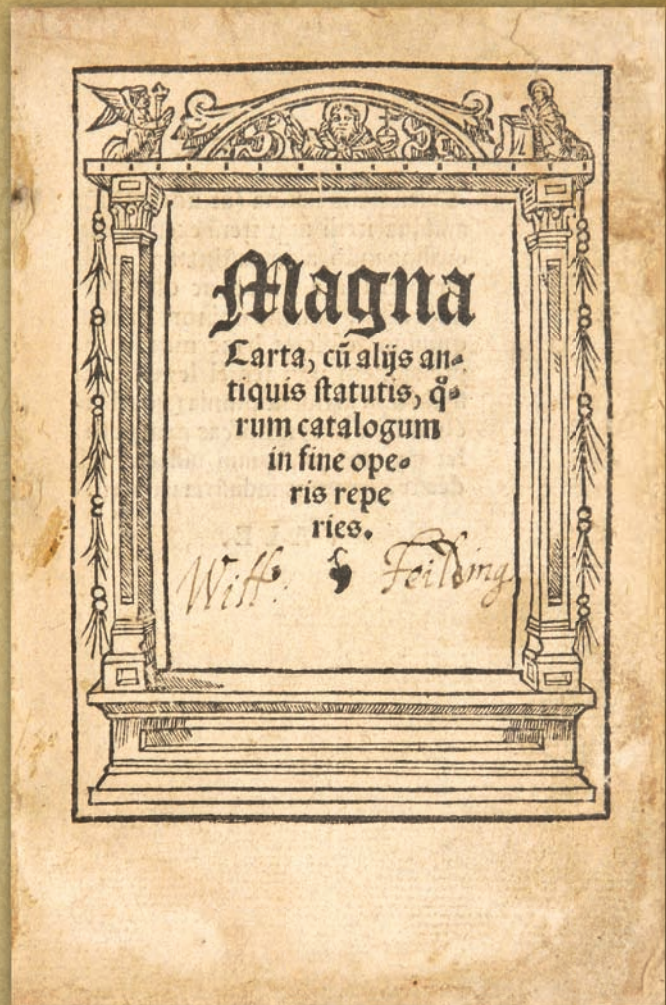


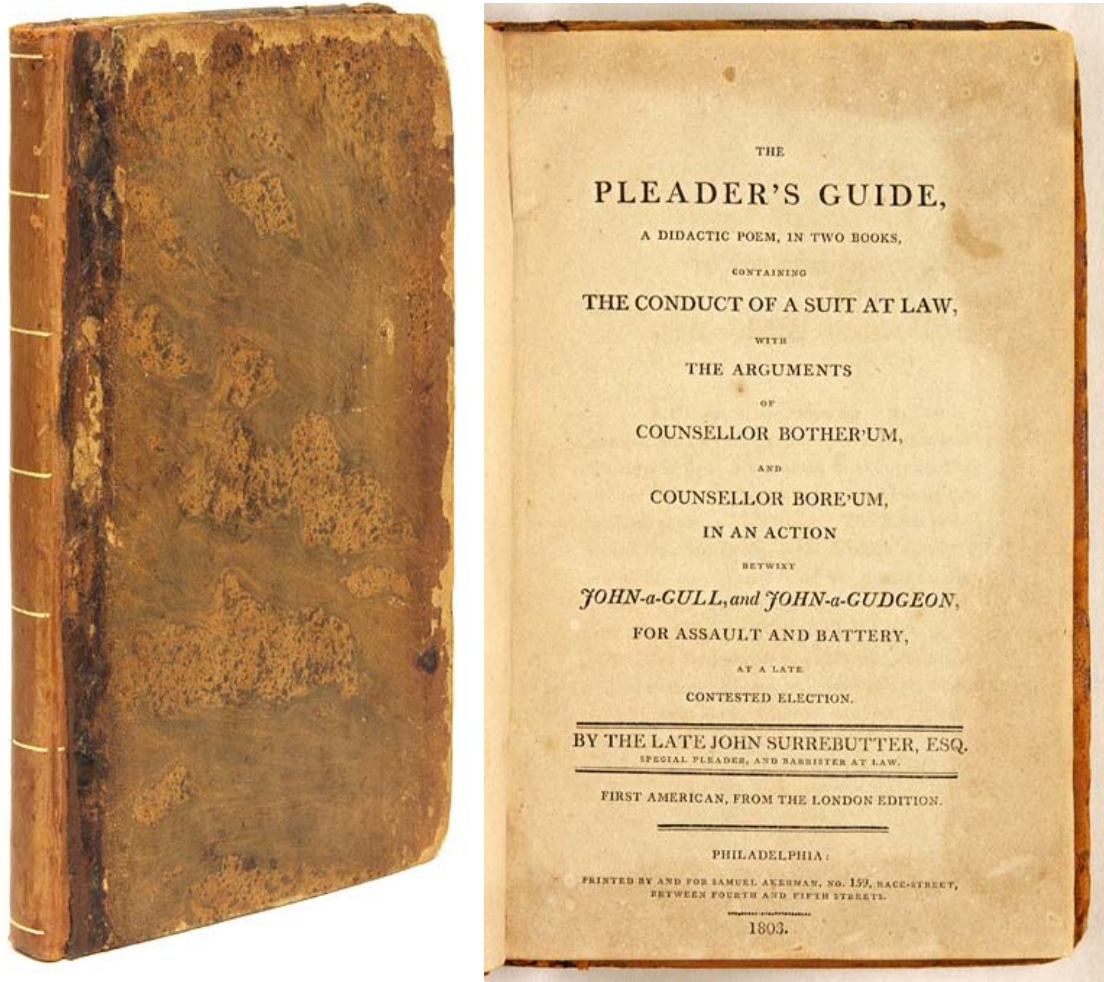
BOOKS, PAMPHLETS & MANUSCRIPTS

30 NEW ARRIVALS

September 19, 2017



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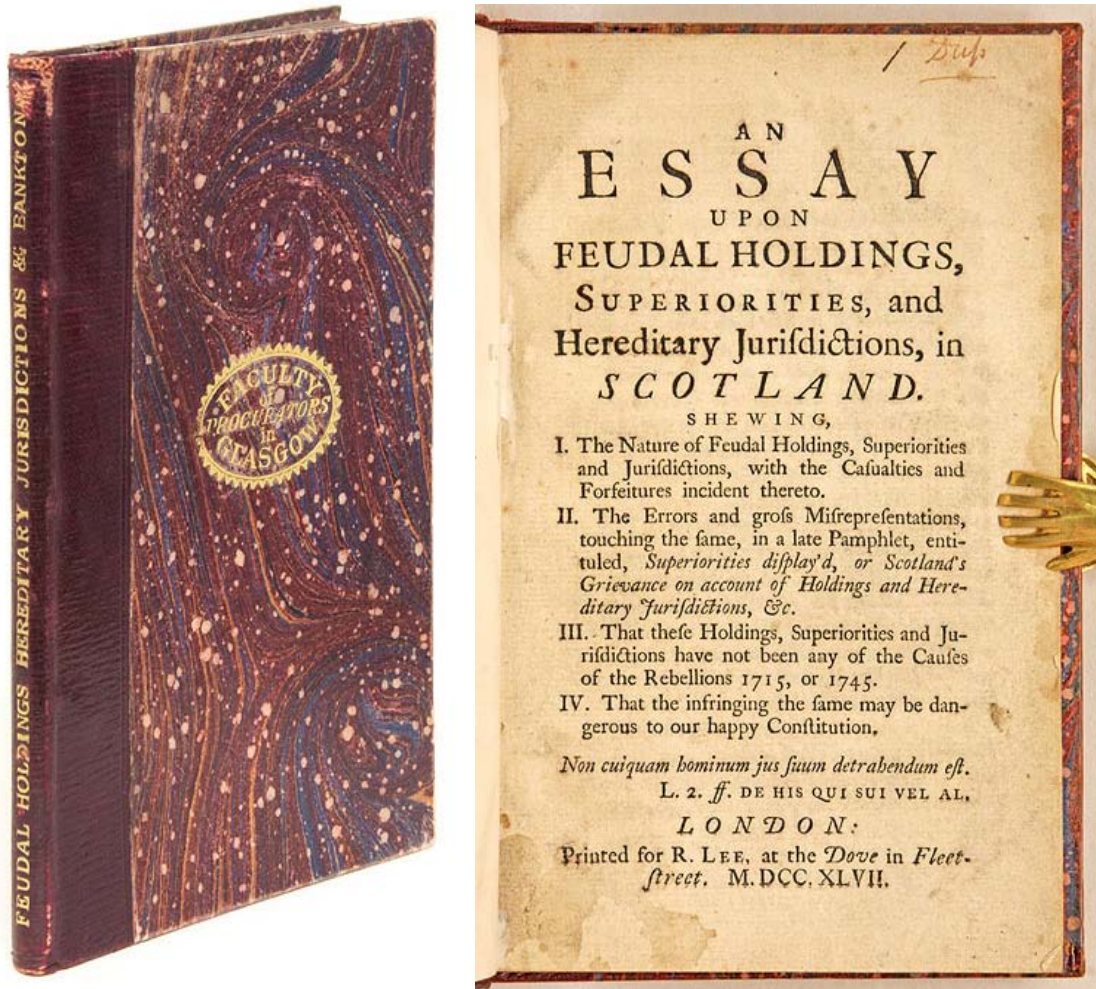
Scarce First American Edition of a Classic Legal Satire

1. [Anstey, John (d. 1819)].

The Pleader's Guide: A Didactic Poem, In Two Books, Containing the Conduct of a Suit at Law, With the Arguments of Counsellor Bother'um and Counselor Bore'um, In an Action Betwixt John-a-Gull and John-a-Gudgeon, For Assault and Battery, At a Late Contested Election. By the Late John Surrebutter, Esq. Special Pleader, and Barrister at Law. Philadelphia: Printed By and For Samuel Akerman, 1803. 70, 81 pp. Octavo (8" x 5").

Contemporary tree sheep with recent calf rebinding, gilt fillets to spine. Moderate rubbing to extremities, light wear to spine ends, heavier wear to corners, hinges cracked, front free endpaper detached and somewhat edgeworn, contemporary bookplate of the Library Company of Philadelphia (and hand-lettered item number) to front pastedown, contemporary bookseller ticket to rear pastedown. Light toning to text, somewhat heavier in places, light foxing to a few leaves. \$200.

* First American edition of a work first issued in London, 1796. In his *History of English Law* (XIII:460-463) Holdsworth relates that the law of procedure and pleading gave rise to a certain amount of humorous and satirical literature. *The Pleader's Guide* is among the finest examples. Indeed, Holdsworth thinks so much of it that he discusses it at length. The first part satirizes the procedural quirks of common and civil lawyers. The second part deals with pleading and the conduct of cases in court. Anstey, an English poet and lawyer, was the son of Christopher Anstey, a barrister of Lincoln's Inn. According to Cohen, Shaw/Shoemaker lists an 1805 edition that is a ghost. Cohen, *Bibliography of Early American Law* 5147. Order this item: <http://www.lawbookexchange.com/details.php?record=67239>



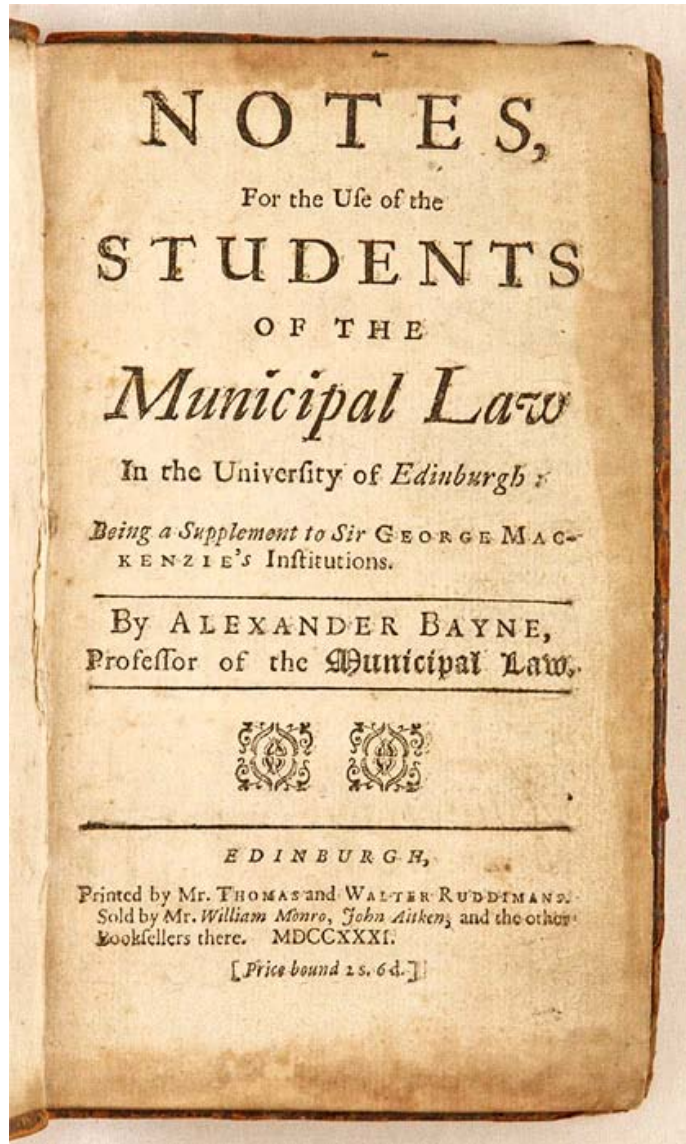
**The Dangers of Confiscating
Scottish Feudal Lands as a Form of Punishment**

2. [Bankton, Andrew MacDowall, Lord (1685-1760)].

An Essay Upon Feudal Holdings, Superiorities, And Hereditary jurisdictions, in Scotland. Shewing, I. The Nature of Feudal Holdings, Superiorities and Jurisdictions, With the Casualties and Forfeitures Incident Thereto. II. The Errors and Gross Misrepresentations, Touching the Same, In a Late Pamphlet, Entituled, Superiorities Display'd, Or Scotland's Grievance on Account of Holdings and Hereditary Jurisdictions, &c. III. That These Holdings, Superiorities and Jurisdictions have Not Been any of the Causes of the Rebellions 1715, or 1745. IV. That the Infringing the Same May be Dangerous to our Happy Constitution. London: Printed for R. Lee, 1747. 59, [1] pp. Octavo (7-1/2" x 4-1/2").

Stab-stitched pamphlet bound into later quarter morocco over marbled boards. Some rubbing to spine ends and corners, which are lightly bumped, hinges starting. Light toning to text, light foxing to a few leaves, light soiling, tiny mark in pen and small faint stain to title page, another pen mark to front free endpaper. Ex-library. Gilt stamp to front cover. A nice copy. \$250.

* First edition. Judge Bankton's pamphlet opposes any major reforms of Scotland's feudal system. He may have published it anonymously because it contradicted his public support of the forfeitures of lands belong to Jacobites that followed the Jacobite rising of 1745. A second edition was published in 1748. Both are scarce. *English Short-Title Catalogue* T33460. Order this item: <http://www.lawbookexchange.com/details.php?record=67199>



Scarce Eighteenth-Century Treatise on Scots Municipal Law

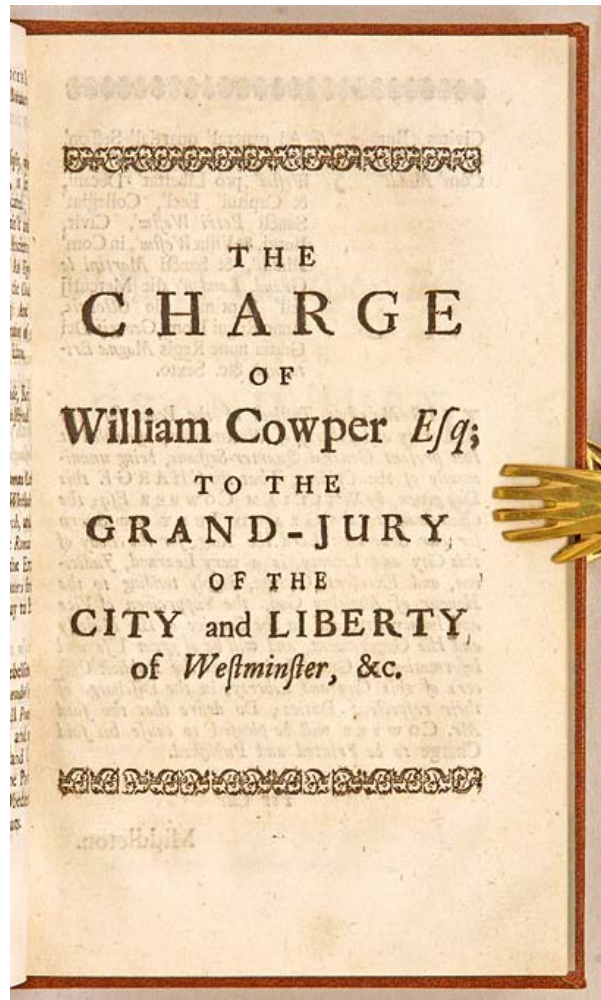
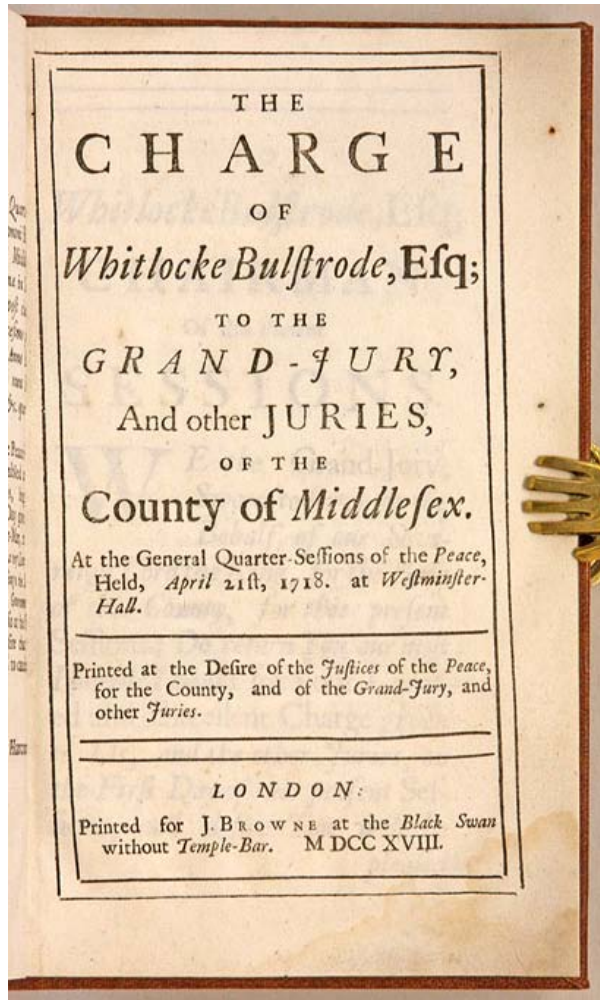
3. Bayne, Alexander [d. 1737].

Notes, For the Use of the Students of the Municipal Law in the University of Edinburgh: Being a Supplement to Sir George Mackenzie's Institutions. Edinburgh: Printed by Mr. Thomas and Walter Ruddimans, 1731. [ii], ii, 187, [1] pp. 12mo. (6-1/2" x 3-3/4").

Contemporary sheep, raised bands, gilt title and gilt ornaments to spine. Rubbing to boards, heavier rubbing to extremities with wear to spine ends and corners, front joint just starting at ends, hinges cracked, endleaves lacking. Moderate toning, occasional faint dampstaining, several passages have contemporary annotations. \$150.

* First edition. A lawyer and man of letters, Bayne studied law in Edinburgh and Leiden. He lived in London for several years and was friendly with Richard Steele and other literary figures. He also had a strong interest in music. His *Notes* was a companion volume for a course of lectures at the University of Edinburgh based on Mackenzie's venerable *Institutions of the Law of Scotland*. A second edition was published in 1749. Both editions are scarce. OCLC locates 9 copies of the first edition in North American law libraries. *English Short-Title Catalogue* T173569.

Order this item: <http://www.lawbookexchange.com/details.php?record=67228>



The Duties of Grand Jurors

4. Bulstrode, Whitlocke [1650-1724].

The Charge of Whitlocke Bulstrode, Esq; To the Grand-Jury, And Other Juries, Of the County of Middlesex. At the General Quarter-Sessions of the Peace, Held, April 21st, 1718. At Westminster-Hall. Printed at the Desire of the Justices of the Peace, For the County, And of the Grand-Jury, And Other Juries. London: Printed for J. Browne, 1718. [xvi], 39, [1] pp.

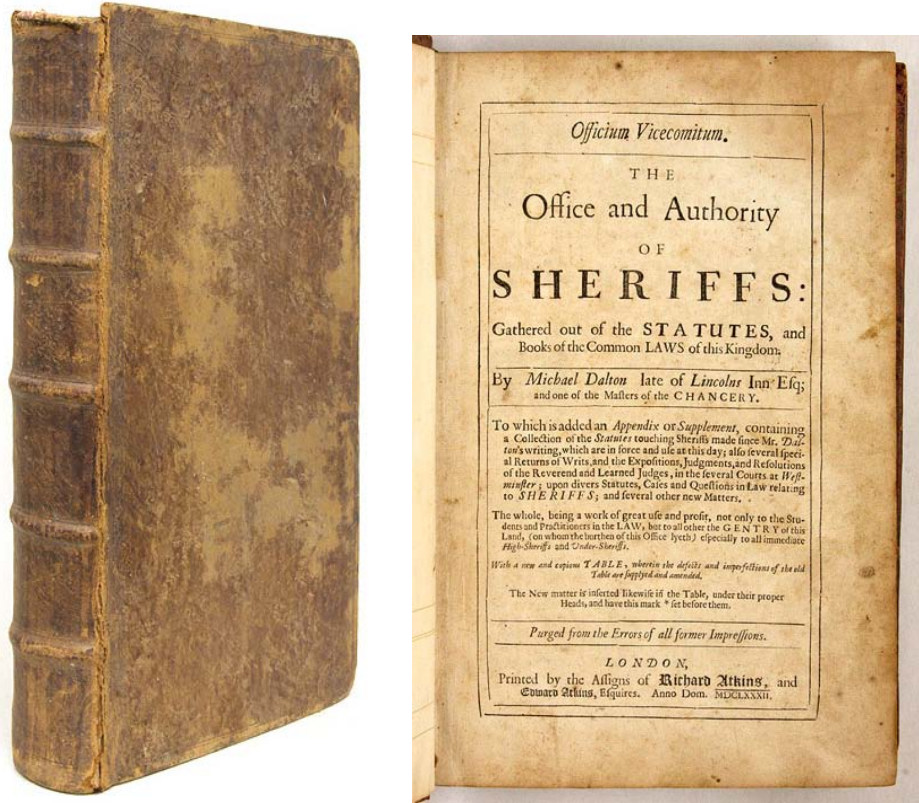
[Bound with]

Cowper, William.

The Charge of William Cowper Esq; To the Grand-Jury of the City and Liberty of Westminster, &c. At the General Quarter-Sessions of the Peace, held October the 7th, 1719. In Westminster-Hall. London: Printed for Charles King, 1719. 38, [2] pp. With a half-title and a final leaf of advertisements.

Octavo (7-1/4" x 4-1/2"). Stab-stitched pamphlets bound into recent imitation-morocco cloth, black-stamped titles to front board, light toning to contents. \$350.

* First editions. In the early eighteenth century, grand juries were often an integral part of civil and criminal matters heard in the Court of Quarter Sessions and the six-monthly Assizes. These charges outline the duties of grand jurors and their importance. Their appeals to patriotism and duty reflect the reluctance of many men to serve as grand jurors. As it is today, service on a grand jury required a considerable commitment of time, energy and expense. *English Short-Title Catalogue* T17516, T17515. Order this item: <http://www.lawbookexchange.com/details.php?record=67206>



The First English Treatise on Sheriffs

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

*Officium Vicecomitum. The Office and Authority of Sheriffs: Gathered Out of the Statutes, And Books of the Common Laws of this Kingdom. To which is Added an Appendix or Supplement, Containing a Collection of the Statutes Touching Sheriffs made Since Mr. Dalton's Writing, Which are in Force and Use at this day; Also Several Special Returns of Writs, And the Expositions, Judgments, And Resolutions of the Reverend and Learned Judges, In the Several Courts at Westminster; Upon Divers Statutes, Cases and Questions in Law Relating to Sheriffs; And Several Other New Matters. The Whole, Being a Work of Great Use and Profit, Not Only to the Students and Practitioners in the Law, But to All Other the Gentry of this Land, (On Whom the Burthen of this Office Lyeth) Especially to All Immediate High-Sheriffs and Under-Sheriffs. With a New and Copious Table, Wherein the Defects and Imperfections of the Old Table are Supplied and Amended. The New Matter is Inserted Likewise in the Table, Under Their Proper Heads, And Have this Mark * Set Before Them. Purged from the Errors of All Former Impressions.* London: Printed for the assigns of Richard Atkins, and Edward Atkins, 1682. [iv], 500; [4], 501-564, [28] pp. Two parts with continuous pagination. The second part, *Vicecomitis Officio Supplementum...* has separate title page, dated 1681. Folio (11-3/4" x 7-1/2").

Contemporary sheep, blind rules to boards, blind fillets along joints, raised bands to spine. Moderate rubbing to boards and extremities, chipping to head of spine, front board beginning to separate but secure, corners bumped and somewhat worn, later owner bookplate of William Paine Sheffield to front pastedown, rear hinge cracked, upper section lacking from rear free endpaper. Moderate toning to text, occasional light foxing, faint dampstaining in a few places. \$500.

* Fourth edition. First issued in 1623, Dalton's was the first English treatise on sheriffs. As its title suggests, it is a remarkably comprehensive work. Holdsworth, who cites it several times, says "in spite of a growing number of rivals, it continued to be a standard authority until the beginning of the eighteenth century." A member of a distinguished New England family, Sheffield [1820-1907] was a United States Representative and Senator from Rhode Island. *History of English Law* IV:119. *English Short-Title Catalogue* R27852.

Order this item: <http://www.lawbookexchange.com/details.php?record=67237>



**Second Edition of De Lolme's
Important Study of the English Constitution**

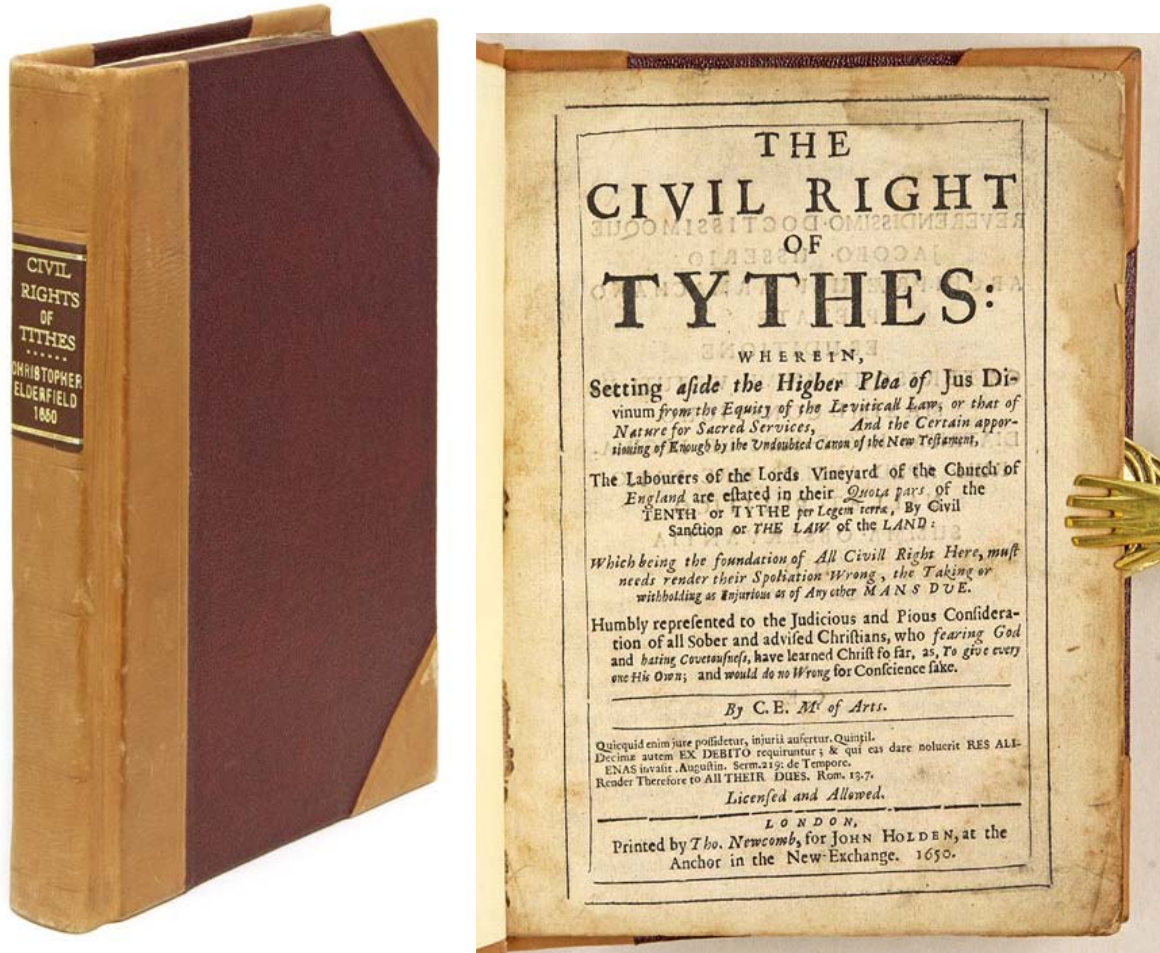
6. De Lolme, Jean Louis [1740-1806].

Constitution de l'Angleterre. Nouvelle Edition, Revue et Corrigée par l'Auteur. Amsterdam: Chez E. Van Harrevelt, 1774. [iv], 249, [1] pp. Octavo (8" x 5").

Contemporary quarter calf over speckled paper boards, gilt-edged raised bands and lettering piece to spine, ribbon marker. Light rubbing and a few tiny faint stains to boards, tiny chip to head of spine, corners bumped and lightly worn, light toning to interior. A handsome copy. \$150.

* Second edition. First published in French in Amsterdam in 1771 and in English in London in 1772, this highly regarded popular exposition of the English constitution went through several editions well into the nineteenth century. Bentham, who compared De Lolme to Blackstone, held it in high regard, as did Benjamin Disraeli, who said De Lolme was the English Montesquieu. (Originally from Geneva, De Lolme moved to London in 1761.) It was the first book-length analysis of the separation of powers proposed in Montesquieu's *Spirit of the Laws*. In this respect it was an important influence on many of the American founding fathers; Hamilton cites it favorably in *The Federalist*. "This work has been held in high estimation from its first publication, and still holds a distinguished place. (...) It has been made the basis of larger works upon the same subject, by Stephens and Western. Judge Story remarks that the author 'has presented a view of English Equity Jurisprudence, far more exact and comprehensive than many of the English text writers on the same subject': cited in Marvin, *Legal Bibliography* 263. Camus, *Bibliothèque Choisie des Livres de Droit* 3087.

Order this item: <http://www.lawbookexchange.com/details.php?record=67216>



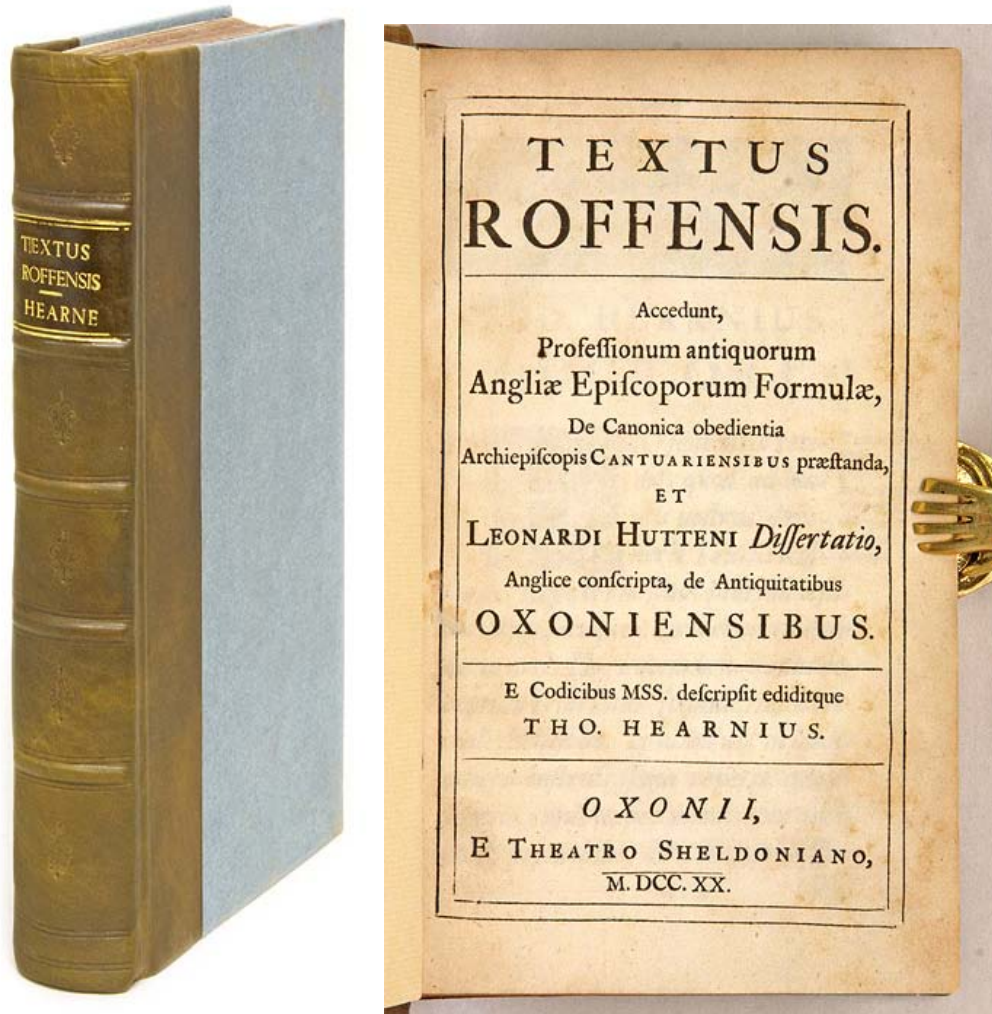
Tithing to the Church of England During the Commonwealth

7. E[lderfield], C[hristopher] [1607-1652].

The Civil Right of Tythes: Wherein, Setting Aside the Higher Plea of Jus Divinum from the Equity of the Leviticall Law, Or That of Nature for Sacred Services, And the Certain Apportioning of Enough by the Undoubted Canon of the New Testament, The Labourers of the Lords Vineyard of the Church of England are Estatic in Their Quota Pars of the Tenth or Tythe per Legem Terrae, by Civil Sanction or the Law of the Land: Which Being the Foundations of All Civill Right Here, Must Needs Render Their Spoliation Wrong, The Taking or Withholding as Injurious as of Any Other Mans Due. Humbly Represented to the Judicious and Pious Consideration of All Sober and Advised Christians, Who Fearing God and Hating Covetousness, Have Learned Christ so Far, As, To Give Every One His Own; And Would do no Wrong for Conscience Sake. London: Printed by Tho. Newcomb, For John Holden, At the Anchor in the New-Exchange, 1650. [viii], 344 pp. Lacking final leaf, errata sheet on recto, blank verso. Quarto (7-1/4" x 5-1/2").

Recent three-quarter calf over pebbled cloth, lettering piece to spine, endpapers renewed. Negligible light rubbing to extremities. Moderate toning to text, light foxing in a few places, margins of some leaves have faint dampstaining, light soiling to title page. \$500.

* Only edition, one of two issues from 1650. The Church of England was disestablished during the Commonwealth and Protectorate. As a result, its status shifted with the political climate. Elderfield's treatise defended the Church's right to collect tithes, a right threatened by Puritans in Parliament. Counting both issues, OCLC locates 10 copies in North America, 5 in law libraries (Columbia, Harvard, LA County, Library of Congress, University of Georgia). *English Short-Title Catalogue* R18717. Order this item: <http://www.lawbookexchange.com/details.php?record=67193>



Contains an Early Modern Edition of the Laws of Aethelbert

8. Ernulf, Bishop of Rochester [1040-1124].

Hutton, Leonard [c.1557-1632], Additional Material.

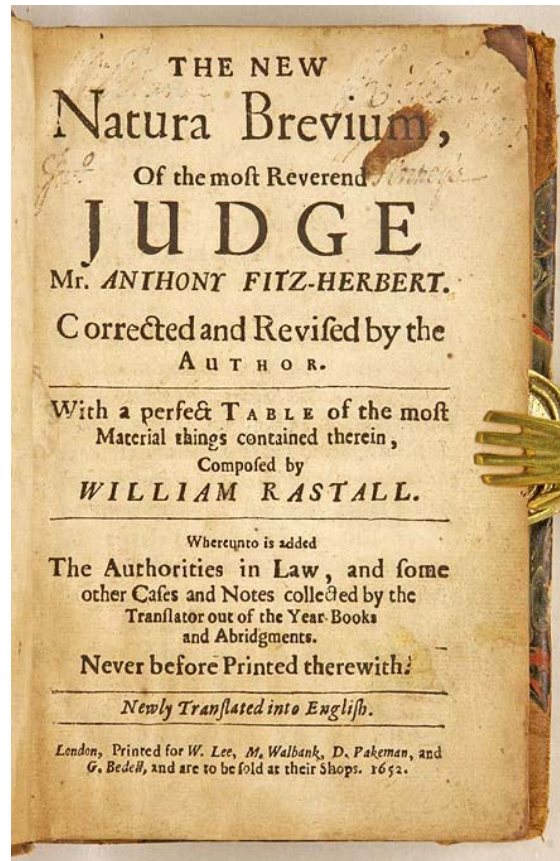
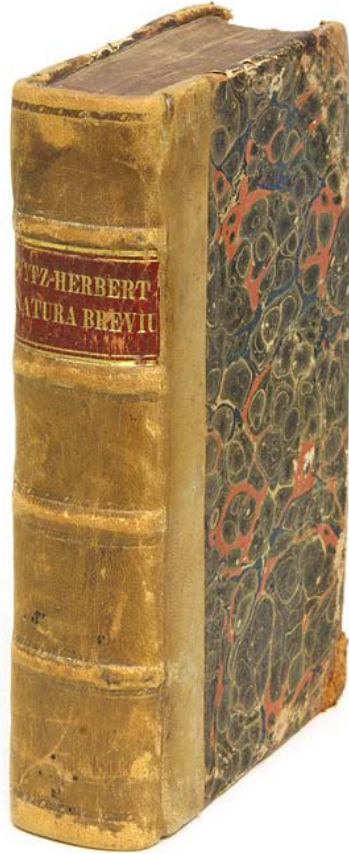
Hearne, Thomas [1678-1735], Additional Material, Editor.

Textus Roffensis, Accedunt. Professionum Antiquorum Angliae Episcoporum Formulae, De Canonica Obedientia Archiepiscopis Cantuariensibus Praestanda, Et Leonardi Huttoni Dissertatio, Anglice Conscripta, de Antiquitatibus Oxoniensibus. E Codicibus Mss. Descripsit Ediditque Tho. Hearnus. Oxford: E Theatro Sheldoniano, 1720. LIV, [2], 271, [1]; [2], 275-423, [1] pp. Two folding plates. Text mostly in Latin and Anglo-Saxon, *Antiquities of Oxford* in English. Octavo (7-3/4" x 4-1/2").

Recent quarter calf over paper-covered boards, raised bands and lettering piece to spine, endpapers renewed. Light toning to text, negligible foxing to a few leaves. An attractive copy. \$950.

* Only edition. Edited by Hearne, this was the first modern edition of an important medieval manuscript. Written sometime between 1122 and 1124, the *Textus Roffensis* consists of two separate works written sometime between 1122 and 1124. Something of a miscellany, it includes the Laws of Aethelbert, the oldest surviving English law code and the oldest Anglo-Saxon text, and the coronation charter of Henry I of England (1100). The main text is followed by Hutton's *Antiquities of Oxford*. *English Short-Title Catalogue* T150361.

Order this item: <http://www.lawbookexchange.com/details.php?record=67202>



Highly Esteemed by Coke and Blackstone

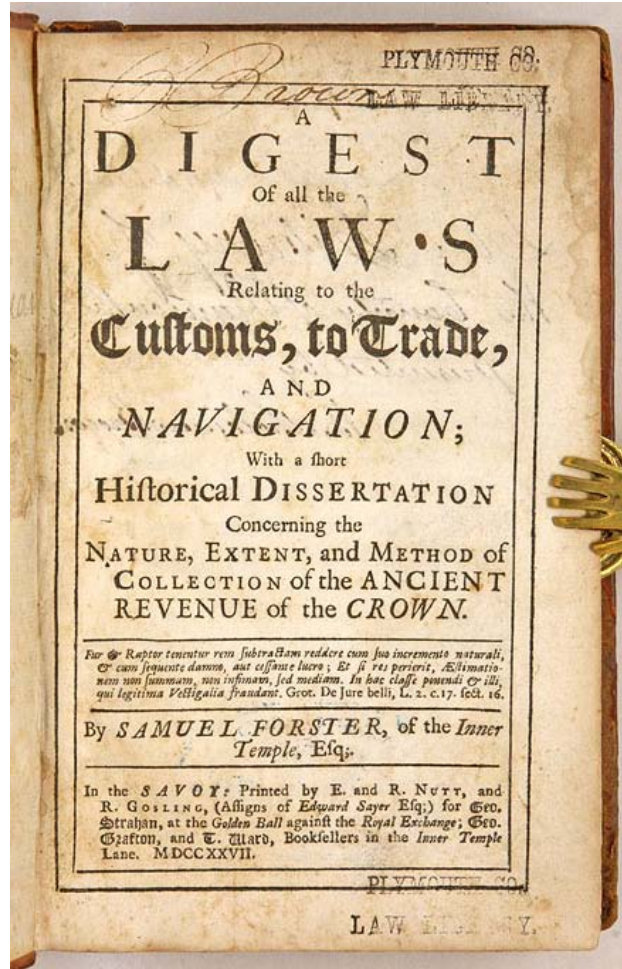
9. Fitzherbert, Sir Anthony [1470-1538].
Rastall, William [c.1508-1565].
[Hughes, William, Translator].

The New Natura Brevium of the Most Reverend Judge, Mr. Anthony Fitz-Herbert. Corrected and Revised by the Author. With a Perfect Table of the Most Material Things Contained Therein, Composed by William Rastall. Whereunto is Added the Authorities in Law, And Some Other Cases and Notes Collected by the Translator Out of the Year-Books and Abridgments. Never Before Printed Therewith. Newly Translated Into English. London: Printed for W. Lee, M. Walbank, D. Pakeman, And G. Bedell, 1652. [lxxviii], 448, 447-477, 487, 481-675, [1] pp. Pagination irregular, text complete. Octavo (6-1/2" x 4-1/4").

Later three-quarter sheep over marbled boards, raised bands and lettering piece to spine, endpapers renewed. Moderate rubbing to boards and extremities, corners bumped and somewhat worn. Light browning to text, tiny chips to margins of a few leaves, inkspots to preliminaries, light soiling and faint early signatures to title page. \$450.

* First published in 1534 as the *Nouvelle Natura Brevium*, this classic manual of procedure was written by a Judge of the Common Pleas during the reign of Henry VIII. Winfield notes that "Coke put it among the books which he considered most necessary and of greatest authority and excellency"; Blackstone considered it an authority as well. Compiled from the earlier *Natura Brevia* and the *Registrum Brevium*, it includes several original observations on the form and function of writs. Rastall's revisions include the addition of a table. It went through numerous editions in Law French and English, the final appearing in 1794. It remains important for its descriptions of writs that were becoming obsolete in the early sixteenth century. Winfield, *Chief Sources of English Legal History* 303. *English Short-Title Catalogue* N10330.

Order this item: <http://www.lawbookexchange.com/details.php?record=67186>



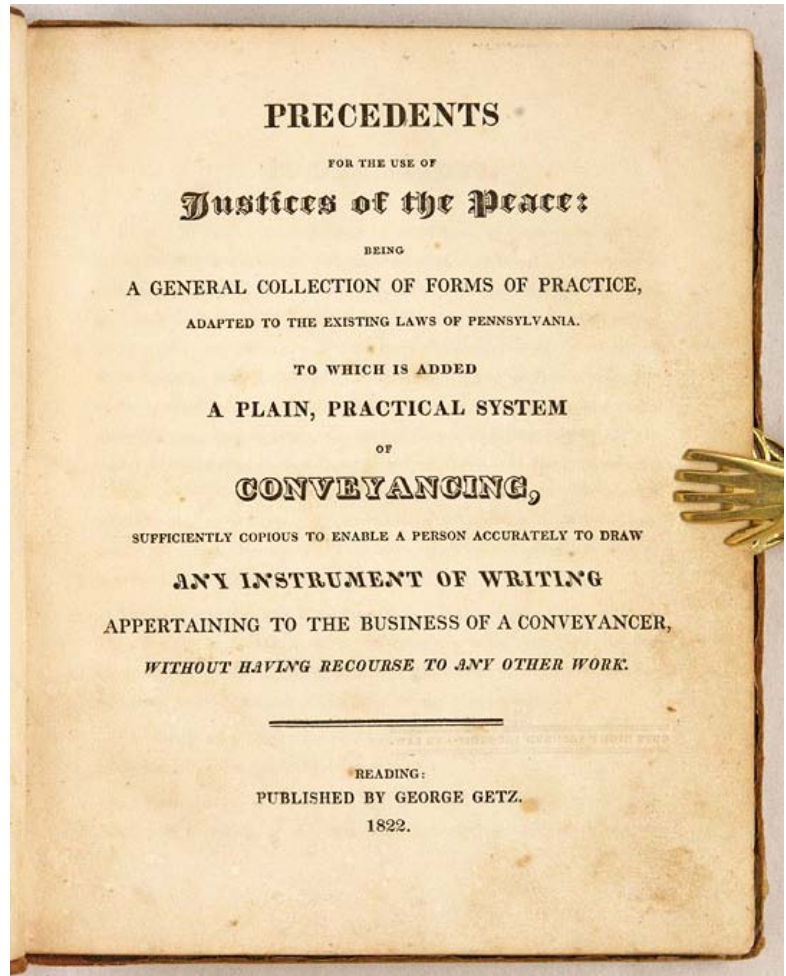
The Ancient Revenue of the Crown

10. Forster, Samuel.

A Digest of All the Laws Relating to the Customs, To Trade, And Navigation; With a Short Historical Dissertation Concerning the Nature, Extent, And Method of Collection of the Ancient Revenue of the Crown. [London]: Printed by E. and R. Nutt, and R. Gosling (Assigns of Edward Sayer Esq.) for Geo. Strahan, 1727. [vi], 368 pp. Complete as issued. Octavo (7-1/2" x 5").

Contemporary calf, blind rules to boards, blind fillets along joints, raised bands to spine. Light rubbing to boards, moderate rubbing to extremities with wear to spine ends and corners, boards beginning to separate, but secure, endleaves removed. Moderate toning to text, light foxing to a few leaves, light soiling to title page, early owner signatures to front pastedown, head of title page and verso of title page. Ex-library. Institution label to spine, stamps to front pastedown, title page and head of dedication leaf. A scarce title. \$250.

* Only edition. An interesting work for its attention to the legal principles underlying the crown's right to impose taxation and explanation of laws themselves, notably those applying to Great Britain's colonies. Our copy does not have the separately paginated appendix and index indicated in the *ESTC*. We found a copy identical to ours previously, however, and on OCLC. The collation of these copies is given in Sweet & Maxwell and Goldsmiths'-Kress. This leads us to conclude that many copies were issued without the appendix and index. OCLC locates 5 copies in North American law libraries (Georgetown, Harvard, LA County Law Library, Library of Congress, University of Virginia). *Goldsmiths'-Kress Library of Economic Literature* (Supplement) 6506.2-1. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:327 (55). *English Short-Title Catalogue* T139479. Order this item: <http://www.lawbookexchange.com/details.php?record=67204>



Early Nineteenth-Century Pennsylvania Formbook

11. [Getz, George (1789-1853)].

Precedents for the Use of Justices of the Peace: Being a General Collection of Forms of Practice, Adapted to the Existing Laws of Pennsylvania: To Which is Added a Plain, Practical System of Conveyancing, Sufficiently Copious to Enable a Person Accurately to Draw any Instrument of Writing Appertaining to the Business of a Conveyancer, Without Having Recourse to Any Other Work. Reading: Published by George Getz, 1822. viii, 134 pp. Quarto (7-3/4" x 6").

Contemporary quarter sheep over marbled boards, gilt fillets and title to spine. Rubbing with wear to boards and corners, crack in text block between two front endleaves. Moderate toning and occasional light foxing to text, early owner annotations and signatures to front pastedown and free endpaper, later owner bookplate to following endleaf. \$150.

* First edition. With forms and a "Vocabulary of Latin Law Terms in General Use." Cohen, *Bibliography of Early American Law* 8107. Order this item: <http://www.lawbookexchange.com/details.php?record=67218>



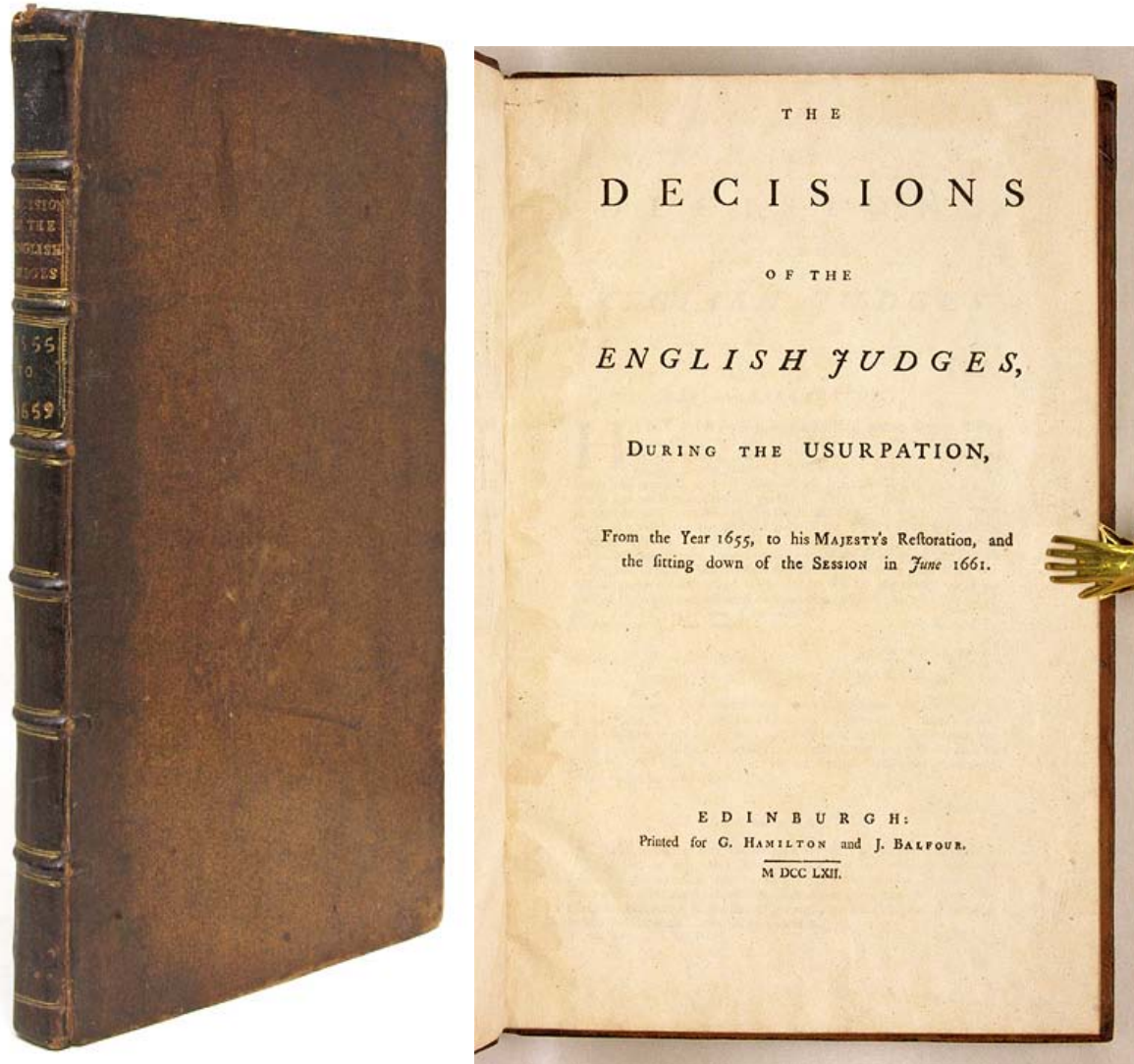
No Sports on Sunday

12. [Great Britain].
[Church of England].

A Declaration of the Commons in Parliament: Made September the 9th 1641. London: Printed by Robert Barker, Printer to the Kings Most Excellent Majestie: And by the Assignes of John Bill, 1641. [ii], 6 pp. Quarto (7-1/2" x 5-1/2").

Stab-stitched pamphlet bound into recent quarter calf over paper-covered boards. Light rubbing to spine ends and corners, recent armorial bookplate to front pastedown. Moderate toning to text, light soiling and a few minor stains to title page. \$250.

* Only edition, one of 2 issues from 1641. This proposal, drastically modifying the practices of the Church of England and forbidding sports on Sunday, was passed by the Commons as an ordinance but was rejected by the Lords. *English Short-Title Catalogue* R6304. Order this item: <http://www.lawbookexchange.com/details.php?record=67194>



**Collection of
Civil-War Era English Decisions**

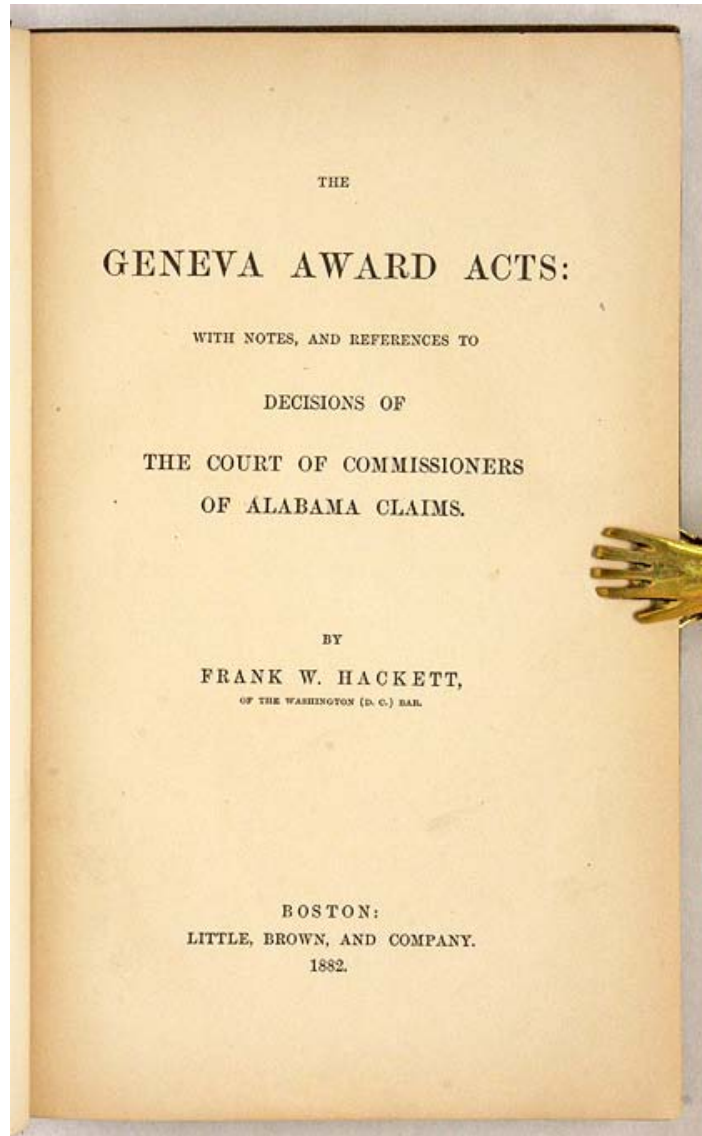
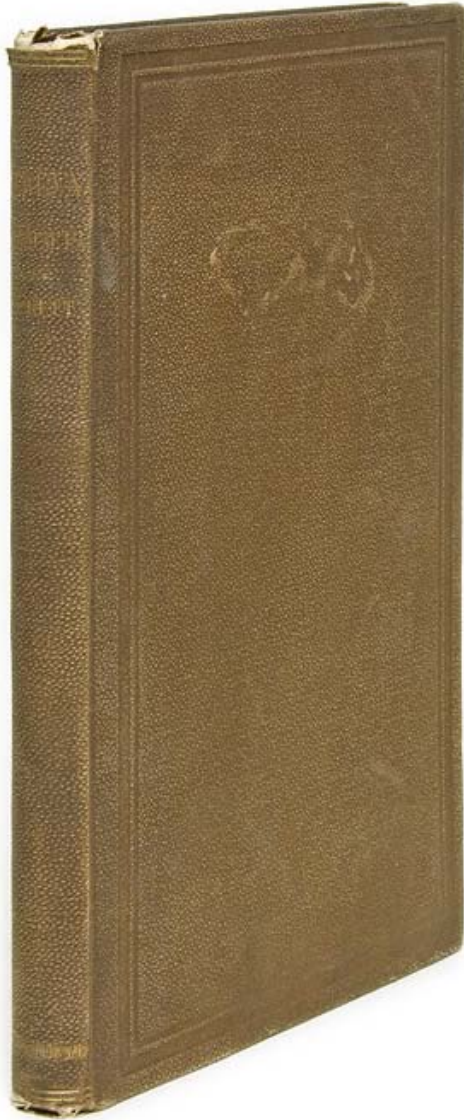
**13. [Great Britain].
[Court of Session, Scotland].**

The Decisions of the English Judges, During the Usurpation, From the Year 1655, To His Majesty's Restoration, And the Sitting Down of the Session in June 1661. Edinburgh: Printed for G. Hamilton and J. Balfour, 1661. [iv], 243, [1] pp. Folio (12-1/2" x 7-3/4").

Contemporary calf, gilt-edged raised bands and lettering piece to spine, blind tooling to board edges. Negligible light rubbing to boards, moderate rubbing to extremities, small chip to head of spine, corners bumped and lightly worn. Light toning to text, slightly heavier in places. An attractive copy. \$450.

* Only edition. Preceded in coverage only by those of Sir Alexander Gibson [d. 1644], these are the earliest reports of the Court of Session, Scotland's supreme civil court. According to the Advertisement (p.ii), these reports were based on an anonymous manuscript in the library of the Faculty of Advocates. *English Short-Title Catalogue* T32180.

Order this item: <http://www.lawbookexchange.com/details.php?record=67235>



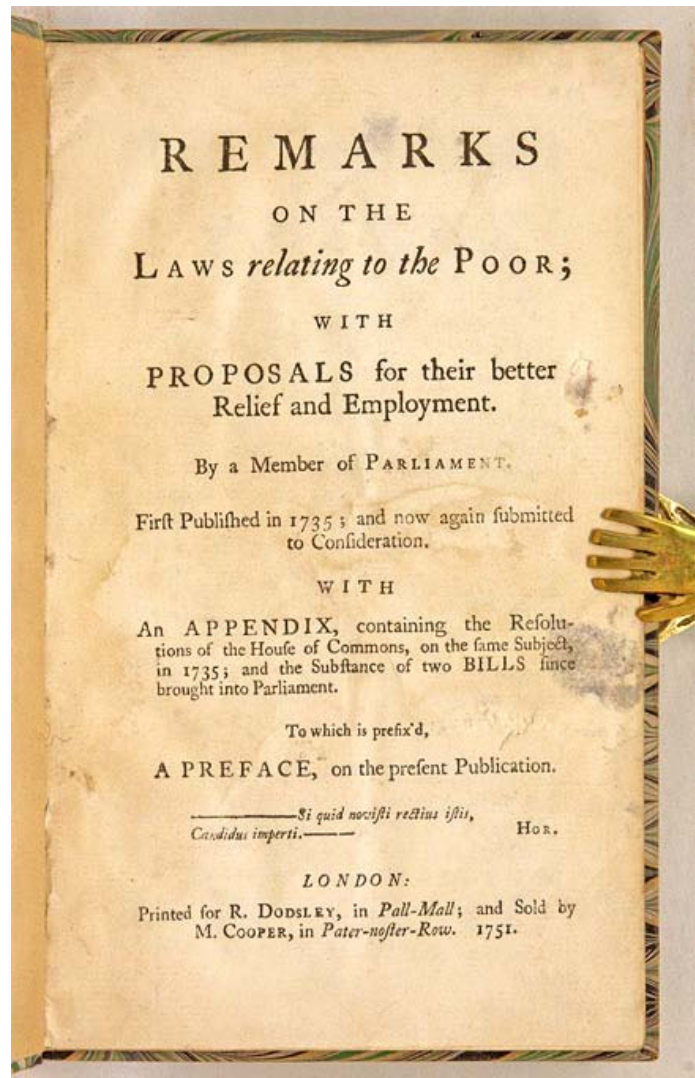
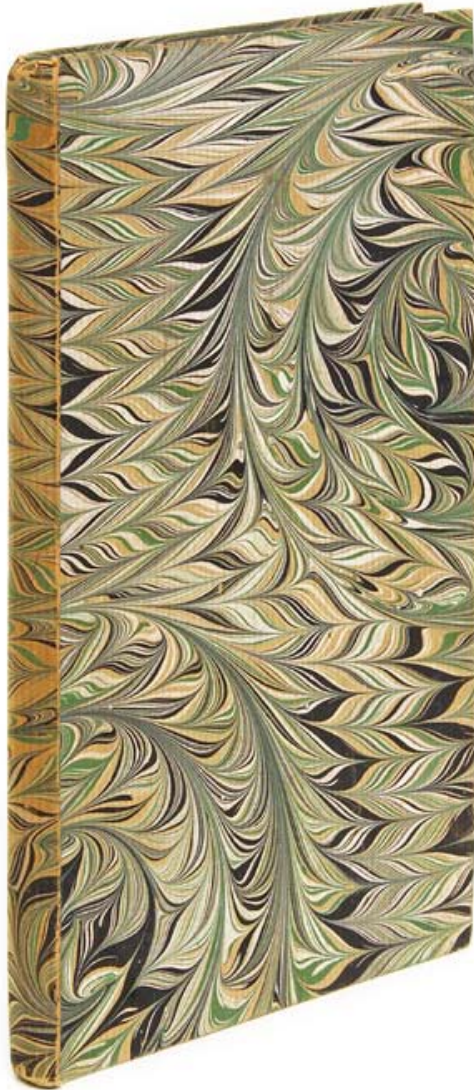
**An Insider Account of the
Precedent-Setting *Alabama* Claims**

14. Hackett, Frank W. [1841-1926].

The Geneva Award Acts: With Notes and References to Decisions of the Court of Commissioners of Alabama Claims. Boston: Little, Brown, And Company, 1882. xiv, 207 pp. Octavo (9-1/4" x 5-3/4").

Original pebbled cloth, blind frames to boards, gilt title to spine. Light rubbing, chipping to spine ends, corners bumped and somewhat worn, hinges cracked, light toning to text, inkstamp of the Court of Commissioners of Alabama Claims to front endleaf. \$150.

* An authoritative account by an insider, the private secretary to Caleb Cushing, the U.S. counsel in the Geneva arbitration that settled the claims against Great Britain arising from the damage wrought by the C.S.S. *Alabama* to U.S. merchant ships during the Civil War. Settled by international arbitration, this case established a precedent and aroused interest in codifying international law. Order this item: <http://www.lawbookexchange.com/details.php?record=67238>



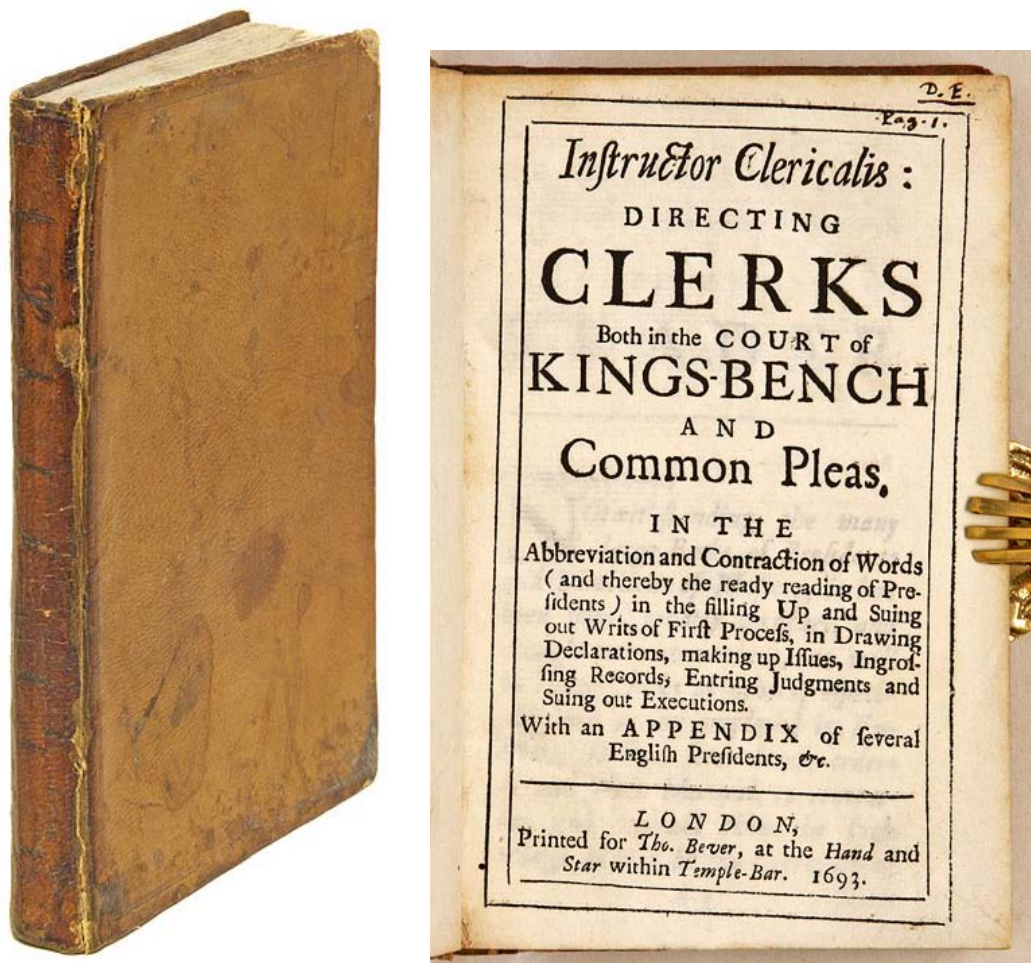
Proposals to Reform the Poor Laws

15. [Hay, William (1695-1755)].

Remarks on the Laws Relating to the Poor; With Proposals for Their Better Relief and Employment. By a Member of Parliament. First Published in 1735; And Now Again Submitted to Consideration. With an Appendix, Containing the Resolutions of the House of Commons, On the Same Subject, in 1735; And the Substance of Two Bills Since Brought into Parliament. To Which is Prefix'd, A Preface, On the Present Publication. London: Printed for R. Dodsley in Pall-Mall, 1751. [ii], xii, 74 pp. Octavo (7-1/4" x 4-1/2").

Stab-stitched pamphlet bound into recent marbled boards. Some rubbing to spine ends and corners, slight darkening to spine. Light toning to text, faint dampstaining in places, occasional neutralized dark mold spots to text, tiny hole to title page, clean tear to Leaf H4 (pp. 55-56) carefully repaired. \$150.

* Second and final edition, one of two issues from 1751. Hay, a Whig Member of Parliament, advocated relief of the poor by voluntary charities. The text of this pamphlet was reprinted in a three-part collection of texts on the poor laws published in 1752. Hay's proposals received a fair amount of attention, but were never enacted into law. *English Short-Title Catalogue* T2416. Order this item: <http://www.lawbookexchange.com/details.php?record=67200>



**First Edition of a Popular
English Handbook of Writs and Procedure**

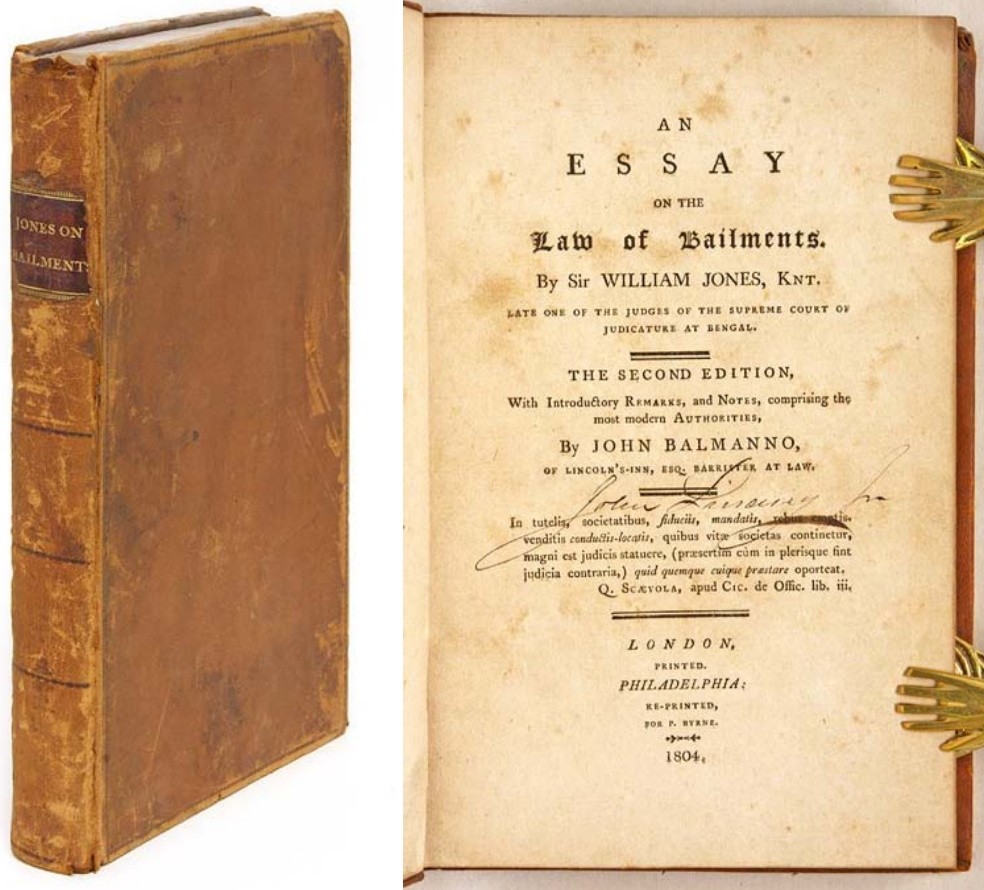
16. G[ardiner], R[obert].

Instructor Clericalis: Directing Clerks Both in the Court of Kings-Bench and Common Pleas in the Abbreviation and Contraction of Words (And Thereby the Ready Reading of Presidents) in the Filling up and Suing Out Writs of First Process, In Drawing Declarations, Making up Issues, Ingrossing Records, Entering Judgments and Suing out Executions: With an Appendix of Several English Presidents, &c. London: Printed by Tho. Beaver, 1693. [xvi], 224 pp. Bound without 20-page index included in some copies. Octavo (5-3/4" x 3-3/4").

Contemporary sheep, blind rules to boards, blind fillets to spine. A few minor nicks and stains, moderate rubbing to extremities, some wear to spine ends and corners, front joint starting at ends, pastedowns loose. Light toning to text, somewhat heavier in places, early owner annotations to preliminaries, occasional early underling to text. \$500.

* First edition. This handbook of writs and procedure went through numerous editions into the mid-eighteenth century and was followed by three equally popular sequel volumes. It also was the basis for John Impey's *New Instructor Clericalis* (1785), an equally popular work. The *ESTC* record, which has the note "unedited record," says the first edition should have a 20-page index. Our copy, which lacks this index, is in a contemporary binding without any signs of tampering. We have also seen copies listed on OCLC with identical collations. These reasons lead us to believe that some copies of this book were issued without an index. *English Short-Title Catalogue* R40880.

Order this item: <http://www.lawbookexchange.com/details.php?record=67211>



**Second American Edition of
Jones on Bailments with Interesting Associations**

17. Jones, Sir William [1746-1794].
[Lansing, John (1754-1829), Owner].
[Sheffield, William Paine (1820-1907), Owner].

An Essay on the Law of Bailments. With Introductory Remarks, And Notes, Comprising the Most Modern Authorities, By John Balmanno.
London: Printed. Philadelphia: Re-Printed, For P. Byrne, 1804. [13], 48, 123 [i.e. 217]. xxviii pp. Octavo (8" x 5").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine. Light rubbing to boards, heavier rubbing to spine and extremities with wear to spine ends, corners bumped, later armorial bookplate of William Paine Sheffield to front pastedown, partial crack between front endleaf and title page. Moderate toning to text, light foxing in places, early owner signature of John Lansing, Jr. to title page. \$250.

* Second American edition. Pagination irregular, following that of the first London edition, 1781, the paging of which is indicated in the margins. One of the first significant books to use principles derived from Roman and civil law sources, this influential treatise played an important role in the introduction of their ideas into Anglo-American jurisprudence. This copy has two interesting associations. A notable lawyer and politician, Lansing was one of New York's delegates to the Constitutional Convention. Opposed to the idea of a Federal Constitution, he left the convention after six weeks, along with his fellow delegate Robert Yates. A prominent Anti-Federalist member of the New York ratifying convention in 1788, Lansing vigorously opposed the Constitution. Sheffield was a United States Representative and Senator from Rhode Island. Cohen, *Bibliography of Early American Law* 2420.

Order this item: <http://www.lawbookexchange.com/details.php?record=67225>



Scarce Early Printing of Magna Carta

18. [Magna Carta].

Magna Carta Cū[m] Alijs Antiquis Statutis, Quorum Catalogum in Fine Operis Reperies. [London: Thomas Berthelet, November 1531]. 150 [i.e. 149], [3]; [iv], 76 ff. Two parts, each with title page, table and individual pagination. Second part, dated 1532, titled *Secunda Pars Veterum Statutorum*. Octavo (5" x 3-1/4")

Contemporary calf blind panels to boards, raised bands and later lettering piece to spine, early hand-lettered title to fore-edge of text block, ties lacking. A few minor nicks and scuffs to boards, light gatoring to spine, moderate rubbing to extremities, corners worn, hinges partially cracked, endpapers lacking. Titles printed within architectural borders, woodcut decorated initials. Light toning to text, light soiling and finger smudges to a few leaves, later owner annotations to front pastedown. \$20,000.

* Text in Latin and Law French. This imprint is a close reprinting of the 1527 edition by Richard Pynson with additional material. (Pynson printed the first edition around 1508.) It also includes the Charta de Foresta and statutes passed before the reign of Edward III. Among the most notorious statutes are those of Edward I concerning Jews, which condemned them for irreverence and prevented them from practicing usury or acquiring land from Christians through pledges. Other "Antique Statutes" relate to women, wills, forcible entry, "Fraudulent Deedes" and other topics. OCLC locates 13 copies of this imprint in North America. Beale, *A Bibliography of Early English Law Books* S9 and S21. *English Short-Title Catalogue* S101049. Order this item: <http://www.lawbookexchange.com/details.php?record=67262>

Supreme Court of the United States,
Washington April 23^d 1878
Dear Judge,
I did not answer your letter of 26 Feby last, as from inquiry of our Clerk, I found there was no occasion - he having communicated with Counsel; and the case not being reached before our recess. I write now, simply to excuse my seeming inattention.
Your opinion in the case of Meyer v. Johnson attracted a good deal of attention from our judges, and its exhaustive examination of the cases was of great use to us. We had the Alabama and Chattanooga case before us on appeal, and I send you a copy of the opinion. It touches, towards the close, the question of Receivers' Certificates.
With kind regards, dear Sir, I am, yours, & sincerely,
Joseph P. Bradley

**U.S. Supreme Court Justice Bradley Thanks an
Alabama Supreme Court Justice for Crafting a Useful Opinion**

19. [Manuscript].

Bradley, Joseph P. [1813-1892].

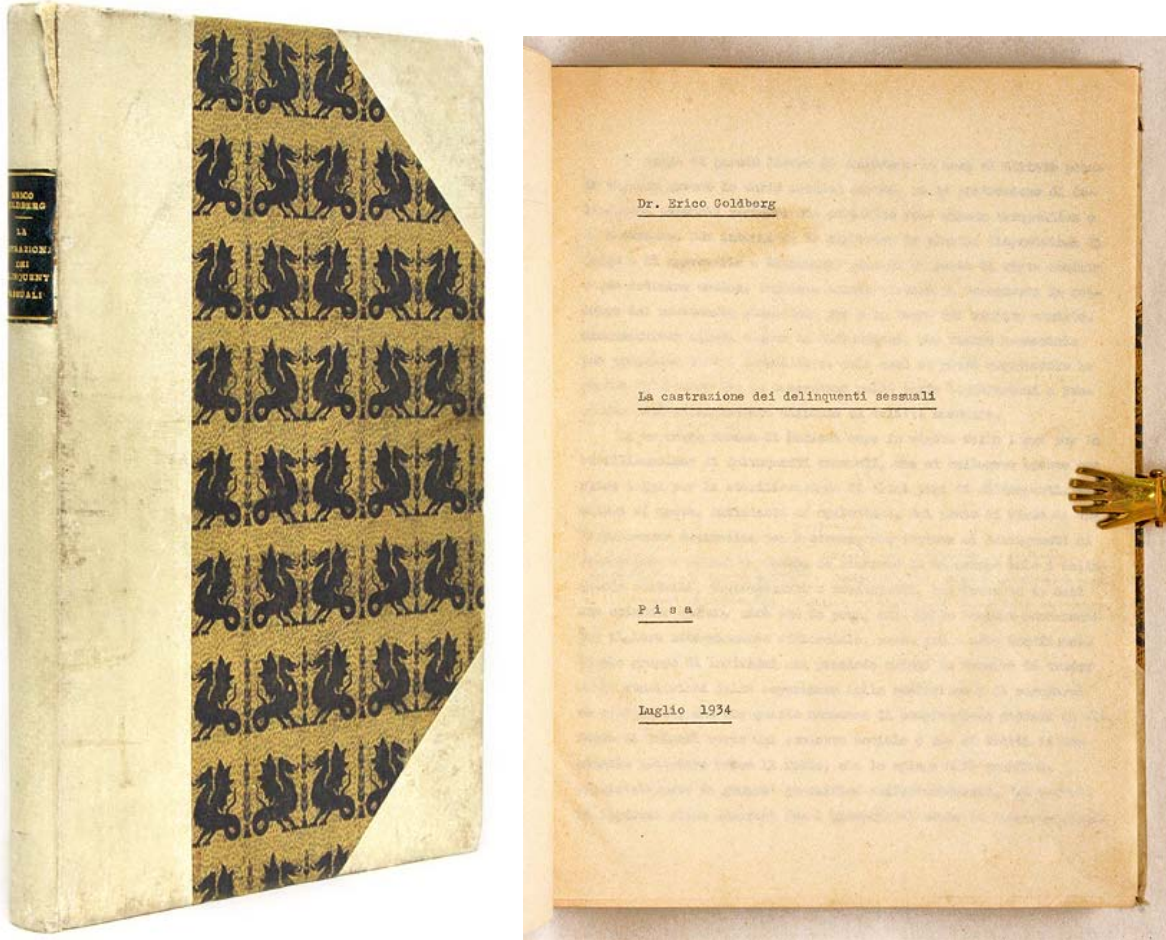
[Manning, Amos R. (1810-1880)].

[Autograph Letter, Signed, To Manning, On U.S. Supreme Court Letterhead, Washington, DC, April 23, 1878]. Single 8-1/4" x 5-1/4" bifolium leaf folded to form 9-3/4" x 7-3/4."

Some toning, two horizontal fold lines. \$750.

* A warm letter of congratulation from Bradley, an associate justice of the U.S. Supreme Court from 1870 to 1892, to Manning, a justice of the Alabama Supreme Court. Manning had written the opinion in *Meyer v. Johnson* (53 *Alabama Reports* 237 [1875]), and influential decision sustaining a chancellor's power to reorganize liens on a railroad in receivership in order to preserve the value of the property. Justice Bradley writes (in part): "Dear Judge...Your opinion in the case of *Meyer v. Johnson* attracted a good deal of attention from our judges, and its exhaustive examination of the cases was of great use to us. We had the Alabama and Chattanooga case before us on appeal, and I send you a copy of the opinion. It touches, towards the close, the question of Receivers' Certificates."

Order this item: <http://www.lawbookexchange.com/details.php?record=67267>



The Castration of Sexual Delinquents

**20. [Manuscript].
Goldberg, Erico [Erik].**

La Castrazione dei Delinquenti Sessuali. Pisa, July, 1934. [ii], 167 ff.

Carbon-paper copy of typescript bound into contemporary three-quarter cloth over patterned paper, calf lettering piece to spine. Light soiling, front joint just starting at head, corners bumped. Moderate toning, numerous penciled corrections and annotations to versos of 31 leaves, presumably in the author's hand. \$750.

* This thesis on the "castration of sexual delinquents" was presented by Dr. Goldberg to the Institute of Legal Medicine of the University of Pisa, most likely for a Dottore di Ricerca, a secondary thesis that is a prerequisite for a professorship in Italy. The thesis, which discusses the laws of several Continental European countries, Great Britain, the United States and Canada, was produced at a time when Nazi Germany and Fascist Italy were exploring the usefulness of sterilization to further their political and racial goals. No copies located on OCLC.

Order this item: <http://www.lawbookexchange.com/details.php?record=67246>



**Manuscript c.1673 Parliamentary
Manual for a Member of the House of Lords**

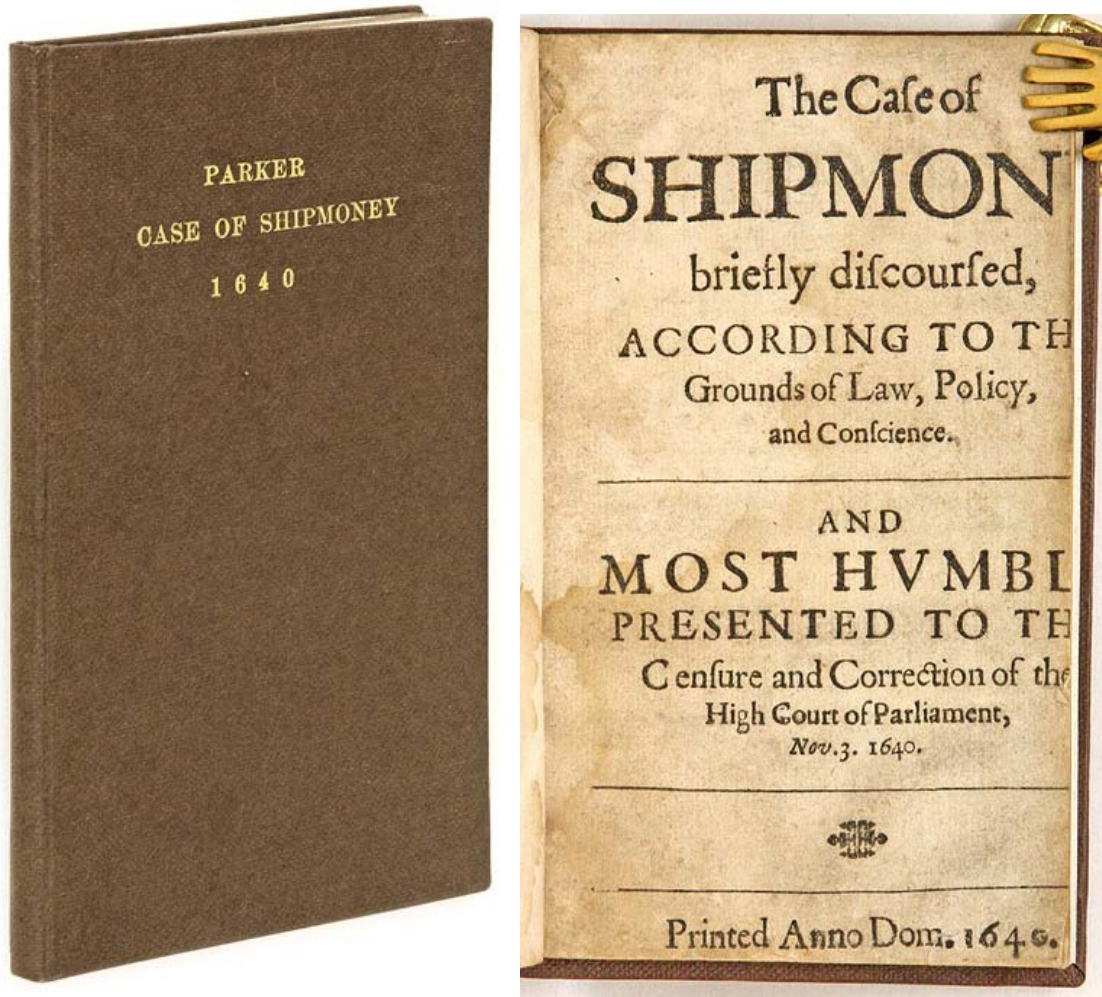
**21. [Manuscript].
[Great Britain]
[Parliament].
[House of Lords].**

Remembrances for Order and Decency to be Kept in Super House of Parliament, By the Lords when His Majestie is not There; Leaving the Solemnities Belonging to His Self Comeing to Be Marshall'd by Those Lords to Whom it More Properly Apertains. [London, c.1673]. 83, [5] pp. Octavo (5-1/4" x 3").

Contemporary morocco, recently rebacked, gilt frames with corner fleurons enclosed by gilt rules, gilt-edged raised bands to spine, all edges gilt. Negligible light rubbing to boards, moderate rubbing to board edges, corners bumped and somewhat worn, front hinge cracked, rear, rear free endpaper lacking. Content in fine secretarial hand to rectos and versos of most leaves. (32 are blank.) Negligible light toning to interior. A well-preserved item. \$1,500.

* With an index. This is a fair copy of a compilation of parliamentary procedure and rules of conduct for a member of the House of Lords extracted from the journals of that house. The latest order is dated 1673. OCLC and COPAC record a small number of similar manuscripts from the eighteenth century, but only a few compiled before 1700.

Order this item: <http://www.lawbookexchange.com/details.php?record=67242>



**An Important Statement Concerning
an Act that Pitted Parliament against Charles I**

22. [Parker, Henry (1604-1652)].

The Case of Shipmony Briefly Discoursed, According to the Grounds of Law, Policy, And Conscience. And Most Humbly Presented to the Censure and Correction of the High Court of Parliament, Nov. 3. 1640. [London: Printed by Thomas Harper], 1640. [ii], 49, [1] pp. Octavo (6-1/2" x 3-3/4").

Stab-stitched pamphlet bound into recent textured paper boards, gilt title to front board. Light browning and faint dampstaining to text, title page printed off-center with some loss to text. \$450.

* Only edition, first issue. Ship money, a tax levied on coastal regions to pay for naval protection, was one of a handful of taxes that English monarchs could levy without parliamentary approval. Believing King Charles I was abusing this power, Parliament passed the Ship Money Act 1640 to abolish the tax. The conflict that resulted from this act was one of the causes of the Civil War. A barrister, Parker was "the most influential writer to defend the parliamentary cause in the 1640s" (Goldsworthy). His pro-Parliament review of the case is considered to be one of the first significant political statements of the 1640s. He published his works anonymously, some under the pseudonym "Observator." According to the *JTC*, there are two issues of this work; the second has "policie" rather than "policy" in the title. Goldsworthy, *The Sovereignty of Parliament* 97. Pollard and Redgrave, *Short-Title Catalogue of Books Printed in England, Scotland and Ireland 19216*. *English Short-Title Catalogue* R17588. Order this item: <http://www.lawbookexchange.com/details.php?record=67212>



**Prynne Reviews the History
of Parliamentary Writs and Practice**

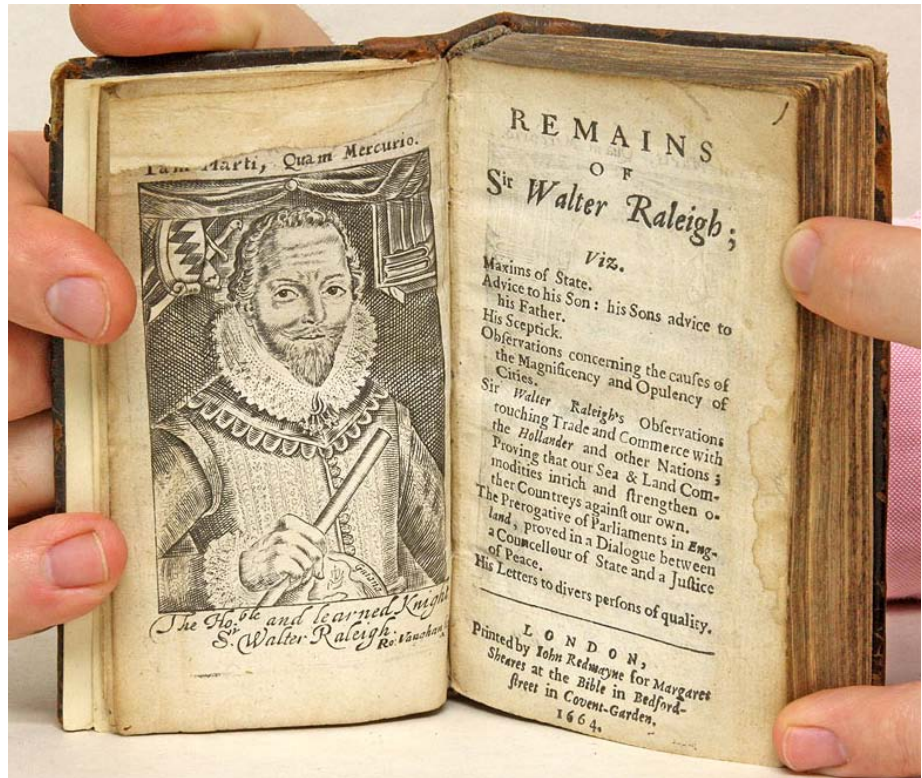
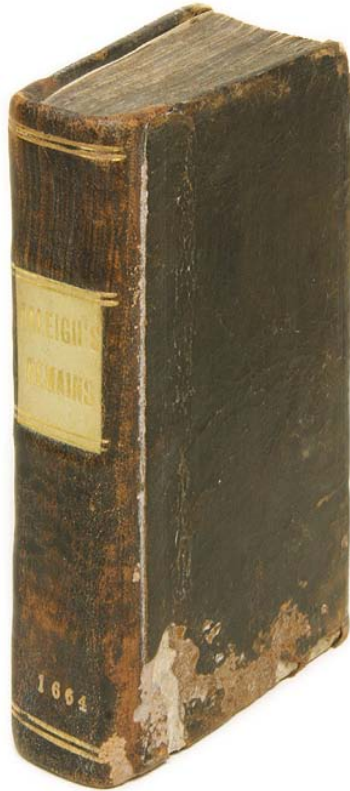
23. Prynne, William [1600-1669].

Brevia Parliamentaria Rediviva. In XIII Sections Containing Several Catalogues of the Numbers, Dates of All Bundles of Original Writs of Summons and Elections Newly Found, Or Formerly Extant in the Tower of London During the Reigns of King Edw. 1, 2, 3. R. 2. H. 4, 5, 6. And E. 4 Being 117 Bundles: Of All the Knights Names of Each County Returned on These Writs; And all Cities, Boroughs, Ports Therin Summoned to Elect, Send, Or Actually Returning Citizens, Burgesses, Barons, And How Oft They Did it During These Kings Reigns: With 3. Catalogues of All the Citizens, Burgesses Returned on These Writs for Bathe, Bristol, London: The Ancient Forms of Elections, Returns Cedulaes, Indentures Relating to Each County, City, Borough, Port; Besides Sundry Rare Writs, Records, Memorials, And Observations from them Touching Elections, Returns: The True Original Creation, Continuance, Discontinuance, Exemption of Antient Boroughs: The Late Erections of New, and Revival of Some Old Petty Boroughs; Most of Which Writs, Bundles, Records, Rarities (Long Buryed in Dust and Darknesse in Caesars Chappel) Hitherto Unknown, Were Lately Discovered, And Here Published for the Benefit of Posterity. London: Printed for the Author, 1662. [xxiv], 232 pp., 233-248 ff., [4], 249-384, 369-376, 393-398, [2] pp. Pagination irregular, text complete. Quarto (7-1/2" x 5-1/2").

Contemporary sheep, recently rebacked in calf, blind rules to boards, raised bands and retained contemporary lettering piece to spine. Light rubbing and a some minor nicks and scuffs to boards, moderate rubbing to board edges, corners bumped and somewhat worn, hinges cracked, recent owner bookplate to front pastedown. Title page printed within typographical border. Moderate toning to text, occasional minor worming to foot of text block, light soiling to title page. \$750.

* Only edition. Complete in itself, this is the third part of a four-volume collection issued from 1659 to 1664 known collectively as the *Brief Register*. The 1662 volume contains Parliamentary material from the reigns of King Edward I through King Edward IV. Other volumes contain writs from different periods. Prynne was a contentious and erudite Puritan

attorney and legal antiquarian who wrote several books and pamphlets about legal history, religion and politics. He had an unrivalled ability to antagonize others. His personality and choice of targets eventually led to his disbarment, imprisonment, and mutilation (loss of ears) by the Star Chamber. After the Restoration Prynne was appointed Royal Archivist in the Tower of London. He compiled the latter volumes of the *Brief Register* during this period. *English Short-Title Catalogue* R14426. Order this item: <http://www.lawbookexchange.com/details.php?record=67195>



Early Collection of Political and Personal Writings of Sir Walter Raleigh

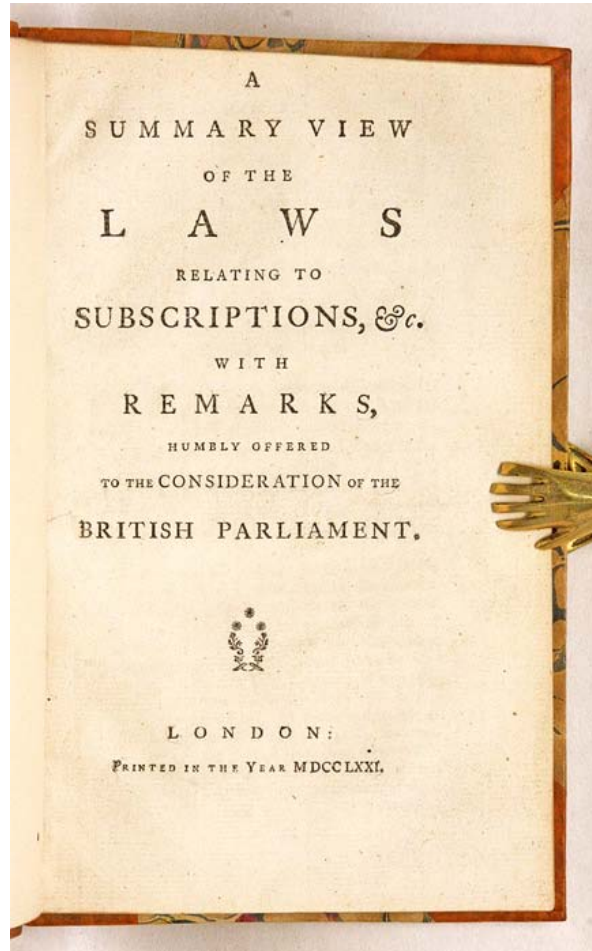
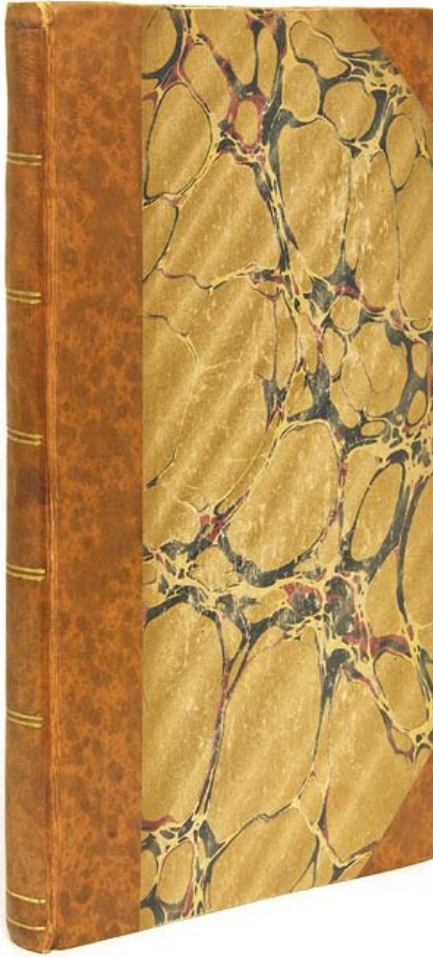
24. Raleigh, Sir Walter [1552?-1618].

Remains of Sir Walter Raleigh; Viz. Maxims of State. Advice to His Son: His Sons Advice to His Father. His Sceptick. Observations Concerning the Causes of the Magnificency and Opulency of Cities. Sir Walter Raleigh's Observations Touching Trade and Commerce With the Hollander and Other Nations; Proving that Our Sea & Land Commodities Inrich and Strengthen Other Countreys Against Our Own. The Prerogative of Parliaments in England, Proved in a Dialogue Between a Councillour of State and a Justice of Peace. His Letters to Divers Persons of Quality. London: Printed by John Redmayne for Margaret Sheares, 1664. [xii], 264; [10], 122 pp. Copperplate portrait frontispiece. Two parts. The second, *The Prerogative of Parliaments in England Proved*, has individual title page and pagination. With a 4 pp. publisher catalogue. 12mo. (4-3/4" x 2-3/4").

Contemporary calf with recent rebacking, blind rules to boards, lettering piece and gilt fillets to spine, endpapers renewed. Moderate rubbing with some wear to extremities, some worming to bottom edge of front board, hinges starting. Moderate toning and occasional faint dampstaining to text, repair to head of frontispiece with minor loss to headline. \$750.

* Third edition. This collection of Sir Walter Raleigh's writings was first published in 1657. It contains his principal political writings as well as essays, of fatherhood, the conduct of life and cities. The final edition of this collection, the eighth, was published in 1726. *English Short-Title Catalogue* R26912.

Order this item: <http://www.lawbookexchange.com/details.php?record=67213>



**Adherence to the
Creed of the Church of England**

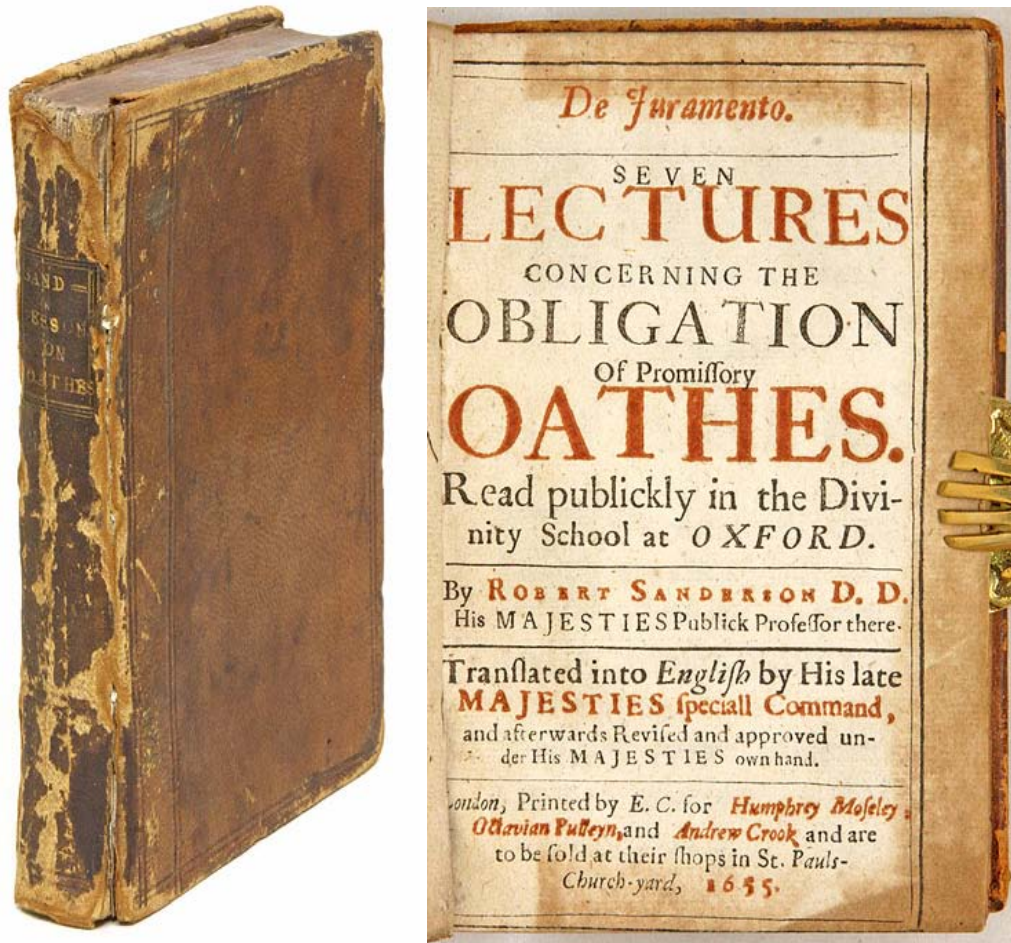
25. [Randolph, Thomas (1701-1783), Attributed].

A Summary View of the Laws Relating to Subscriptions, &c. With Remarks, Humbly Offered to the Consideration of the British Parliament.
London: [S.n.], Printed in the Year 1771. 36 pp. Octavo (7-3/4" x 4-3/4").

Stab-stitched pamphlet bound into recent period-style three-quarter calf over marbled boards, gilt fillets to spine, endpapers renewed. Negligible light rubbing to spine ends and corners, light toning to text. \$500.

* First edition, one of two issues from 1771 (the other an 8 pp. quarto). Subscription refers to one's adherence to the 39 Articles of Religion, the statement of the doctrines and practices of the Church of England that are part of the Book of Common Prayer. Degree candidates at Cambridge and Oxford were required to submit to a formal declaration of subscription. Using a legal argument, a *Summary View* opposes a recent movement to abolish this requirement. (Proponents of abolition, basing their case on William and Mary's 1701 Act of Toleration, presented a petition to Parliament in 1772 that was defeated.) Randolph, the presumed author, was a theologian and the president of Corpus Christi College, Oxford. A second edition of this pamphlet was published in 1772. *English Short-Title Catalogue* T57412.

Order this item: <http://www.lawbookexchange.com/details.php?record=67198>



A Notable Essay on Oaths

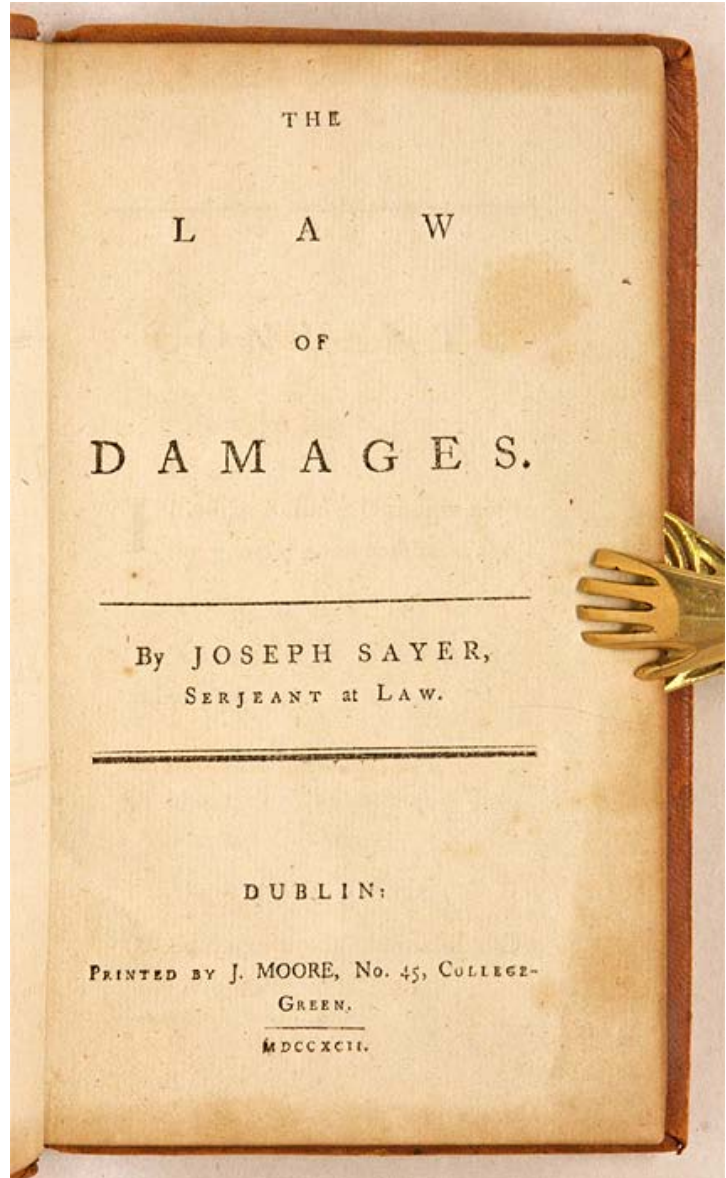
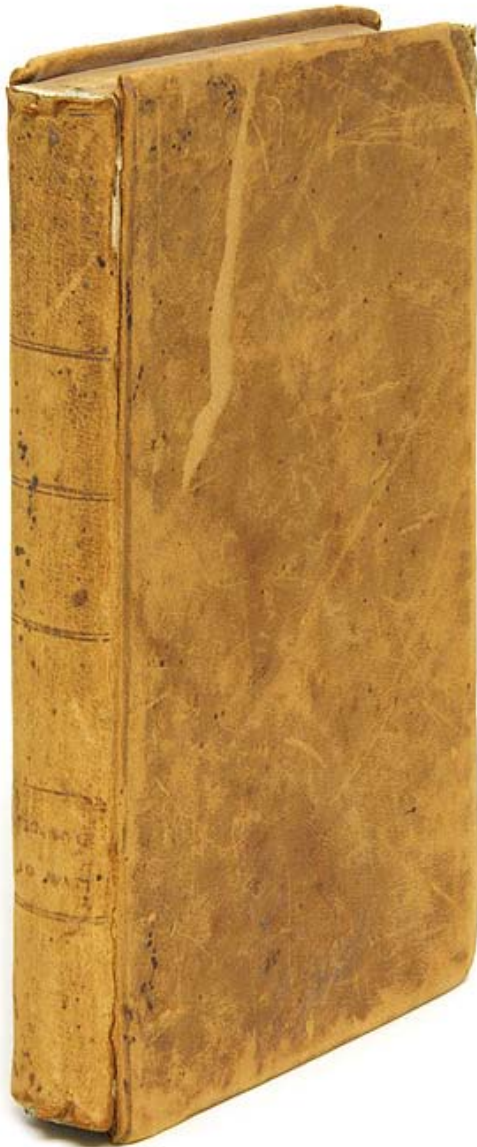
26. Sanderson, Robert [1587-1663].

De Juramento. Seven Lectures Concerning the Obligation of Promissory Oathes. Read Publickly in the Divinity School at Oxford. By Robert Sanderson D.D. His Majesties Publick Professor There. Translated into English by His Late Majesties Speciall Command, And Afterwards Revised and Approved Under His Majesties Own Hand. London: Printed by E.C. for Humphrey Moseley, Octavian Pulleyn, And Andrew Crook, 1655. [viii], 64, 63-272, [14] pp. Octavo (5-1/2" x 3-1/2").

Contemporary sheep, blind rules to boards, blind fillets and later lettering piece to spine. Rubbing to extremities with wear corners, chipping to head of spine, boards beginning to separate, but secure, front pastedown and most of free endpaper neatly removed, a few tears to following endleaf. Title page printed in red and black within ruled border. Early owner inscription to verso of front board (Tittenhange Library), light toning to text, offsetting to margins of title page. \$750.

* First edition in English. Bishop of Lincoln, Chaplain to Charles I, Regius Professor of Divinity at Oxford University and subject of a biography by Izaak Walton, Sanderson was one of the most eminent Englishmen of the seventeenth century. His opinions are also discussed in Walton's *The Compleat Angler*. *De Juramento* is a conservative review of the "nature and teaching" of oaths to royal and government officials according to Scripture. It was first published in 1647 as *De Juramenti Promissorii*. King Charles I held this work in high regard and he may have been the author of the English translation. This work was suppressed during the Commonwealth and returned to print during the Restoration. Its final edition was published in 1722. *English Short-Title Catalogue* R30543.

Order this item: <http://www.lawbookexchange.com/details.php?record=67241>



An Early English Treatise on the Law of Damages

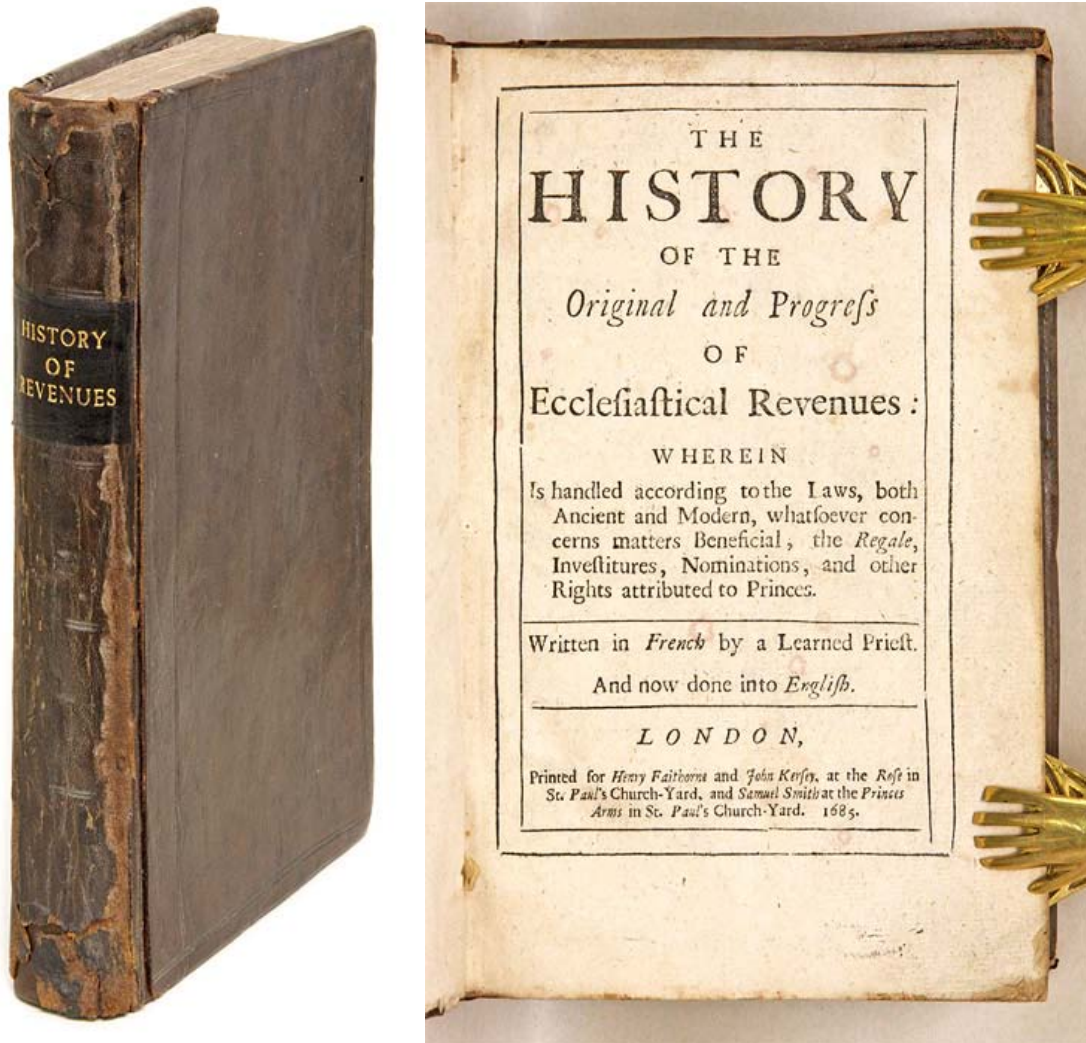
27. Sayer, Joseph.

The Law of Damages. Dublin: Printed by J. Moore, 1792. xiv, 248 pp. 12mo. (6-3/4" x 4").

Contemporary sheep, blind fillets and early hand-lettered title to spine. Rubbed with wear to spine ends, corners bumped, joints and hinges starting. Moderate toning to text, light foxing in places, later annotation and owner signature to front free endpaper. \$500.

* Only Dublin edition, a reissue the only London edition, 1770. Arranged in 36 concise chapters, this pioneering treatise outlines the law of damages as it stood in the late eighteenth century. Holdsworth notes that principles are "clearly stated." He also notes that the information is "rather meagre" due to the undeveloped state of the subject in Sayer's day. Holdsworth, *A History of English Law* XII:394. *English Short-Title Catalogue* N10252.

Order this item: <http://www.lawbookexchange.com/details.php?record=67224>



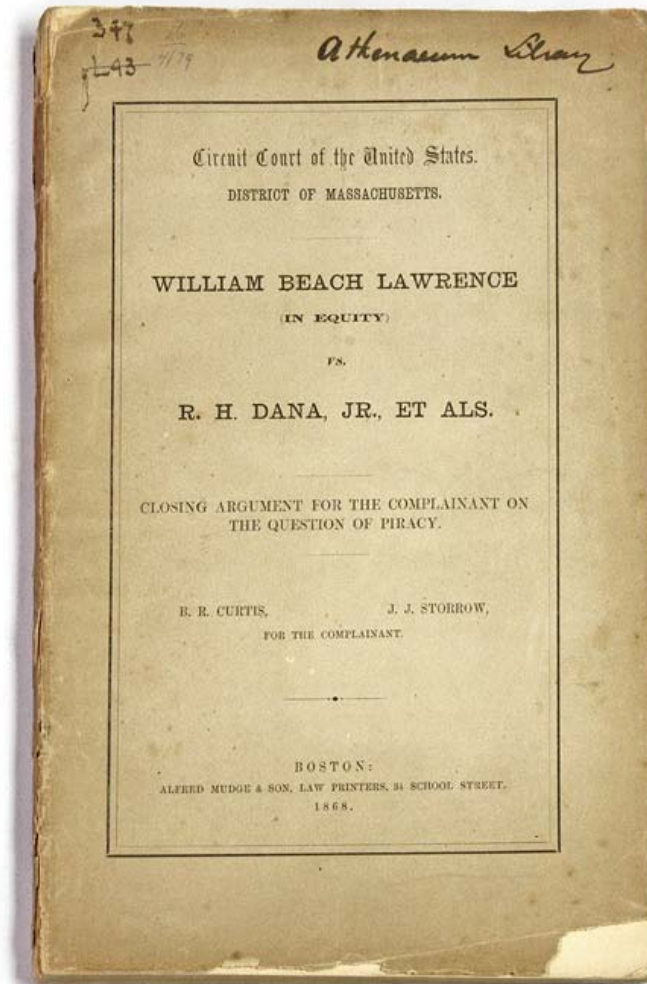
**A Critical Examination of Tithes
and Other Forms of Ecclesiastical Revenue**

28. [Simon, Richard (1638-1712)].

The History of the Original and Progress of Ecclesiastical Revenues. Wherein is Handled According to the Laws, Both Ancient and Modern, Whatsoever Concerns Matters Beneficial, The Regale, Investitures, Nominations, And Other Rights Attributed to Princes. Written in French by a Learned Priest. And Now Done into English. London: Printed for Henry Faithorne and John Kersey, 1685. [xvi], 271, [1] pp. Octavo (7" x 4-1/2").

Contemporary calf, rebacked retained backstrip with gilt fillets and recent lettering piece to spine, blind rules to boards. Minor nicks and scuffs to boards, which are slightly bowed, moderate rubbing to extremities, wear along joints and spine ends, pastedowns loose and lightly edgeworn. Light toning to text, negligible light soiling to title page. \$350.

* Only English edition. This critical work was originally published in Frankfurt in 1684 as *Histoire de l'Origine & Du Progrès des Revenues Ecclésiastiques*. This anonymous translation was clearly intended to criticize laws concerning tithes to support the Church of England. According to the preface, "this work" is worth reading because it "plainly discovers what good Use the Ecclesiastics have made of the Pious Inclinations of the Laity, to their own Advantage..." *English Short-Title Catalogue* R19448. Order this item: <http://www.lawbookexchange.com/details.php?record=67184>



A Protracted Plagiarism Case Against Richard Henry Dana

29. [Trial].

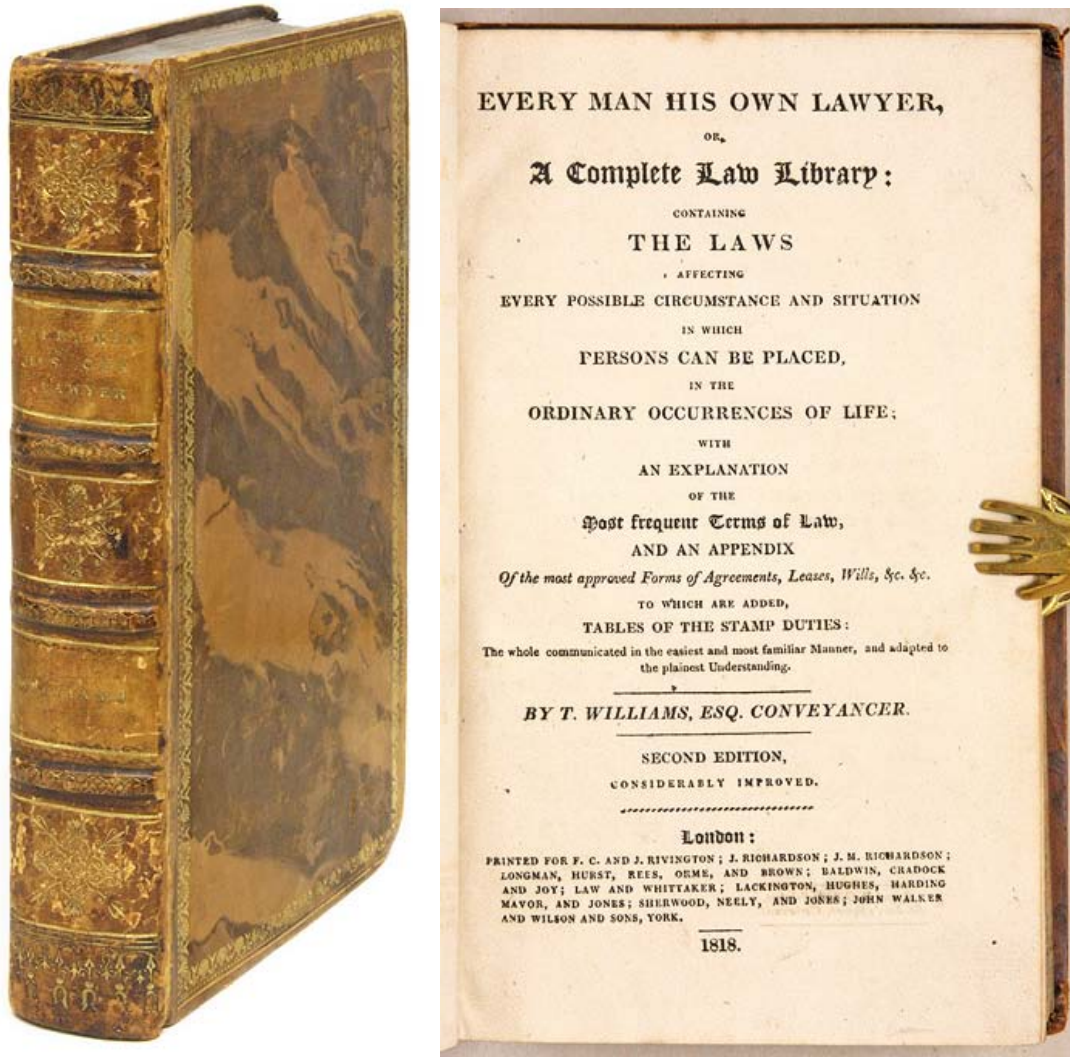
Curtis, Benjamin Robbins [1809-1874].

Dana, Richard Henry [1815-1882], Defendant.

Circuit Court of the United States. District of Massachusetts. William Beach Lawrence (in Equity) vs. R.H. Dana, Jr., Et Als. Closing Argument for the Complainant on the Question of Piracy. B.R. Curtis, J.J. Storrow, For the Complainant on the Question of Piracy. Boston: Alfred Mudge & Son, 1868. vii, [3]-255 pp. Octavo (10-1/2" x 7").

Original printed wrappers. Spine abraded, a few chips to edges, light toning to text. Ex-library. Shelf number and hand-lettered institution name to head of front wrapper, small inkstamp to title page. \$650.

* Only edition. William Beach Lawrence edited two editions of Henry Wheaton's *Elements of International Law*. Dana, then the U.S. District Attorney for Massachusetts, was the editor of a later edition. Lawrence accused Dana of plagiarism and initiated a copyright lawsuit that lasted 13 years. The court supported Lawrence in minor matters, such as the arrangement of notes and verification of citations, but maintained that Dana's notes were original. The trial brought together some of the finest legal minds of the era, including Curtis, the former U.S. Supreme Court justice who had dissented in the Dred Scott Case and then resigned from the Court. OCLC locates 11 copies. *Catalogue of the Library of the Harvard Law School* (1909) II:1129. Order this item: <http://www.lawbookexchange.com/details.php?record=67266>



Scarce Nineteenth-Century English Layman's Manual

30. Williams, T[homas Walter] [1763-1833].

Every Man His Own Lawyer, Or, A Complete Law Library: Containing the Laws Affecting Every Possible Circumstance and Situation in Which Persons can be Placed, In the Ordinary Occurrences of Life; With an Explanation of the Most Frequent Terms of Law, and an Appendix of the Most Approved Forms of Agreements, Leases, Wills, Etc., To Which are Added, Tables of the Stamp Duties: The Whole Communicated in the Easiest and Most Familiar Manner, And Adapted to the Plainest Understanding. London: Printed for F.C. and J. Rivington, 1818. vii, [5] 573, [11] pp. Octavo (8-1/4" x 5").

Contemporary tree calf, gilt frames to boards, gilt spine, marbled endpapers. Negligible light rubbing and a few minor nicks to boards, moderate rubbing to extremities, front joint starting at head, corners bumped, light toning to interior, light foxing to a few leaves. \$125.

* Second, final and best edition, a considerably enlarged edition of a work first published in 1812. In addition to this layman's guide and a law dictionary, Williams wrote manuals for farmers and justices of the peace, compiled abridgments and digests and edited an edition of William Sheppard's *Precedent of Precedents*. Both editions of this work are scarce. OCLC locates 7 copies of the second edition, 3 in law libraries (Furman, Harvard, University of Georgia). Not in Sweet & Maxwell. Order this item: <http://www.lawbookexchange.com/details.php?record=67226>