

CATALOGUE

— 75 —

Celebrating Thirty Years 1983–2013

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In nomine domini nostri Jesu xpi amen.
Incipit liber qui dicitur supplementum.



Dioniaz summa que magistria seu pisanella vulgariter nuncupatur propter eius compendiositatem apud confessores cōius inoleuit. Et qz propter eius abachicas quotationes nimium in suis quotis reperitur corrupta: ac ppter ei⁹ breuitatem in plerisqz suis decisionibus valde dubia: declaratione et suppletionem indigens: iccirco ad cōem simplicius confessorum utilitatem quantum mihi dominus dederit decreui dictam summam emendatam ad cōem quotationes reducere: ac ei⁹ breuitati qz breuius valuerō quod visum fuerit expedire: addēdo supplere: vtz ad ditio cognoscatur in eius principio. Et in fine. **¶** B littera ex rubro ponetur: dicte summe alphabetici ordine sequendo: et paragraphos in marginibus per quotas notādo post principium capli: et in prefata summa

sic istos duos: cum addendum p saltum: v. c. vno. **B.** Docetur item si episcopus diffidens de supple ne. prela. si episcopus tertio cōne: sicut puenit regis forte renuerit: eisdem prios monachos be officium huiusmodi nec ipsi episcopi dum abbatē bñdicere nō nis aut pferre nō ptes li. 6. **¶** Ibi dicitur licitum sit alijs qz m conuersis: et qui ad quos ecclesiasticam et risdictionem obiner ferre tonsuram: nisi nō prefate sedis ind. **¶** Abbas et glibet p rere debet monachos de: et eiectos: vt in. **B.** Et ad claustrum disciplina: extra de. **¶** Al incipit: ne religio. **¶** 5. 5. 2.

¶ Anrum abbas potest suos ad aliam religionem transferre: potest quidem religionem de consuetudine ad minorem. **¶** No notumus. 12. q. 2. sine vero religione dic v. **¶** Al. Ex ibi dictis po

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Clark, New Jersey
2013

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Exterior Front and Rear Cover: **Item 3**, Sebastian Brant and Ulrich Tengler, *Der Richterlich Clagspiegel* and *Layenspiegel*.

Interior Front Cover: *Detail from Item 6*, Nicolaus De Ausmo (Osimo), Alexander De Nevo (Nievo), [Bartholomew, of San Concordio], [*Supplementum Summae Pisanellae et Canones Poenitentiales Fratris Astensis et Consilia Alexandri de Nevo Contra Judaeos Foenerantes*].

Interior Rear Cover: **Item 10**, Pedro Frasso, *De Regio Patronatu: Ac Aliis Nonnullis Regaliis, Regibus Catholicis, in Indiarum Occidentalium Imperio, Pertinentibus: Quaestiones Aliquae Desumptae, Et Disputatae, In Quinquaginta Capita Partitae*.

Title Page: *Details from Item 5*, [Criminals] [Germany], [*Collection of Broad-sides and Pamphlets About Murders and Other Crimes*].

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1 [BENTHAM, JEREMY (1748 –1832)]

THE FIRST EDITION, ELLER 248, ONE OF FIVE HUNDRED COPIES

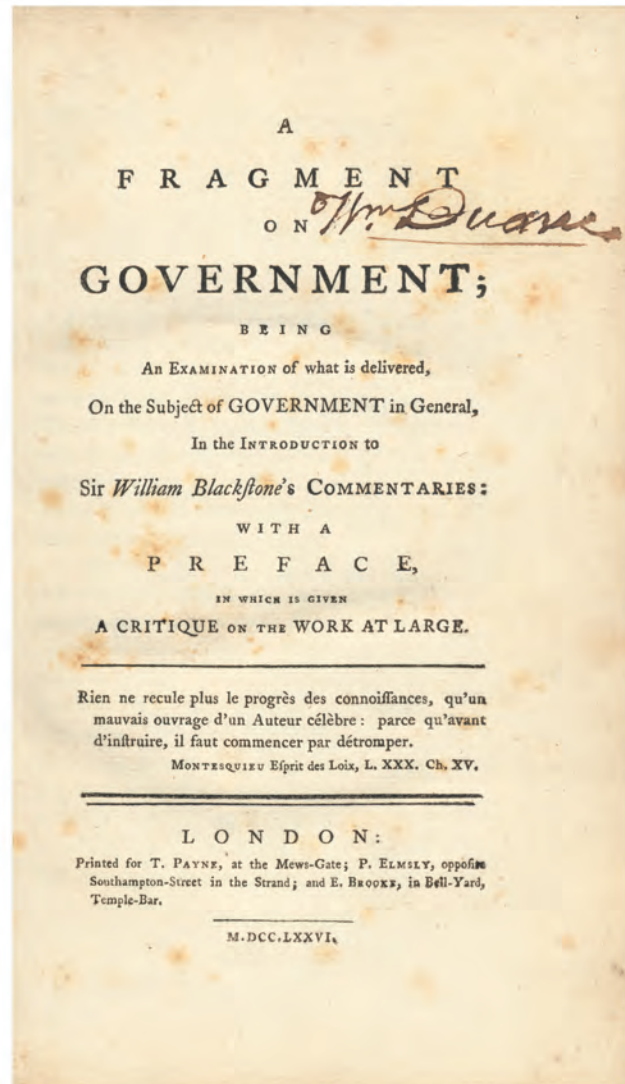
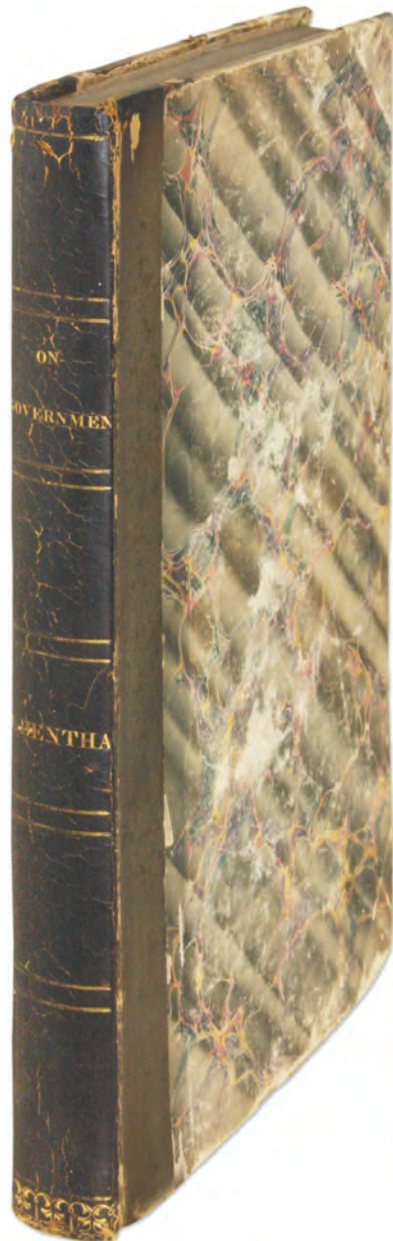
London: Printed for T. Payne, 1776. [iv], lvii, [2], 208 pp. Octavo (8-1/2" x 5-1/2"). Nineteenth-century quarter calf over marbled boards, gilt fillets and title to spine. Moderate rubbing to boards and extremities, front hinge starting at head. Moderate toning and light foxing to text, a few corners dog-eared, small hole to margin of a leaf. Early owner signature (William Duane) to head of title page and preface, annotation, presumably in his hand to foot of p. xxi (part of final line lost to trimming), interior otherwise clean. \$7,500.

First edition of the author's first book, this trenchant analysis of contemporary legal and political ideas offered the first significant criticism of Blackstone. "If it were nothing more, it would have no interest for later generations, which do not regard Blackstone as an authority upon speculative questions of politics or history, and therefore do not need to have Blackstone's theories corrected or disproved. But in criticizing Blackstone's views, Bentham necessarily expounds his own. As Bentham is one of the few English writers of mark upon the theory of political institutions, and as his doctrine forms a link in the chain of English political philosophy, we still read the *Fragment of Government* in order to see, not how far Blackstone was wrong, but how far Bentham was right" (Montague). The William Duane who owned this copy may have been the important Philadelphia lawyer and politician. Born in Ireland in 1780, he settled in Philadelphia, where he helped his father publish the important anti-Federalist newspaper, the *Aurora*. He became an influential lawyer and powerful state politician, serving several terms in the state assembly, and was later Jackson's treasury secretary. He died in 1865. OCLC locates 2 copies in North American law libraries (Baylor, Ohio State). Another copy located at Harvard Law School. Montague, "Introduction" in Bentham, *A Fragment of Government* (Oxford, 1891) 59. Eller, *The William Blackstone Collection in the Yale Law Library* 248.



A FRAGMENT ON GOVERNMENT;

Being an Examination of What is Delivered, On the Subject of Government in General, In the Introduction to Sir William Blackstone's Commentaries: With a Preface, In Which is Given a Critique on the Work at Large



2 [BONIFACE VIII, POPE (1235–1303)] [D'ANDREA, GIOVANNI [c.1270–1348], GLOSSATOR [BRANT, SEBASTIAN (1457–1521), EDITOR]

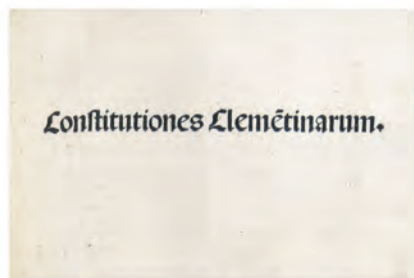
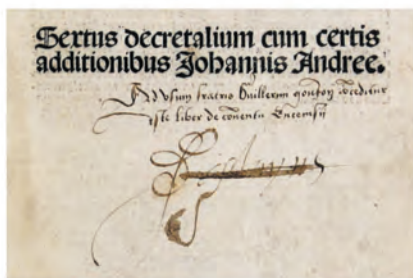
THE FINAL FIFTEENTH-CENTURY IMPRINTS OF THE *LIBER SEXTUS DECRETALIUM* AND *CLEMENTINAE*

[Basel: Johann Froben and Johann Amerbach, December 1, 1500]. Two parts in one, Part II is titled *Constitutiones Clementinarum*. [288] ff. Main text surrounded by linear glosses in parallel columns, printed in red and black throughout. Large woodcut depicting the presentation of the *Liber Sextus* to Boniface on fol. [8]v, woodcut tables of consanguinity and descent on ff. [3]v and [5]r. Collation: AA6, a-y8, z12; AA-MM8. Quarto (8" x 6"). Recent vellum, hand-lettered title to spine, endpapers added, edges rouged. Text in 72-line gothic type printed throughout in red and black. Light toning to text. Early annotation to title page of the *Liber Sextus*, marginalia to a few leaves, some affected by trimming. Light soiling to bottom inner margins on first 100 leaves, faint dampstaining to outer margins of a few leaves at end of text block, interior otherwise fresh. \$9,500.

With a register of titles and D'Andrea's *Super Arboribus Consanguinitatis et Affinitatis*. Attempts to codify the body of canon law began in earnest during the Carolingian Empire. These efforts reached fruition between 1020 and 1025 in the twenty-volume *Decretum* of Burchard, Bishop of Worms. The next great step was taken in 1234 with the *Libri Quinque Decretalium* of Gregory IX, which formed the basis of the *Corpus Juris Canonici*. The *Liber Sextus* of Boniface VIII (1298), the last great collection of the pre-Reformation era, consists of updates and modifications. The *Clementinae Constitutiones* (1313) is a collection of papal legislation that modifies portions of the *Liber Sextus*. It was followed by the *Extravagantes Joannes XXII* and the *Extravagantes Communes* in 1325. All of these texts were edited after the Council of Trent in 1582 under the collective title *Corpus Juris Canonici*. Andrea was an Italian canonist and professor of canon law at the University of Bologna. An eminent figure who received the highest tributes from Arithemius, Baldus, Forster and Bellarmin, his principal writings circulated widely in manuscript and were among the earliest printed works on canon law. His glosses were first published in 1472. Our edition by the great Basel printers Froben and Amerbach was the last printed in the fifteenth century. Remembered today as the moral and satirical poet of *Das Narrenschiff* (*The Ship of Fools*, 1549), Brant was also a noted legal scholar and humanist. His edition of the *Liber Sextus* was first published in 1494. OCLC locates 3 copies of our 1500 imprint in North American law libraries (Harvard, Library of Congress, UC-Berkeley). *Gesamtkatalog der Wiegendrucke* 4905. Goff, *Incunabula in American Libraries* B1015.



SEXTUS DECRETALUM CUM CERTIS ADDITIONIBUS JOHANNIS ANDREE



3 BRANT, SEBASTIAN [1457–1521], EDITOR
TENGLER, ULRICH [1445–1521/22]
[TENGLER, CHRISTOPH], EDITOR
[LOCHER, JACOB (1471–1528)], EDITOR
[BRANT, SEBASTIAN], EDITOR

THE GERMAN RECEPTION OF ROMAN LAW

Folio (12" x 8"). Contemporary calf with elaborate blind-tooling, rebaked retaining spine with raised bands, clasps lacking (brass buckles present). A few minor scuffs, light rubbing to boards, somewhat heavier rubbing to extremities, corners bumped and lightly worn, hinges mended, front endleaves lacking. Moderate toning to texts, darker in places, faint dampstaining and dampspotting in a few places, minor tears to a few leaves, light soiling to title page of *Clagspiegel*, internally clean. A handsome volume. \$9,500.

Later editions. The *Klagspiegel*, or *Clagspiegel*, was the first German-language treatise on Roman law. It was originally compiled in the early years of the fifteenth century from a number of Italian treatises by an anonymous author. It has two parts, one on civil law and one on criminal law. The second part was especially influential because it introduced several fundamental principles of criminal law and procedure that were adopted in the German states. The first edition edited by Brant was published in 1516. An expanded version of the *Klagspiegel*, the *Layenspiegel*, or *Laienspiegel*, was first published in 1509. It is somewhat notorious for its original commentary by Tengler on witches, magicians, heretics and Jews. Our 1530 edition, which includes notes by Brant, is interesting for its observations on the German reception of Roman law since the beginning of the century. Both volumes are appealing for their handsome woodcut title pages and text illustrations, which depict legal allegories, law-giving monarchs, crimes and punishments. All editions of these works are rare in North America. Concerning our copies, OCLC locates none of the *Clagspiegel* and 3 of the *Layenspiegel* (at Trinity College, Harvard Law School and the Library of Congress). *Verzeichnis der im Deutschen Sprachbereich Erschienenen Drucke des 16. Jahrhunderts* B7089, T346.



DER RICHTERLICH CLAGSPIEGEL:

Eyn Nutzlicher Begriff, Wie man Setze[n] und Formieren Sol Nach Ordnung der Rechten, Eyn Yede Klag, Antwort, Und Außsprechene Urteylen, Gezogen Auss Geystlichen und Weltlichen Rechte[n]. Da Durch sich ein Yed[en] Ersey Clager, Answerter, Od Richter un Recht Geschickt Machen, Dasselüben, Brauchen, Un[en] Dargeg[en] vor Unrechter That, Ansechtung, Unnd Fürnmen Verhüten Mag. Mit Mererm Fleiss Wider Durchsichtiget, Und von Neuwem zum Theyl Gebessert.

[Haguenau: In Verlegung Pauli Gotzen, 1529]. [viii], 151, [1] ff. Woodcut title page, two woodcuts in text.

[BOUND WITH]

LAYENSPIEGEL

Von Rechtmässigen Ordnungen in Burgerlichenn und Peinlichen Regimenten. Mit Additionen Ursprünglicher Rechtsprüchen. Auch der Guldin Bulla, Königlicher Reformation, Landtfriden, &c. Sampt Bewärungen Gemainer Rechten, Und Anderm Anzaigen. Newlich Getruckt.

Strassburg: Hans Knoblauch der Jungen, 1530. [viii], 151, [5] ff. Woodcut title page, 26 woodcuts in text.



4 BURSATI (BORSATI), FRANCESCO [16TH. C.]

461 CONSILIA BY A NOTABLE MANTUAN JURIST

Frankfurt: Ex Officina Typographica Ioannis Saurii, 1601 (Volume I), Sumptibus Rulandiorum, 1610 (Volume II), Apud Ioannem Feyrabend, 1594 (Volumes III and IV). Four volumes bound in one book. Complete as issued. Main text in parallel columns. Folio (15" x 9-1/2"). Contemporary vellum, blind rules and large central arabesques to boards, rebacked retaining original spine with raised bands and early hand-lettered title, ties lacking. Light soiling, moderate wear to extremities, large scuff to front board, corners worn, vellum beginning to crack through pastedowns, rear hinge starting at ends. Armorial bookplate of William Curtis Noyes to front pastedown, title page of Volume I printed in red and black, large woodcut printer devices to all title pages, woodcut head-pieces, tail-pieces and decorated initials throughout. Toning, occasional browning, light foxing and dampspotting, minor creases and edgewear to a few leaves. Neat early underlining and annotations in a few places, interior otherwise clean. \$7,500.

Second and final edition. These massive volumes collect 461 *consilia* (detailed analysis of specific legal points) by a notable Mantuan jurist. Most of these deal with canon law. This collection was first published in Venice in four volumes from 1573-1586. Both editions are very scarce today, both as sets and individual volumes. OCLC locates 6 complete copies of the second edition, 1 in North America (Harvard Law School). Another copy located at the Library of Congress. Noyes [1805-1864] was a leading New York lawyer and a member of the commission to codify the state's laws, which resulted in the Field Codes. A man of extensive learning, he owned one of the finest law libraries in the United States. Adams, *Catalogue of Books Printed in the Continent of Europe, 1501-1600* B2523. Pazzaglini and Hawks, *Consilia* B119, B120, B121.



CONSILIORUM SIVE RESPONSORUM



5 [CRIMINALS] [GERMANY]

POPULAR NINETEENTH-CENTURY GERMAN BROADSIDES AND PAMPHLETS ABOUT MURDERS AND OTHER CRIMES

[Southern Germany, c. 1830-75.]. 29 items: 12 bifoliums, 12 single leaves and 5 sewn pamphlets, 10 have woodcut or lithographed illustrations, sizes range from 7-1/2" x 4" to 12-1/2" x 9." Moderate toning and edgewear, occasional foldlines, faint dampstaining, edgewear and chips to some items, a few missing corners with minor loss to text. Overall condition is very good. \$6,500.

A very interesting collection of rare popular broadsides and pamphlets about murders, rapes, robberies and other crimes committed (mostly) in southern Germany during the early to mid-nineteenth century. Some of these are "official" reports, others are journalistic accounts. There are also a few sermons and accounts in verse. All are sensational and lurid. Ten of these feature woodcut or lithographic illustrations; one depicts a mother decapitating her infant with a kitchen knife.



[illegible]

6 DE AUSMO (OSIMO), NICOLAUS [D. 1453]
DE NEVO (NIEVO), ALEXANDER [D. 1484]
[BARTHOLOMEW, OF SAN CONCORDIO (1262–1347)]

AN IMPORTANT DIGEST OF CANON LAW WITH A TRACT AGAINST JEWISH MONEYLENDERS

[Venice: Andreas Torresanus, de Asula, Bartolomeo de' Blavi and Maffeo de Paterbonis, 10 March 1481]. [336] ff. Text in parallel columns. Collation: a-f12, g-h8, i12, k-o8, oo8, p-r8, [et]8, s-y8, A-M8, j8, [et]12. First leaf [a1] unsigned and blank. Quarto (7-1/2" x 6"). Eighteenth-century three-quarter vellum over marbled boards, hand-lettered title to spine. Light rubbing, spine ends bumped, joints just starting at foot, a few minor worm holes to hinges, leaves L3-6 partially detached. A very handsomely printed incunable with initials supplied in alternating red and blue, paragraph marks in red, first initial, Q, in blue with ornate red background and long penwork border, with numerous smaller rubricated initials in red and blue. Light toning to text, finger smudges and negligible faint dampstaining to some leaves, interior otherwise clean. \$15,000.

Completed in 1444, this important alphabetically digested encyclopedia of canon law is an enlargement of the *Summa de Casibus Conscientiae* by Bartholomew of San Concordio. Appended to the *Summa* are two other important texts: Alexander de Nevo's (or Nievo's) analysis of the Church's view of Jewish money lenders, *Consilia Contra Judaeos Fenerantes*, and the *Canones Poenitentiales* by Astesano (d. 1330?). These two texts appear in editions of the *Supplementum* published after 1476. The *Summa* and other digests of concilia are important guides to legal doctrine. As Pazzaglini and Hawks note, they "represent a body of precedent and reflect the underlying political, social, and economic tensions of the day. The consilium merged legal theory with facts of a case to produce a constantly developing law on a wide range of issues, such as the status of women and Jews, laws of inheritance, statute legislation, court procedure, imprisonment and homicide. (...) There is always an element of casuistry in the consilia, as they apply general principles of doctrine to the particular cases of fact. Thus, consilia are as firmly grounded in reality as any historical source can be" (xiii). OCLC locates 10 copies in North America, 2 in law libraries (George Washington University, Library of Congress). Pazzaglini & Hawks, *Consilia: A Bibliography of Holdings in the Library of Congress and Certain Other Collections in the United States* xiii (listing other editions). Goff, *Incunabula in American Libraries* N73. *Gesamtkatalog der Wiegendrucke* M26265.



[SUPPLEMENTUM SUMMAE PISANELLAE
ET CANONES POENITENTIALES FRATRIS
ASTENSIS ET CONSILIA ALEXANDRI DE
NEVO CONTRA JUDAEOS FOENERANTES]



7 DUMONT, JEAN, BARON DE CARELSCROON [1667–1727]
ROUSSET DE MISSY, JEAN [1686–1762]
BARBEYRAC, JEAN [1674–1744]

A MONUMENTAL COLLECTION OF TREATIES

24 books bound in 13 volumes. Main text in parallel columns. Complete set. Folio (18" x 11"). Contemporary three-quarter vellum over cloth, raised bands and lettering pieces to spines, edges rouged. Light soiling, some rubbing to extremities with wear to corners and heads of spines, a few hinges starting, first gathering of Volume I partially detached. Title pages printed in red and black, woodcut head and tail-pieces, Volume I of *Corps* and Volume I of the *Supplement* have additional copperplate pictorial title, wide margins throughout. Some toning, light browning in places, internally clean. Ex-library. Small gilt stamps to foot of each spine. A handsome set, very uncommon in the trade. \$20,000.

Only edition. This remarkable collection of nearly 2000 annotated treaties from 315 CE to 1730 is a notable testament to the Enlightenment belief that humanity would progress when it applied reason to large bodies of hitherto-unavailable evidence. It was begun by Carelscroon, a French publicist and continued in 1739 by Rousset de Missy and Barbeyrac. The treaties are in their original languages (Latin, German, Spanish and Dutch). The first volume of the five-volume *Supplement* is a history of diplomacy during antiquity by Barbeyrac. Other volumes contain additional treaties, both ancient and modern, essays on diplomacy and indexes. Camus, *Bibliothèque Choisie des Livres de Droit* 236-237.



CORPS UNIVERSEL DIPLOMATIQUE DU DROIT DES GENS;

Contenant un Recueil des Traitez d'Alliance, de Paix, De Treve, de Neutralité, De Commerce, d'Echange, de Protection & de Garantie, De Toutes les Conventions, Transactions, Pactes, Concordats, & Autres Contrats, Qui ont Été Faits en Europe, Depuis le Regne de l'Empereur Charlemagne Jusques à Présent; Avec les Capitulations Imperiales et Royales; Les Sentences Arbitrales & Souveraines dans les Causes Importantes; Les Déclarations de Guerre, Les Contrats de Mariage des Grands Princes, Leurs Testamens, Donations, Renonciations, & Protestations; Les Investitures des Grands Fiefs: Les Erections des Grandes Dignités, Celles des Grandes Compagnies de Commerce, & En Général de Tous les Titres, Sous Quelque Nom qu'on les Désigne, Qui Peuvent Servir à Fonder, Établir, Ou Justifier. Les Droits et les Interets des Princes et Etats de l'Europe; Le tout Tiré en Partie des Archives de la Tres-Auguste Maison d'Autriche, & En Partie de Celles de Quelques Autres Princes & Etats; Comme Aussi des Protocollés de Quelques Grands Ministres; Des Manuscrits de la Bibliotheque Royale de Berlin; Des Meilleures Collections, Qui ont deja Paru Tant en Allemagne, Qu'en France, en Angleterre, En Hollande, & Ailleurs; Sur Tout des Actes de Rymer; & Enfin les plus Estimes, Soit en Histoire, En Politique, Ou en Droit

Amsterdam and The Hague: Chez P. Brunel, R. et G. Wetstein, Les Janssons Waesberge, et L'Honore et Chatelain [et al.], 1726-31.

[WITH]

SUPPLEMENT AU CORPS UNIVERSEL DIPLOMATIQUE DU DROIT DES GENS

Amsterdam and The Hague: Chez P. Brunel, R. et G. Wetstein, Les Janssons Waesberge, et L'Honore et Chatelain [et al.], 1739.



8 DYER, SIR JAMES [1510–1582]

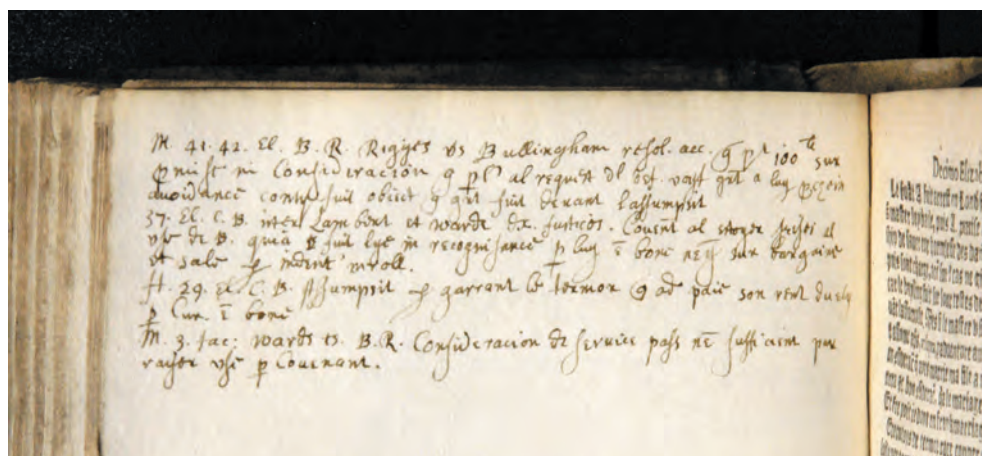
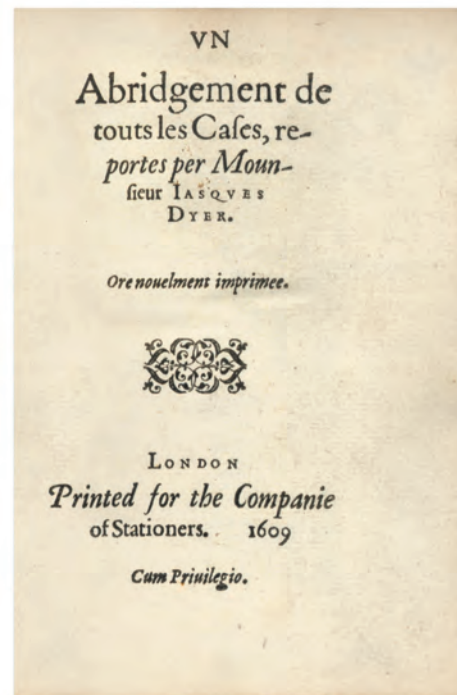
AN UNTRIMMED INTERLEAVED COPY OF DYER'S ABRIDGED REPORTS ANNOTATED THROUGHOUT IN CONTEMPORARY HAND

London: Printed for the Companie of Stationers, 1609. 99, [1] ff., interleaves, 23 blank leaves at rear of text. Octavo (5-1/2" x 4"). Contemporary vellum with fold-over flap and later (?) cloth tie, old repair to head of spine. Light shelfwear and soiling, some edgewear to bottom edge of rear board, hinges cracked. Very light toning to text, annotations throughout text and interleaves in neat contemporary hand, owner signature, "Tho. Peachell/ 1685," to front pastedown, "George Curo, his book, Ended March 25th 1643/ Sit gloria Deo" to foot of fol. 99. An appealing copy with wide untrimmed margins. \$6,500.

Second dated edition, preceded by the 1602 edition and two undated editions (London; c. 1590? and c. 1595?). Dyer's *Reports*, which contains cases heard in the Courts of Common Pleas, King's Bench, Exchequer and Chancery from 1513 to 1582, was originally issued in 1585. One of the first publications of its kind, it was also the first to be referred to regularly as "Reports." A work of great authority (second only to that of the Year Books), it went through several editions and abridgments in Law-French and English. Our copy is particularly interesting for its extensive notes by a contemporary owner (probably by Curo) who had the sheets bound with interleaves. These are filled with case and text citations, glosses and analytical comments. *English Short-Title Catalogue* S100016. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:300 (50).



UN ABRIDGEMENT DE TOUTS LES CASES,
REPORTES PER MOUNSIEUR IASQUES
DYER. ORE NOVELMENT IMPRIMEE



9 FITZHERBERT, ANTHONY [1470–1538]
RASTELL, WILLIAM [1508?–1565]

HEAVILY ANNOTATED COPY OF A WORK HIGHLY ESTEEMED BY COKE AND BLACKSTONE

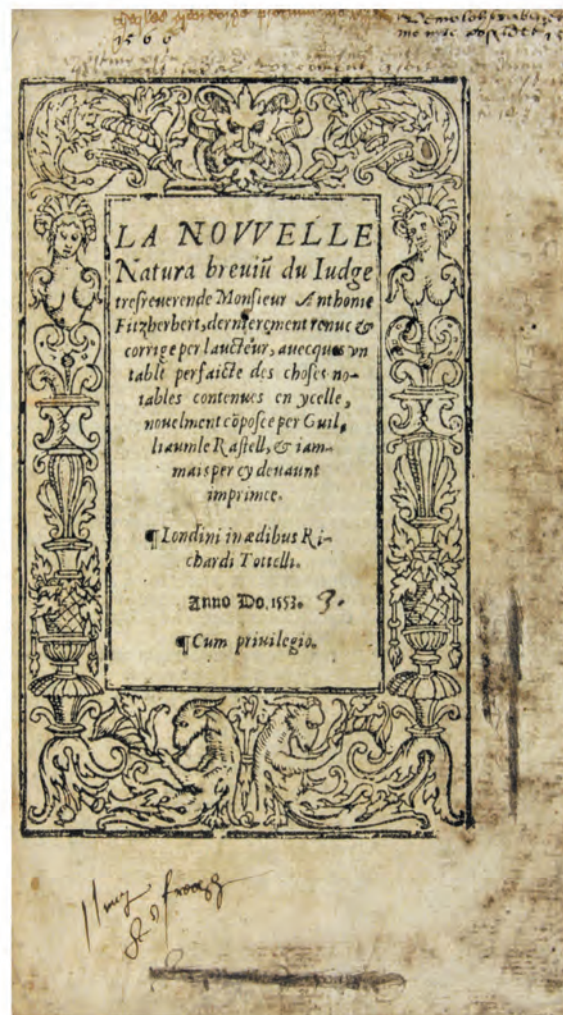
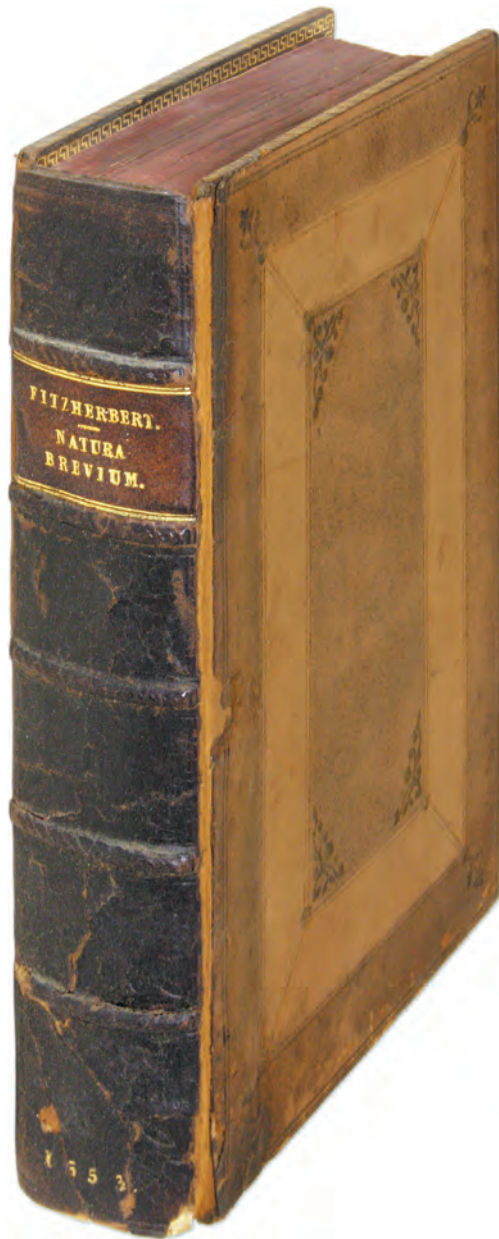
London: In Aedibus Richardi Tottelli, 1553 [colophon date: 1560]. [xxxii] of [xxxiii], 271, [1] ff. The missing leaf is a blank. Octavo (6-1/4" x 4-1/4"). Nineteenth-century paneled calf, dentelles to board edges and interior, rebacked retaining earlier spine, raised bands and lettering piece to spine, edges rouged, marbled pastedowns, free endpapers lacking (or never present). Moderate rubbing to extremities with some wear to spine ends, hinges cracked, armorial bookplate to rear pastedown. Title printed within woodcut architectural border. Some toning to interior, very faint dampstaining to portions of text, dampspotting to a few leaves, light soiling and some edgewear to title page. Annotations in early court hand to endleaves, title page and most of text. An appealing wide-margined copy. \$6,500.

First published in 1534, the *Nouvelle Natura Brevium* is a manual of procedure 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. Rastell's revisions include the addition of a table. A popular work, it went through numerous editions in Law French and English, the final appearing in 1794. It remains significant to this day for its descriptions of writs that were becoming obsolete in the early sixteenth century. Most of the annotations in our copy are case references. Some offer commentary or cite passages in other treatises, such as Lambard's *Eirenarcha*. A few combine references to cases, commentary and a treatise citation. *English Short-Title Catalogue* S113138. Beale, *A Bibliography of Early English Law Books* T344.



LA NOUVELLE NATURA BREVIU[M] DU
IUDGE TRESREVERENDE MONSIEUR
ANTHONIE FITZHERBERT,

*Dernierement Renue & Corrige per Lauteur, Avecques un Table Perfaicte des Choses Notables Contenues en Ycelle,
Novelment Co[m]posee per Guillaumle Rastell, & Iamais per Cydeuaunt Imprimee*



10 FRASSO, PEDRO

SUPPORTS THE SUPREMACY OF THE CROWN OVER THE CHURCH IN SPAIN'S AMERICAN COLONIES

Madrid: Ex Typographia Imperiali, Apud Iosephum Fernandez a Buendia, 1677-1679. Two volumes. [lx], 395, [109]; [lxxx], 458, [130] pp. Main text in parallel columns. Additional copperplate title pages. Two portrait plates. Folio (13" x 8-3/4"). Eighteenth-century three-quarter sheep over marbled boards, raised bands, gilt ornaments and lettering pieces to spines, marbled endpapers, ribbon markers, edges rouged. Some rubbing to extremities, chipping to edges of lettering pieces, corners bumped and somewhat worn, front hinges cracked, minor worming to final six leaves of 1677 volume. Title pages printed in red and black, woodcut decorated initials, head-pieces and tail-pieces. Toning to text, occasional light browning, internally clean. \$5,000.

First edition. Frasso, a Peruvian jurist of the Regalist school, presents an important legal analysis that supports the crown's power over the church in Spain's American colonies. The full title of the 1677 volume is *De Regio Patronatu ac Aliis Nonnullis Regalis, Regibus Catholicis, in Indiarum Occidentalium Imperio*; the second is *De Regio Patronatu Indiarum Questiones Aliquae Desumptae et Disputatae*. Both volumes contain a portrait of Frasso. The two portraits were apparently printed from the same plate, but for some reason Frasso's face was re-engraved for the second volume and looks substantially different. A second edition was published in 1775. Both editions are rare in the trade. The last known copy to enter the market was a first edition that appeared at auction in 1923. OCLC locates 8 copies of the first edition, 2 in North American law libraries (Yale, UC-Berkeley). Palau, *Manual del Librero Hispano-Americano* 94684.



DE REGIO PATRONATU

*Ac Aliis Nonnullis Regaliis, Regibus Catholicis, in Indiarum Occidentalium Imperio, Pertinentibus. Quaestiones
Aliquae Desumptae, Et Disputatae, In Quinquaginta Capita Partitae*



11 GLANVILLE, RANULF DE [D. 1190], ATTRIBUTED TO

FIRST EDITION OF THE FIRST ENGLISH LEGAL TREATISE

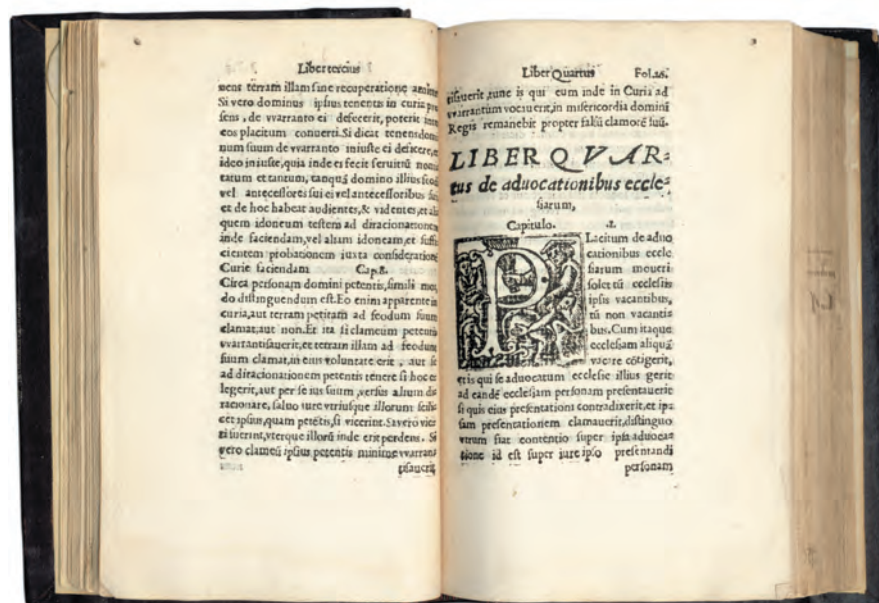
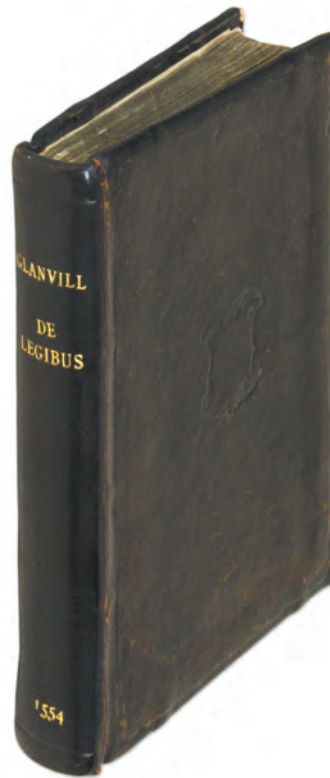
[London: In Aedibus Richardi Totteli, c.1554]. [iii], 5, 5-44, 43-113, [17] ff. (Fol. P8 a blank). Octavo (5-1/2" x 3-1/2"). Recent calf, old calf covers with small central arabesques laid down, endpapers renewed. Light toning to text, gutter of last page adhered slightly to facing endpaper just touching text, two small wormholes to upper margins with no loss to text, early annotations to head of title page and a few leaves. Ex-Birmingham Law Society bookplates to front pastedown and verso of title page, small inkstamp to title page and a few leaves. An attractive copy \$15,000.

First edition. As Winfield notes, the anonymous Latin text long attributed to Glanville (or Glanvill) is the "first classical textbook of English law." Completed around 1189, it describes the procedure of the King's Bench. There is much information pertaining to litigation and includes the texts of approximately eighty writs. Glanville was a major contribution to the development of the common law tradition. It continued to be a primary reference for several generations. Coke, for example, praised it wholeheartedly and used it liberally in his *Reports*. Though overshadowed by Bracton's larger treatise, Glanville is still cited today. It also remains useful for its unparalleled insights into the nature of land law and procedure in medieval England. *English Short-Title Catalogue* S102455. Beale, *A Bibliography of Early English Law Books* T365.



TRACTATUS DE LEGIBUS ET CONSUETUDINIBUS REGNI ANGLIE

*Tempore Regis Henrici Secundi Compositus, Iusticie Gubernacula Tenente Illustri Viro Ranulpho de Glanvilla Iuris
Regni & Antiquarum Consuetudinum eo Tempore Peritissimo. Et Illas Solu[m] Leges Continet et Consuetudines
Secundum Quas Placitatur in Curia Regis ad Scaccarium et Coram Iusticiis Ubicunque Fuerint. Huic Adiectae Sunt a
Quodam Legem Studioso Adnotationes Aliquot Marginales Inutiles*



12 GRATIAN, THE CANONIST [c.1090–c.1160]
JOHANNES TEUTONICUS [c. 1175–1245], GLOSSES
ASTESANO [D.C. 1330]
MARTINUS, POLONUS [D. 1279]
BARTOLOMEO DA BRESCIA [D. 1258], GLOSSES

HANDSOMELY PRINTED EDITION OF GRATIAN, LYONS 1512

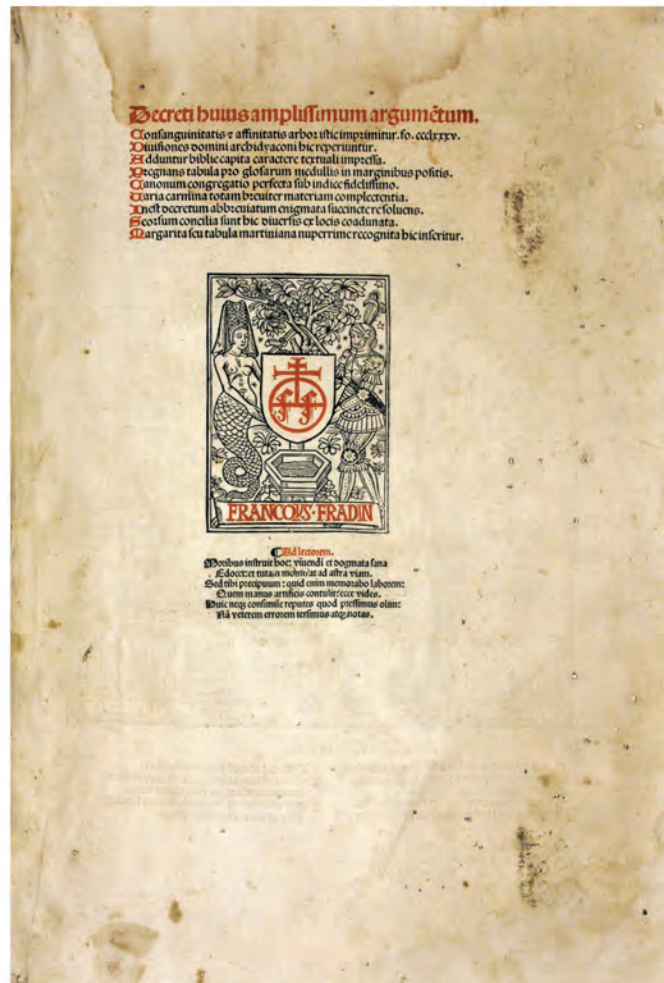
[Lyons]: Francoys Fradin, [1512]. CCCXXVI, [22], XXXVIII, [2] ff. Woodcut tables of descent and consanguinity. Text in parallel columns within linear gloss. Folio (15-1/2" x 11"). Later calf, raised bands, lettering piece and gilt ornaments to spine. Moderate rubbing to boards with some (mostly shallow) scuffing, heavier rubbing to extremities with wear to spine ends, board edges and corners, front hinge cracked but secure, bookplate residue to front pastedown, front free endpaper partially detached, rear hinge starting, light soiling to title page. Fol. 1 features a large woodcut frontispiece of Gratian surrounded by Old Testament figures, saints and church fathers. Large woodcut printed device to title page, woodcut decorated initials, text printed in gothic type. Minor worming to text block, occasional faint dampstaining to margins, internally clean. \$7,500.

The *Concordia Discordantia Canonum*, or as it is better known, the *Decretum Gratiani*, is the cornerstone of modern canon law. The first work of its kind, it was supposedly compiled by Gratian, a Camaldolese monk, around 1140. Using the latest scholastic and juristic techniques from Bologna, he attempted to harmonize these disparate texts. Like the *Corpus Juris Civilis* in the study of the civil law, it became the basic text for the study of canon law for many centuries. The *Decretum Gratiani* addresses various aspects of church jurisdiction, offenses and legal proceedings, as well as administrative issues like baptism, feast days, confirmation and the consecration of churches. Though never an official edition of canon law, it was a standard work for nearly 800 years until it was superseded in 1918 by the *Code of Canon Law* (*Codex Iuris Canonici*). In addition to the *Glossa Ordinaria* of Joannes Teutonicus and the glosses of Bartolomeo da Brescia this imprint includes the *Canones Poenitentiales* of Astesano and the *Margarita Decreti* of Polonus Martinus. OCLC locates 1 copy of this imprint in North America (at the University of Pennsylvania), and two others in France. Not in Adams or *The Canon Law Collection of the Library of Congress*.



DECRETI HUIUS AMPLISSIMUM ARGUME[N]TUM.

*Consanguinitatis & Affinitatis Arboristic Imprimatur. fo. cclxxxv: Hic Divisiones Domini Archidyaconi hic
Reperiuntur: Adduntur Biblie Capita Caractere Textuali Impressa: Pregnans Tabula pro Glosaru[m] Medullis in
Marginibus Positis: Canonum Congregatio Perfecta sub Indice Fidelissimo Varia Carmina Totam Breviter Materiam
Complectentia : Inest Decretum Abbreuiatum Enigmata Succincte Resoluens: Seorsum Concilia Sunt hic Diversis ex
Locis Coadunata: Margarita Seu Tabula Martiniana Nuperrime Recognita hic Inferitur*

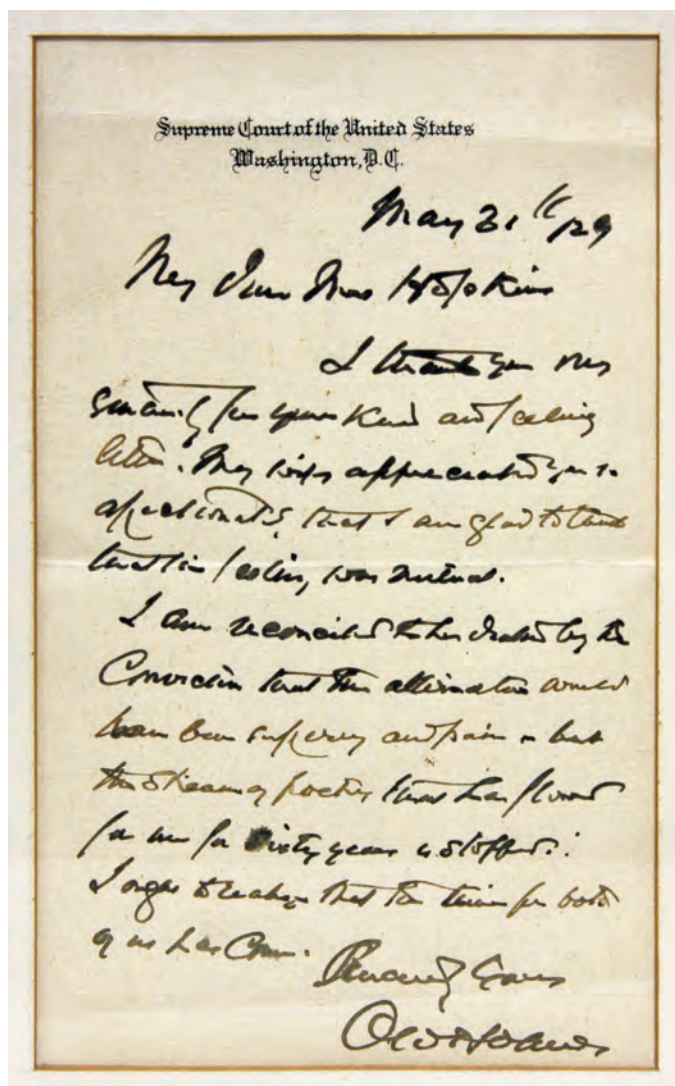


13 HOLMES, OLIVER WENDELL [1841-1935]

FRAMED AND MATTED HOLMES ALS WITH ATTRACTIVE PORTRAIT IMAGE

Interesting 5" x 8" letter and 8" x 12-1/2" photograph of a portrait of Holmes in judicial attire, attractively matted in a 13" x 26" glazed frame. \$1,250.

The letter is a warm note to a "Mrs. Hopkins" written three years before he retired from the bench. (Holmes was an associate justice of the U.S. Supreme Court from 1902 to 1932.) The image is a photograph of the famous Holmes portrait that hangs in Harvard Law School.



[AUTOGRAPH LETTER ON U.S. SUPREME COURT LETTERHEAD, SIGNED O.W. HOLMES AND DATED MAY 31, 1929]



14 [JODOCUS OF ERFURT, ATTRIBUTED]

TWO IMPORTANT EARLY LEGAL REFERENCE WORKS

Two works bound in one volume. Folio (10-1/2" x 8"). Contemporary south-German half blind-tooled red deerskin over wooden boards, remains of brass fore-edge clasp, somewhat later re-staining of spine and addition of lettering piece. Some rubbing to extremities, a few cracks to spine, some chipping and a few minor tears to foot.

Text printed in Gothic type, *Vocabularius* with initial spaces with printed guide letters. Light soiling and stains in places, light toning to *Vocabularius*, *Formulare* evenly browned some trimming to headlines, final leaf (colophon) used as rear pastedown. Owner inscription (of the Jesuit house of Millstatt [Carinthia]) to head of a2, interior otherwise clean. Appealing copies in a handsome contemporary binding. \$20,000.

A work of great authority, the *Vocabularius*, as it is popularly known, is usually attributed to Jodocus, a jurist associated with the University of Erfurt. First published around 1474 in Basel, this highly respected reference is a collection of terms dealing with the *Ius Commune* taken from such late-scholastic texts as the *Vocabularius Stuttgardiensis* (1432), the *Collectio Terminorum Legalium* (c. 1400), and the *Introduitorium pro Studio Sacrorum Canonum* of Hermann von Schildesch (c. 1330). The second work is a well-known formulary (vocabulary and form book) on procedure in the papal courts produced for the German market. The first edition has not been determined, but two incunable editions with similar titles were printed in Rome.

Vocabularius: OCLC locates 1 copy of this imprint in a North American law library (UC-Berkeley). Goff, *Incunabula in American Libraries* V358.

Formularium: OCLC locates no copies of this imprint in North America. *Verzeichnis der im Deutschen Sprachbereich Erschienenen Drucke des 16. Jahrhunderts* F1893.



VOCABULARIUS IURIS UTRIUSQUE

[Strasbourg: Georg Husner, 27 May 1500]. 130 ff. Text in parallel columns. Collation: a8 b6 c8 d-x6.

[BOUND WITH]

FORMULARE REGISTRORUM SEU TERMINORUM OBSERVANDORUM IN CURIA ROMANA: NOVITER IMPRESSUM APPRIME UTILE PRACTICAM NANCISCI CUPIENTIBUS

[Leipzig: Wolfgang Stockel, 19 March, 1506]. [ii], lix, [1] ff. Text in parallel columns. Collation: [*]2(-*2) a6
+*2 b6 C-K6.



Vocabularius utriusque iuris



Formulare Registrorum seu terminorum observandorum in curia Romana. noviter impressum. apprime utile. practicam nancisci cupientibus.

15 [LEGAL EDUCATION] [UNIVERSITY OF LOUVAIN]

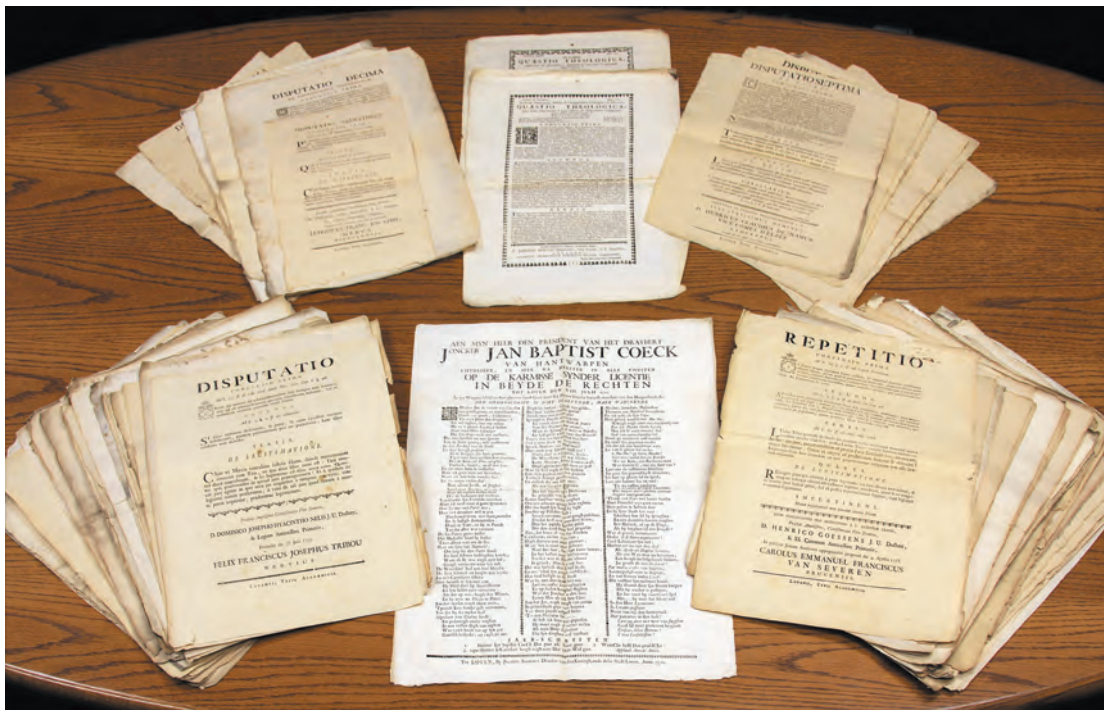
115 UNLOCATED BROADSIDES RELATING TO LEGAL EDUCATION IN LOUVAIN

Louvain, 1712-1794. 115 folio broadsides (17" x 13"). Light toning, some minor stains, flaws, tears or worming, small stab holes to top center margins (for filing), all generally in very good condition, though one broadside has flaws affecting text. 47 broadsides have brief contemporary annotations (usually a note on the examination on verso, some notes relate to legal content). An interesting collection. \$7,500.

Disputations were important events in the early modern university. They functioned as exams, inaugural events and teaching exercises. Our collection offers 115 unlocated broadsides from 18th-century Louvain, mostly from the 1770s, advertising disputations in law. The broadsides list the name of the candidate or speaker, the date of the event and the legal passages and questions that will form the basis of the examination or disputation and the presiding professor or respondent. 46 examples in this collection are the equivalent of present-day bar exams. Two of the broadsides are for theological disputations on law-related subjects and one is a broadside poem in Dutch from 1712 congratulating a law student (one Jan Baptist Coeck) for having passed his exam. 47 items have annotations. Most are notes relating to the event, some are jurisprudential comments. A complete list of the broadsides is available on request.



[115 BROADSIDES ANNOUNCING
EXAMINATIONS AND OTHER ACADEMIC
EVENTS IN THE FACULTY OF LAWS]



16 [LIBER ASSISARUM] [CALLOW, WILLIAM, SIR (FL. 1555), ATTRIBUTED]

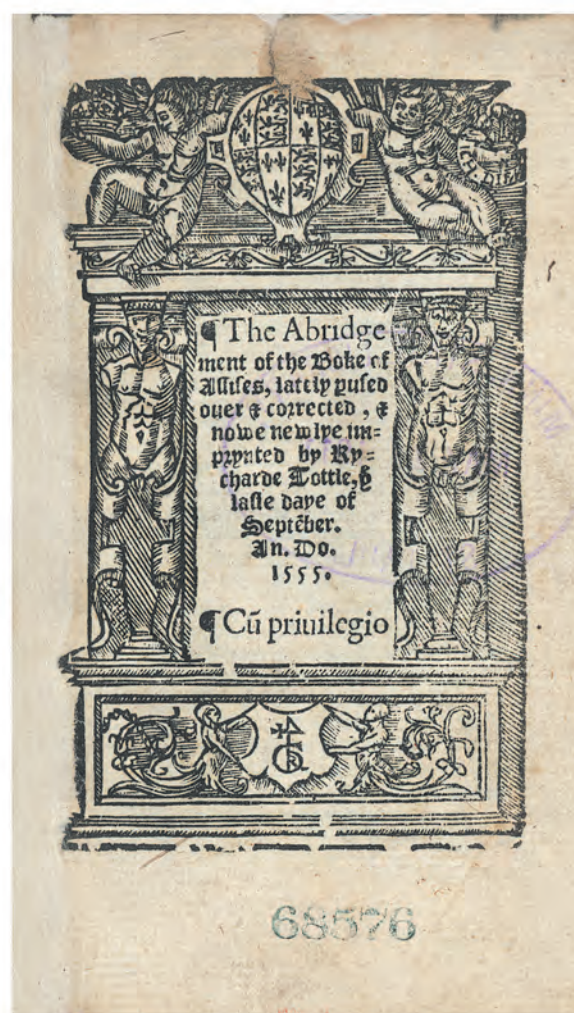
THE BOOKE OF ASSISES ABRIDGED, BEALE R52

[London: Imprinted...in Fletestrete Within Temple Barre, At the Signe of the Hand & Starre, By Richard Tottel, (1555)]. [i], 165, [2] ff. Octavo (5-1/4" x 3-1/2"). Recent period-style calf, raised bands, blind ornaments, and lettering piece to spine, endpapers renewed. Title printed within woodcut architectural border. Toning to text, some soiling and edgewear to title page and following leaf, early check-marks in pen to a few leaves, interior otherwise clean. Ex-library. Small stamp to foot and verso of title page. A handsome copy. \$5,000.

Text in Law-French. With a table. The *Liber Assisarum* is a selection of reports from the Year Books covering regnal years 1-50 of Edward III (1327-77). The contents are arranged alphabetically by topic. "The Book of Assizes (...) is of great authority in law; and so called because it principally contains proceedings upon Writs of Assize of Novel Disseisin, which in those days was *festinum et freems renaedium*. 'Tis often quoted and referred to by most of our ancient writers. (...) The questions are here discussed with more precision and clearness, and they contain more of those points of law that have survived to the present times. In regard to precision and clearness, all the reports of this reign excel those of the preceding; but the merit of these [reports] is of a peculiar kind, and has a very different appearance from what has in later times been considered as excellent in this way" (Rastell). OCLC locates 5 copies, the *English Short-Title Catalogue* locates 6 in the British Isles, 6 in North America and 1 in Australia. Rastell, John, Preface to London, 1679, *Livre des Assises et Pleas del' Corone* cited in Marvin, *Legal Bibliography* 754. *English Short-Title Catalogue* S114295. Beale, *A Bibliography of Early English Law Books* R52.



THE ABRIDGEMENT OF THE BOOKE
OF ASSISES, LATELY PERUSED OVER,
AND CORRECTED, & NOWE NEWELY
IMPRINTED BY RICHARD TOTTLE, YE
LAST DAY OF SEPTEMBER, ANNO DO. 1555



17 LITTLETON, SIR THOMAS [1402–1481] WEST, WILLIAM [FL. 1568–1594], EDITOR

INTERLEAVED AND HEAVILY ANNOTATED 1583 EDITION OF LITTLETON

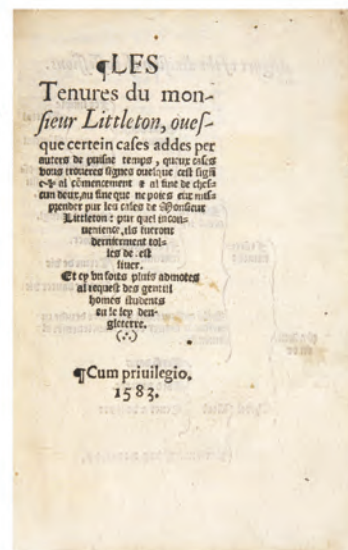
[London: In Fleestrete Within Temple Barre, At the Signe of the Hand and Starre, By Rychard Tottill, 1583]. [ii], 103, 105-171, [24] ff. Title page of index, compiled by West, misbound after main title page. Interleaves. Octavo (5-3/4" x 3-3/4"). Contemporary limp vellum with lapped edges, thong ties. Light soiling and edgewear, a few minor stains, a few cracks to text block. Light toning to text, wide margins, extensive underlining and annotations to text and interleaves and endleaves in contemporary hand. An appealing copy. \$12,500.

Written during the reign of Edward IV [1442-1483] and first published around 1481, Littleton's *Tenures* is probably the most revered treatise in the history of the common law. Much admired for its learning and style, it is concerned with tenures and other issues relating to real property. This venerable work, which Coke called "the ornament of the Common Law, and the most perfect and absolute work that ever was written in any humane science," is considered a landmark because it renounced the principles of Roman law (and Latin) in favor of guidelines and doctrines drawn from the Year Books and, when necessary, hypothetical cases. The annotations in this copy are mostly interpretive; some are glosses, cross-references and case references. Holdsworth, *A History of English Law* II:573. *English Short-Title Catalogue* S108638. Beale, *A Bibliography of Early English Law Books* T31.



LES TENURES DU MONSIEUR LITTLETON,

Ouesque Certain Cases Addes per Auters de Puisne Temps, Queux Cases vous Troveres Signes Ouesque Cest Sign[e] [fleuron] al Co[m]mencement [et] Al Fine de Chescun Deux, Au Fine que ne Poies eux Mispreneder pur les Cases de Monsieur Littleton: pur quel Inconvenience, ils Fueront Dernierment Tolles de cest Liver. Et cy un Foits Pluis Admotes al Request des Gentill Homes Students en le ley Dengleterre. Cum privilegio. 1583



18 [LYNDWOOD, WILLIAM (c.1375–1446)] [BADIUS, JOSSE (1462–1535), EDITOR]

A PRINCIPAL ENGLISH TREATISE ON CANON LAW

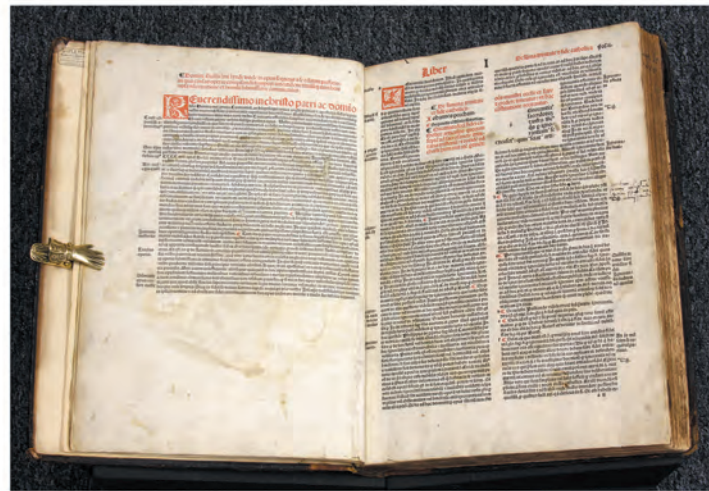
[Paris: Printed by Andreas Bocard at the University of Paris, May 28, 1501]. cxcii, [19] ff. Main text surrounded by two-column linear gloss. Collation: a8 b6, c-g8 h6 i-q8 r6 s-z8 [et]8 [con]6 A-B6 C8(-C8). Folio (13-1/2" x 9-1/2"). Contemporary paneled calf, corner fleurons and large arabesques to boards, recently rebacked, raised bands and lettering piece to spine, endpapers added, early hand-lettered title to fore-edge. A few shallow scuffs to boards, moderate rubbing to their extremities, corners bumped and somewhat worn, hinges cracked, later bookseller ticket, owner bookplate (of Walter Wigglesworth, dated 1934) and two 1930s-era auction or bookseller descriptions affixed to front pastedown. Text printed in red and black gothic type, woodcut decorated initials. Light toning to text, faint dampstaining in places, minor edgewear to leaves at beginning and end of text, some with repairs, inkstains and spark burns to a few leaves. Contemporary annotations to endleaves and portions of text, some with minor loss due to trimming. A nice post-incunable copy of an important title. \$7,500.

First post-1500 edition. Main text followed by nineteen-page, two-part index (*Tabula*). Compiled around 1433 and first published around 1483–1485, the *Provinciale* is the main authority for early English canon law. Divided into five books, it is a digest of the synodal constitutions of the province of Canterbury, from the period of Archbishop Stephen Langton [c.1155–1228] to that of Archbishop Henry Chichele [1414–1443], with Lyndwood's gloss. It is considered the law of the Church of England by some authorities. This copy was printed in Paris for the English market. OCLC locates 11 copies of this imprint in North American law libraries. Beale, *A Bibliography of Early English Law Books* T403. *English Short-Title Catalogue* S103845.



PROVINCIALE SEU CONSTITUTIONES ANGLIE

cum Summariis Atq[ue] Iustis Annotationibus: Honestis Characteribus: Summaq[ue] Accuratione Rursum Impresse

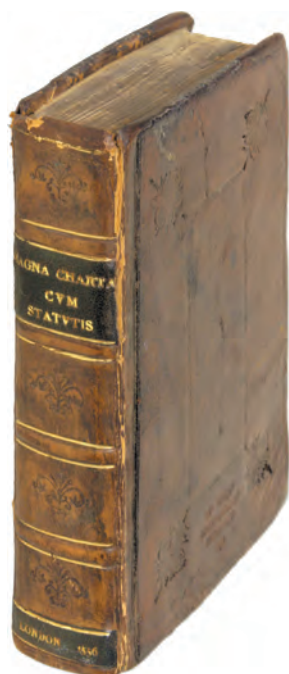


19 [MAGNA CARTA]

FIRST TOTTELL EDITION OF MAGNA CARTA WITH EXTENSIVE CONTEMPORARY ANNOTATIONS

Two parts in one, each with title page. Octavo (5-1/2" x 3-1/4"). Contemporary calf with later rebacking, blind panels with corner fleurons to boards, gilt-edged raised bands, blind ornaments and lettering piece to spine, corners repaired. Moderate rubbing to extremities, small chip to head of spine, joints just starting at ends, front hinge partially cracked, crack in text block between ff. 70 and 71 of the *Secunda Pars*. Moderate toning to text, light browning and faint dampstaining in places, light soiling to title page of *Magna Charta*. Extensive annotations in contemporary court hand to *Magna Carta*, none to the *Secunda Pars*. An interesting copy. \$6,500.

First Tottell edition and one of the earliest printings of the *Magna Carta*, which was first printed around 1508 by Richard Pynson. It also includes the *Charta de Foresta* of Henry III, the Statutes of Merton and Marlebridge, the Statutes of Edward I and additional information useful to "gentelmen studious of the lawes of Englande." Among the most notorious statutes are those of Edward 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. The annotations are mostly glosses and interpretive comments, some are case references. Tottel was granted an exclusive seven-year patent to print books on the common law. His patent was renewed several times over the following forty years. During that time he became one of the most important legal publishers of the sixteenth century. *English Short-Title Catalogue* S101069. Beale, *A Bibliography of Early English Law Books* S16, S24.



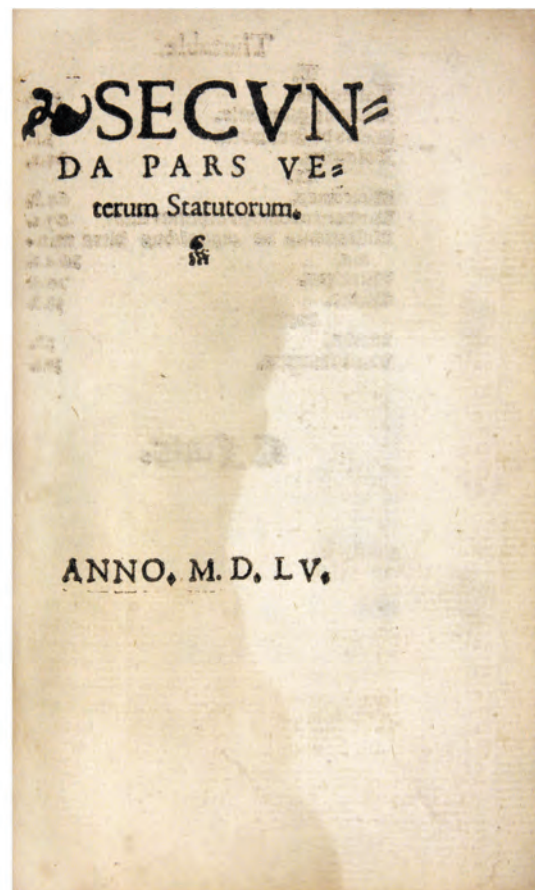
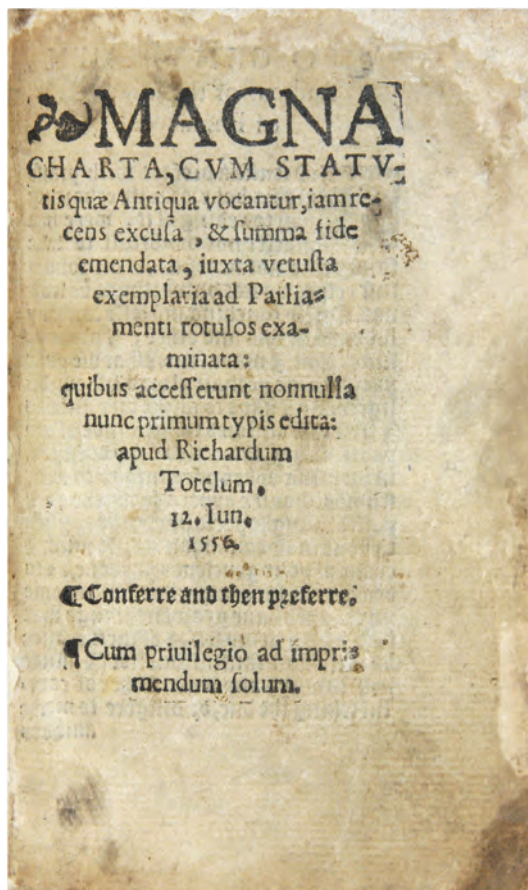
MAGNA CHARTA, CUM STATUTIS QUAE
ANTIQUA VOCANTUR, IAM RECENS
EXCUSA, & SUMMA FIDE EMENDATA,
IUXTA VETUSTA EXEMPLARIA AD
PARLIAMENTI ROTULOS EXAMINATA:
QUIBUS ACCESSERUNT NONNULLA
NUNC PRIMUM TYPIS EDITA

[London]: Apud Richardum Totelum, 12. Iun. 1556. [viii], 170, [1] ff.

[BOUND WITH]

SECUNDA PARS VETERUM STATUTORUM

[London: In Aedibus Richardi Tottelli, Anno. do. 1556]. [i], 2-72 ff.



20 [MANUSCRIPT] LABOURT, DAVID DE

EIGHTEENTH-CENTURY MANUSCRIPT COUTUMIER

Béarn, c. 1775. Six parts with continuous pagination. [i], 1161 ff. (Pagination irregular.) Folio (11-1/2" x 8-1/2"). Contemporary vellum, faint early hand-lettered title to spine. Some wear to extremities, minor inkstains and soiling to boards, hinges cracked but secure, first leaf lightly edgeworn and detached (was attached with three pieces of cello tape). Light toning to interior, text to rectos and versos of most leaves in neat hand. \$5,000.

Text in French, some parts translated from Occitan. This is copy of the Seigneur of Alessey David de Labourt's commentary on the tribunals and customary laws of the *droit écrit* Béarn as codified in Pau in 1551. Though never published, Labourt's commentary, written in the 1650s, was probably the standard work on the subject. Despite its importance, only four copies are known to us: ours, another copied in 1886, an unsigned eighteenth century copy of 432 ff. in a Pau public library and a copy sold at Drouot auctions, dated after 1777 with 837 pp. [A detailed summary of our manuscript is available on request.]



LOS FORS ET COSTUMAS DE BÉARN



21 [MANUSCRIPT] [LAW DICTIONARY] [KINGDOM OF HUNGARY]

MANUSCRIPT LEGAL DICTIONARY ON THE LAWS AND CUSTOMS OF HUNGARY,
COMPILED CIRCA 1650

[Hungary, c. 1650]. [420] pp. Quarto (7-1/2" x 6"). Contemporary vellum (cut from a manuscript calendar for the month of August, red-letter days indicated). Some soiling and edgewear, small chip to head of spine, minor worming to front board and pastedown, front hinge starting, vellum just beginning to crack through rear pastedown. Light toning to interior, early inscription and cancelled signature to front pastedown, text in Latin, written in a fine secretarial hand. \$5,000.

This manuscript contains an alphabetical arrangement of Hungarian laws and customs relating to the principles and regulations established in a community by some authority. It pays careful attention to application and the distinction between legislation and custom. Several entries give citations, mostly of legal books with sixteenth and seventeenth-century dates. The inscription on the front pastedown reads: "Durant Virtute Parata" (Endurance Wins).



The image shows a close-up of an open medieval manuscript. The pages are made of parchment and feature text written in a dark ink using a Gothic script. The text is organized into two columns on each page. Several large, ornate initials in red ink are visible, marking the beginning of new sections or chapters. The parchment shows signs of age, including discoloration and some staining. The book's binding is visible on the left, and the edges of the pages are slightly worn.



22 NAST, THOMAS [1840–1902] [TWEED, WILLIAM M., “BOSS” (1823–1878)]

THOMAS NAST CARICATURE OF “BOSS” TWEED

New York: *Harper's Weekly*, January 6, 1872. Attractively glazed and matted 15" x 10" woodcut in handsome 24" x 30" wooden frame, small plaque to center of bottom. Light rubbing to frame, light even toning to background of image. An attractive piece. \$1,500.

This is one of Nast's famous editorial cartoons from *Harper's Weekly*. An infamous figure in New York City history, Tweed exploited his position as a political leader to amass immense wealth and power. He was a symbol of corruption and the target of urban political reformers. One of these was Nast, who chronicled Tweed's activities in a series of cartoons in *Harper's Weekly* from 1870 to 1873. Some of the greatest editorial cartoons of the nineteenth-century, and important models for later cartoonists, they played a key role in Tweed's downfall.



CAN THE LAW REACH HIM?-THE DWARF AND THE GIANT THIEF



23 [NUREMBERG] [DÜRER, ALBRECHT (1471–1528)]

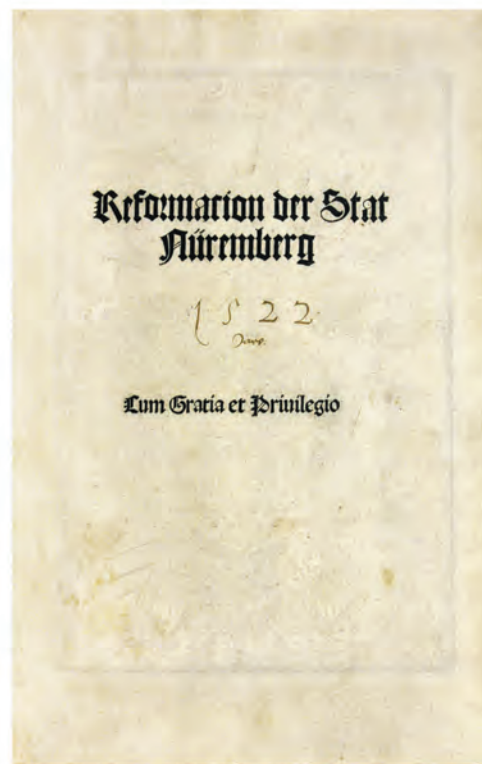
WITH A FULL-PAGE ALLEGORICAL FRONTISPIECE BY ALBRECHT DÜRER

[Nuremberg: Fridrichen Peypus, 1522]. [xxxvi], 30, 208 ff. Folio (12" x 8"). Contemporary panel-stamped reversed calf (with traces of gilt stamping), early repairs to spine ends, clasps present and intact, endpapers renewed at some point. Some rubbing to extremities, chipping to head of spine, a few scuffs and stains to boards, small crack to front joint, rear hinge cracked due to worming, minor worming to fol. 208. Allegorical frontispiece by Durer featuring Lady Justice and a female figure representing charity, attractive woodcut decorated initials throughout. Light toning to text, some leaves lightly browned, faint stains and foxing to a few leaves, wide margins. "1522/ jahre" to title page in near-contemporary hand, interior otherwise clean. \$19,500.

First edition. Nuremberg was the center of the Renaissance in Germany and was its leading cultural and intellectual center until the end of the sixteenth century. These qualities are reflected in the contents and design of this volume. The *Reformation*, or civic legal code, of Nuremberg is known for its humanistic orientation, straightforward language and elegant production. It revised the code enacted in 1498. The 1522 issue by Peypus is notable for its splendid full-page frontispiece by the great Nuremberg artist Albrecht Dürer. The bottom half depicts two *putti* displaying the arms of the city and empire. The upper half depicts Lady Justice, holding scales and a sword, and a female figure representing charity, who is pouring coins from a purse and opening her bodice to bear her heart, which is represented by a flame. The woodcut initials are finely carved and possibly the work of Dürer or his workshop. OCLC locates 4 copies in North America, 1 in a law library (Harvard). *Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 16. Jahrhunderts* N2027. Meder, *Dürer-Katalog* 285.



REFORMACION DER STAT NÜREMBERG



24 STAUNFORD, SIR WILLIAM [1509–1558]

AN ELIZABETHAN LAW STUDENT WORKS HIS WAY THROUGH STAUNFORD'S PLEES AND KINGS PREROGATIVE

Quarto (7-3/4" x 5-1/2"). Contemporary calf, blind frames and large arabesques to boards, rebaked in period style with blind fillets and raised bands, early hand-lettered title to fore-edge, ties lacking, corners repaired, hinges mended. Title page of *Plees* printed within large woodcut architectural border, woodcut decorated initials to both works. Light toning, underlining and annotations throughout in contemporary hand. \$5,000.

This heavily annotated volume, which contains two standard works of the Elizabethan era, provides excellent insights into the study habits of a contemporary law student, Henry Tilston, whose name appears on the title page of *Plees*. (He also notes that he purchased the book on 15 November 1604 for 12 shillings.) First published in 1557, Staunford's *Plees* is divided into three parts. The first treats offences, the second treats jurisdiction, appeals, indictments, and defenses. The third addresses trials and convictions. *Exposition of the Kinges Prerogative* was first published in 1567. It addresses discretionary rights enjoyed by the monarchy in foreign policy, domestic affairs, legal and governmental administration, religion and economic matters. The annotations, some in English, some in law-French, include extensive underlining, case citations, cross-references, references to other legal texts, glosses and analytical comments. He also added a list of twelve principles to a rear endleaf. He even records the dates when he completed the two books: "1 February" at the end of *Plees* and "24 february 1604 (i.e. 1604/5)" at the end of *Exposition*. The owner was probably Henry Tilston of Cheshire [b.1589]. He matriculated at Brasenose College, Oxford, in 1600 and became a barrister of the Inner Temple in 1610. Beale, *A Bibliography of Early English Law Books* T489 (*Plees*), T493 (*Kinges Prerogative*).



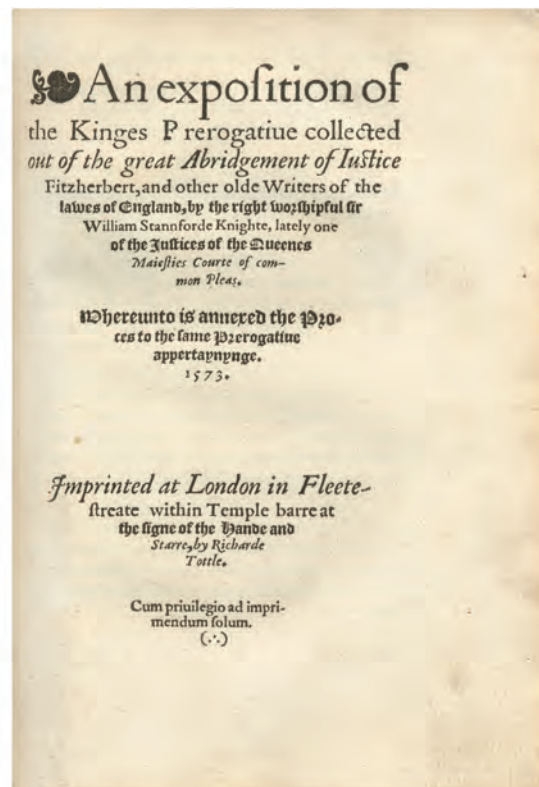
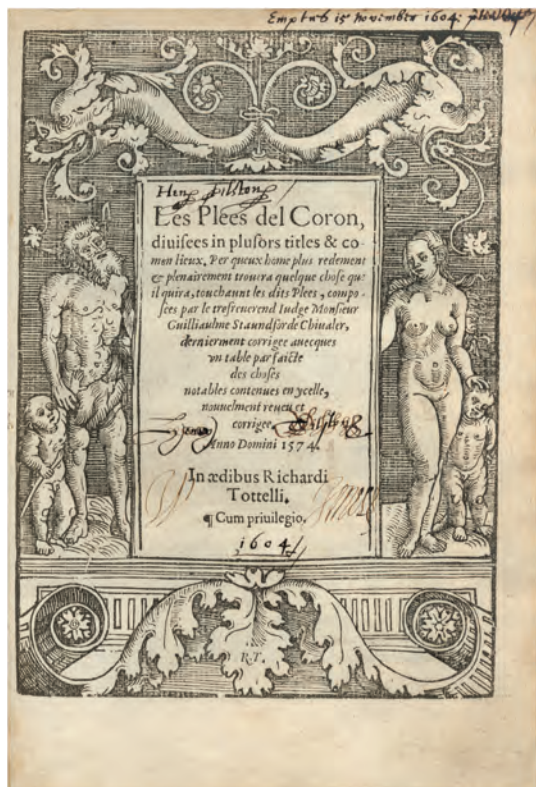
LES PLEES DEL CORON,

Divisees in Plusors Titles & Comen Lieux. Per Queux Home Plus Redement & Plenairement Trovera Quelque Chose queil Quira, Touchant les Dits Plee. Dernierment Corrigeé Avecques un Table Parfaicte des Choses Notables Contenues en Ycelle, Nouvelment Revue et Corrigeé
[London]: In Aedibus Richardi Tottelli, 1574. [xiv], 198 ff.

[BOUND WITH]

AN EXPOSITION OF THE KINGES PREROGATIVE COLLECTED OUT OF THE GREAT ABRIDGEMENT OF IUSTICE FITZHERBERT, AND OTHER OLDE WRITERS OF THE LAWES OF ENGLAND

Whereunto is Annexed the Proces to the Same Prerogative Appertaynyng
[London]: Richarde Tottle, 1573. [i], 85 ff.



25 STORY, JOSEPH [1779–1845]

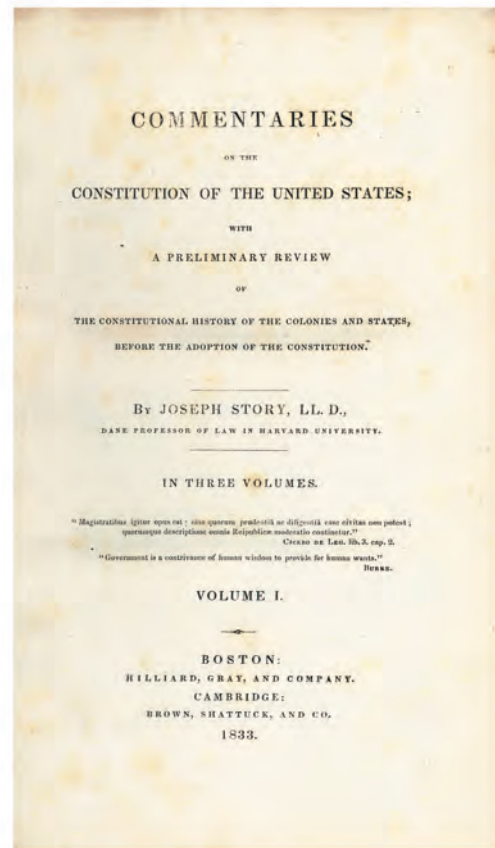
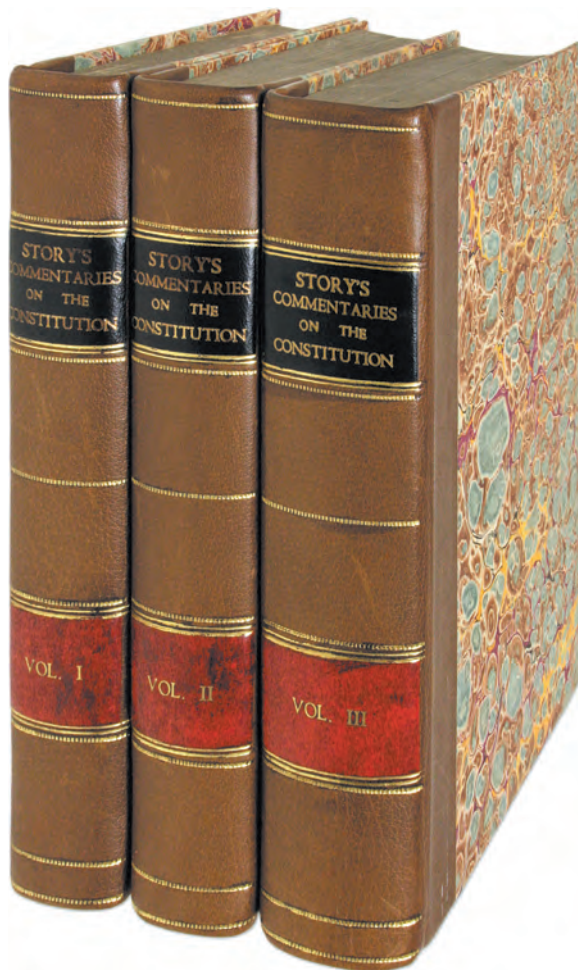
FIRST EDITION OF THE FIRST IMPORTANT WORK ON THE U.S. CONSTITUTION

Boston: Hilliard, Gray and Company, 1833. Three volumes. Octavo (8-1/2" x 5-1/2"). Recent quarter morocco-stamped calf over marbled boards, lettering pieces and gilt fillets to spines. Small inkstain to fore-edge of first volume, light toning to text. \$12,500.

First edition. Story's *Commentaries* was the most substantial and influential work written on the American Constitution before the Civil War, and it remains an important work today. Written while Story was Dane Professor at Harvard Law School and an Associate Justice of the Supreme Court, it presented a strongly Nationalist interpretation. It is divided into three books. Book I contains a history of the colonies and discussion of their charters. Book II discusses the Continental Congress and analyzes the flaws that crippled the Articles of Confederation. Book III begins with a history of the Constitution and its ratification. This is followed by a brilliant line-by-line exposition of each of its articles and amendments. Comparing it to the *Federalist*, James Kent said that Story's work was "written in the same free and liberal spirit, with equal exactness and soundness of doctrine, and with great beauty and eloquence of composition. (...) Whoever seeks...a complete history and exposition of this branch of our jurisprudence, will have recourse to [this] work, which is written with great candor, and characterized by extended research, and a careful examination of the vital principles upon which our government reposes.": cited in Marvin, *Legal Bibliography* 669-670. Cohen, *Bibliography of Early American Law* 2914.



COMMENTARIES ON THE CONSTITUTION
OF THE UNITED STATES; WITH
A PRELIMINARY REVIEW OF THE
CONSTITUTIONAL HISTORY OF THE
COLONIES AND STATES, BEFORE THE
ADOPTION OF THE CONSTITUTION



26 THEODOSIUS II, EMPEROR OF THE EAST [408–450 CE]
GODEFROY, JACQUES [1587–1652], EDITOR
ANTOINE MARVILLE [1609–1663]. EDITOR

FIRST EDITION OF GODEFROY'S EDITION OF THE THEODOSIAN CODE

Lyons: Sumptibus Ioannis-Antonii Huguetan, & Marci-Antonii Rauaud, 1665. Six volumes in four books. Main text in parallel columns. Folio (14-1/4" x 9"). Contemporary calf, gilt spines, speckled edges. Moderate rubbing, some wear to spine ends and corners, some scuffing to boards, most joints and a few hinges cracked or starting, early armorial bookplate of private library to front pastedown of each book, small location label to spine of Volume I (at foot). Title pages in red and black, woodcut head-pieces and decorated initials. Light toning, occasional foxing, internally clean. A handsome set. \$8,500.

First edition. The *Codex Theodosianus* is an official compilation of all laws enacted since the reign of Constantine that was commissioned by Emperor Theodosius II in 429 CE. Completed in 438 CE, and ratified that year by the senate, it was the standard legal text of the empire, one that superseded all earlier codes. It would later exert enormous influence on the barbarians who assumed control of the Western Empire. The Visigoths, Ostrogoths, Franks, Lombards and Burgundians used it as the basis for their legal codes. Godefroy's edition, which includes extensive commentary, was the first modern edition of the *Codex*. It remains a masterpiece of scholarship and erudition. This edition also contains additional notes by Antoine Marville. Graesse, *Tresor de Livres Rares et Precieux* 209. *British Museum Catalogue* (Compact Edition) 21:980.



CODEX THEODOSIANUS: CUM PERPETUIS COMMENTARIIS IACOBI GOTHOFREDI

Praemittuntur Chronologia Accuratio, Cum Chronico Historico, & Prolegomena: Subijciuntur Notitia Dignitatum, Prosopographia, Topographia, Index Rerum, & Glossarium Nomicum. Opus Posthumum; Div in Foro et Schola Desideratum, Recognitum & Ordinaturn ad Usum Codicis Iustiniani, opera et Studio Antonii Marvillii Antecessoris



27 [UBALDIS, ANGELUS DE (c.1328–c.1407)] [SANCTO BLASIO, JOHANNES BAPTISTA, EDITOR]

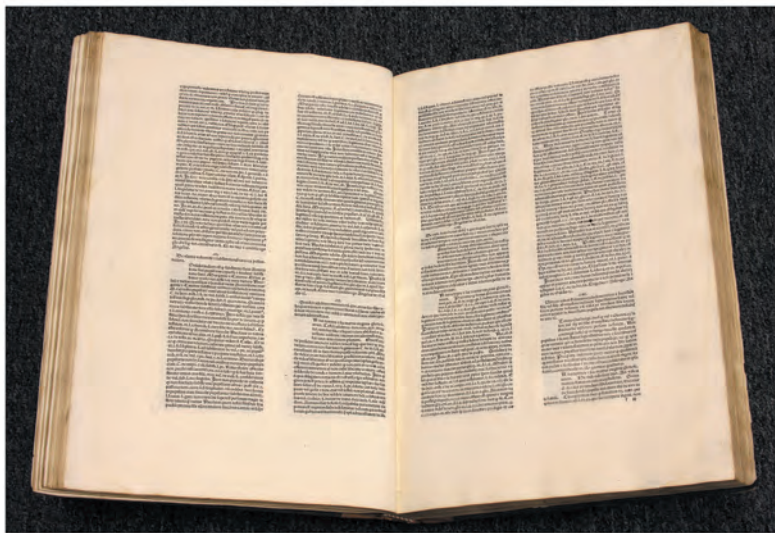
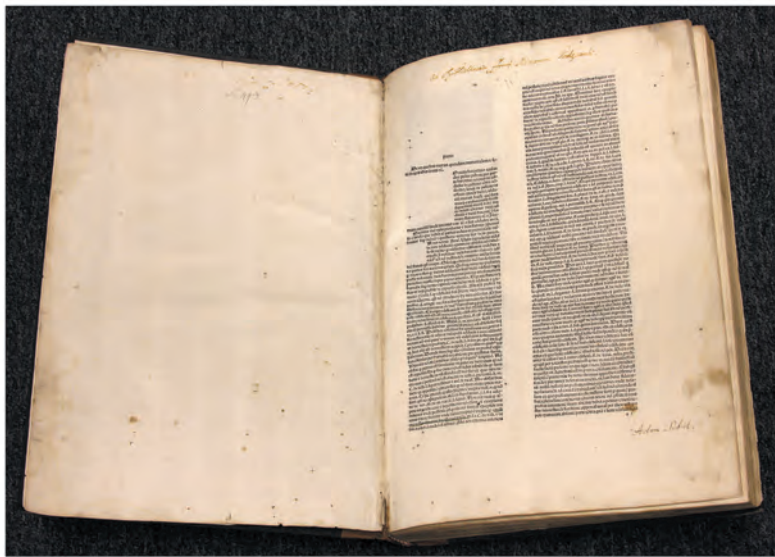
A DISTINGUISHED COLLECTION OF LEGAL OPINIONS

[Venice: Johannes Rubeus Vercellensis, 27 February 1487. Table at end of text, *Tabulas. Repertorium Consiliorum*, by Sancto Blasio, dated 14 April, 1487. [178] ff. Text in parallel 77-line columns. Collation: a-d8, e6, E8, f-l8, m6, n-s8, t6, A-C8. Folio (16-1/2" x 11-1/2"). Nineteenth-century quarter calf over cloth, raised bands, gilt ornaments and lettering piece to spine, endpapers added. Some rubbing with wear to spine ends and corners, some scuffing to calf portions of boards, a few cracks to text block. Text printed in gothic type, initial spaces blank, wide margins. Light toning to text, occasional faint dampstaining to margins, a few small wormholes with minor loss to a few letters. Ex-monastery library. Recent small inkstamp to front free endpaper, early owner inscription to head of first leaf. \$12,500.

Angelus de Ubaldis was the brother of the great jurist Baldus de Ubaldis. Angelus was a highly regarded jurist as well. This volume is a collection of his *consilia*, opinions on disputed legal points in an active case referred by a judge, and *responsa*, opinions on points of written law or decided cases. It was edited by Sancto Blasio, who added a useful index. Collections of consilia are important guides to the history of legal doctrine. As Pazzaglini and Hawks note, they “represent a body of precedent and reflect the underlying political, social, and economic tensions of the day. [They] merged legal theory with facts of a case to produce a constantly developing law on a wide range of issues, such as the status of women and Jews, laws of inheritance, statute legislation, court procedure, imprisonment and homicide. (...) There is always an element of casuistry in the consilia, as they apply general principles of doctrine to the particular cases of fact. Thus, consilia are as firmly grounded in reality as any historical source can be.” Edited by Sancto Blasio, the first edition of Ubaldus’s work was published in 1477. It went through three more editions in 1478, 1487 and 1498. All are rare. OCLC locates no copies of our 1487 imprint in North America. The ISTC locates copies at Harvard Law School, The Huntington Library and the Library of Congress. Pazzaglini & Hawks, *Consilia: A Bibliography of Holdings in the Library of Congress and Certain Other Collections in the United States* xiii. Goff, *Incunabula in American Libraries* U4. *Gesamtkatalog der Wiegendrucke* M48393.



[CONSILIA ET RESPONSA]



28 WOODWARD, GEORGE MOUTARD [1760–c.1809], AFTER [WILLIAMS, CHARLES (1797–1830), ETCHER]

“I GIVE AND BEQUEATH...”

London: Published by Thomas Tegg, October 4, 1807. Attractively glazed and matted 13" x 9-1/4" colored etching in handsome 18" x 14" wooden frame, small brass plaque to center of bottom. A few tiny nicks to frame, light toning to margins, image vivid. An attractive piece.
\$1,500.

A fine example of Regency-era humor, this print depicts the reading of the will of Thomas Whimsey, Esq., in a solicitor's office. Whimsey has the final word as he rewards, punishes and otherwise upbraids his beneficiaries. Woodward, an associate of Thomas Rowlandson, was a noted caricaturist active in London who produced drawings for printmakers. Williams was a prolific etcher of satires, both his and those of others, especially Woodward. Stephens and Stephens, *Catalogue of Political and Personal Satires in the Department of Prints and Drawings in the British Museum* 1870.



A WHIMSICAL WILL!!

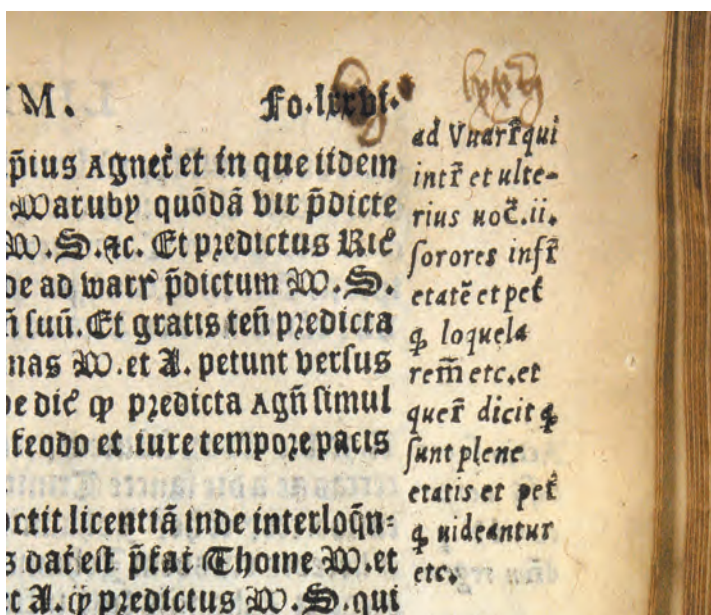


29 [WRITS] [GREAT BRITAIN]

WITH SEVENTEEN ADDITIONAL PAGES OF PRECEDENTS
IN A CONTEMPORARY CHANCERY HAND

[London]: Excudebat [N. Hill for] Henricus Smythe, 1546. [xlv], 244 (i.e. 246), [1] ff. Folio (13" x 8-1/2"). Later three-quarter calf over marbled boards, raised bands and lettering piece (from an earlier binding) to spine, endpapers renewed. Light rubbing to extremities with minor wear to spine ends and corners, hinges cracked. Title printed within woodcut architectural border. Moderate toning to text, occasional faint dampstaining to upper portion of text block, light edgewear to preliminary and final leaves of text, light soiling to title page, repair to lower corner of final text leaf, which has two small holes with minor loss to legibility. Early struck-through annotations to title page and some other leaves, interior otherwise clean. A solid copy in an attractive binding. \$9,500.

Reissue of the first edition, 1510. With index. Also known as the Book of Legal Writs, this is the earliest English book of precedents for pleadings. It contains pleadings in real, personal and mixed actions, information on writs and executions and miscellaneous information on other topics. The anonymous author derived his material from the plea rolls, a fundamental source for early English legal history. This copy contains seventeen additional pages of precedents in a fine contemporary chancery hand. OCLC locates 12 copies of this imprint. Beale, *A Bibliography of Early English Law Books* T284. *English Short-Title Catalogue* S112077.



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30 ZIRINSKY, JULIUS [1898–1970]
[CARDOZO, BENJAMIN N. (1870–1938)]

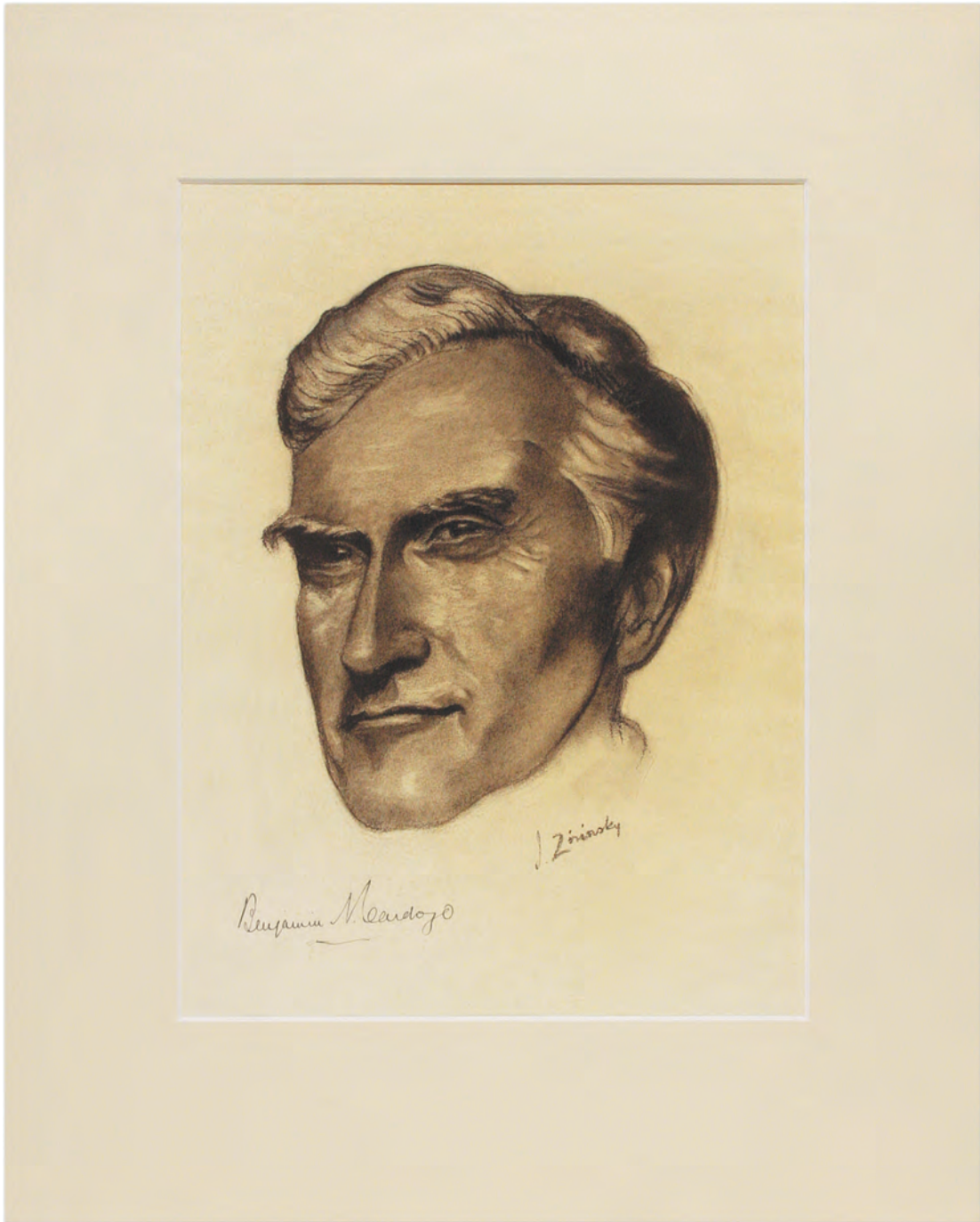
PORTRAIT OF CARDOZO, SIGNED BY CARDOZO AND THE ARTIST

[Washington, DC? C.1935]. 24-1/4" x 19-1/2" black-and-white lithograph, image size 16-1/4" x 12-1/4," signed in ink by Cardozo and Zirinsky in pastel. Light toning, attractively mounted and double-matted. \$1,500.

Zirinsky was a notable New-York based artist. In the mid-1930s he traveled the United States to produce a series of portraits of living luminaries. His portrait of Albert Einstein, done in Princeton, New Jersey in 1935, is the best-known of these. Cardozo was an associate justice of the U.S. Supreme Court and near the end of his life when he sat for Zirinsky.



[PORTRAIT OF CARDOZO]



SOURCES CITED

Adams, H.M. *Catalogue of Books Printed on the Continent of Europe 1501–1600*, In *Cambridge Libraries* (Cambridge, 1967. Reprint. Mansfield, CT, n.d.).

Beale, Joseph Henry. *A Bibliography of Early English Law Books* (Cambridge, 1926. Reprint, Buffalo, 1966).

Camus, Armand-Gaston. Dupin, André-Marie-Jean-Jacques, Editor. *Bibliothèque Choisie des Livres de Droit* (Brussels, 1833. Reprint. Hildesheim, 1976).

Cohen, Morris. *Bibliography of Early American Law* (Buffalo, 1998-2003).

Eller, Catherine Spicer. *The William Blackstone Collection in the Yale Law Library* (New Haven, 1938. Reprint. New York, 1993).

English Short-Title Catalogue (ESTC)
<http://estc.bl.uk>

Ferreira-Ibarra, Dario C. *The Canon Law Collection in the Library of Congress* (Washington, DC, 1981).

Gesamtkatalog der Wiegendrucke
<http://www.gesamtkatalogderwiegendrucke.de/GWEN.xhtml>

Goff, Frederick R. *Incunabula in American Libraries: A Third Census of Fifteenth-Century Books Recorded in North American Collections Reproduced from the Annotated Copy Maintained by Frederick R. Goff, Compiler and Editor* (Millwood, NY, 1973).

Graesse, Jean George Théodore. *Trésor de Livres Rares et Précieux: Ou, Nouveau Dictionnaire Bibliographique* (Paris, 1859–1869. Reprint. Mansfield Center, CT, [1993]).

Holdsworth, Sir William. *A History of English Law*. Third Edition by A.L. Goodhart and H.G. Hanbury (London, 1987).

Marvin, J.G. *Legal Bibliography, or Thesaurus of American, English, Irish, and Scotch Law Books* (Philadelphia, 1847. Reprint, Buffalo, 1953).

Maxwell, W. Harold, and Leslie F. Maxwell, Editors. *Sweet & Maxwell's Legal Bibliography of the British Commonwealth of Nations* (London, 1959. Reprint, London, 1989).

Meder, Joseph. *Dürer-Katalog: ein Handbuch über Albrecht Dürers Stiche, Radierungen, Holzschnitte, deren Zustände, Ausgaben und Wasserzeichen* (New York, 1932).

Online Computer Library Center (OCLC)
<http://www.oclc.org>

Palau y Dulcet, Antonio. *Manual del Librero Hispano-Americano (Bibliographia General Española e Hispano-Americana Desde la Invencion de la Imprenta Hasta Nuestros Tiempos, Con el Valor Comercial de los Impresos)* (Barcelona, 1948–1990).

Pazzaglini, Peter R., and Catharine A. Hawks. *Consilia: A Bibliography of Holdings in the Library of Congress* (Washington, 1990).

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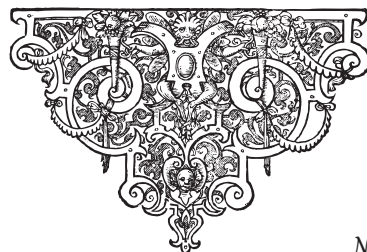


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