

SEPTEMBER 10, 2024

# RECENT ACQUISITIONS

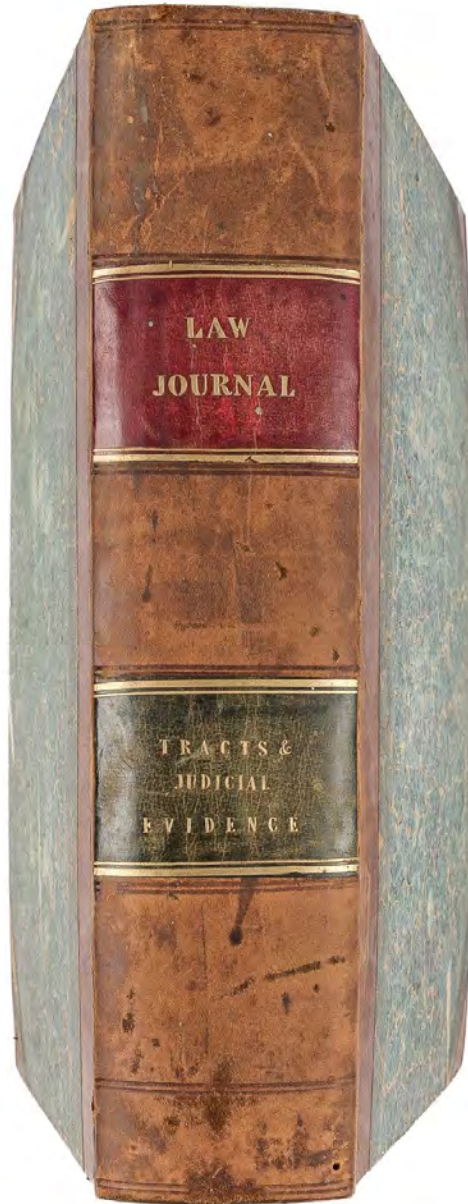
English, American & Continental Law, 1630–1943

30 ITEMS



THE  
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LTD.





**Includes the First English Edition of One of Bentham's Most Important Works**

**1. Bentham, Jeremy [1748-1832].**

**Dumont, [Etienne] [1759-1829], Editor.**

*A Treatise on Judicial Evidence, Extracted from the Manuscripts of Jeremy Bentham, Esq. by M. Dumont, Member of the Representatives and Sovereign Council of Geneva.* London: Published by J.W. Paget, 1825. xvi, 366 pp. Complete with half title and appendix titled *The Law of England in Regard to Investigatory Procedure.*

**[Bound After]**

**[The Law Journal].**

*A Collection of Law Tracts, Published in the Years 1825 & 1826 [and 1828 & 1829] in The Law Journal, Which is a Monthly Publication Sold to Annual Subscribers Only.* London: Published by J.W. Paget, [1827], 1830. Two volumes. [iv], 328; viii, 206, [16] pp. Complete set.

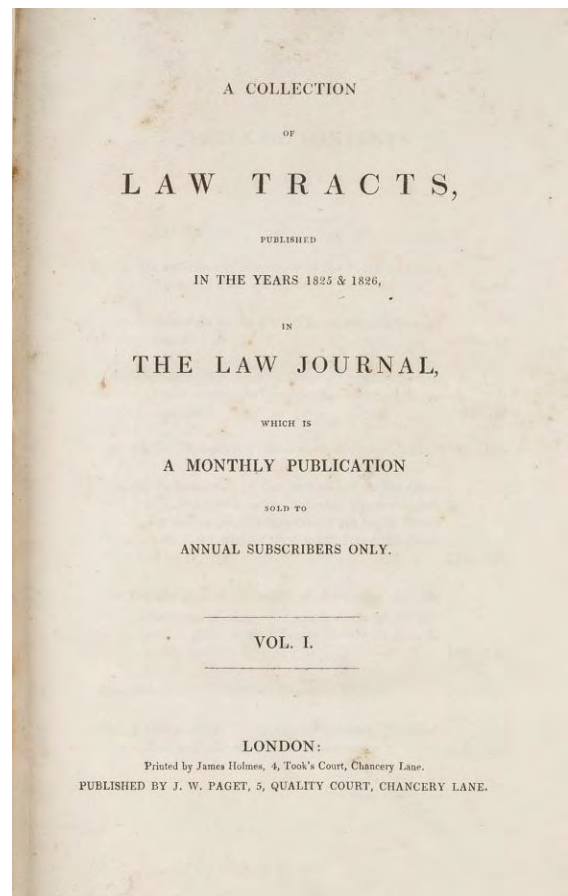
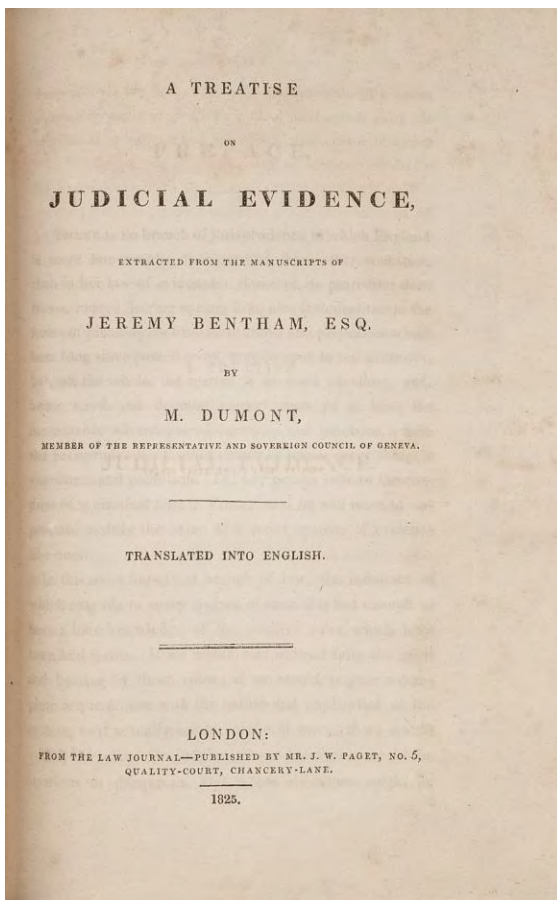
Contemporary three-quarter calf over marbled boards, blind fillets and red and green lettering pieces to spine. Moderate rubbing, a few minor scuffs to boards, corners bumped, front hinge starting. Light to moderate toning to interior, light foxing in places, light soiling to title pages. \$2,000.

\* *Treatise*: first edition in English, one of two issues, both by the same printer (B. Bensley) in 1825; *Collection*: only edition.

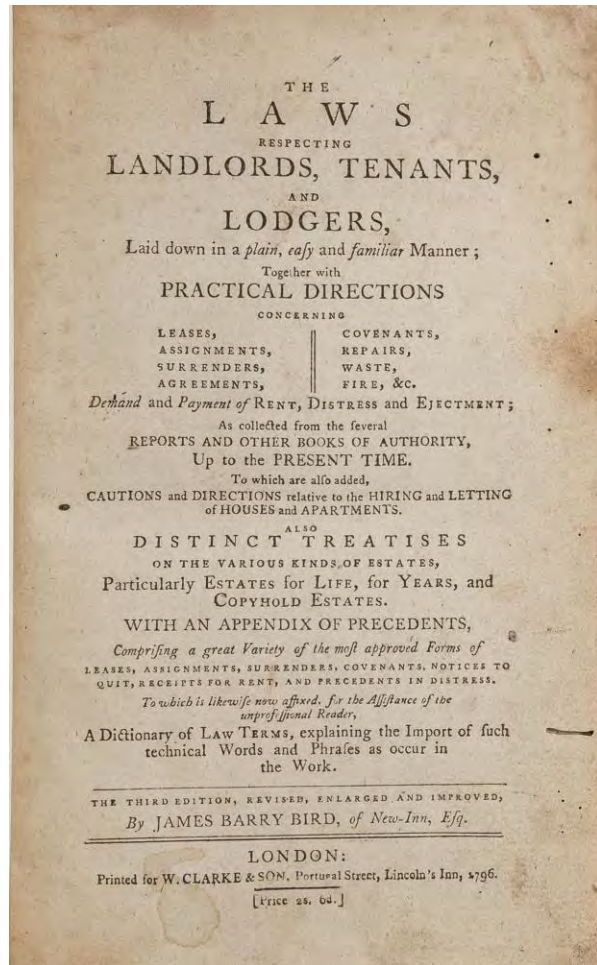
Edited by Dumont, Bentham's *Treatise* was originally published in Paris in 1823 as *Traité Des Preuves Judiciaires*. As Holdsworth notes, the 1825 English edition, along with Dumont's 1827 translation of Bentham's *Rationale of Judicial Evidence*, "marks an epoch both in law and the literature on the subject. Mill rightly regarded Bentham's labours in this branch of the law as the most important and the most beneficent of all his undertakings. Bentham, he said, 'found the philosophy of judicial procedure ... and of evidence in a more wretched state than even any part of the philosophy of law; he carried it at once almost to perfection.'"

Fascinating for its insight into the English bar of the early nineteenth century, *A Collection of Law Tracts* is an anthology of articles from *The Law Journal*. Contents include "On the Claim of Executors to the Residue of Their Testator's Personal Estate" by J. Billingsley Parry, "Observations on the Title to Lands Derived Through Inclosure Acts" by Thomas Coventry, and "Suggestions as to the Course of Study to be Adopted, And the Selection of Books, By Parties Designed for Attornies and Solicitors," by J. Hooper Dawson.

*Treatise*: Holdsworth, *Sources and Literature of English Law* 121. Chuo University Library, *A Bibliographical Catalogue of the Works of Jeremy Bentham* T7, 5a; *Collection*: *Catalogue of the Library of the Harvard Law School* (1909) I:1132.



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**"Now Affixed, For the Assistance of the Unprofessional Reader, A Dictionary of Law Terms"**

## 2. Bird, James Barry.

*The Laws Respecting Landlords, Tenants, And Lodgers, Laid Down in a Plain, Easy and Familiar Manner; Together with Practical Directions Concerning Leases, Assignments, Surrenders, Agreements, Covenants, Repairs, Waste, Fire, &c. Demand and Payment of Rent, Distress and Ejectment; As Collected from the Several Reports and Other Books of Authority, Up to the Present Time....* London: Printed for W. Clarke & Son, 1796. iv, [4], 120, [8] pp. Text followed by 3-pp. publisher catalogue. Octavo (8" x 5").

Recent period-style quarter calf over marbled boards, lettering piece and blind fillets to spine, endpapers renewed. Moderate toning to interior, light wear to corners of text block, light foxing and soiling in places, gradually diminishing worm track near fore-edges of title page and following seven leaves, light soiling and a small dampspot to title page. An attractive copy of a scarce edition. \$650.

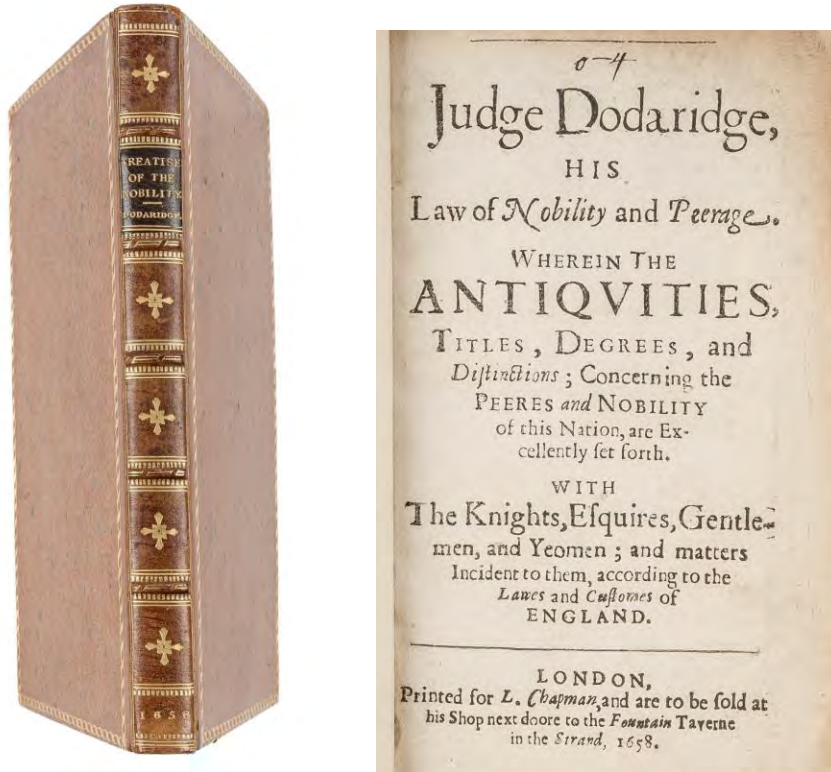
\* Third edition. Bird produced a well-regarded series of handbooks on a broad range of legal topics. Written for both "the general reader" and "the young practitioner," according to the first edition's preface, *The Laws Respecting Landlords* was not an exception and went through many editions. The final edition was published in London in 1833.

OCLC locates 6 copies of the third edition, 1 in North America (Huntington Library). *English Short-Title Catalogue* T68311.

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**A Notably Handsome Copy**

**3. [Bird, William].**

*Judge Dodaridge, His Law of Nobility and Peerage. Wherein the Antiquities, Titles, Degrees, And Distinctions; Concerning the Peeres and Nobility of this Nation, Are Excellently Set Forth...* London: Printed for L. Chapman, 1658. [vi], 56, 65-114, 139-170, 105-158 pp. Pagination irregular. Lacking final leaf, a blank. Woodcut text illustrations of genealogical relationships. Octavo (6-1/2" x 4").

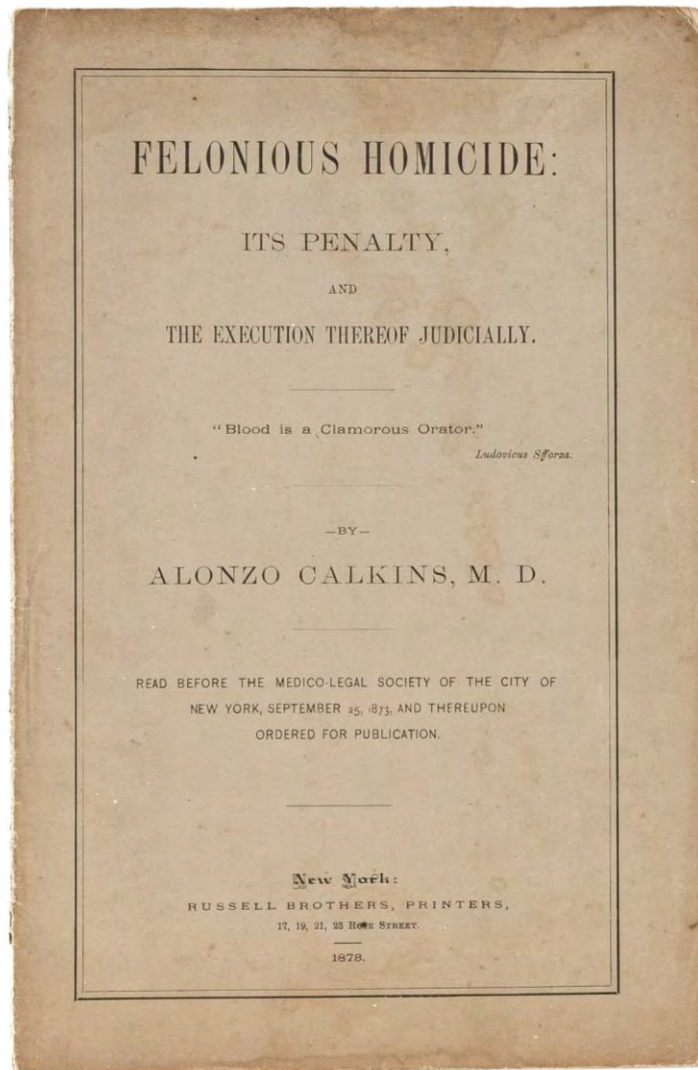
Nineteenth-century Mansell binding, sprinkled calf, gilt fillets to boards, raised bands, lettering piece and gilt fillets to spine, gilt tooling to board edges, gilt inside dentelles, marbled endpapers. Light rubbing to spine ends and corners, light toning to interior, moderate toning to edges of most leaves, faint dampstaining to lower outside corner of a several leaves near center of text block, headlines of a few leaves affected by trimming (with no loss to legibility). Shelfmark in small early hand to head of title page, early manuscript corrections to numbering of table of contents. A notably handsome copy. \$500.

\* Only edition, a revised and expanded version of Bird's *Treatise of the Nobilitie of the Realme* (1642). The occasion for this treatise was a contemporary controversy regarding the legitimacy of Edward Nevill's claim to the title of Lord Bergavenny. His claim is the starting point for a general review of peerage law. Another edition, with additions by Sir John Doddridge, was published later in 1642 as *The Magazine of Honour; Or, A Treatise of the Severall Degrees of the Nobility of this Kingdome*. Bird's 1658 edition draws on this work, which is why its title refers to Dodderidge and "his law."

OCLC locates 7 copies in North American law libraries (Columbia, Harvard, Library of Congress, Nova Scotia Legislative Library, University of Cincinnati, University of Minnesota, University of Pennsylvania). *English Short-Title Catalogue* R11125.

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### A Scarce History of Capital Punishment

#### 4. Calkins, Alonzo [1804-1878].

*Felonious Homicide: Its Penalty, and the Execution Thereof Judicially.* New York: Russell Brothers, Printers, 1873. 21, [3] pp. Octavo (9" x 6").

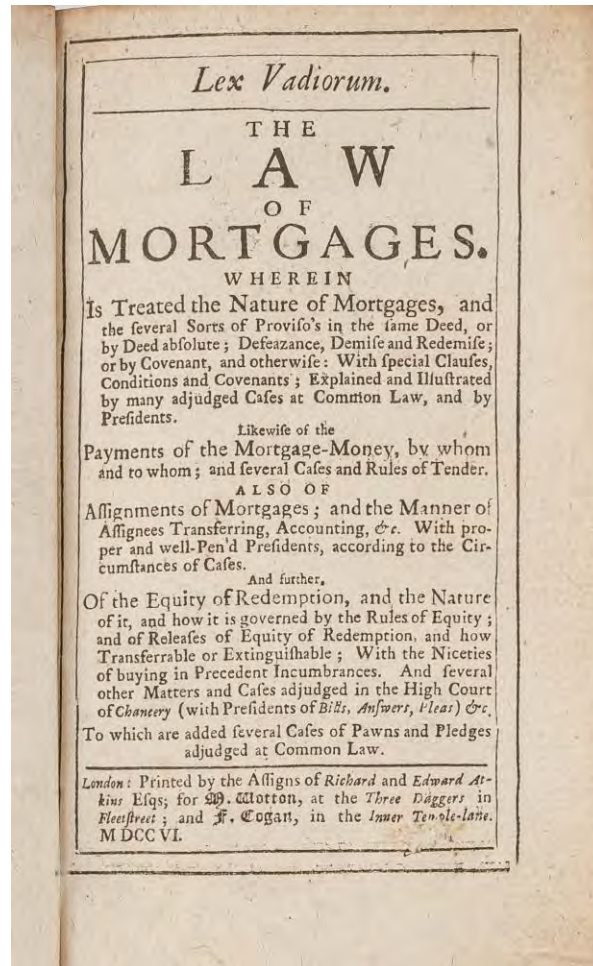
Stab-stitched pamphlet in printed wrappers. Moderate toning, light soiling and edgewear to wrappers, spine ends abraded, small faint dampstain to top-edge of first few leaves, light foxing in a few places. \$350.

\* Only edition. Originally read before the Medico-Legal Society of the City of New York on September 25, 1873, this is a brief overview of the history of capital punishment for murder and some of the most common methods of execution. An 1878 edition located by OCLC appears to be an error.

This title is scarce. OCLC locates 11 copies, 2 in law libraries (U.S. Supreme Court, Duke University).

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**First Edition of the First Treatise on Mortgage at Law and in Equity**

**5. [Carter, Samuel].**

*Lex Vadorum. The Law of Mortgages. Wherein is Treated the Nature of Mortgages, And the Several Sorts of Proviso's in the Same Deed, Or by Deed Absolute; Defeazance, Demise and Redemise; Or by Covenant, And Otherwise....* London: Printed by the Assigns of Richard and Edward Atkins Esqs; for M. Wotton, at the Three Daggers in Fleetstreet; And F. Cogan, in the Inner Temple-Lane, 1706. [xvi], 223, [25] pp.

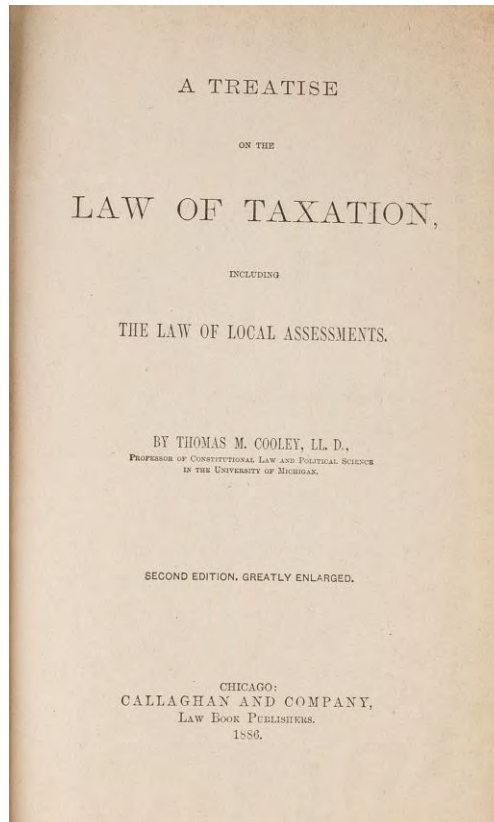
Contemporary sheep, rebaked in period-style calf. Blind rules to boards, blind fillets along joints, raised bands, blind rules and lettering piece to spine, comers and hinges mended. Light rubbing and a few minor stains and scuffs to boards, moderate rubbing to board edges. Light toning to interior, faint spotting in a few places, small faint dampstains to rear endleaves. \$850.

\* First edition. Carter was the author of two notable treatises: *The Infants Lawyer* (1697), the first English treatise on laws concerning infants, and *Lex Custumaria, Or, A Treatise of Copy-Hold Estates* (1696). *Lex Vadorum* is a treatise on mortgages at law and in equity. According to Holdsworth, it was the "first attempt to write a book on this topic."

OCLC locates 5 copies in North America, 1 in a law library (Library of Congress). Holdsworth, *A History of English Law* XII:382. *English Short-Title Catalogue* N3662.

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**A Classic Treatise on U.S. Tax Law by a Leading Nineteenth-Century American Jurist**

**6. Cooley, Thomas M. [1824-1898].**

*A Treatise on the Law of Taxation: Including the Law of Local Assessments. Greatly Enlarged.* Chicago: Callaghan and Co., 1886. lxxxviii, 991 pp. Octavo (9-1/4" x 5-3/4").

Original sheep, blind rules to boards, raised bands, blinds fillets and red and black lettering pieces to spine. Minor nicks and scuffs to boards, moderate rubbing to extremities, front joint just starting at foot, hinges cracked, offsetting to margins of endleaves, small bookseller stamp (T.M. Flood) to front free endpaper. Moderate toning to interior, light foxing to a few leaves. A remarkably well-preserved copy. \$950.

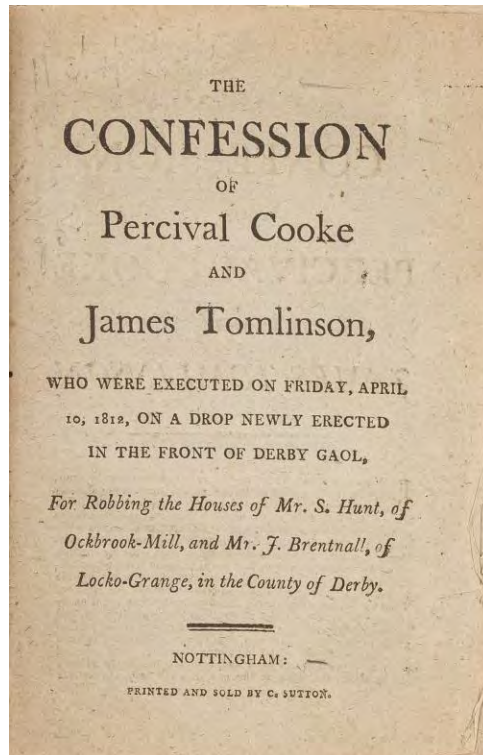
\* Second edition. This treatise was first published in 1876. A standard work for decades, its final edition, the fourth, was published in 1924. Its success can be attributed in part to its holistic view of its subject. As noted in a contemporary review of the second edition, it "is not a mere treatise upon tax titles, but is rather a profound statesman-like and judicial treatise upon the sources of the power of taxation, and the proper subjects upon which it may be exerted, as well as the legitimate mode of its exercise. Judge Cooley has discussed the various questions connected with the subject, in the light of principle, and has presented with clearness and cogency, the reasons underlying them, as well as the authorities in their support."

Cooley was the leading American jurist of the late-nineteenth century. He was one of the first three professors in the law department of the University of Michigan, one of the justices of the Michigan Supreme Court and the author of several important treatises, among them *A Treatise on the Constitutional Limitations* (1868).

*Western Jurist* 10 (1876) 255. *Catalogue of the Library of the Harvard Law School* (1909) I:460.

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### Victims of the "Bloody Code"

#### 7. [Criminals].

**Cooke, Percival [1785?-1812].**

**Tomlinson, James [1784?-1812].**

*The Confession of Percival Cooke and James Tomlinson, Who Were Executed on Friday, April 10, 1812, On a Drop Newly Erected in the Front of Derby Gaol, For Robbing the Houses of Mr. S. Hunt, Of Ockbrook-Mill, And Mr. J. Brentnall, Of Locho-Grange, In the County of Derby.* Nottingham: Printed and Sold by C. Sutton, [1812?]. 8 pp. Octavo (7" x 4-1/2").

Stab-stitched pamphlet bound in later quarter sheep over marbled boards, gilt title to spine. Front board detached, moderate rubbing and light wear to extremities, corners bumped. Woodcut tail-piece of a coffin. Moderate toning to text, internally clean. \$750.

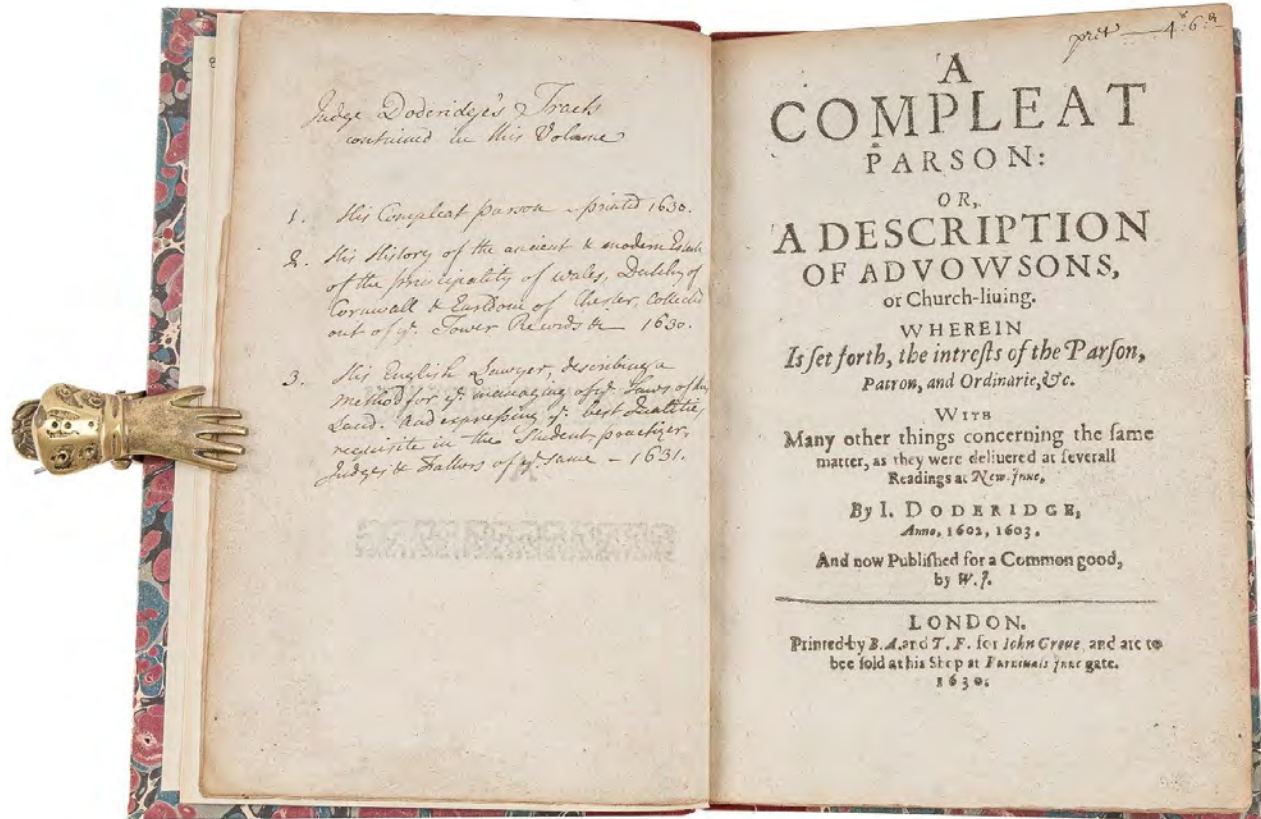
\* Only edition, also issued as a broadside by the same printer. Cooke and Tomlinson, aged 26 and 27 respectively at the time of their crimes, were executed in Derby for burglary at the Hunt house in December 1811. They were also charged with breaking and entering at the Brentnall house the night before, though the inhabitants prevented them from stealing anything. Both men were well-respected in the community prior to their crimes.

Somewhat unusually for items of this genre, our chapbook laments the English code of justice, "so deeply stained with human blood," and urges the country to heed the suggested reforms of Sir Samuel Romilly "so that our eyes need not be so frequently shocked...at the sight of public executions." Romilly was a passionate advocate for reform of the so-called "Bloody Code," the name given to the highly punitive penal code in England, Wales and Ireland that resulted in a sharp rise in executions in the eighteenth and early nineteenth centuries.

OCLC locates 8 copies of this scarce item, 3 in North America (UCLA, Brown, Western Washington University). We located copies at Harvard Law School and the University of Minnesota Law School.

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### The Right to Nominate Candidates to Fill a Vacant Church Benefice

#### 8. Doddridge (Dodderidge), Sir John [1555-1628].

*A Compleat Parson: Or, A Description of Advowsons, Or Church-Living, Wherein is Set Forth, The Interests of the Parson, Patron, And Ordinary, &c. With Many Other Things Concerning the Matter, As They Were Delivered at Severall Readings at New-Inne, By I. Doderidge, Anno, 1602, 1603. And Now Published for the Common Good, By W. J. London: Printed by B. A. and T. F. for John Grove, And are to Bee Sold at His Shop at Furnivals Inne Gate, 1630. [viii], 95 pp. Quarto (7-1/2" x 5-1/2").*

Recent quarter morocco over marbled boards, raised bands and gilt title to spine, endpapers added. Light rubbing to spine ends and corners. Light toning to interior, somewhat heavier in places, offsetting to margins of original front endleaves, upper outside corner lacking from first original endleaf. Early annotations in contemporary hand to front endleaves and head of title page, markings in same hand to a few passages in the text. \$500.

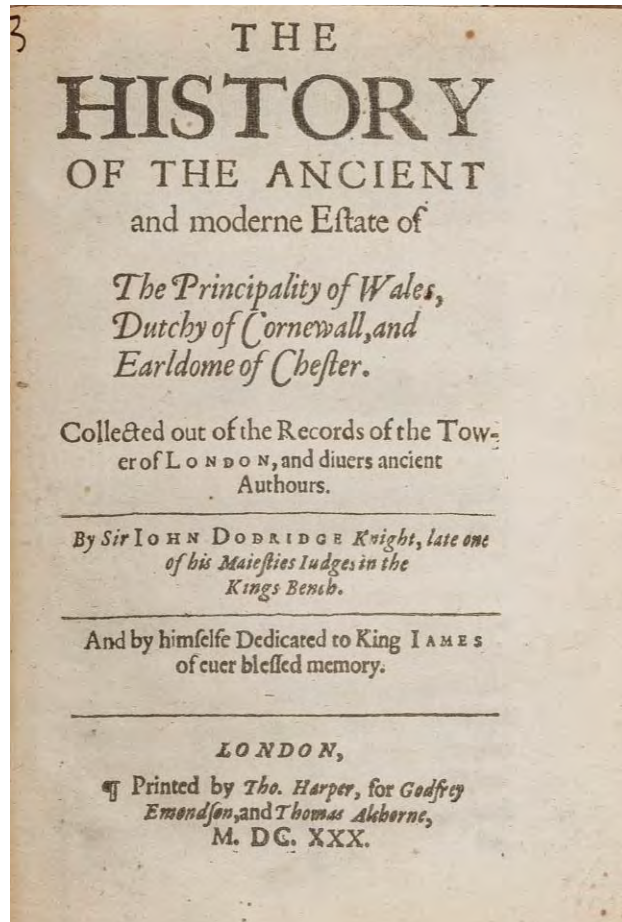
\* First edition. Sir John Doddridge, a judge during the reign of Charles I, was a formidably learned jurist who was both a common lawyer and a civilian who held a D.C.L. from Cambridge. Held in high esteem by Holdsworth, he is best known for *English Lawyer: Describing a Method for the Managing of the Laws of this Land* (1631). He may also be the actual author of William Sheppard's *The Touch-Stone of Common Assurances* (1648), though this is still a matter of debate. *A Compleat Parson* is based on a series of lectures on ecclesiastical law delivered at New-Inn. It is a work on advowson, which is the right to appoint or nominate a person to a vacant church benefice. A second edition was published in 1641.

*English Short-Title Catalogue* S109763.

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### The Revival of Wales as a Principality

#### 9. Doddridge (Dodderidge), Sir John [1555-1628].

*The History of the Ancient and Moderne Estate of the Principality of Wales, Dutchy of Cornewall, And Earldome of Chester. Collected Out of the Records of the Tower of London, And Divers Ancient Authours. By Sir Iohn Doddrige Knight, Late One of His Maiesties Iudges in the Kings Bench. And by Himselfe Dedicated to King Iames of Ever Blessed Memory.* London: Printed by Tho. Harper, For Godfrey Emondson, And Thomas Alchorne, 1630. [xvi], 142, [2] pp. Final leaf blank. Quarto (6-3/4" x 5-1/4").

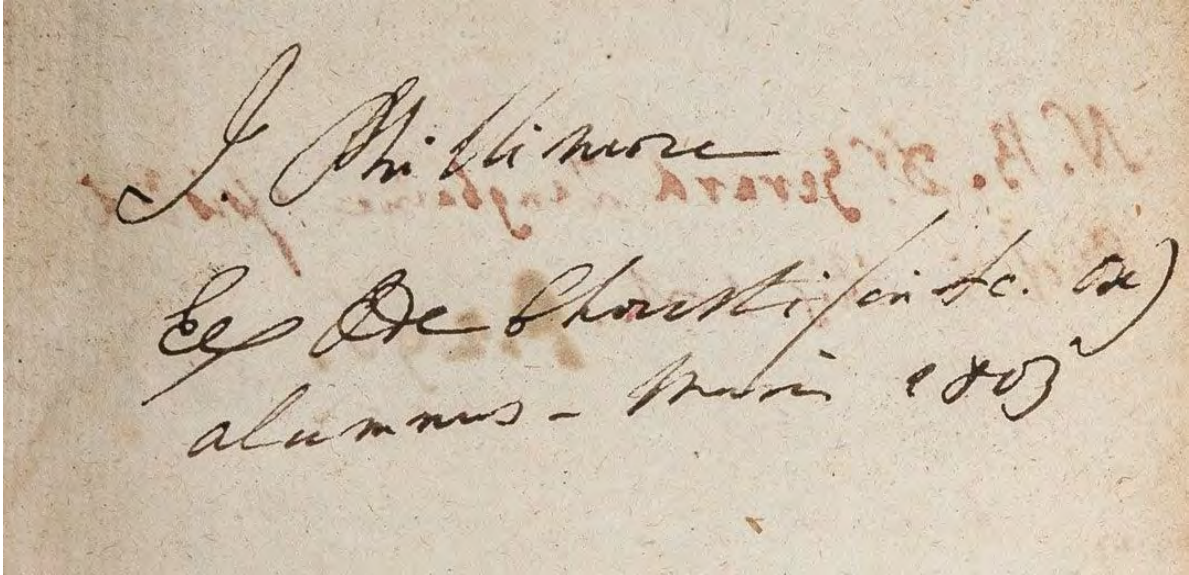
Stab-stitched pamphlet bound into recent period-style three-quarter calf over marbled boards, gilt title and fillets to spine, endpapers renewed. Light toning to interior, headlines affected slightly by trimming in a few places (no loss to legibility), faint dampstains to fore-edges of a few leaves at rear of text, "3" in early hand to upper inside corner of title page. A handsome copy. \$450.

\* First edition. Sir John Doddridge, or Dodderidge, a judge of King's Bench, was a formidably learned jurist who was both a common lawyer and a civilian who held a D.C.L. from Cambridge. His work is held in high esteem by Holdsworth. The *History* was written during the early part of the reign of James I to urge the revival of Wales as a principality. After a period of decline, the principality was abolished by Parliament in 1641. (It was revived during the Restoration before being finally abolished in 1689.) A second edition was published in 1714.

*English Short-Title Catalogue* S109765.

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Copy of Duck's Study of the Civil Law  
Owned by the Great Civil Lawyer Joseph Phillimore

**10. Duck, Arthur [1580-1648].**

*De Usu & Autoritate Juris Civilis Romanorum, Per Dominia Principum Christianorum. Libri Duo.* London: Impensis Thomae Dring, & Venales Prostant Apud Johannem Dunmore, 1679. [xxxiv], 120, 97-120, 145-405, [33] pp. 12mo (6-1/4" x 3-3/4").

Contemporary calf, blind rules and corner fleurons to boards, raised bands to spine. Light rubbing and a few nicks, scuffs and scratches to boards, moderate rubbing to extremities, corners bumped and somewhat worn, pastedowns loose and moderately edgeworn, signature and inscription of Joseph Phillimore to front endleaf, some leaves near center of text block beginning to detach but secure, light wear to their fore-edges. Title printed within ruled border. Moderate toning to interior, faint spotting in places, annotations in early hand to a few leaves. \$650.

\* Second edition. On one hand, this book, first published in 1653, is an explanation of the "use and authority" of the civil law in England. On the other, it is a critical appraisal of the English Crown. As Coquillette observes, "[m]ore than half of this little book was dedicated to showing that there was a good deal of 'might makes right' in the early English monarchy, rather questionable legitimacy of succession, and some major institutional dislocations beginning with the 'harsh...yoke of the conquest itself.'" This was an unusual position for a staunch Royalist and member of the Royalist-leaning Doctors' Commons to take. Indeed, fearing punishment, Duck refused to publish this work during his lifetime. It had a lively posthumous history, however. It had two later English editions in 1679 and 1689 and several continental editions, including one by Elzevier. A partial translation was published as an appendix to a translation of Ferriere's *History of the Roman or Civil Law* (1724).

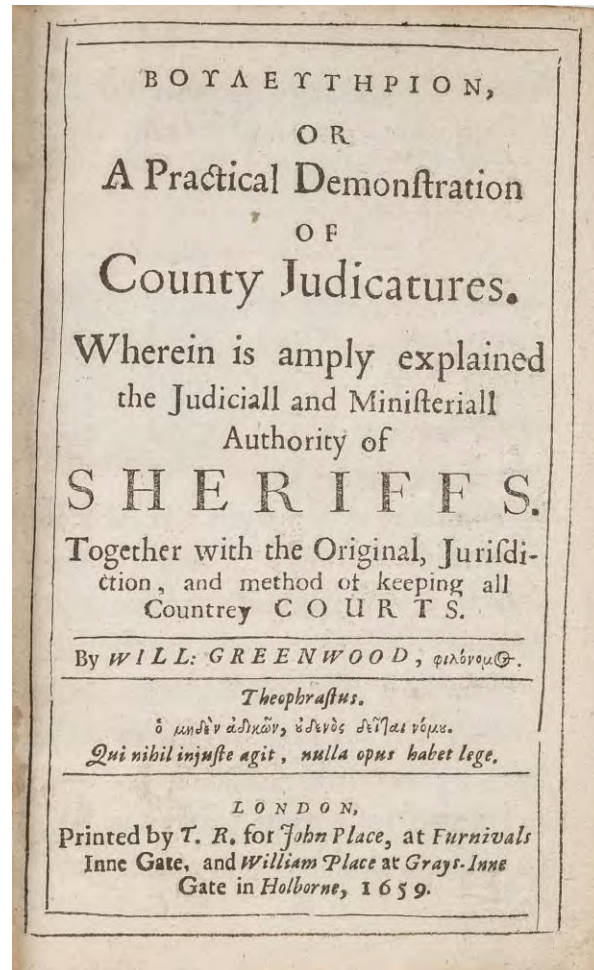
Phillimore [1775-1855], a civil lawyer, judge and politician, was Regius Professor of Civil Law at Oxford from 1809 until his death. (He inscribed this book while obtaining his D.C.L. there.) He was a distinguished authority on admiralty law. As a Member of Parliament, he was known for his advocacy of Catholic emancipation and his expertise in international law.

Coquillette, *The Civilian Writers of Doctors' Commons, London* 161-163. *Dictionary of National Biography* XV:1071-1072. *English Short-Title Catalogue* R35018.

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**First Edition of a Classic Handbook for Lay Justices**

**11. Greenwood, William.**

*BOULEUTERION. Or a Practical Demonstration of County Judicatures. Wherein is Amply Explained the Judiciall and Ministeriall Authority of Sheriffs. Together with the Original, Jurisdiction, And Method of Keeping All Countrey Courts.* London: Printed by T.R. For John Place, At Furnivals Inne Gate, And William Place at Grays-Inne Gate in Holborne, 1659. [xxii], 397, [43] pp. Octavo (6-1/2" x 4-1/4").

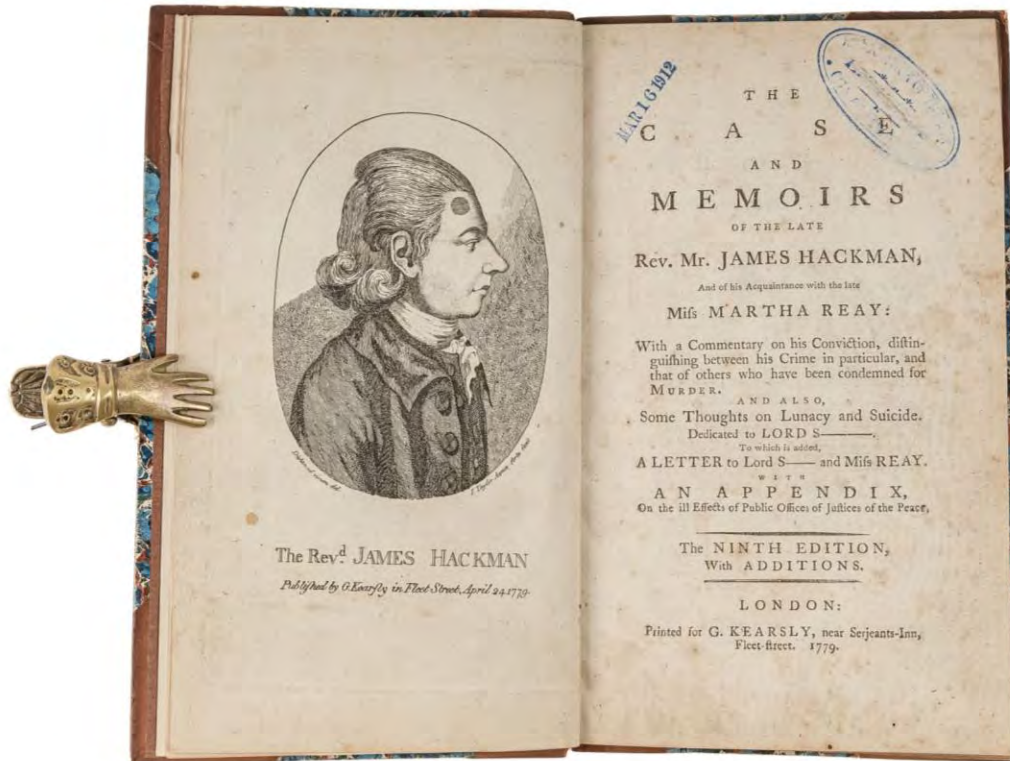
Contemporary sprinkled sheep, blind rules to boards, rebaced retaining existing spine with raised bands and blind fillets, blind tooling to board edges, early hand-lettered title ("County/ Courts") to fore-edge of text block. Negligible light rubbing and a few faint creases to boards, moderate rubbing to extremities, light wear to corners, pastedowns loose, offsetting, light edgewear, corner folds to endleaves, lower outside corner lacking from front endleaf. Light toning to interior, early penmanship exercises to front endleaves. An attractive copy. \$650.

\* First edition. Published the year before the Restoration, Greenwood's handbook is a useful source of information about the work of sheriffs and other lay officers during the Commonwealth period. Later editions appeared in 1664, 1668, 1675, 1680 and 1685. A revised edition appeared in 1703.

*English Short-Title Catalogue* R209680.

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### Murdered by a Jealous (and Insane?) Ex-Lover

#### 12. [Hackman, James (1752-1779)].

*The Case and Memoirs of the Late Rev. Mr. James Hackman, And of His Acquaintance with the Late Miss Martha Reay: With a Commentary on His Conviction, Distinguishing Between His Crime in Particular, And That of Others Who have Been Condemned for Murder. And Also, Some Thoughts on Lunacy and Suicide. Dedicated to Lord S-. To Which is Added, A Letter to Lord S- and Miss Reay. With an Appendix, On the Ill Effects of Public Offices of Justices of the Peace.* London: Printed for G. Kearsly, 1779. xii, 13-60 pp. Copperplate portrait frontispiece of Hackman. Octavo (8-1/4" x 5-1/4").

Stab-stitched pamphlet bound into later three-quarter calf over marbled boards, gilt title to spine, top-edge gilt, endpapers renewed. Light rubbing to boards, which are beginning to separate but secure, moderate rubbing to extremities with wear to spine ends and corners, fragments of shelf label to foot of spine. Moderate toning and light foxing to interior, light soiling to verso of final leaf, light soiling and two small library stamps (of New York Bar Association) to title page, "1920" in later hand to verso. \$250.

\* Ninth and final edition, "with additions." Ray (or Reay) was a singer and the mistress of the Earl of Sandwich, to whom she bore nine children. She had a short-lived affair with James Hackman, a soldier turned minister. When she broke the affair off, Hackman remained obsessively infatuated and continued to pursue her. He came to believe that she had taken another lover and murdered her and attempted to shoot himself. This failed and he was hanged at Tyburn. Questions as to his sanity at the time of the crime inspired this sympathetic pamphlet, which includes an apology for his character and an appendix lamenting the abuses of the press and the "arrogant conduct" of justices of the peace. It went through nine editions (some re-issues with new title pages), all in 1779.

*English Short-Title Catalogue* T63615.

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Clerk's Manual with Plates Depicting Court and Chancery Hands

13. [Hawkins, John].

Ollyff, Tho[mas], Plates.

*The Young Clerk's Tutor Enlarged: Being a Most Useful Collection of the Best Precedents of Recognizances, Obligations, Conditions, Acquittances, Bills of Sale, Warrants of Attorney, &c. Also Names of Men and Women in Latin, Day of the Date, The Several Sums of Money, And Addition of Several Trades, In Their Proper Cases, As They Stand in the Obligations. With Directions of Writs of Habeas Corpus, Certiorari, Writs of Errors, &c. To All Cities and Towns Corporate, Hundred and Manor Courts. Likewise the Best Precedents of All Manner of Concords of Fines and Directions How to Sue Out a Fine, With Many Judicious Observations Therein. With Many Other Things Very Necessary, And Readily Fitting Every Man's Occasion: As by a New and Exact Table of What is Contained in This Book, Will Appear. To Which are Annexed Several of the Best Copies Both of Court and Chancery Hand Now Extant.* By Tho. Ollyff, Writing Master, At the Hand and Pen in Fetter-Lane. Purged From the Errors of All Former Impressions. [London]: Printed by E. and R. Nutt, And R. Gosling (Assigns of Edw. Sayer, Esq;) for J. Betterworth [et al.], 1728. [xvii], 207, [1] pp. 4 copperplates of chancery hands. With a half-title and advertisement leaf (verso of p. 207). Octavo (6-1/4" x 4").

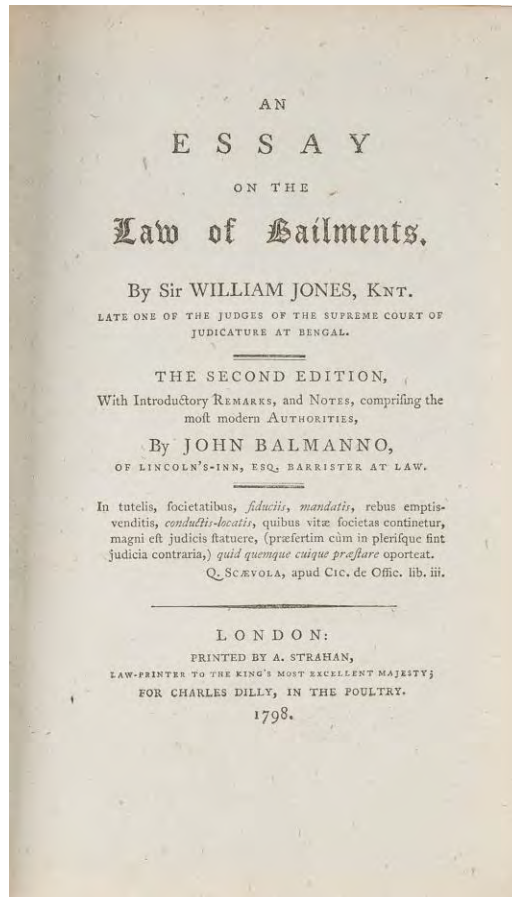
Contemporary sheep, rebaked in period style, blind frames to boards, blind tooling to board edges, lettering piece and gilt fillets to spine, endpapers renewed. Light rubbing to boards, moderate rubbing to extremities, front joint and hinge starting, corners bumped and somewhat worn. Moderate toning to interior, fold lines and light foxing to a few leaves, wear to lower outside corners of half-title, title page and following two leaves with no loss to text. \$450.

\* Seventeenth edition. First published in 1660, this popular guide went through several editions and revisions. It provides a vivid introduction to the forms and vocabulary that clerks were required to master and remains useful to students of history and paleography today.

*English Short-Title Catalogue* T108919.

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**"One of the Most Remarkable Books of All Time"**

**14. Jones, Sir William [1746-1794].**

**Balmanno, John, Editor, Notes.**

*An Essay on the Law of Bailments. With Introductory Remarks, And Notes, Comprising the Most Modern Authorities, By John Balmanno.* London: Printed by A. Strahan, Law-Printer To The King's Most Excellent Majesty; For Charles Dilly, In The Poultry, 1792. [xvi], 48, 123 [i.e. 217, 1], xxviii, [2] pp. Paged to first edition. With a half-title. Main text followed by 2 pp. publisher advertisement. Octavo (8-1/4" x 5").

Contemporary calf, blind fillets to boards, lettering piece and blind fillets to spine, blind tooling to board edges. Light rubbing and a few minor nicks and scuffs to boards, front joint cracked, small gouge near center of spine, tiny chip to head of spine, moderate wear to corners, front hinge partially cracked, small bookseller ticket (Wildy & Sons) to front pastedown. Light toning to interior, minor smudges and inkstains to a few leaves. \$750.

\* Second edition. First published in 1781, this exceptional treatise on a fundamental aspect of commercial law was called "incomparable" by Joseph Story in his own book on the subject and "one of the most remarkable books of all time" by Holdsworth. It was also one of the first significant Anglo-American treatises to use principles derived from Roman and civil law sources. It was a standard work in Great Britain and America for decades. Its final edition, the fourth, was published in 1833 and reissued in Philadelphia in 1836.

Holdsworth, *A History of English Law* 12:393. *English Short-Title Catalogue* T117972.

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**A Popular English JP Manual Printed by Mary Tonson With a Notable Welsh Association**

**15. Kilburne, Richard [1605-1678].**

**G.F. of Gray's Inn, Editor.**

*Choice Presidents Upon All Acts of Parliament, Relating to the Office and Duty of a Justice of Peace; Including those Made and Passed in the 10th and 11th Years of King William the Third. With Notes and Instructions Thereupon Taken Out of the Said Acts, And Particular Cases in Law Adjudg'd Therein. Also a More Useful Method of Making Up Court-Rolls Than Hath Been Hitherto Published in Print....* London: Printed for Mary Tonson Within Grays-Inn Gate, Next Grays-Inn-Lane, 1700. [lxi], 502 pp. Octavo (7-3/4" x 4-3/4").

Recent quarter calf over marbled boards, gilt fillets and lettering piece to spine, endpapers renewed. Negligible minor worming to spine, retained armorial bookplate of John Wood to front pastedown. Moderate toning to interior, light foxing in a few places, minor worming to upper margins of several leaves near center of text block with no loss to text. \$300.

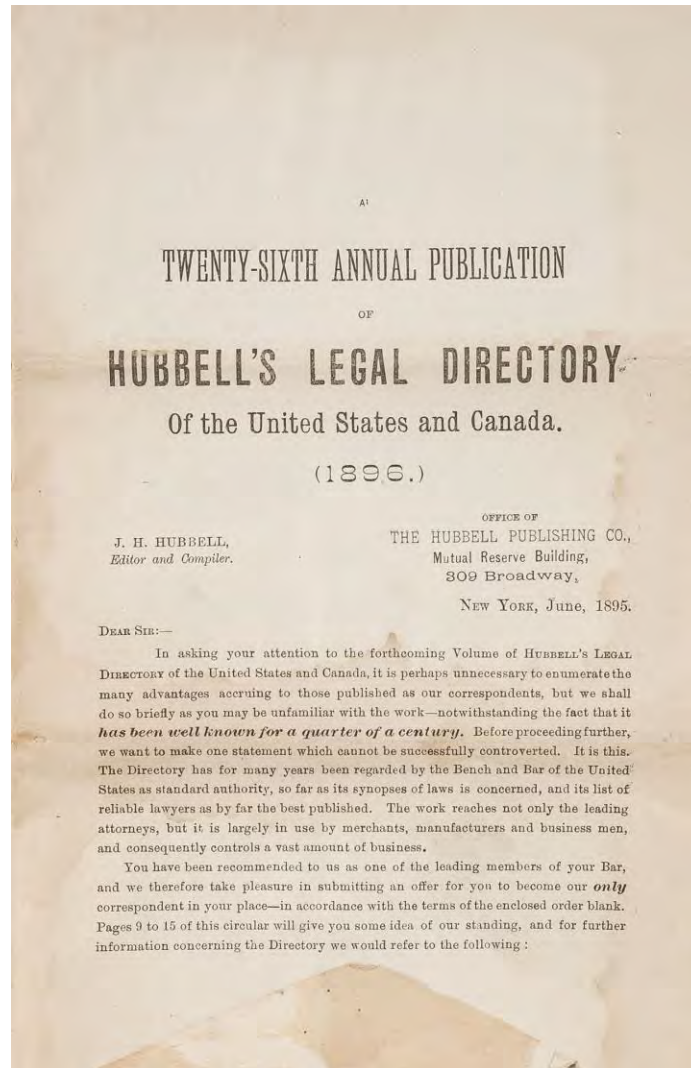
\* Sixth edition. The first edition of this popular and respected JP manual was published in 1680, its eighth and final edition in 1715. Kilburne, a member of Staple Inn, was an eminent solicitor in chancery and a justice of the peace in Kent. chancery and a justice of the peace in Kent. Mary Tonson, the publisher of this edition, was the widow of publisher and bookseller Richard Tonson [1653-c.1700]. According to the *ESTC*, she is listed as a publisher for 3 imprints, including this one, from 1693-1700. Little is known about her life or her partnership with her husband. She certainly took over the business at Gray's Inn Gate upon his death and even took on apprentices, including Egbert Sanger, one of Edmund Curll's early associates (Baines & Rogers).

A "man of considerable local importance," Wood [1755-1817] was a Cardiff landowner, lawyer, local official, captain of the Cardiff Cavalry, businessman and founder of the Cardiff Bank, an important early bank in that city.

Baines & Rogers, *Edmund Curll: Bookseller* 29. Hodges, "Early Banking in Cardiff," *The Economic History Review* 18 (1948) 84. *English Short-Title Catalogue (ESTC)* T133420.

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**A Brochure Soliciting Orders for the 1896 Hubbell Directory**

**16. [Legal Publishing].**

**Hubbell Publishing Company.**

*Twenty-Sixth Annual Publication of Hubbell's Legal Directory of the United States and Canada (1896)*. New York: The Hubbell Publishing Co., June, 1895. [16] pp. Octavo (9" x 5-3/4"). Blank application form for lawyers seeking inclusion in later directories laid in. Octavo (9" x 5-3/4").

Stitched pamphlet in self-wrappers. Moderate toning, faint dampstaining and a few minor chips and tears to edges, horizontal fold lines, residue of transmittal envelope flap to foot of p. [1]. \$450.

\* Intended for prospective customers, this brochure presents sample pages from the directory, then in preparation, and testimonials by subscribers to earlier editions.

The first Hubbell directory was published in 1870. Later versions included court calendars, digests of laws relating to personal and business law and advertisements by lawyers and related professionals. The Hubbell Publishing Company was acquired by the Martindale Company in 1930. The first *Martindale-Hubbell Law Directory* followed in 1931.

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**With Fascinating Chapters on Penology, Prisons and Criminal Types**

**17. Lepelletier, Almiré René Jacques [1790-1880].**

*Voyage en Bretagne: Illustré de Vues Prises sur les Lieux avec un Résumé des Fastes de Cette Province, Une Histoire Générale des Bagnes et l'Iconographie des Principaux Types de Forçats Étudiés à la Chaiourme de Brest.* Mans: Monnoyer, Imprimeur-Libraire, Éditeur/Paris: Plon Frères, Libraires, 1853. xv, 543 pp. 10 plates. Complete. Octavo (10-3/4" x 7").

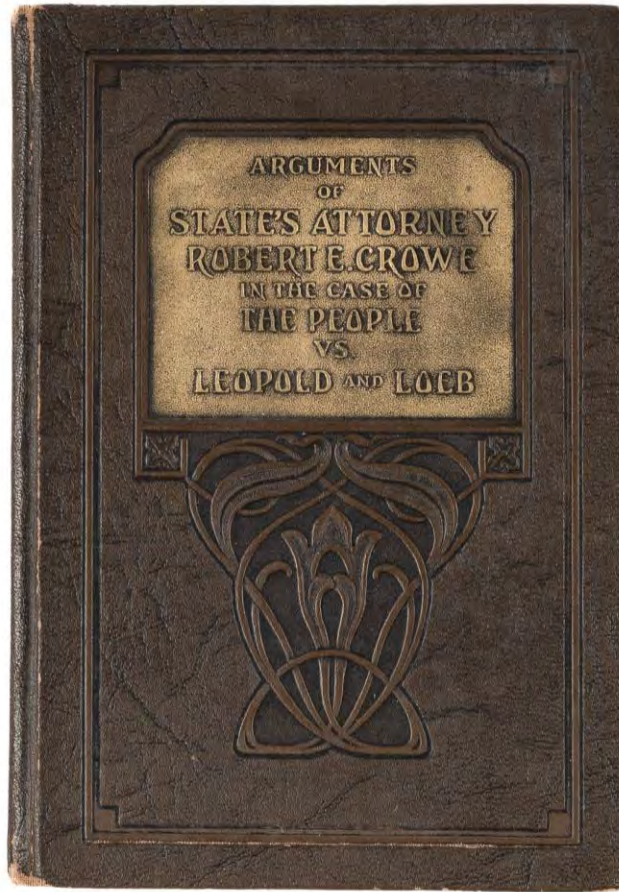
Recent paper covers, front and rear covers of original publisher wrappers affixed, untrimmed edges. Rubbing and a few minor stains to original wrappers, sections missing from their edges and corners. Light toning to interior, light foxing and spotting in a few places. \$350.

\* Only edition. Lepelletier was a respected physician, professor of medicine and writer. He was the author of several books, most of them on medical topics. Among his interests was penal reform. As indicated by its title, *Voyage en Bretagne* is a curious hybrid. 21 of its chapters, and 6 of its plates, present a history of Brittany and a travelogue about its places of interest. The other 12 chapters present a study of the prison in Brest, based on Lepelletier's treatment of convicts there, and general observations about the history of penology, prison conditions, the treatment of convicts, penal colonies and suggestion for reform. One chapter, which anticipates the work of Cesare Lombroso, discusses four criminal types, each illustrated with a plate.

OCLC locates 5 copies in North America, none in law libraries. *Bibliothèque Nationale de France* (BNF) 30794307.

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**A Sensational Thrill Killing Dramatized by Hitchcock**

**18. [Loeb-Leopold Case].  
Crowe, Robert E. [1879-1958].**

*Arguments of State's Attorney Robert E. Crowe In Behalf of the People In the Case of The People of the State of Illinois vs. Nathan F. Leopold, Jr., And Richard A. Loeb.* [Chicago?: s.n., 1924?]. 90 pp.

Original art-deco styled blind-stamped front cover, with patterned endpapers. Moderate rubbing to extremities, corners bumped, rear hinge starting at head, early ownership inscription (of Gertrude M. Chadima, St. Paul, Minnesota) to front free endpaper. Light toning to interior, light soiling to a few leaves, a few, mostly partial, cracks to text block, all leaves secure, brief early pencil annotation to head of title page. An attractive copy. \$750.

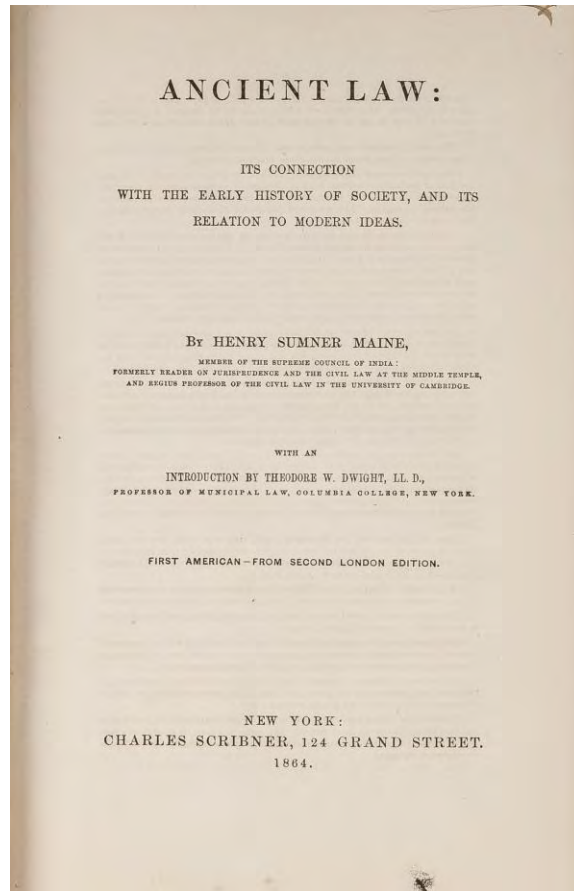
\* Only edition. The Loeb-Leopold case was one of the most fascinating and sensational trials of the twentieth century, later dramatized by Hitchcock in his classic thriller *Rope* (1948). On May 21, 1924, Nathan Leopold and Richard Loeb confessed to the thrill killing of fourteen-year-old Bobby Franks. Clarence Darrow led their defense team. Robert Crowe, the prosecutor, was an equally skillful adversary, but Darrow ultimately saved the two from the electric chair. This account focuses on the prosecution with excerpts from Crowe's opening address and his complete closing argument, including objections by Darrow and subsequent brief exchanges.

OCLC locates 11 copies of this scarce title, 2 in law libraries (Harvard, University of Minnesota). Not in Hunsberger.

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**First American Edition of *Ancient Law***

**19. Maine, Henry Sumner [1822-1888].  
Dwight, Theodore W. [1822-1892], Introduction.**

*Ancient Law: Its Connection with the Early History of Society, and its Relation to Modern Ideas*. New York: Charles Scribner, 1864. lxxix, 400 pp. Octavo (8-1/2" x 5-3/4").

Three-quarter morocco over pebbled cloth, raised bands and gilt title, gilt owner name, "R. Ross Perry", to foot of spine, edges rouged, patterned endpapers. Light rubbing to boards, moderate rubbing to extremities, hinges cracked. Moderate toning to interior, Perry signature and inscription, "Nov. 8th 1886/ Washington D.C.," to front endleaf, small stain and Perry signature, mostly trimmed away, to title page. \$650.

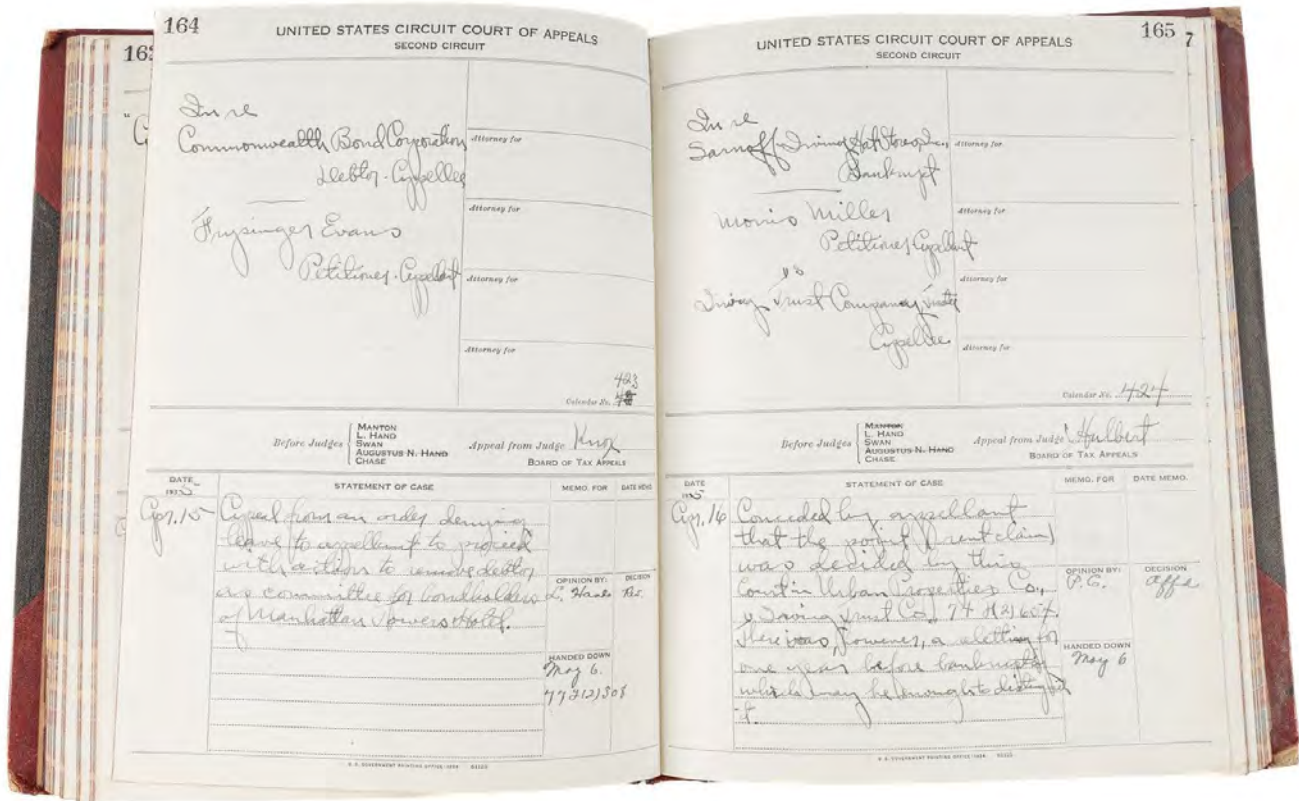
\* First American edition, from the second London edition (1863). "Maine indicates the place in the development of a legal system of such agencies as legal fictions and equity. He explains the history of the concept of a law of nature; and in his account of the contrast between primitive and modern society—between the place which the law of persons occupies in primitive and modern law—he comes to the famous conclusion that the government of progressive societies has been from status to contract" (Holdsworth).

R. Ross Perry [1846-1914] was a Washington, DC lawyer, Georgetown Law School professor and the author of a notable treatise, *Common-Law Pleading: Its History and Principles* (Boston, 1897).

Holdsworth, *A History of English Law* XV:363-364.

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**Case Notes by One of Learned Hand's Colleagues on the U.S. Court of Appeals**

**20. [Manuscript].**

**Chase, Harrie B. [1889-1969].**

[Notes on Cases Heard in the United States Court of Appeals for the Second Circuit, 1934-1935, 1942-1943]. [Washington, DC: Government Printing Office, n.d.]. Two books. [lvi], 300; [lvi], 250 pp. Pages part-printed, numbered section of each volume preceded by thumb-tabbed index, carbon copies of court calendars tipped in to rear pastedowns and rear free endpaper of 1942-1943 volume.

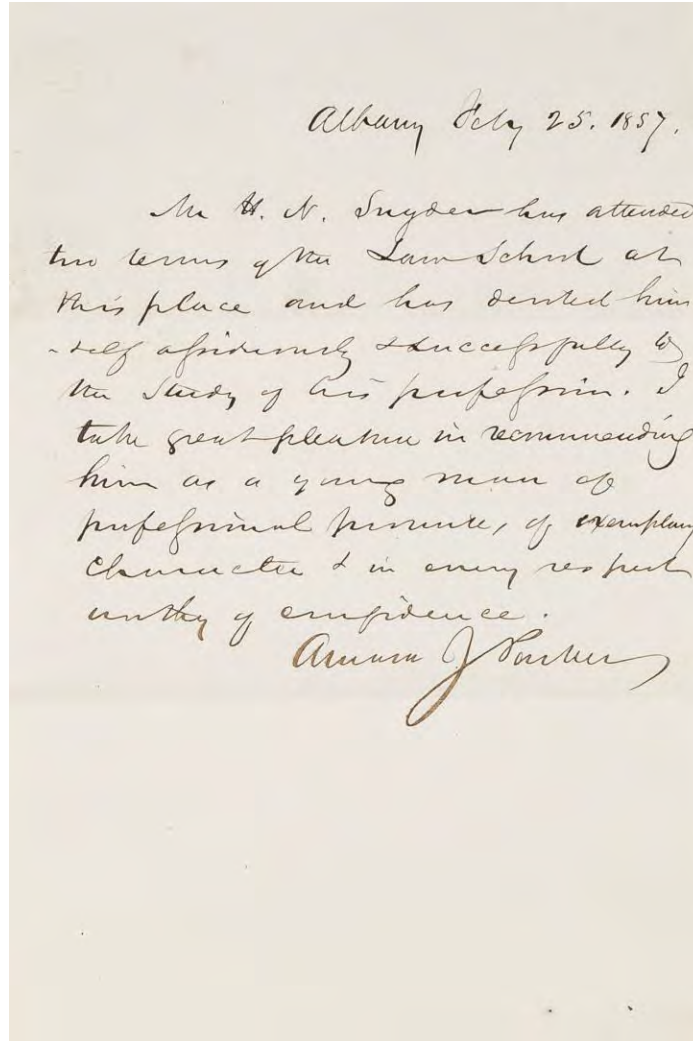
Three-quarter calf over cloth, "Judge Chase" gilt stamped to front boards, gilt fillets to spine of 1934-1935 volume, marbled edges. Light rubbing and a few minor nicks and spots to boards, moderate rubbing to extremities with wear to spine ends and corners. Light toning to interior, content in neat hand. \$750.

\* The U.S. Court of Appeals for the Second Circuit has jurisdiction over the judicial districts of Connecticut, New York and Vermont. It has long been one of the largest and most influential federal appellate courts. Because its jurisdiction includes New York City, it has played an especially large role in cases concerning contract, securities and commercial law.

Appointed by President Coolidge, a fellow Vermonter, Chase was a justice of that court from 1929 to 1954. His colleagues there included Learned Hand (and Hand's cousin, Augustus N. Hand). Our two volumes of his are typical of the personal reference court diaries issued to appeal judges. They include entries to record basic information about each case, such as dates, the names of the parties and case summaries. As one would expect, many of those recorded by Chase relate to disputes between companies.

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**Reference Letter from a Notable Albany Lawyer, Judge and Politician**

21. [Manuscript].

**Parker, Amasa J. [1807-1890].**

[Reference Letter for a Student Who Attended Albany Law School]. Albany, NY, February 25, 1857.

7-3/4" x 5-1/4" bifolium. Light toning, and light foxing, horizontal fold lines. A well-preserved item. Typed transcript included. \$450.

\* Letters such as this one were part of the application process for nineteenth-century bar exams. In this case, the letter states that H.N. Snyder completed the course of study at Albany Law School with distinction and was a man of "exemplary character & in every respect worthy of confidence."

Parker, an important Albany lawyer, judge and politician, was a judge of New York State's Third Circuit Court and justice of the New York Supreme Court who served terms in the New York State Assembly and the U.S. Representatives. In 1851 he was one of the founders of Albany Law School, a member of its faculty from 1851 to 1880 and one its trustees from 1851 until his death.

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Dauphin County  
 Before me the Subscriber one of the Justices of the Peace in & for said County  
 in & for the County of Dauphin personally came Elizabeth Harris of  
 Lancaster County Married-Woman who upon her oath did depose  
 & say that a certain Tom Shorter negro did on the night of yesterday  
 assault & beat her this Complainant down with his fist at Lancaster  
 County aforesaid

66 15 3.5.2 2 14.9  
 400 10 66 15 7. 6 6  
 400 10 400 10 374 6 654  
 10 10 400 376 272

John Groh purchaser & assign of a land near messuage joining George Shubert lot of an alley  
 or lane between the & M'Ginnon, and of a lane between the & M'Ginnon, and joining  
 other lands of the said George Shubert, & when the deed is made of 50 pounds more the first  
 days of April following clear of all incumbrances from on the ground excepted

**Elizabeth Harris, "Married-Woman,"  
 Accuses Tom Shorter, "Negro," of Assault**

22. [Manuscript].  
 [Pennsylvania].

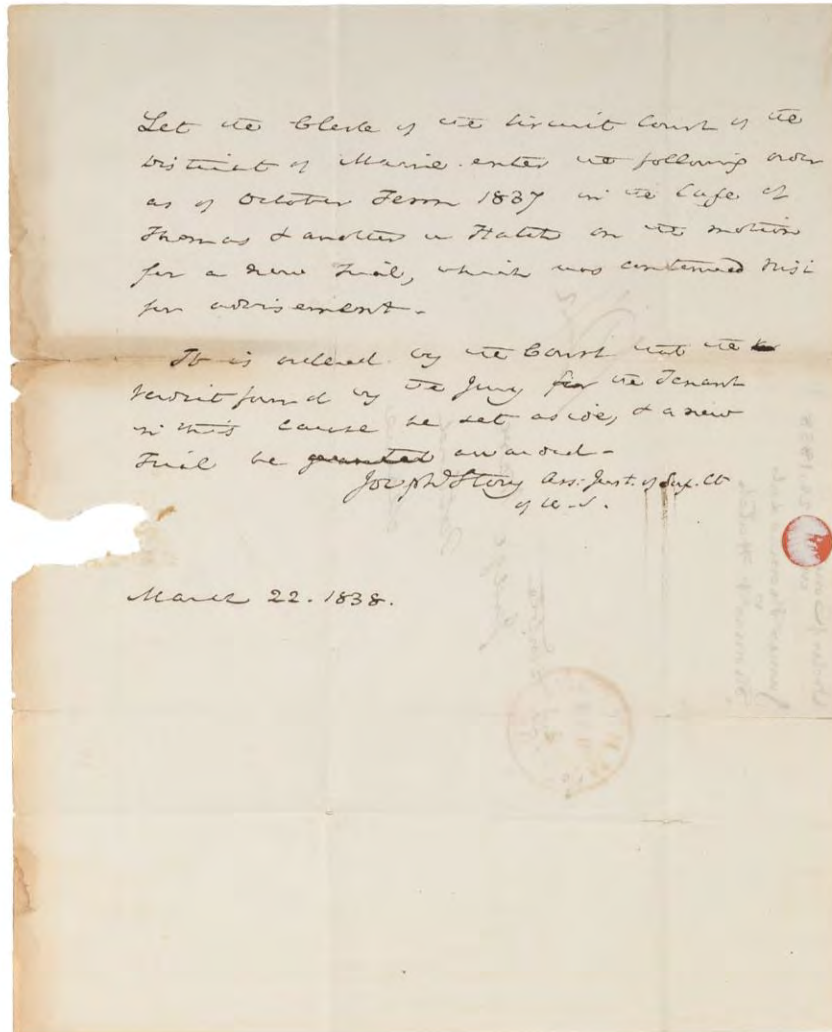
[Clerical Copies of Two Legal Documents]. Dauphin County, Pennsylvania, [after 1785, before 1793].

3-3/4" x 8-1/2" scrap of paper, text in single neat hand to recto and verso, annotations (sums) in a different hand to foot of recto. Moderate toning, light foxing, small clean tear to top-edge. \$750.

\* The recto of this document records testimony given by Elizabeth Harris, a "Married-Woman" living in Lancaster County, to a justice of the peace of Dauphin County, Pennsylvania. (Dauphin County separated from Lancaster County in 1785.) Harris claimed that "a certain Tom Shorter negro did on the night of yesterday assault & beat her this Complainant down with his fist at Lancaster County." The verso contains a land purchase agreement made by John Groh. Both documents are clearly copies, possibly drafts or clerical copies.

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**A Manuscript Court Order by  
Joseph Story Concerning a Notable Land Case**

23. [Manuscript].

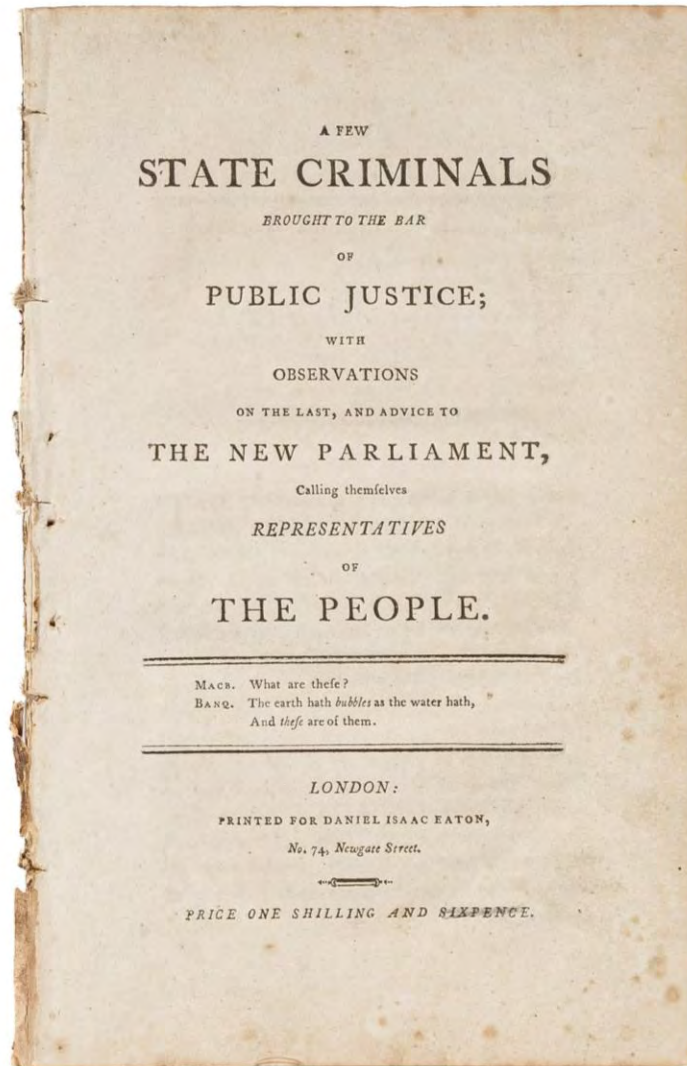
Story, Joseph [1779-1845].

[Autograph Document, Signed, Cambridge, MA, March 22, 1838].

10" x 8" sheet, addressed, postmarked, franked and docketed on verso, tear and residue from wax seal, which is intact. Moderate toning, a few tiny chips to edges of sheet, horizontal and vertical fold lines, a few small tears to fold lines, browning and faint dampstaining along a few folds. \$750.

\* Story wrote this document as a judge of the Federal New England Circuit, his secondary duty as a U.S. Supreme Court justice. It is addressed to Asher Ware [1782-1873], Judge of the U.S. District Court, District of Maine. It overturns the previous verdict and orders a new trial in the case of James Thomas et al. v. Thomas F. Hatch, a notable land dispute case that was cited several times during the nineteenth century.

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**"If the People Speak, They Will Speak in Thunder"**

**24. [Paine, Thomas (1737-1809), Attributed].**

*A Few State Criminals Brought to the Bar of Public Justice; With Observations on the Last, And Advice to the New Parliament, Calling Themselves Representatives of the People.* London: Printed for Daniel Isaac Eaton, [1796?]. [ii], 47, [1] pp. Lacking final advertisement leaf. Octavo (8-1/4" x 5-1/4").

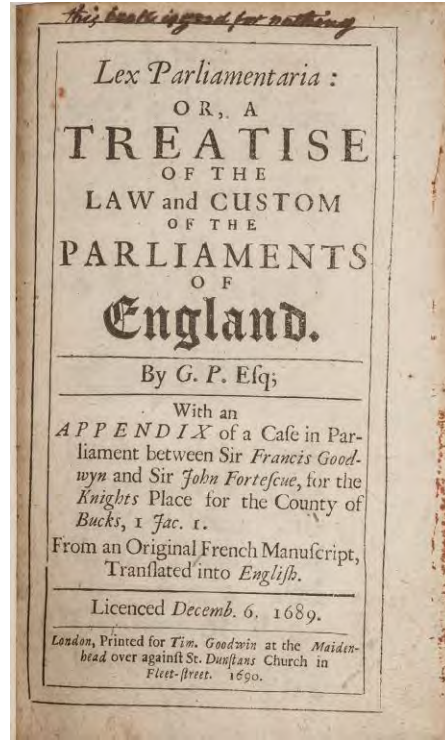
Disbound stab-stitched pamphlet. Moderate toning, light foxing to margins, leaves separating at foot but secure. \$450.

\* Only edition. Sometimes attributed to Thomas Paine, this pamphlet savagely attacks William Pitt the Younger. It calls for his impeachment on a number of grounds, focusing in particular on his administration's anti-radical crackdown after the French Revolution and expensive war with France.

*English Short-Title Catalogue* N8972.

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**An Important Work on Parliament That Advanced Whig Ideology  
Recommended by Thomas Jefferson**

**25. P[hilips], G[eorge] [1599?-1696].  
[Petyt, George (1636-1707), Attributed].**

*Lex Parliamentaria: Or, A Treatise of the Law and Custom of the Parliaments of England.* By G.P. Esq; With an Appendix of a Case in Parliament between Sir Francis Goodwyn and Sir John Fortescue, for the Knights Place for the County of Bucks, 1 Jac. 1. From an Original French Manuscript, Translated into English. Licenced Decemb. 6. 1689. London: Printed for Tim. Goodwin at the Maiden-Head over against St. Dunstons Church in Fleet-Street, 1690. [xvi], 320 pp. Two leaves of advertisements, called for at rear of text, bound before p. 1. Octavo (6-1/4" x 3-3/4").

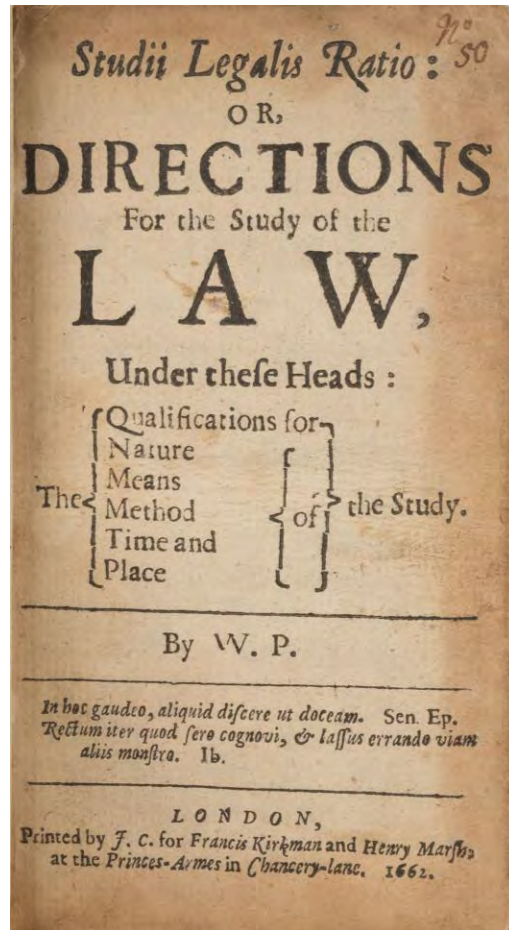
Contemporary sheep, rebaked in period-calf, blind rules to boards, raised bands, blind fillets and retained contemporary lettering piece to spine. Light rubbing and minor scratches and scuffs to boards, moderate rubbing to board edges, corners bumped and somewhat worn. Moderate toning to interior, light browning and faint dampspotting in places, staining to fore-edge of title page, "This book is good for nothing" in small early hand to head of title page. An attractive copy. \$1,750.

\* First edition. Formerly attributed to George Petyt, *Lex Parliamentaria* is an early handbook on parliamentary procedure. It is notable for its strongly Whiggish ideology. Published shortly after the end of the Glorious Revolution—a period that witnessed the deposition of King James II, the passage of the Bill of Rights and the accession of his daughter and her husband as queen and king—it asserts Parliamentary supremacy and the inferiority of monarchs. It was highly regarded by the American Founding Fathers. Jefferson, for example, owned a copy of this edition and often recommended it to others.

Sowerby, *The Library of Thomas Jefferson* 2893. *English Short-Title Catalogue* R4908.

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**First Edition of a Respected *Vade Mecum***

**26. P[hillips], W[illiam].**

*Studiū Legalis Ratio: Or, Directions for the Study of the Law, Under These Heads; The Qualifications for Nature, Means, Method, Time and Place of the Study.* London: Printed by J.C. for Francis Kirkman and Henry Marsh, at the Princes-Armes in Chancery-Lane, 1662. [x], 204 pp. 12mo. (5-1/4" x 3-1/4").

Contemporary sheep, rebaked in period-style calf, corners mended, blind rules to boards, raised bands and blind fillets to spine, endpapers renewed. A few nicks and scratches to boards, moderate wear to board edges. Light browning to text, minor worming at foot of gutter at rear of text with negligible loss to catch-words, negligible light offsetting to margins of title page, "No 50" in minuscule early hand to head of title page, minor wormtrack to head of final leaf. A handsome copy. \$1,000.

\* First edition. This well-respected *vade mecum*, which reached its third and final edition in 1675, is, notes Holdsworth, "a book on the same lines as those written in the preceding period by Fullbecke and Dodderidge. It tells the student something of the kinds of knowledge essential to him...It gives him a little elementary information as to the various kinds and species of laws...and then it goes on to discourse the main features of the common law and its position in the state. It concludes by giving a list of the chief books on English law which he must study."

Holdsworth, *A History of English Law* VI:601. *English Short-Title Catalogue* R41053.

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**1930 Publisher Advertisement for a Biography of a Notable Suffragist**

**27. [Legal Publishing].**

**Little, Brown & Company.**

**[Blackwell, Alice Stone (1857-1950)].**

[*Advertisement for Lucy Stone: Pioneer of Woman's Rights by Alice Stone Blackwell*]. Boston: Little, Brown & Company, [1930]. [4] pp.

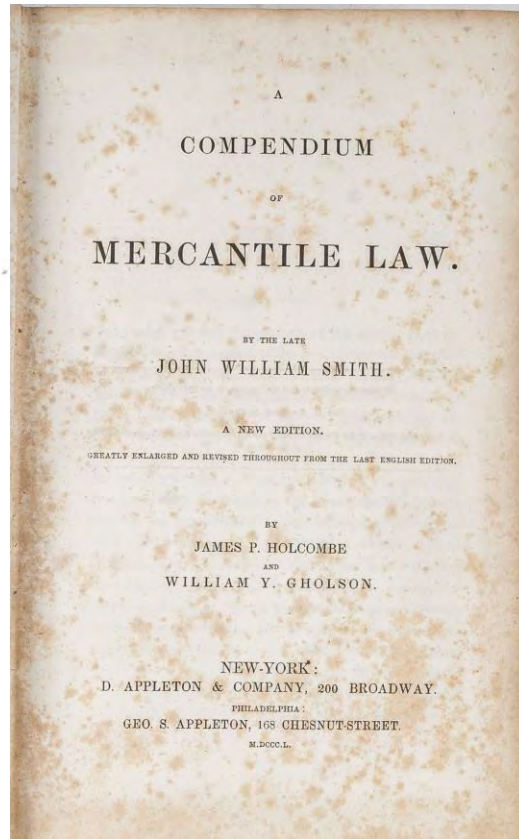
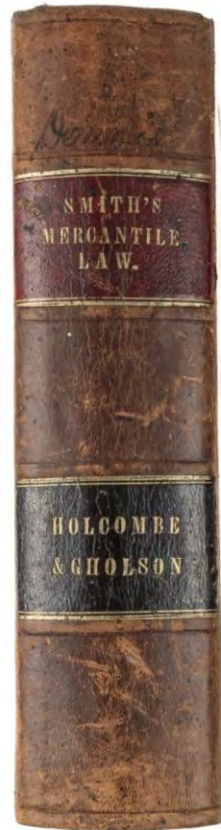
6-1/4" x 3-1/2" bifolium leaflet. Moderate toning, horizontal fold, light soiling to exterior, small tears to ends of vertical fold. \$150.

\* A charming publisher's advertisement for Alice Stone Blackwell's biography of her mother, pioneering suffragist Lucy Stone [1818-1893]. It includes a summary of the book, a list of the contents and a description of the book's eight illustrations. Published in 1930, the book was available from Little, Brown & Company in cloth octavo for \$3.

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### A Notable Nineteenth-Century Treatise on Mercantile Law

**28. Smith, John William [1809-1845]**  
**Holcombe, James P. [1820-1873], Editor.**  
**Gholson, William Y. [1807-1870], Editor.**

*A Compendium of Mercantile Law. A New Edition. Greatly Enlarged and Revised Throughout from the Last English Edition.* New York: D. Appleton & Company/Philadelphia: Geo. S. Appleton, 1850. [ii], 719 pp. Main text preceded by 2-pp. publisher advertisement. Octavo (9" x 5-1/2").

Contemporary law calf, blind fillets to boards, raised bands and red and black lettering pieces to spine. Light rubbing and a few minor nicks and scuffs to boards, moderate rubbing to extremities, early owner name, "Dennis," to head of spine, corners bumped and moderately worn, hinges cracked, early owner inscription, "G.E. Dennis/ University/ of Va./ Sep' 1853-4-5/ E.S. No. 30," to front pastedown. Light toning and moderate foxing to interior, offsetting to margins of endleaves. \$450.

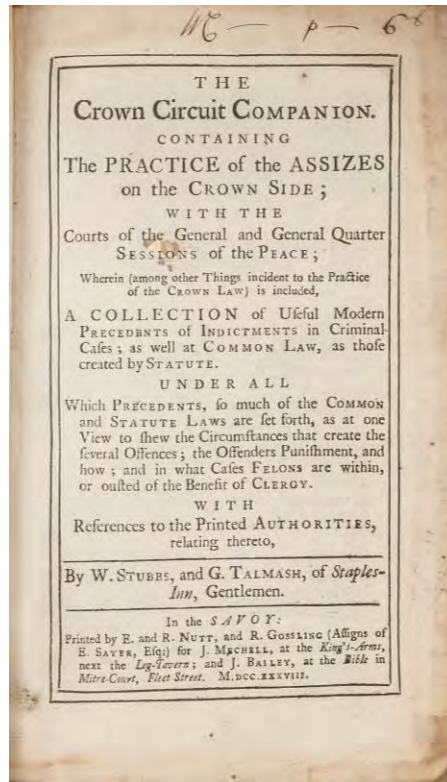
\* Second American edition, based (it appears) on the second London edition (1838), to which it is star-paged. This notable treatise was first published in London in 1834 and went through several English and American editions and issues.

According to records accessed through Ancestry.com, this book probably belonged to George E. Dennis [1830-1894], a lawyer who lived and practiced in Rocky Mount, Virginia. He served as a cavalry officer in the Confederate Army during the Civil War.

Cohen, *Bibliography of Early American Law* 2447.

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**First Edition of a Standard Guide on Practice Before the Assize Courts**

**29. Stubbs, W[illiam].  
Talmash, G[eorge].**

*The Crown Circuit Companion. Containing the Practice of the Assizes on the Crown Side; With the Courts of the General and General Quarter Sessions of the Peace; Wherein (Among Other Things Incident to the Practice of the Crown Law) is Included, A Collection of Useful Modern Precedents [sic] of Indictments in Criminal Cases; As Well at Common Law, As Those Created by Statute. Under All Which Precedents, So Much of the Common and Statute Laws are Set Forth, As at One View to Shew the Circumstances that Create the Several Offences How. ....* [London]: Printed by E. and R. Nutt, And R. Gosling (Assigns of E. Sayer, Esq;) For J. Mechell, At the King's-Arms, Next the Leg-Tavern; and J. Bailey, at the Bible in Mitre-Court, Fleet-Street, 1738. [iv], 9-116, xvi, 376, [12] pp. Octavo (7-3/4" x 4-3/4").

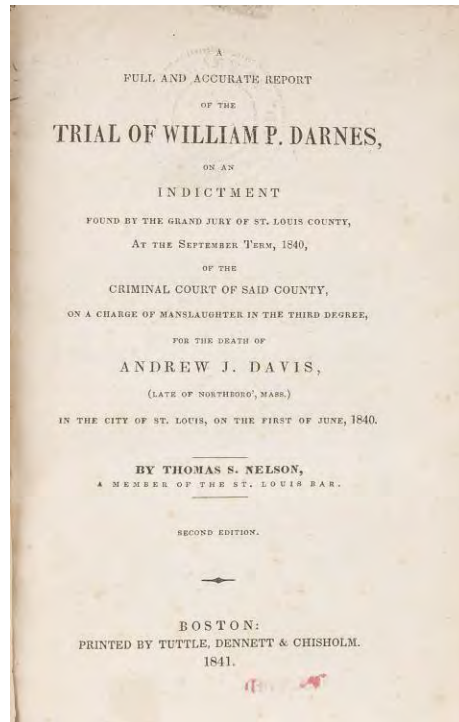
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\* First edition. This is a handbook for those practicing criminal law before the assizes, courts held twice (later three or four) times a year in main county towns that were presided over by visiting judges from the higher courts. It explains assize jurisdiction, practice and procedures and provides useful precedents on such topics as bankruptcy, indictments, murder, extortion, forgery, libel, perjury, marriage, riots and smuggling. It was a standard work for decades; its final edition, the tenth, was published in 1836.

*English Short-Title Catalogue* T122847.

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**30. [Trial].**

**Darnes, William P., Defendant. Nelson, Thomas S., Reporter.**

*A Full and Accurate Report of the Trial of William P. Darnes, On an Indictment Found by the Grand Jury of St. Louis County, At the September Term, 1840....* Boston: Printed by Tuttle, Dennett & Chisholm, 1841. 269 pp. 12mo. (7-3/4" x 5").

Stab-stitched pamphlet bound into later quarter cloth, front and rear wrappers of pamphlet affixed to front and rear boards, library shelf label to foot of spine. Light rubbing, soiling and a few minor stains to boards, moderate rubbing to extremities with some wear to spine ends, corners, and foot of front board, hinges cracked, front free endpaper partially detached. Light toning to interior, light spotting in places, tiny stain and embossed owner stamp of John Green, M.D. to title page, library discard inkstamp to verso of title page, other embossed Green stamps to front wrapper and rear endleaf. \$650.

\* Second and final edition, one of two issues, both in 1841. Davis was the well-known owner of a St. Louis newspaper that published several highly critical columns about Darnes, an important local politician. Enraged, Darnes attacked Davis on the street with an iron rod, striking him in the head. Rushed to a hospital, Davis was operated on, but died a few days later. Darnes was indicted. The trial lasted two weeks and engaged some of the best lawyers and medical experts in the area. The case turned on whether Davis died from the blow or his medical treatment. Both sides offered a strong case. In the end Darnes was convicted of fourth-degree manslaughter and fined \$500.

Our copy belonged to Dr. John Green III [1784-1864]. A member of a distinguished Worcester, MA family, Dr. Green was an avid bibliophile and the founder of the Worcester Public Library, to which he donated his personal library of nearly 12,000 titles.

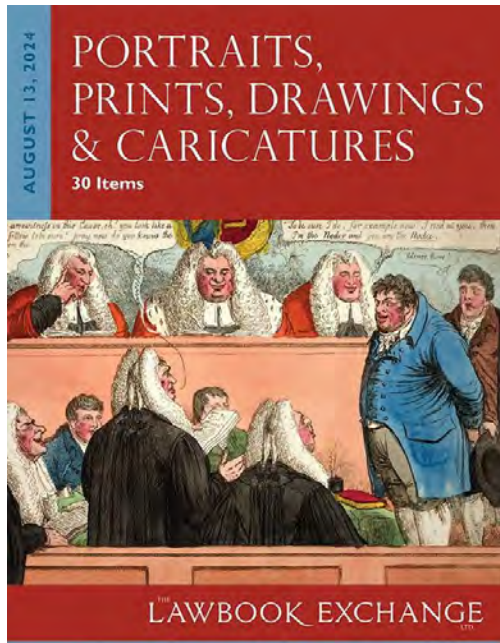
This case not in McDade. Stevens, *St. Louis, The Fourth City, 1764-1911* I:369-70. *Catalogue of the Library of the Harvard Law School* (1909) II:1057.

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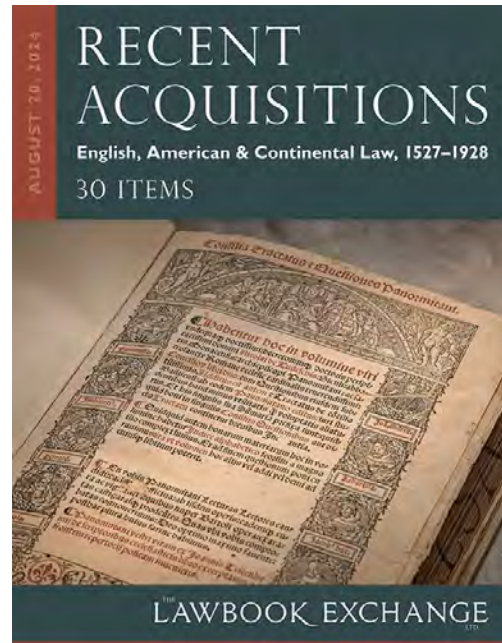
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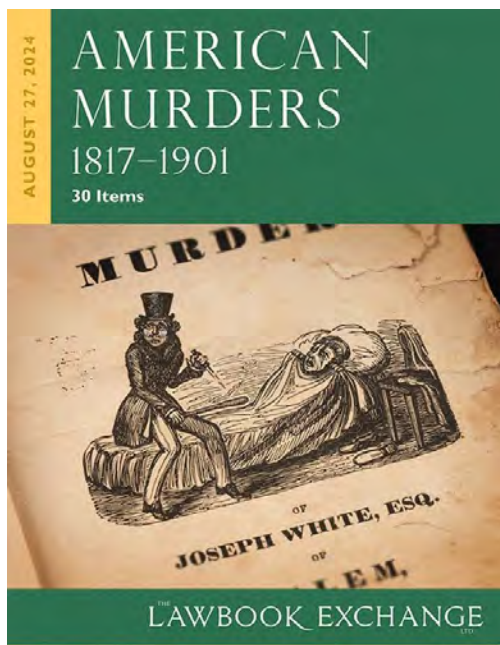
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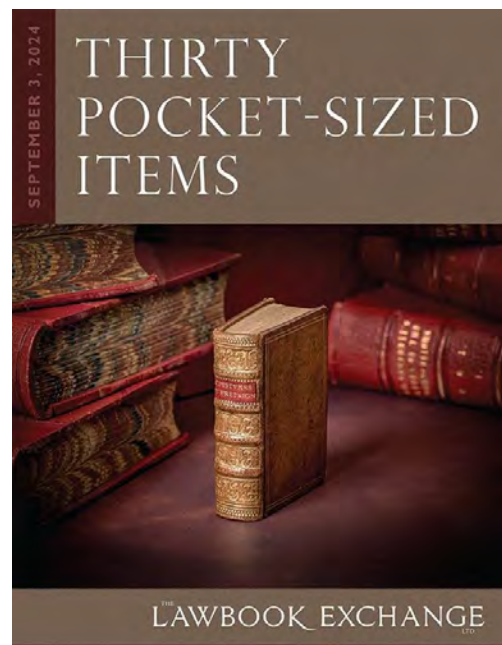
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