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June 16, 1975

TO:

Mrs. Stiverson

FROM:

Barbara C. Dean

RE: George Wythe's Library

Source material concerning George Wythe and his library is extremely scarce. However, we do know that he was a great scholar and a man of varied interests. His knowledge of the classics was renowned. Hemphill says that in classical literature "lay through out a long lifetime his chief intellectual interest, and until he was about fifty years of age, his unremitting diligence in self-instruction was concentrated primarily on the acquisition of facts and principles recorded by the writers of ancient Greece and Rome." It is impossible to know exactly which classics Wythe read, but there are references to Justinian's Roman code, Homer's Iliad, Cicero's orations, Tacitus, Polybius, Vitruvius, Euripedes, Herodotus, Phlegon, Virgil, Xenophon, Theocritus and Terence. Wythe also made a detailed study of the Greek and Latin languages. He kept a notebook containing "notes of his personal research in the etymology of Greek and Latin words. About 150 pages of this book...contain his comparisons of Latin equivalents with the original Greek text of Homer's Iliad and with other Hellenic literature"2 Wythe's knowledge of the law was no less far reaching. He was a prominent member of the bar, a law professor and judge of the Court of Chancery. Wythe found time

W. Edwin Hemphill, "George Wythe the Colonial Briton...," p. 87-8. Hereafter cited as Hemphill.

^{2.} Ibid., p. 88.

to pursue other subjects as well. He taught himself French, and, after moving to Richmond, learned Hebrew. He studied architecture, algebra, methematics, natural philosophy, and physical science. He was a music lover and an amateur gardener. As he grew older, Wythe became more immersed in a life of books. He "became ever more pedantic and obscure. At the same time he sought out more and more the most esoteric of information."

There are a few titles which we definitely know Wythe possessed.

These are listed below. In each case the source is noted after the entry.

- *Andrews, George. Reports of cases argued and adjudged in the Court of King's Bench, in the eleventh and twelfth years of the reign of his present Majesty King George the Second. [London] In the Savoy, printed by Henry Lintot, for John Worrall, 1754. [Millicent Sowerby, Catalogue of the Library of Thomas Jefferson, catalog number 2080. Hereafter cited as Sowerby.]
- Barclay, Robert. An apology for the True Christian Divinity, being an explanation and vindication of the principles and doctorines of the people called Quakers. Written in Latin and English by R. B. 8th ed. in England. Birmingham, printed by John Baskerville, 1765. [Sowerby, catalog number 1537.]
- The Holy Bible, containing the Cld and New Testaments: newly translated out of the original tongues: and with the former translations diligently compared and revised by His Majesty's special command. Appointed to be read in churches. Oxford, printed by Thomas Baskett, printer to the University, 1754. [Contains Wythe's bookplate. Owned by the University of Virginia.]
- Bryant, Jacob. A new system, or, an analysis of ancient mythology: wherein an attempt is made to divest tradition of fable; and to reduce the truth to its original purity... Vol. 1 [-2]. The second edition [-vol. 3]. London, printed for T. Payne, P. Elmsly, B. White, & J. Walter, 1775, 1776. [Sowerby, catalog number 43.]
- *Burrow, Sir James. Reports of cases adjudged in the Court of King's Bench, since the death of Lord Raymond, 5 vols. London, 1766-80. [Virginia Gazette (Rind) February 7, 1771.]

^{3.} William Clarkin, Serene Patriot: A life of George Wythe, p. 186. Hereafter cited as Clarkin.

^{*}Colonial Williamsburg Foundation owns a copy of this book.

- Call, Daniel. Reports of cases argued and adjudged in the Court of Appeals of Virginia. Richmond, printed by Thomas Nicolson, 1801. [Sowerby, catalog number 2091.]
- Cases argued and decreed in the High Court of Chancery.... The third edition,
 ... [London] In the Savoy, printed by E. and R. Nutt, and R. Gosling,
 (assigns of Edward Sayer, Esq.) for J. Walthoe, Sen. and are to be
 sold by T. Osborne, 1735. The second part...continued from the
 thirtieth year of King Charles II to the fourth year of King James II.
 The second edition corrected..., 1735. Select cases in the High
 Court of Chancery,.... The fourth edition, n.d. [Sowerby, catalog
 number 1744.]
- Clarke, Samuel. A brief concordance to the Holy Bible, of the most usual and useful place which one may have occasion to seek for. In a new method. London, printed for Thomas Parkhurst, Jonathan Robinson, Thomas Cockerill Sen & Jun., Brabazon Aylmer, John Lawrence, and John Taylor, 1696. [Sowerby, catalog number 1496.]
- Clement of Alexander. Clementis Alexandrini opera graece et latine quae extant. Post accuratam Danielis Heinsii recensionem...accedunt diversae lectiones & emendationes...a Friderico Sylburgio collectae...

 Lutetiae Parisorum, typis Regijs, 1641. [Sowerby, catalog number 1586.]
- Felice, Fortunatio Bartolomeo de, ed. Code de l'humanite, ou la legislation universelle, naturelle, civile et politique, avec l'histoire litteraire des plus grands hommes qui ont contribue a la perfection de ce code. Compose par une Societe de gens de lettres, indiques a la page suivante. Le tout revu & mis en ordre alphabetique par M. De Felice. Yverdon, dans l'Imprimerie de M. de Felice, 1778. [Thomas Jefferson to George Wythe, September 16, 1787. Julian Boyd, The Papers of Thomas Jefferson, v. 12, p. 129. Hereafter cited as Boyd.]
- Coluthus. Coluthi raptus Helenae. Recensuit...ac variantes lectiones et notas adjecit Joannes Daniel a Lennep. Accedunt ejusdem animadversionum libri tres tum in Coluthum, tum in nonnuellos alios auctores. Leovardiae, 1747. [Jefferson to Wythe, September 16, 1787. Boyd, v. 12, p. 129.]
- *Croke, Sir George. The first part {though last publish'd} [-The second-The third part] of the reports of Sr. George Croke...of such select cases as were adjudged in the said Courts [Kings-Bench and Common-Bench], from the 24th to the 44th/45 of the late Queen Elizabeth...published in English by Sir Harbottle Grimstone Baronet, Master of the Rolls. The third impression... London, printed by W. Rawlins, S. Roycroft, and H. Sawbridge, assigns of Richard and Edward Atkins Esquires; and to be sold by H. Twyford, F. Tyton, H. Herringman [and others], 1683. [Sowerby, catalog number 2052.]
- [Delany, Patrick.] The doctrine of abstinence from blood defended. In answer to two pamphlets, the one called, The question about eating blood stated and examined, &c. The other intitled, The prohibition of blood a temporary precept. London, printed for C. Rivington, 1734. [Sowerby, catalog number 1633.]

- . Columbus, Johan. Incerti scriptoris graecie fabulae aliquot Homericae de Ulixis erroribus ethice explicatae. Vertit notasque necessarias adjecit Johannes Columbus, P. P. Ups. Lugduni Batavorum: apud Philippum Bonk [Typis Johannis Wilhelmi de Groot], 1754. [Jefferson to Wythe, September 16, 1787. Boyd, v. 12, p. 129.]
 - Guys, Pierre Augustin. Voyage litteraire de la Grece, ou lettres sur les Grecs, anciens et modernes, avec un parallele de leurs moeurs...

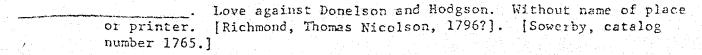
 Tome premier [-Quatrieme]. A Paris, Chez la Veuve Duchesne, 1783.

 [Jefferson to Wythe September 16, 1787. Boyd, v. 12, p. 129.]
 - *Hale, Sir Matthew. Historia placitorum coronal. The history of the pleas of the crown... Now first pub. from his lordship's original manuscript, and the several references to the records examined by the originals, with large notes. By Sollom Emlyn... To which is added a table of the principal matters... [London] In the Savoy, printed by E. and R. Nutt, and R. Gosling for F. Gyles [etc.] 1736. [Contains Wythe's bookplate. Owned by the University of Virginia.]
 - Herodotus. Herodoti Halicarnassensis Historia, 9 vols. Glasgow. In Aedibus Academicis excudebant Robertus et Andreas Foules, 1761. [Sowerby, catalog number 13.]
 - Homerus. Homeri Ilias, Graece et Latine annotationes in usum seremissimi principis Gulielmi Augusti, ducis de Cumberland, &c. Regio jussu scripsit atque edidit Samuel Clarke. Editio tertia. Londini, Johannis & Pauli Knapton, 1740. [Contains Wythe's bookplate. Owned by the University of Virginia.]
 - [Jefferson, Thomas.] Notes on the state of Virginia... No place or printer.
 [Paris, Philippe Denis Pierres, 1782.] [Jefferson to Wythe, September 16, 1787. Boyd, v. 12, p. 130.]
- Keith, George (Rev.). Geography and navigation compleated; being a new theory and method whereby the true longitude...may be found, etc. London, 1709. [Hemphill, pp. 14-15.]
- The law of actions on the case for torts and wrongs; being a methodical collection of all the cases concerning such actions... London, printed for Thomas Trye, 1741. [Sowerby, catalog number 1980.]
- Levinz, Sir Creswell. Les reports de Sr. Creswell Levinz, jades un del justices del Common Bank, en trois parts.... London, printed by the assigns of Richard and Edward Atkins Esq; for S. Keble, D. Browne, T. Benskin, and J. Walthoe, 1702. [Sowerby, catalog number 2068.]
- *Lucretius Carus, Titus. ...Of the nature of things in six books. Translated into English verse by Tho. Creech.... London, printed by J. Matthews for G. Sawbridge..., 1714-1715. [Contains Wythe's signature. Owned by Colonial Williamsburg.]
- Pigott, Nathaniel. New precedents in conveyancing... [London] In the Savoy, printed by Henry Lintot, (assignee of Edward Sayer, Esq;) for John Worrall, 1742. [Sowerby, catalog number 1940.]

- * Plowden, Edmund. The commentaries, or reports of Edmund Plowden, of the Middle-Temple, Esq;.... In two parts.... [London] In the Savoy, printed by Catherine Lintot, and Samuel Richardson, law printers to the King's Most Excellent Majesty, for the Translator, 1761. [Sowerby, catalog number 2027.]
 - en les temps des Raygnes le Roye Edwarde le size, le Roigne Mary, le Roy & Roigne Phillip & Mary, & le Roigne Elizabeth... In aldibus Richardi Tottelli Octobris 20 Cum Priuilegio [1578.]--[Cy ensuont certeyne cases reported per Edmunde Plowden...puis le primer imprimier de ses commentaries & ore a le seconde imprimier de les dits commentaries a ceo addes.... Cum Priuilegio. Anno. 1579. [15. die lunii. 1579.] London, Richard Tottell, 1578,9. [Sowerby, catalog number 2026.]
 - Polybius. Polybii historiarum libri qui supersunt interprete I. Casaubono, J. Gronovius recensuit ac utriusque casauboni, F. Ursini, H. Valesii, I. Palmerii, et scias notas adjecit..., 3 tom. Amstelodami, 1670. [Jefferson to Wythe, September 16, 1787. Boyd, v. 12, p. 129.]
 - Pothier, Robert Joseph. A treatise on obligations, considered in a moral and legal view. Trans. from the French [by Francois Xavier Martin], 2 vols. Newbern, N.C., Martin & Ogden, 1802. [Sowerby, catalog number 1990.]
 - Reports of cases in equity, argued and decreed in the courts of Chancery and Exchequer, chiefly in the reign of King George I [1705-1726].... To which are added some select cases in equity, heard and determined in the Court of exchequer in Ireland.... The 2nd ed., carefully corr.... [London] In the Savoy, printed by H. Linott for D. Browne, J. Shuckburgh [etc.], 1742. [Contains Wythe's bookplate. Owned by the University of Virginia.]
 - Sallustius Crispus, Caius. C. Sallustii Crispi opera omnia, quae extant, interpretatione et notis illustravit Daniel Crispinus, in usum Serenissimi Delphini.... Londini, typis Gul. Strahan. Impensis S. Ballard, W. Innys, A. Ward [and others], 1746. [Sowerby, catalog number 55.]
 - Savary, Claude Etienne. Lettres sur l'Egypte...ou l'on decrit l'etat...du pays, et la descente de S. Louis a Damiette, tiree de Joinville et des auteurs arabes, avec des cartes geographiques. Seconde edition..., 3 tom. Paris, 1786. [Jefferson to Wythe, September 16, 1787. Boyd, v. 12, p. 129.]
 - *Shower, Sir Bartholomew. The reports of Sir Bartholomew Shower, Knt. of cases adjudg'd in the Court of King's-Bench, in the reign of His Late Majesty King William III... London, printed by the assigns of Richard and Edward Atkins Esqs; for Daniel Brown, and J. Walthoe, 1708.--The second part of the reports of cases and special arguments... beginning in Easter term the thirtieth of King Charles the Second, and ending in Easter term the third of King James the Second.... [London] In the Savoy, printed by Eliz. Nutt and R. Gosling, (assigns of Edward Sayer Esq:) for D. Browne, J. Walthoe, W. Mears, and F. Clay, 1720. [Sowerby, catalog number 2066.]

- Siderfin, Sir Thomas. Les reports des divers special cases argue & adjude en le Court del Bank le Roy et auxy en le Co. Ba. & l'Exchequer en les premier dix ans apres le restauration del son tres-excellent Majesty Le Roy Charles le II... London, printed by W. Rawlins, S. Roycroft and H. Sawbridge, assigns of Richard and Edward Atkins, esquires. For Samuel Keble, 1683.--Le second part...de les reports du Thomas Siderfin... esteant plusieurs cases come ils estoyent argue et adjudges en le Court del Upper Banck, en les ans 1657, 1658 & 1659...ib. for Samuel Keble, and Daniel Brown, 1684. [Sowerby, catalog number 2059.]
- Three journals from Lord Botetourt's estate. [The Botetourt inventory.]
- Vernon, Thomas. Cases argued and adjudged in the High Court of Chancery.

 Vol. 1[-2]. [London] In the Savoy, printed by E. and R. Nutt and
 R. Gosling, (assigns of Edw. Sayer, Esq;) for J. Tonson, B. Lintot,
 and T. Ward [1726-1728]. [Sowerby, catalog number 1747.]
- Virginia. Laws, statutes, etc. 1776 at a General Assembly.... Williamsburg, 1776. [Contains Wythe's signature. Owned by the Virginia State Library.]
- Assembly... Williamsburg, [1779]. [Contains Wythe's signature. Owned by the Virginia State Library.]
- . Laws, statutes, etc. 1780, May. Acts passed at a General Assembly.... Richmond, [1780]. [Contains Wythe's signature. Owned by the Virginia State Library.]
- Volney, Constantin Francois de. Voyage en Syrie et en Egypte pendant les annees 1783, 1784 et 1785, 2 tom. Paris, 1787. [Jefferson to Wythe, September 16, 1787. Boyd, v. 12, p. 129.]
- [Wythe, George.] Between Joseph Wilkins, administrator of his late defunct wife Sareh...and, John Taylor, and William Urquhart... Without name of place or printer, n.d. [Richmond, Thomas Nicolson, 1796?]. [Sowerby, catalog number 1763.]
 - Between William Fowler and Susanna his wife, plaintiffs, and, Lucy Saunders, an infant, by James A. Patterson her guardian, defendent. Without name of place or printer, n.d. [Richmond, Thomas Nicolson, 1796?]. [Sowerby, catalog number 1762.]
 - Abraham Salle, Bernard Markham, Edward Moseley, Benjamin Harris, and William Wager Harris, defendents. Without name of place or printer. [Richmond, Thomas Nicolson, 1796?]. [Sowerby, catalog number 1764.]
- . Case upon the statutes for distribution. Richmond, printed by Thomas Nicolson, 1796. [Sowerby, catalog number 1760.]



- Decisions of cases in Virginia, by the High Court of Chancery, with remarks upon decrees by the Court of Appeals, reversing some of those decisions. Richmond, printed by Thomas Nicolson, 1795. [Sowerby, catalog number 1759.]
- A report of the case between Field and Harrison, determined by the High Court of Chancery, in which the decree was reversed by the Court of Appeals. 1796. [Sowerby, catalog number 1761.]

Wythe bought several books from the Virginia Gazette Office, and ordered others from John Norton and Sons of London. We don't know if they were purchased for himself or for others, but inasmuch as they are all titles in his fields of interest, it is highly possible that he bought them for himself. Almanack, interleaved. [Virginia Gazette Daybooks, 1764-1766, p. 121. Here-

- after cited as Daybooks.]
- *Andrews, George. Reports of cases argued and adjudged in the Court of King's Bench, in the eleventh and twelfth years of the reign of his present Majesty King George the Second. [London] In the Savoy, printed by Henry Lintot, for John Worrall, 1754. [Wythe to John Norton, May 8, 1770. Frances Mason, ed., John Norton & Sons Merchants of London and Virginia..., p. 134. Hereafter cited as Mason.]
- *Atkyns, John Tracy. Reports of cases argued and determined in the High Court of Chancery in the time of Lord Chancellor Hardwicke. With notes and references, 3 vols. London, 1765-1768. [Wythe to Norton May 8, 1770. Mason, p. 134.]

- Book of Common prayer in Greek. [Wythe to Norton May 29, 1772. Mason, p.243.]
- Britton, first ed. London, Robert Redman, 1504[?]. Second edition, London, printed by the assignes of John Moore Esquire, [Miles Fletcher, John Haviland and Robert Young], 1640. [Wythe to Norton May 29, 1772. Mason, p. 243.]
- *Bunbury, William. Reports of cases in the Court of Exchequer, from the beginning of the Reign of King George the First, until the fourteenth year of the Reign of King George the Second. [London] In the Savoy, printed by Henry Lintot, for D. Browne, J. Shuckburgh, J. Worrall and Thomas Gamul, 1755. [Wythe to Norton May 8, 1770. Mason, p. 134.]
- *Burrow, Sir James. Reports of cases adjudged in the Court of King's Bench, since the death of Lord Raymond, 5 vols. London, 1766-80. [Wythe to Norton May 8, 1770. Mason, p. 134.]
- A true account of the whole proceedings of the Parliament in Ireland, beginning March 25, 1689...with the Establishment of their Forces there. (A letter from Dublin, June the 12th, 1689.) The Journals of the House of Lords. Minutes of the House of Commons. London, 1689. [Wythe to Norton August 3, 1769. Mason, p. 101.]
- Erasmus, Desiderius. Adagiorum D. Erasmi roterodame epitome ex novissima chiliadum ceu ipsorum fontium recognitione excerpta & multis in locis jam longe accuratius, quam ante emendata. Cum triplici indice, authorum, locorum & proverbiorum locupletissimo. Amstelodami, apud Joannem Janssonium, 1663. [Wythe to Norton May 29, 1772. Mason, p. 243.]
- Fleta. Fleta, seu commentarius juris Anglicani sic nuncupatus, sub Edwardo Rege primo...ab anonymo conscriptus, atque e codice verteri, autore ipso aliquantulum recentiori, nunc primum typis editus. Accedit, tractatulus vetus de agendi excipiendique formulis Gallicanus, Fet assavoir dictus. Subjungitur...J. Seldeni ad Fletam dessertatio historica. Londidi, typis M. F. Prostant apud G. Lee et D. Pakeman, 1647. [Wythe to Norton May 29, 1772. Mason, p. 243.]
- Fortescue, <u>Sir</u> John. Reports of select cases in all the courts of Westminster-Hall; also the opinion of all the judges of England relating to the grandest prerogative of the Royal Family; and some observations relating to the prerogative of a Queen Consort, etc. London, 1748. [Wythe to Norton May 8, 1770. Mason, p. 134.]
- Foster, Sir Michael. A report of some proceedings on the commission of Oyer an Terminer and goal delivery for the trial of the Rebels in the year 1746 in the County of Surry, and of other crown cases. To which are added discourses upon a few branches of the crown law. Oxford, Clarendon Press, 1762. [Wythe to Norton May 8, 1770. Mason, p. 134.]
- Franklin, Benjamin. The interest of Great Britain considered, with regard to her colonies, and the acquisition of Canada and Guadaloupe. London, 1760; reprinted, Philadelphia, 1760; 2nd ed., London, 1761. [Daybooks, 1764-66, p. 12.]

- The Journals of the House of Burgesses from the first settlement of the colony to 1752. [Wythe to Norton June 13, 1768. Msson, p. 54.]
- Journals of the House of Commons. London, 1766- . [Wythe to Norton May 15, 1768; Mason, p. 51-2. Wythe to Norton August 3, 1769; Mason, p. 101.]
- Lambard, William. Eirenarchia; or the office of justice of peace. London, 1581; other editions to 1619. [Wythe to Norton May 29, 1772. Mason, p. 243.]
- Vernon, Thomas. Cases argued and adjudged in the High Court of Chancery, published from the manuscripts of T. V. by order of the ... Court, etc. [Edited by W. P. Williams and W. Melmoth], 2 vols. [London] In the Savoy, 1726-28. [Wythe to Norton May 8, 1770. Mason, p. 134.]
- *Nelson, Robert. A companion for the festivals and facts of the Church of England: with collects and prayers for each solemnity. London, 1704. [Daybooks, 1764-66, p. 7.]
- Parliaments, 1 set. [Daybooks, 1764-66, p. 177.]
- Phlegon, of Tralles, Phlegontis Tralliani. De rebus merabilibus liber. C. Xylandro... interprete. Phlegontis Tralliani de Longaevis libellus. [Edited by Joannes Meursius] Greek and Latin. Leyden, 1622. [Wythe to Jefferson April 22, 1790; Boyd, v. 16, p. 368. Jefferson to Wythe June 13, 1790; Boyd, v. 16, p. 495.]
- *Pufendorf, Samuel von, Baron. An introduction to the history of the principal kingdoms and states of Europe. Begun by Baron Pufendorf, enlarged and continued down to the year 1743, by M. Martiniere.... Improved from the French by J. Sayer, 2 vols. London, 1748. [Daybooks, 1750-52, p. 54.]
- Shower, Sir Bartholomew. Cases in Parliament resolved...upon petitions, and writs of error. 1698. [Wythe to Norton May 8, 1770. Mason, p. 134.]
- *Steuart, <u>Sir</u> James. An inquiry into the principles of political oeconomy; being an essay on the science of domestic policy in free nations, 2 vols. London, 1767. [Wythe to Norton May 15, 1768. Mason, pp. 51-2.]
- Stith, William. A sermon, preached before the General Assembly. Williamsburg, 1746. [Daybooks, 1750-52, p. 99.]
- . The sinfulness and pernicious nature of gaming. A sermon preached before the General Assembly of Virginia; at Williamsburg, March 18, 1752. Williamsburg, 1752. [Daybooks, 1750-52, p. 99.]
- Theophilus, Antecessor. ... Theophili Antecessoris paraphrasis graeca institutionum Caesarearum: cum notis integris P. Nannii, I. Curti, D. Gothdfredi, H. Ernstii, et C. A. Fabrot, ac selectis...eruditorum...observationibus ...addidt G. O. Reitz...cum Glossario Theophilino, 2 vols. Hague, 1751. [Wythe to Norton May 29, 1772, Mason, p. 243.]

Another major source for titles are the commonplace books and other records kept by Wythe's students. It seems reasonable to assume that any book Wythe would assign his pupils to read, he would have first studied himself.

- Aeschylus. [Wythe to Jefferson December 13, 1786. Boyd v. 10, p. 592.]
- *Andrews, George. Reports of cases argued before the King's Bench during the 11th, 12th, 13th years of the reign of George III, 1737-1740. Folio edition. London, 1754. [The Commonplace book of Thomas Jefferson, introduction and notes by Gilbert Chinard, p. 14. Hereafter cited as Chinard.]
- Bacon, Matthew. A general abridgment of cases in equity, argued and adjudged in the High Court of Chancery &c...digested under proper titles; with notes and references to the whole.... London, 1734, 1739. [Marie Kimball, Jefferson the Road to Glory 1743 to 1776, p. 81. Hereafter cited as Kimball.]
- Bacon, Matthew. A new abridgement of the laws, 5 vols. 3rd ed. London, 1766-1769. [Marshall, p. 41.]
- Beccaria Bonesana, Cesare. An essay on crimes and punishments, translated from the Italian; with a commentary, attributed to Mons. de Voltaire, translated from the French. London, J. Almon, 1767. [Clarkin, p. 42.]
- * Blackstone, William. Commentaries on the laws of England, 4 vols. First edition. Oxford, Clarendon Press, 1765-69. [Clarkin, p. 154.]
 - Bracton, Henry de. Henrici de Bracton de legibvs et consuetudinibus Angliae, libri qvinqve in varios tractatus distincti, ad diversorum & vetustissemorum codicum collationem, ingenti cura denuo typis vulgati....

 Londini, typis Milonis Flesher & Roberti Young, assign: Johannis More Armig, 1640. [Hemphill, p. 123.]
 - Brooke, Sir Robert. La graunde abridgement, collecte & escrie per le uidge tres Reverend Syr Robert Brooke, Chivalier... London, 1576. [The Papers of John Marshall, v. 1, edited by Herbert A. Johnson, p. 41. Hereafter cited as Marshall.]
- **Brownlow, Richard and John Goldesborough. The reports of Richard Brownlow and John Goldesborough.... The first and second part.... London, for H. Twyford and S. Heyrick, 1675. [Marshall, p. 42.]
- **Bulstrode, Edward. The reports of Edward Bulstrode...given in the court of
 Kings Bench in the time of the late reign of King James [continued
 to the second year of Charles I]. The second impression... London,
 assigns of R. & E. Atkyns, for H. Twyford, etc. 1688. [Marshall, p. 42.]
 - *Burrow, Sir James. Reports of cases argued and adjudged in the Court of King's Bench, since the death of Lord Raymond, 5 vols. London, 1766-80. [Marshall, p. 42.]

^{**}A copy is in the Peyton Randolph House, but in as much as we know Randolph owned a copy, we prefer not to move this book.

- *Carthew, Thomas. Reports of cases adjudged in the Court of King's Bench [1687-1700]. London, 1743. [Marshall, p. 42.]
- Cases in Chancery [1660-1688]. London, 1735. [Marshall, p. 42].
- Coke, Sir Edward. A booke of entries... The second edition carefully corrected. London, printed by John Streator, etc., and to be sold by George Sawbridge, etc., 1671. [Marshall, p. 42.]
- The first part of the institutes of the laws of England:
 or a commentary upon Littleton, not the name of the author only,
 but of the law it selfe... The 4th ed. London, printed by M. F.
 [Miles Flesher], I. H. [John Haviland] and R. Y., assignes of J. More,
 Esquire, 1639. [Marshall, p. 42.]
- England. Containing the exposition of many ancient, and other statutes, etc. London, M. Flesher & R. Young, for E. D. [E. Dawson], R. M. [R. Meighen], W. L. [W. Lee] and D. P. [D. Pakman], 1642. [Nathan Schackner, Thomas Jefferson, p. 36. Hereafter cited as Schackner.]
- . The third part of the institutes of the laws of England:

 concerning high treason and other pleas of the crown, and criminall
 causes. London, M. Flesher, for W. Lee, & D. Pakeman, 1644. [Chinard,
 p. 14.]
- England: concerning the jurisdiction of courts. London, M. Flesher, for W. Lee, & D. Pakeman, 1644. [Chinard, p. 14.]
- . The reports of Sir Edward Coke Kt. in English in thirteen parts compleat... [London] In the Savoy, printed by E. and R. Nutt, and R. Gosling, (assigns of Edward Sayer, Esq;) for R. Gosling, W. Mears, W. Innys [and others], 1738. [Marshall, p. 42.]
- Comyns, Sir John. Reports of cases argued and adjudged in the Courts of King's

 Bench. Common Pleas, and Exchequer: to which are added some special
 cases in the Court of Chancery.... [Translated from the French, and
 edited by Sir John Comyn's nephew, John Comyns.] London, 1744.

 [Marshall, p. 42.]
- Croke, Sir George. Reports of Sir George Croke, Kt... of the Court of King's Bench, and ... the Court of Common Bench ... during the Reign of Queen Elizabeth [1582-1603]. London, 1661. [Marshall, p. 42.]
- Reports of Sir George Croke, Kt... of the Court of King's Bench, and...the Court of Common Bench...during the Reign of James the First [1603-1625.] London, 1658, 1659. [Marshall, p. 42.]
- Reports of Sir George Croke, Kt... of the Court of Ring's Bench, and...the Court of Common Bench...during the reign of Charles the First [1625-1641.] London, 1657. [Marchall, p. 42.]
- *Dalrymple, Sir John. Essay towards a general history of feudal property in Great Britain. London, 1757. [Hemphill; p. 127.]

- *Dyer, Sir James. Les reports des divers select matters et resolutions des reverend judges & sages del ley...en le several reignes de...Hen. VIII, Edw. VI & Mar. & Eliz....[1513-1582] Ove troi tables perfaicts. London, 1688. [Marshall, p. 42.]
- Filmer, Sir Robert. Political discourses...viz. patriarcha, or the natural power of kings. The freeholders grand inquest. Observations upon Aristoles politicks. Directions for obedience to the government. Also observations upon Mr. Hobbs's Leviathan. Mr. Milton against Salmasius, Hugo Grotius de Jure Belli et Pacis. Mr. Hunton's treatise of monarchy. (Another treatise of monarchy by a nameless author.) With an advertisement to the jurymen of England touching witches. London, 1680-79. [Clarkin, p. 42.]
- Fitzherbert, Sir Anthony. New natura brevium...8th ed. [London] In the Savoy, 1755. [Marshall, p. 43.]
- General abridgment of cases in equity.... London, 1756. [Marshall, p. 42.]
- Gilbert, Sir Geoffrey. History and practice of the High Court of Chancery....

 [London] In the Savoy, 1758. [Marshall, p. 43.]
- Reports of cases in equity argued and decreed in the Courts of Chancery and Exchequer... London, 1742. [Marshall, p. 44.]
- *Godolphin, John. The orphan's legacy; or a testamentary abridgment. London, 1701. [Marshall, p. 43.]
- Godbolt, John. Reports of certain cases arising in the Courts of Record at Westminster...[1575-1638]. London, 1652. [Marshall, p. 43.]
- 中ale, Sir Matthew. History of the common law. London, 1716. [Hemphill, p. 127.]
- Pleas of the Crown. London, 1759. [Marshall, p. 43.]
- Harrington, James. The Oceana of James Harrington and his other works...with an exact account of his life prefix'd, by J. Toland. London, 1700. [Clarkin, p. 42.]
- Harris, Homer. [Clarkin, p. 192.]
- Hewkins, William. A treatise of the Pleas of the crown..., 4th ed. London, 1762. [Marshall, p. 43.]
- Herne, John. The law of conveyances; with an exposition of divers obscure words and termes of laws used in ancient records, etc. 1656, 1658.

 [Alan Smith, "Virginia lawyers, 1680-1776...", p. 263. Hereafter cited as Smith.]
- *Hobart, Sir Henry. The reports of the reverend and learned judge, the
 Right Honorable Sr. Henry Hobart, Knight and Baronet, Lord Chief
 Justice of His Majesties Court of Common Pleas [1603-1625]. London,
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- Hobart, Sir Henry . The reports of...Sir H. Hobart resolved and adjudged by himselfe and others, etc. London, 1641. [Smith, p. 263.]
- *[Home, Henry, Lord Kames.] Historical law-tracts. The second edition.

 Edinburgh, printed by A. Kincaid, for A. Millar in the Strand,
 London; and A. Kincaid and J. Bell, in Edinburgh, 1761. [Remphill,
 p. 127.]

 - Horace [Wythe to Jefferson December 13, 1786. Boyd, v. 10, p. 592.]
 - Horne (afterwards Horne Tooke), John. Or, the Diversions of Purley. Part I. London, J. Johnson, 1786. [Clarkin, p. 192.]
 - Hume. [Clarkin, p. 156.]
 - *Hutton, Sir Richard. Reports containing many choice cases, judgments and resolutions on points of law in the Court of Common pleas [1612-1638].

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 - *Keble, Joseph. Reports, King's Bench, at Westminster [1661-1679]. London, 1685. [Marshall, p. 43.]
- Littleton, <u>Sir</u> Thomas. Littleton's tenures in English lately perused and amended.
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- Leonard, William. Reports and cases of law; argued and adjudged in the Courts of law, at Westminster. In the time of...Queen Elizabeth, from the 18th to the 33rd year of her reign... London, W. Hughes, etc., 1658. [Smith, p. 263.]
- * _____. Reports and cases of law; argued and adjudged in the courts of law at Westminster [1540-1615], 2nd ed. London, 1686-1687.
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- Locke, John. Essays. [Smith, p. 262.]
- Lowth, Robert (Bishop of London). A short introduction to English grammar; with critical notes. London, 1762. [Clarkin, p. 192.]
- Lucretius Carus, Titus. T. Lucretii cari de rerum natura, libros sex interpretatione et notis illustravit M. Fayus. Parisiis, F. Leonard, 1680. [Clarkin, p. 157.]
- March, John. Some new cases of the years and time of Henry VIII, Edward VI and Queen Mary. Collected out of Brooke's abridgment [1540-1558]. London, 1651. [Marshall, p. 43.]
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 [Marshall, p. 44.]

- Montesquieu. [Clarkin, p. 156.]
- Moore, Sir Francis. Cases collect & report...per Sir F. Moore...Ore primierment imprime & public per l'original remainant en les maines de Sir G. Palmer, etc. London, 1663. [Marshall, p. 43.]
- *Noy, William. A treatise of the principall grounds and maximes of the lawes of this kingdom.... London, 1641. [Smith, p. 263.]
- ** Owen, Thomas. The reports of...Judge T. Owen wherein are many choice cases
 [in the Courts of King's Bench and Common Pleas, chiefly in the reign
 of Queen Elizabeth]. London, 1656. [Marshall, p.44.]
 - Pelloutier, Simon. Histoire des Celtes, et particulierement des Gaulois et des Germains, depuis les tems fabuleux jusqu'a la prise de Rome par les Gaulois, 2 tom. La Haye, 1750. [Smith, p. 262.]
 - Plutarch. Lives. [Clarkin, p. 192.]
- ** Popham, Sir John. Reports and cases [King's Bench, Common Pleas, and Chancery, 1595-1597]. Second edition. London, 1682. [Marshall, p. 44.]
- *Precedents in Chancery; cases, Court of Chancery, 1689-1722, 2nd ed. London, 1750. [Marshall, p. 44.]
 - Raymond, Sir Thomas. Reports of divers special cases adjudged in the Courts of King's Bench, Common Pleas, and Exchequer, in the reign of King Charles II... The second edition...with many hundred additional references, and three tables. [London] In the Savoy, 1743. [Marshall, p. 44. Chinard, p. 75.]
- *Reports of cases taken and adjudged in the Court of Chancery in the Reign of King Charles I, Charles II, and James II,...being special cases [1625-1688], 3rd ed. London, 1736. [Marshall, p. 42.]
 - *Rolle, Sir Henry. Les reports de Henry Rolle...de divers cases en le Court del Banke le Roy [1614-1625]. London, 1675-1676. [Marshall, p. 44.]
 - Un abridgment des plusieurs cases et resolutions del common ley, etc. [Edited with a preface "directed to the young students of the common law." by Sir M. Hale], 2 vols. London, 1668. [Marshall, p. 44.]
- Saint German, Christopher. Doctor and student, 16th ed. London, 1761.
 [Marshall, p. 42.]
- *Salkeld, William. Reports of cases adjudg'd in the Court of Kings Bench, with some special cases in the Courts of Chancery, Common Pleas, and Exchequer, from the first year of K. William and Q. Mary, to the tenth year of Queen Anne..., 2 vols. [London] In the Savoy, 1717, 18. [Marshall, p. 44. Chinard, p.75.]

- Saunders, Sir Edmund. Les reports du tres erudite Edmund Saunders, des divers pleadings et cases en le Court le Bank le Roy en le temp del Reign de le Roy Charles II [1660-1682], '2nd ed. London, 1722. [Marshall, p. 44.]
- Select cases from the Chancery reports of the time of Matthew Bacon. [Kimball, p. 81.]
- Select cases from the subsequent reporters to the time of Matthew Bacon. [Kimball, p. 81.]
- Sheppard, William. An epitome of all the common and statute laws of this nation, now in force, etc. London, 1656. [Smith, p. 263.]
- . The touchstone of common assurances: or, a plain and familiar treatise, opening the learning of the common assurances or conveyances of the kingdome. By W. Sheppard [or J. Doddridge?]. London, 1648. [Smith, p. 263.]
 - *Shower, Sir Bartholomew. The reports of Sir Bartholomew Shower, Knt. of cases adjudged in the Court of King's Bench [1678-1694]. London, 1708, 1720. [Marshall, p. 44.]
- Siderfin, Sir Thomas. Les reports des divers special cases argue & adjudge en le Court del Bank le Roy et auxy en le Co. Ba., & 1' Exchequer [1657-1670].... 2nd ed. London, 1714. [Marshall, p. 44.]
- ** Skinner, Robert. Reports of cases adjudged in the Court of Kings Bench from the thirty-third year of...Charles II to the ninth year of William III [London] M. Skinner, 1728. [Marshall, p. 44.]
 - Sophocles. [Peter Carr to Jefferson April 18, 1787. Boyd, v. 11, p. 299.]
- * Stanford, Sir William. Les Plees del Coron.: divisees in plusiours titles & common lieux. Per queux home plus redement...trovera, quelq chose, que il quira, touchant les ditz plees. Composees par...G. Stamforde ...dernieremt corrigee avecques un table...des choses, etc. London, R. Tottyll, 1560. [Smith, p. 263.]
 - The statutes at large, in paragraphs, and sections or numbers, from Magna Charta, to the end of the session of Parliament, March 14, 1704.... 3 vols. London, printed by Charles Bell, and the executrix of Thomas Newcomb, deceas'd; and by the assigns of Richard Atkins and Edward Atkins, 1706. [Clarkin, p. 42.]
 - Strange, Sir John. Reports of adjudged cases in the courts of Chancery, Kings Bench, Common Pleas and Exchequer, from Trinity Term, 2 Geo. I to Trinity Term 21 Geo. II.... 2 vols. [London] J. Strange, 1755.
 [Marshall, p. 44.]
 - Style, William. Narrationes modernae, or modern reports begun in the now upper Bench Court at Westminster in...Hillary Term 21 Caroli, and continued to the end of Michaelmas Term 1655, as well on the Criminall, as on the Pleas side, etc. London, 1658. [Marshall, p. 44.]

- *Style, William. Regestum practicale: or the practical register, consisting of rules, orders and observations concerning the common-laws and the practice thereof: but more particularly...in the Upper-Bench...taken for the most part during the time that...Lord Chief Justice Rolle did sit...there, etc. London, 1657. [Smith, p. 263.]
- Vaughan, Sir John. The reports and arguments of...Sir J. V....Being all of them special cases, and many wherein he pronounced the resolution of the whole court of Common Pleas; at the time he was Chief Justice there.... London, 1706. [Marshall, p. 44.]
- *Ventris, Sir Peyton. The reports of Sir P. V...in two parts [King's Bench, 1668-1684], 2nd ed. London, 1726. [Marshall, p. 45.]
- Vernon, Thomas. Cases argued and adjudged in the High Court of Chancery [1681-1720]. [London] In the Savoy, 1726-1728. [Marshall, p. 45.]
- Yelverton, Sir Henry. The reports of Sir Henry Yelverton...of divers special cases in the Court of King's Bench...[1602-1613], 3rd ed. London, 1734-1742. [Marshall, p. 45.]

There is evidence that Wythe had read several books not included in any of the above lists. It is possible that he borrowed one or all of these books from someone else, but it is also possible that they were in his library. At least we know that he did indeed read them.

- Admirandi Archimedis. Syracusani monumenta omnia mathematica quae extant...ex traditione...Francisci Maurolici, etc. Panormi Sumptibus A. Giardinae, 1685. [Bernard Mayo, Henry Clay: Spokesman of the New West, p. 26. Hereafter cited as Mayo.]
- Euripides. Alcestis, in usum scholarum seorsim excusa. Argentorati, T. Richelius, [1570?]. [Clarkin, p. 207.]
- Ferguson, James. Tables and tracts, relative to several arts and sciences.

 Second edition. London, 1771. [Wythe to Jefferson April 22, 1790.

 Boyd, v. 16, p. 368.]
- Homer. Odyssey [Clarkin, p. 207.]
- Journal of the Convention of Virginia. Richmond, Augustine Davis, 1788. [Boyd, v. 13, p. 329-330n. No known copies still extant.]
- *Juvenalis, Decimus Junius. Ivn, Ivvenalis Satyrae XVI. A. Persii Satyrae VI. Ad vetustiss, scripta exeplaria emendatae: quorum varias lectiones ad calcem reiecimus. Lvtetiae ex officina Rob. Stephani typographi Regii, 1544. [Mayo, p. 26.]
- Petronius Arbiter, Titus. Titi Petronii Arbitri eqvitis romani satyricon, cum fragmento nuper tragurii reporto. Amstelodami, 1669. [Mayo, p. 26.]

- Quintilianus, Marcus Fabius. M. Fabii Quintiliani de institutione oratoria libri duodecem. Juxta editionem quae...prodiit e theatro sheldoniano, Oxonii, An. 1693. Huic editioni accedunt. Londini, 1714. [Mayo, p. 26.]
- Rutherforth, Thomas. Institutes of natural law; being the substance of a course of lectures on Grotius de Jure Belli et Pacis, 2 vols. Cambridge, 1754-56. [Mayo, p. 26.]
- Shandy, Tristram. The life and opinions of Tristram Shandy, Gentleman, 9 vols. London, R. & J. Dodsley, T. Becket & P. A. Dehondt, 1760-1767. [Mayo, p. 26.]
- *Stith, William. The history of the first discovery and settlement of Virginia; being an essay toward a general history of this colony. Williamsburg, printed by William Parks, 1747. [Boyd, v. 1, p. 164.]
- Swift, Jonathan. Tale of a Tub.... 1704. [Mayo, p. 26.]

The following is a list of works we know Wythe wrote or collaborated on. Other of his writings are noted above.

- [Wythe, George, Robert Carter Nicholas, Peyton Randolph and John Randolph.]

 The acts of assembly, now in force, in the colony of Virginia with an exact table to the whole. Published by order of the General Assembly. Williamsburg, 1769. [Hemphill, p. 249.]
- [Wythe, George, et. al.] A collection of all such public acts of the General Assembly and ordinances of the Conventions of Virginia. Passed since the year 1768, as are now in force; with a table of the principal matters. Published under inspection of the judges of the High Court of Chancery, by a resolution of General Assembly, the 16th day of June 1783. Richmond, printed by Thomas Nicolson and William Prentis, 1785. [Boyd, v. 2, p. 323.]
- [Wythe, George.] Decisions of cases in Virginia, by the High Court of Chancery, with remarks upon decrees by the Court of Appeals, reversing some of those decisions. Richmond, printed by Thomas Nicolson, 1795.

 [Clarkin, p. 196.]
- [Wythe, George, et. al.] Report of the committee of revisors appointed by the General Assembly of Virginia in 1776. Published by order of the General Assembly & printed by Dixon & Holt, Richmond, Nov. 1784. [Boyd, v. 2, p. 302.]

Alan Smith in "Virginia Lawyers 1680-1776..." discusses standard law books of the period and also mentions some of the works found in colonial Virginia law libraries. Listed below are the titles he mentions which I have not already listed. Although there is no proof that Wythe owned any of

- them, they are at least representative of his time.
- Billinghurst, George. Arvana clericalia: or, the mysteries of clerkship explained... Now improved and digested in a regular method, and enlarged with variety of modern, select, and approved precedents [by Henry Curson]. London, Richard Hare, Edward Place, 1705.
- Brown, J. Reports, court of Parliament, from 1701 to 1779, 8 vols. 2nd ed. Dublin, R. Colles, 1789.
- [Brown (or Browne) W.]. Compendious and accurate treatise of recoveries upon writs of entry in the post, and fines upon writs of covenant. 1678.
- Burnet, Gilbert. The life and death of Sir Matthew Hale, Kt., sometime Lord Chief Justice of His Majesties Court of Kings Bench. London, for William Shrowsbery, 1682.
- Cowell, John. A law dictionary or, the interpreter of words and terms....
 [London] In the Savoy, printed by E. & R. Nutt, and R. Gosling, for J. Walthoe, etc., 1727.
 - *Dalton, Michael. The countrey iustice, conteyning the practise of the iustices of the peace out of their sessions. Gathered for the better helpe of such iustices of peace as have not beene much conversant in the studie of the lawes of this realme. London, the Societie of Stationers, 1618.
- . Officium vicecomitum. The office and authoritie of sherifs.... London, the Companie of Stationers, 1623.
- Directions for the study of law.
- Domat, Jean. The civil law in its natural order: together with the publick law:...translated into English by W. Strahan... With additional remarks on some material differences between the civil law and the law of England, 2 vols. London, 1722.
- Forster, T. The layman's lawyer; or, second part of the practice of the law.

 Relating to the punishments of offences committed against the publick peace, with presidents, also a discourse concerning pardons and remission of punishment. 1658.
- [Freeman, L.] Repertorium juridicum; and index to all the cases in the year books, entries, reports, and abridgments in law and equity, beginning with Edward I... 1742. And Sir T. E. Tomlins, Repertorium juridicum; a general index to the cases and pleadings in law and equity in the reports, year books, etc. London, 1786-87. Dublin, 1788.
- Gilbert, Geoffrey. The law of distresses and replevins, delineated. Wherein the whole law under those heads is considered. London, 1757.
- Hale, Sir Matthew. Contemplations moral and divine. London, 1676.

- Hawkins, William. A treatise of the pleas of the crown: or a system of the principal matters relating to that subject, digested under their proper heads, 2 vols. [London], J. Walthoe, J. Walthoe, jun., 1716.
- Home, Henry, Lord Kames. Essays on the principles of morality and natural religion, etc. 1751.
- *Jacob, Giles. Every man his own lawyer: or, a summary of the laws of England, etc. 1736.
- Lex mercatoria: or, the merchant's companion containing all the laws and statutes relating to merchandize. [London]
 E. Curll, 1718.
- * _____. A new law-dictionary: containing the interpretation and definition of words and terms. [London] E. & R. Nutt & R. Gosling, 1729.
- Lilly, John. Modern entries, being a collection of select pleadings in the Courts of Kings Bench, Common Pleas and Exchequer... To which is added a collection of writs in most cases now in practice. [London] In the Savoy, 1723.
- Malloy, Charles. De jure maritimo et navali: or, a treatise of affairs maritime, and of commerce. London, 1676.
- *Mercer, John. An exact abridgment of all the public acts of assembly, of Virginia, in force and use together with sundry precedents, adapted thereto. And proper tables. Williamsburg, printed by William Parks, 1737.
- Noy, William. The compleat lawyer; or, a treatise concerning tenures and estates in lands of inheritance for life, and for yeares; of chattells reall and personall, etc. London, 1651.
- *Pufendorf, Samuel von, Baron. Of the law of nature and nations.... Translated into English [by Basil Kennet and others]. The second edition... corrected, and compared with Mr. Barbeyrac's French translation, with the addition of his notes, etc. Oxford, A. and J. Churchill, 1710.
- *Purvis, John. A complete collection of all the laws of Virginia now in force.
 London, 1684.
- *Rastell, John. [Les termes de la ley; or, certain difficult and obscure words and terms of the common laws and statutes of this realm now in use, expounded and explained. Now corrected and enlarged with very great additions throughout the whole book, never printed in any other impression... London, printed by W. Rawlins, S. Roycroft and M. Flesher, assigns of Richard and Edward Atkins Esquires. For G. Walbanke, S. Heyrick, J. Place, J. Poole, and R. Sare, 1685.]

- Rastell, William, ed. A collection of all the statutes, from the beginning of Magna Carta, unto the yere of our Lorde 1577, which were before that yere imprinted, etc. [1557.]
- Sheppard, William. Action upon the case of slander. Or a methodical collection ... of thousands of cases... of what words are actionable, and what not. And of a conspiracy, and a libel. etc. London, Ch. Adams, J. Starkey & T. Basset, 1662.
- Universal dictionary of arts and sciences. 2 vols. London, 1745.
- Vattel, Emerich de. Le droit des gens, ou principes de la loi naturelle appliques a la conduite et aux affaires des nations et des souverains, 2 tom. Leide, 1758.
- Viner, Charles. A general abridgment of law and equity, alphabetically digested under proper titles with notes and references to the whole, 23 vol. Aldershot, printed for the author, 1742-[51].
- *[Wentworth, Thomas, of Lincoln's Inn.] The office and duty of executors; or, a treatise directing testators to form, and executors to perform their wills ... according to law ... enlarged with a supplement ... rendring the whole...conformable to the...laws now in force.... By H. Curson. London, John Place, Rich. Sare, 1703.
- Wingate, Edmund. An exact abridgment of all the statutes in force and use from the beginning of Magna Charta. Begun by E. Wingate...and since continued...down to the year 1689, etc. [Edited by Joseph Washington.] 1704.
- Wood, Thomas. An institute of the laws of England; or, the laws of England in their natural order, according to common use, etc. 2 vol. [London] In the Savoy, printed by Eliz. Nutt and R. Gosling for Richard Sare, 1702.

B. C. D.

Enclosure .

Copy to

Dr. Riley

Mr. Short