair, Advantageous, And Effective Plans on Reducing the National Debt. London: J. Hatchard and Son, 1833. xi, [5], 356, 72 pp. Octavo (9-1/2" x 5-3/4").

Recent period-style quarter morocco over marbled boards (by J. Macdonald, Co., Norwalk, CT), endpapers renewed. Negligible light foxing to a few leaves, interior otherwise fresh. \$850.

* Only edition. According to McCulloch's landmark treatise *A Treatise on the Principles and Practical Influence of Taxation and the Funding System* (1845), the first systematic study of public finance in English, "[t]his is a valuable work. Its author having long been engaged in the supervision of the collection of the income or property tax repealed in 1815, it embodies much practical as well as theoretical information. We dissent from the views taken by Mr. Sayer of Taxes on Income: but we are not on that account the less ready to admit the ability and judgement he has displayed in recommending their adoption" (359). OCLC locates 35 copies. This study is based on an earlier work entitled *On the Advantages of Substituting an Income Tax or Property Tax for the Present Taxes* (1831). *Catalogue of the Goldsmiths' Library of Economic Literature* 28059.



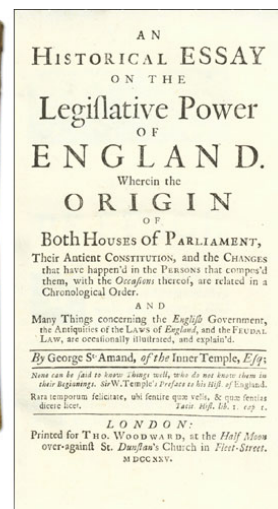
Item 24



Sheppard's Plan to Reform Conveyancing



Item 25



24. Sheppard, William [fl. 1660].
[Browne, William, Editor].

The President of Presidents. Or, One General President for All Common Assurances by Deeds: Being a Perfect Abstract of the General Learning and Forms of Presidents, Touching or Any Ways Relating to All Conveyances Now in Use.. London: Printed by the Assigns of Richard and Edward Atkins, 1704. [x], 400, [8] pp. Octavo (7-1/2" x 4-1/2").

Contemporary calf, blind rules and fillets to boards, raised bands and later lettering piece to spine, rebacked retaining original backstrip, endpapers renewed. Rubbing to extremities with some wear, light rubbing and a few tiny stains to boards. Early owner signatures to half-title and title page. Negligible light foxing to margins in some places, interior otherwise fresh. A handsome copy of a scarce title. \$300.

* Third edition. Active in the Protectorate, where he was Cromwell's legal advisor, Sheppard aimed to reform English common law. Ahead of his time in many ways, many of his proposals anticipate changes that were adopted in the nineteenth century, especially in the Juridicature acts of 1875-78. First published in 1655, the *Presidents of Presidents* is a novel guide that offers a system of conveyances based on a uniform model. Sheppard promotes this standardized plan as a way to better secure property rights by eliminating the ambiguity introduced by local practices. According to his biographer, Nancy Matthews, this work remains "an important contribution to English legal literature." OCLC locates 7 copies of this edition. Matthews, *William Sheppard, Cromwell's Law Reformer* 118. *English Short-Title Catalogue* T90643.

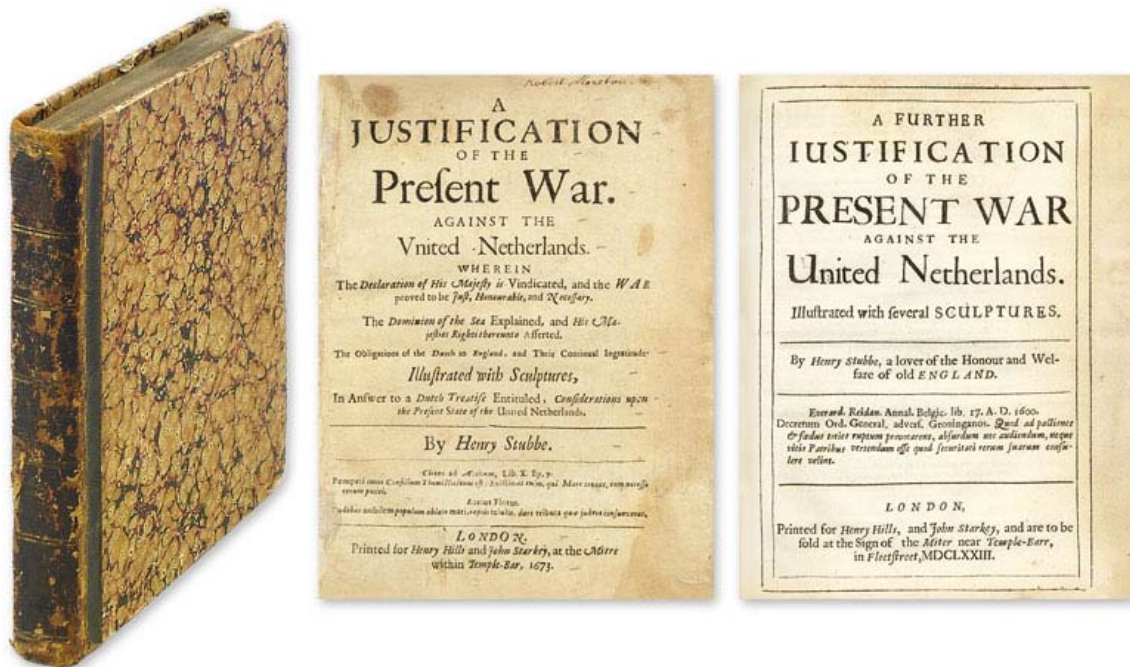
British Liberty: A Legacy of "Our Ancestors in Germany"

25. St. Amand, George.

An Historical Essay on the Legislative Power of England. Wherein the Origin of Both Houses of Parliament, Their Antient Constitution, And the Changes That Have Happen'd in the Persons that Compos'd them, With the Occasions Thereof, Are Related in a Chronological Order. London: Printed for Tho. Woodward, 1725. [xvi], 197, 23 pp. includes three-page publisher catalogue. Octavo (7-1/2" x 4-3/4").

Contemporary paneled calf with speckled outer frames and contrasting central panel, raised bands to spine, lettering piece lacking. Rubbing to extremities with some wear, front board just beginning to separate from spine but secure, scuff to rear board, chipping to spine ends, another chip near head. Woodcut head and tail-pieces. Early signature to front pastedown. Interior notably clean and bright. A solid copy of a rare title. \$500.

* First edition. St. Amand locates the origins of British liberty under the law in the political culture of the Saxons. "[O]ur Ancestors in Germany were a free people, and had a right to assent, or dissent to all Laws. And may an uninterrupted exercise thereof (for the right itself can never be extinguish'd) continue 'till Time shall be no more" (iii). A second edition was published in 1767. This work was later included in John Almon's *A Complete Collection of the Lords' Protests* (1767). *English Short-Title Catalogue* T116335.



**With Interesting
Sections on International Law**

26. Stubbe, Henry [1632-1676].

A Justification of the Present War. Against the United Netherlands. Wherein The Declaration of His Majesty is Vindicated, And the War Proved to be Just, Honourable, and Necessary. The Dominion of the Sea Explained, And His Majesties Rights Thereunto Asserted. The Obligation of the Dutch to England, And Their Continual Ingratitude Illustrated with Sculptures, In Answer to a Dutch Treatise Entituled, Considerations Upon the Present State of the United Netherlands. London: Printed for Henry Hills and John Starkey, 1673. [viii], 80 pp. Two folding plates, third plate lacking.

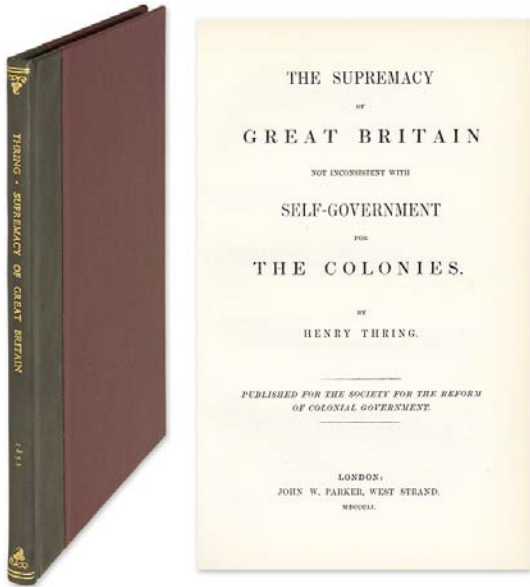
[Bound with]

Stubbe, Henry.

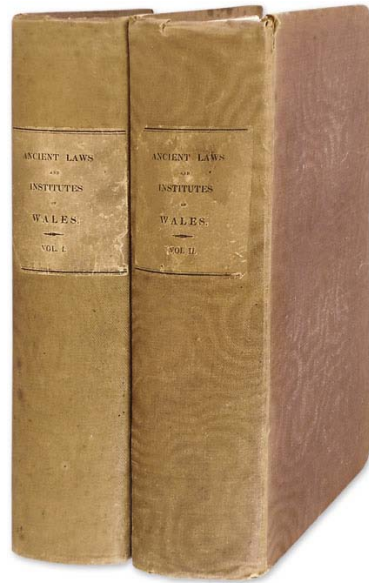
A Further Justification of the Present War Against the United Netherlands: Illustrated with Several Sculptures. By a Lover of the Honour and Welfare of Old England. London: Printed for Henry Hills and John Starkey, 1673. [xxiv], 136 [i.e. 166] pp. Two plates, other three plates lacking.

Quarto (7" x 5-3/4"). Nineteenth-century quarter calf over marbled boards, gilt fillets and titles to spine. Moderate rubbing with some wear to spine and corners, crack between front free endpaper and title page, another at rear of text block. Faint dampstaining to portions of text, foxing to a few leaves, wear to fore-edge title page, a few leaves and a plate with no loss to text or image. Owner signature to head of title page in fine hand, interior otherwise clean. \$250.

* First title, second edition; second title, first edition. Stubbe's two works defended the deeply unpopular Anglo-Dutch War of 1672-74, which was waged by Charles II in alliance with the French. Charles's primary goal was the destruction of a rival sea-borne commercial power, but most Britons felt he was determined to promote Catholic interests by destroying the Protestant Dutch Republic. Though clearly works of propaganda, Stubbs's books contain excellent discussions of the principles of international law relating to the history of the Anglo-Dutch conflict. The sections of Dutch interests in the Americas are especially interesting. *English Short-Title Catalogue* R38291, R30154.



Item 27



Item 28

Thring on the Bonds Between Colonies and Great Britain

27. Thring, Henry, Baron [1818-1907].

The Supremacy of Great Britain Not Inconsistent with Self-Government for the Colonies. London: John W. Parker, 1851. 64 pp. Octavo (8-1/4" x 5-1/2").

Stab-stitched pamphlet bound into recent period-style quarter calf over cloth, raised bands and lettering piece to spine, endpapers renewed. Interior notably fresh. \$750.

* Only edition. Published on behalf of the Society for the Reform of Colonial Government, this pamphlet discusses the Colonial Bill proposed by Sir William Molesworth. Thring was the Parliament Counsel. Considered one of Parliament's greatest legislative draftsmen, he had a formidable knowledge of English law and government. He was the author of many books and articles of law and procedure. Many of these, such as his treatises on military law, were important works that went through several editions. OCLC locates 4 copies. *British Museum Catalogue* (Compact Edition) 25:117.

Ancient Laws and Institutes of Wales

28. [Wales].

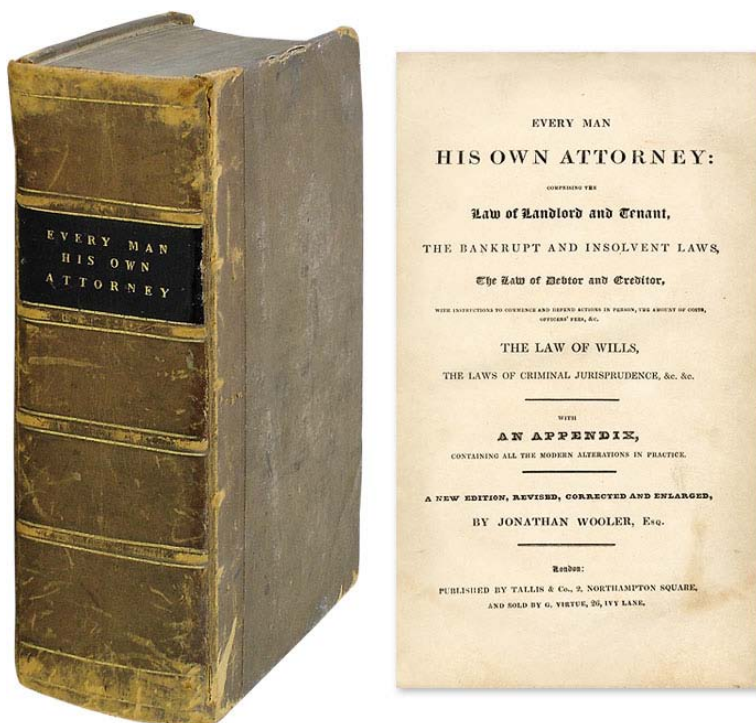
[Howel, Welsh King].

[Record Commission, Great Britain].

Ancient Laws and Institutes of Wales; Comprising Laws Supposed to be Enacted by Howel the Good, Modified by Subsequent Regulations Under the Native Princes Prior to the Conquest by Edward the First: And Anomalous Laws, Consisting Principally of Institutions Which by the Statute of Ruddlan Were Admitted to Continue in Force: With an English Translation of the Welsh Text. [London: Printed by George E. Eyre and Andrew Spottiswoode, Printers to the Queen's Most Excellent Majesty, 1841]. Two volumes. xxxvi, [viii], 904; [xviii], 1128 pp. Main text in parallel columns. Quarto (10" x 7").

Contemporary cloth printed paper title labels to spine. Some shelfwear, corners and spine ends bumped, light fading to spine. Text block detached from Volume II, front hinge starting and half-title detached from Volume I, a few leaves in both volumes loose. Interiors clean and fresh. \$200.

* With indexes and a glossary of Welsh and other terms. This is a scholarly critical edition of early Welsh laws based on original manuscript sources. The texts in Welsh have parallel English translations. Contents include the Vendotian Code, the Dimetian Code, the Gwentian Code, Anomalous Laws, the Leges Howeis Boni and the Statuta de Rothelan. It remains a standard source for scholars of this period. This work was also issued as a large folio. *Catalogue of the Library of the Harvard Law School* (1909) I:791.



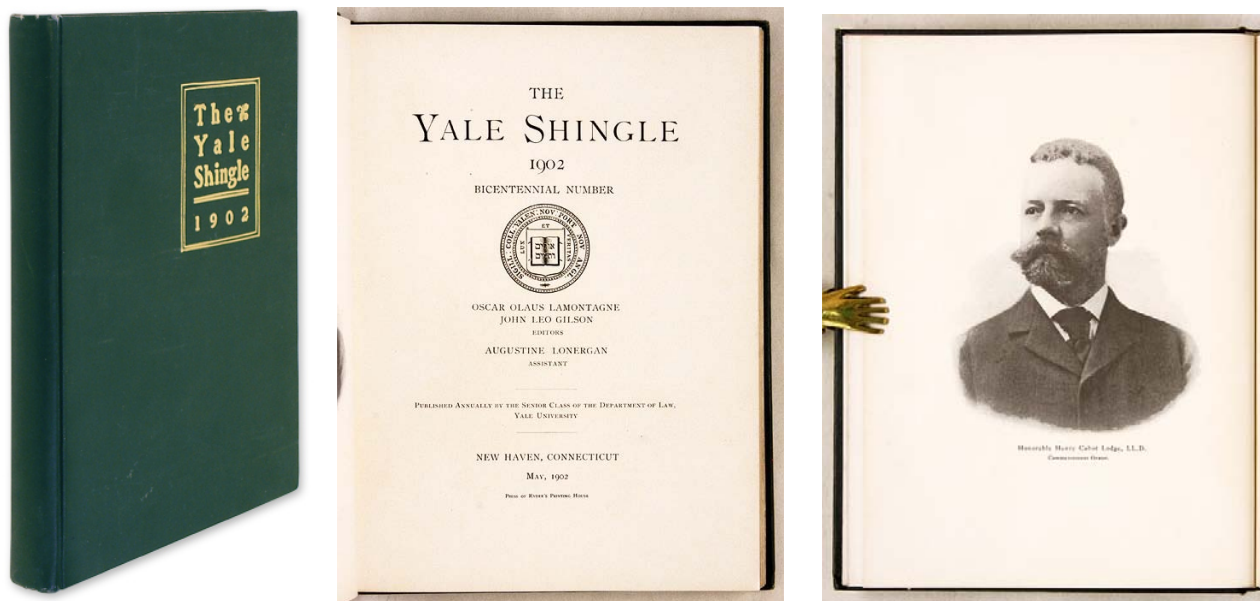
If You Can't Avoid the Law...

29. Wooller, [Thomas] Jonathan [1786?-1853].

Every Man His Own Attorney: Comprising the Law of Landlord and Tenant, The Bankrupt and Insolvent Laws, The Law of Debtor and Creditor, With Instructions to Commence and Defend Actions in Person, The Amount of Costs, Officers' Fees, &c. The Law of Wills, The Law of Criminal Jurisprudence, &c. &c. With an Appendix, Containing All the Modern Alterations in Practice. A New Edition, Revised, Corrected and Enlarged. London: Published by Tallis & Co. [c.1834-37]. iv, [5]-1280 pp. Portrait frontispiece of Lord Chief Justice Denman. Octavo (8" x 5").

Contemporary three-quarter calf over cloth, raised bands and lettering piece to spine, marbled edges. Rubbing with wear to extremities, joints cracked near head, corners bumped, front hinges cracked, rear free endpaper partially detached. Occasional toning and light foxing. Early owner signature to front free endpaper, interior otherwise clean. \$150.

* "The best advice that could be given, if it could be followed, would be, to have nothing to do with the Law; but as this is oftentimes unavoidable, the only way is to prepare to make the best of what circumstances may befall us. (...) What we profess to inform our readers of is-the present state of the Law...as most individuals are brought into contact with, at some period or other of their lives, and upon a certain which a certain degree of information is absolutely necessary": Preface [ii]. Data on the frontispiece suggests a publication date range of 1834 to 1837. The caption states "Sir Thomas Denman, Lord Chief Justice of King's Bench." Denman held this post from 1832-1850. The court became Queen's Bench after the coronation of Queen Victoria in 1837. Denman became Sir Thomas, a baron, in 1834. OCLC locates 6 print copies dated 1830 (2), 1836 (2) and 1845 (2). All state "New Edition, Revised, Corrected and Enlarged"; Our copy matches the collation of the copies dated 1836 and 1845. Another copy, which exists in microform, has the same statement, a different pagination and is dated 1800-1899.



1902 Yale Law School Yearbook

30. [Yale Law School].

Lamontagne, Oscar Olaus, Editor.

Gilson John Leo, Editor.

The Yale Shingle 1902. New Haven: Yale Law School, May, 1902. [xvi], 156, [50] pp. Advertisements. Photographs and line illustrations.

Original cloth, gilt title to front board. Some shelfwear to extremities, front hinge cracked but secure. Early owner stamp to front endleaf, interior otherwise clean. \$50.

* The *Yale Shingle*, a yearbook published from 1893 to 1912, offers a great deal of fascinating information about the students at Yale Law School. The biographical essays that accompany the portrait photographs of the students provide education backgrounds, class activities and character sketches. Descriptive chapters derived from surveys record their attitudes toward aspects of student life, Yale and personal, social and political issues. The 1902 *Shingle* has several special essays in honor of Yale's bicentennial.



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