



UNIVERSITÄTS-  
BIBLIOTHEK  
PADERBORN

**Formulare Aduocatoru[m] et Procuratoru[m] Romane  
Curie et Regij Parlamenti**

**Katholische Kirche / Curia Romana**

**Hagenaw, 6. März 1503**

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Duplicatio partis ree. lv

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## Ordo iud. palatii regii XXII

in momentu a tpe late sine. c. qd ad pultatoz. d re. u. c. pcertatioi. de ap. li. vj. z tal' snia p lapsu. x. diez trāsit i re iudi. z pcedit p dcm viz ceca. executio fiēda p reū pdēnati. z cōit cōmittit eidē auditori q eā tulit sniaz. qz ē iformat' de meritis cāe. Sz mō nouit ē itroductū q expediat executio sub sigillo auditoris vigore cōmissiois d sup ob tete nā oliz expediebat executio siue lre executoriales sō plūbo. Si citat' sit pñs i ro. cu. z nō pstituerit pcurēz q assūp sit on' cāe z cōs paruit corā iudice. vl' exccutore. z fec. prestatoez q nō pcedat i cā ni si eo vocato tū c si al's nō ē pstituit' pcur. i q fmo dz citari re' al's nō valeret. pcessus nisi recederet a curia lite ichoata z pēdē. z tūc facta iformatōe seu docto d ei' recessu d cernēt z pcederēt citatōes fiēde in cā p audiētiā pdictaz. Si vō pstituerit pcurēz q onus assūp sit tūc fient citaciones ptra pcuratorē vsqz ad finē cause.

**Nunc sequit' sumarie in effectu ordo iudici arius palatii regii cui conformatur in effectu stilus z practica curie Senelli.**

**LI.**  
Liedū ē prio q fecō adornamēto d mādato dicte curie p reū  
f in dicta assi gta seu p' eū p' obtineri audiētia. actor p orga  
nū sui aduocati. pponit factū suū p reū: p supponēdo aliq' cui  
dētia iura p suo fūdamēto z laudādo pte suā de bonis vtutibz

**Narratio facti actoris.** **liij.**  
e T deinde narrat breuiter z succincte negociū z ius suū. faci  
endo demū pclusiones suas in pncipali petēdo reū pdēnā  
ri in expen. z offert se ad pbandū. z petit p reū rñderi.

**Exceptio partis ree.** **liij.**  
Eus etiā p suū aduocati. pponit suas exceptōes ad elidēdū  
r intētiōez actoris: opponēdo vtutes z ipi' rei merita. z deinde  
narrādo suā intētiōez: petēs se absolutū ab ipetitōe actoris. z  
iudicio hmōi relaxari z actorē pdēnari in expen. petens ex aduerso  
rñderi: se offerens pposita p eū pbaturū.

**Replicatio actorum** **liiij.**  
Ctor aut' replicat enervādo z elidēdo exceptiones z defensi  
a ones rei z pposita p ipm. respōdēdo ad singula pūcta z p  
seuerādo in suis primis pclusionibz.

**Duplicatio partis ree.** **lv.**  
Eus vō duplicat pposita ad actorē. z ad illa elidēda rñdz  
r p singula pūcta ipi' actoris. z pstitit i suis pclusionibz abso  
lutorijs z tales positiones sunt cōiter long. z hec preponit  
loco libelli p actorē z rñdet p reū in dictis defensionibz. et p illa fit



lit. cōtest. iuramentū & o ibi nō p̄stat.

### Appunctatio p̄sidentis

lvj.

**p** Ost hec dñs p̄sides habito p̄us p̄silio cū alijs dñis plamē  
ti appūcrabit q̄ pres tradāt. p̄posita p̄ ipsas in sc̄pt̄s v̄l p̄ mo  
dū memorię. penes curiā ita fit nisi petāt aliquā p̄uisionem  
sup̄ q̄. p̄uidet eis ibidem lit. pend. sup̄ p̄ncipali.

### Metūt ptes hincide se admitti ad p̄bād̄

lvij.

**d** Eūde petūt se admitti ad p̄bandū facta sua hincide. s. qm̄  
eor̄ facta sūt p̄ria. et tunc cōit̄ appūcrat̄ p̄ curiā in fact̄ p̄rijs  
ad. ij. ad p̄bādū facta sua. z dant̄ eis p̄ curiā cōmissarij. seu  
faciūt respōderi partib; hincide articulis eor̄ tradit̄ cū iuramē  
to qm̄ partes sunt̄ absentes.

### Inquesta p̄ cōmissariū

lviii.

**f** Accessiue fit inq̄sta i curia si ibi sint̄ testes: vel i p̄tib;. et assis  
gnat̄ termi⁹ ip̄f p̄tib; infra quē faciāt fieri inq̄stā. etsi fuerit le  
gitime ip̄editi factō cōmissarij v̄l guerraz aut mortalitatis  
seu al̄s sine ip̄az culpa. si infra terminū p̄fixū nō potuit facere dictā  
inq̄stā impletā. tūc reuocat̄ ab eis cōmissio z p̄rogat̄ z dat̄ eis ali⁹  
termin⁹ competēs infra quem debeāt dictā inq̄stam p̄ficere z face  
re complere et suos testes audiri hincide.

### Reproductio inqueste

lix.

**p** Ost hec repositat̄ inq̄sta p̄ cōmissarios: q̄ cōit̄ dant̄ duo pro  
maiori securitate. tūc p̄ pres p̄ducunt̄ penes curiā. et suppli  
cat̄ curie q̄ eā recipiat. et tūc recipit̄: nisi altera p̄tū hmoi im  
pugnet: petēs aliā dilationē ad p̄bādū. p̄ se si forte nō potuerit hie  
in suos testes dilatiōe p̄fixa sibi: cui tunc terminus dat̄.

### Terminus ad probandū obiectiōn̄

contra personas et dicta testium.

LX

**e** Dātē curia tales inq̄stas recipit̄ p̄ iudicādo. z tūc assis  
p̄tū aduerse f̄minū ad dādū z p̄bādū obiectiōes p̄ p̄sonas z  
dicta testiū si voluerit. nā dicta testiū nūq̄ i deā curia publicat̄ p̄  
securitatē testiū ne icurrāt odiū p̄tū si sc̄rēt qd̄ deposuerit p̄ eos. s.  
cu. p̄ se h̄ videt̄ si sint̄ singl̄ares v̄l p̄rij ip̄i testes i suis dict̄. vel al̄s  
suspecti aut sbordiat̄. z h̄ ē vez. q̄ d̄ facili n̄ repellūt̄ ip̄i testes i deā  
curia p̄f̄ crimia v̄l defect⁹: nisi fuerit de eis p̄mo p̄denati: v̄l depo  
suerunt de crimie: v̄l nisi essent crimia enormia puta homicidium  
voluntariū: furtū: p̄iuriū: seditiō: crimen heresis vel falsitatis: aut  
infamia iur̄ z facti z filia. v̄l essent familiares: cōnui cōmēsales  
p̄tis eos p̄ducēt̄ tempore lati eor̄ testimoniū.