



UNIVERSITÄTS-  
BIBLIOTHEK  
PADERBORN

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

Katholische Kirche / Curia Romana

Hagenaw, 6. März 1503

**VD16 F 1887**

Co[m]missio reijcie[n]s p[re]inserta[m] co[m]missione[m] q[uod]  
allega[ur]] regula de no[n] co[m]mitte[n]do ca[usa]m [e]c. lij

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[urn:nbn:de:hbz:466:1-70733](https://nbn-resolving.org/urn:nbn:de:hbz:466:1-70733)

rale. ac a principio p audiētā dīctay vsqz ad tēminū dicēdū 7 artī-  
culos inclusīue: z deinde lris aplic' expedit: cū pcurator aduersa-  
rij litigādo: ad testiū pductiōez z examiatōez ac oīm substāntiū  
fīninoz. citra pductiōez i pma instān pcessū extitit: lris aplic' sup  
dīct' apd acta p duct' qz effectui z cause cōmissiōi ac pcessui plī-  
bat: ab aliq' ab assent' obstare regulā cācellarie p s. v. editā p aduer-  
sariū repetitā: q' dī cauēri q' oēs z singule causaz cōmissiōn q's si-  
eri ptingeret. z obrētū vl' occasiōn pcessiōm dūtaxat aplicay d' bñ  
ficijs ecclīastic' g'fay sup q' lre pfecte nō forēt ac pcessus desup  
habiti null' forēt robor' z momētī. Btissime pī ex act' cōstare cre-  
dit de oratoris bono iure: q' nimo ipossibile de iure deputat' cano-  
nicatū z pben' hmōi p aduersariū posse obrēri. Ad tollēdū igit' cir-  
cūctū q' nullū iur' admiculū aduersario pber. z liti huic facil' exit'  
iponat' ad litiū immortalitātē extirpādā: orator supplicat v. s. q' tū  
auditori p'fato siue ei' forsan surrogato vl' surrogādo q' hmōi cāz  
expedit atqz descendat. p inde z in oibz z p oīa pariformit: ac si an-  
t'ps cause cōclusiōis hmōi lras mādati aplici de pferēdo p' dīct'. ca-  
nonicatū z pben' expedit fuisse pstarer: dignemī cōmittere z mādā-  
re pmissis ac pstitutiōibz z ordiatōibz aplicis clausula i instrumē-  
to mādati facti pcuratoribz aduersarij. videlicz q' tū cā fuerit legi-  
time deuoluta zc. alijsue zc. q'buscunqz zc.

### Cōmissio reijciēs pinsertā cōmissionē qua

allegat' regula de nō cōmittēdo cām lris nō expeditis. z peti' ad  
uerariū in expēn' condēnari.

LII

Inter scē frustra videt' pstitutiōes facere nisi obfuent'. et vt  
p scit. e. s. q' molestū sit si actor nūqz ad cām veniat. z reuz ad  
iudiciū euocet: cū debeat esse par' cū iuribz suis. qd qz Jo.  
lupt' assent' doctor z causaz pcurator ac antiqu' curial' nō debu-  
it ignorare p' tōnez p v. s. factā. vīz q' cōmissiōes facte lris sup be-  
neficio sup q' cōmissio fit nō expedit. ac pcessus desup fact' fuit z  
est null'. Et si nō habuit pecunias ad expediēdū lras an cōmissio-  
nē cause: nō debuerat facere cōmitti causā z exponētē pacificū pos-  
sessor' ē: p' tēxtu nullaz cōmissiōn z citatiōn d' p' t'bz ad curiā nō sine  
magnis incōmōditatibz z expēn' facere venire. Et si e. s. vult facere  
dicto aduersario g'fay: debet illā sine p' iudicio exponēt' facere. Nā  
exponēs credēs se legitime citatū: misit pcuratorē suū de p' t'bz ad  
curiā ad p'secutiōez z defensionē hmōi cause. dictusqz pcurator nō  
modicas expēn. etiā tā in veniēdo de p' t'bz: qz i curia i p' ducēdo p-  
curatorē z aduocatū p defensiōe cause z stādo i curia fecit. Inde  
cēsqz videt' q' aduersari' q' de errore p eū in cōmittēdo causam lris



## Comissiones diuersarum for

nō expedit ꝛ dictā cōstitutionē cōmississe cōmodū : ꝛ exponēs quā  
stā causā habuit facere pñūciare cōmissionē: citationē ꝛ pcessū nul  
lū cū cōdemnationē expen dānū iportare debeat. Et p tātō pꝛ sancte  
vt peccata suos teneat actores. ꝛ in eo qꝛ puniat in qꝛ deliqꝛ. et ne  
dicꝛ aduersariꝛ ex ꝓmissis gliet: placeat e. s. dicto auditori aut eiꝛ  
loco surrogato cōmittere ꝛ mādare: vt ꝓinserta cōmissiōe penitꝛ et  
oīno reiecta causam ꝓdictā in oībꝛ ꝛ ꝓ oīa expediat. acti de ea apꝛ  
acta cause hmōi nō ꝓstaret. Vel si b. e. s. facere nolit: eidē audito  
ri mādare vt in dicta cā ad vltiora nullatenꝛ ꝓcedat. nisi dicꝛ ad  
uersariꝛ ꝓus expen qꝛ dicꝛ exponēs i ꝓtibꝛ ꝓmittēdo ꝓcuratorē  
ꝛ defensiōe dicte cause ad curiā quā dicꝛ ꝓcurator ad dictā curiā  
in eiꝛ ꝓsecutiōe veniēdo ꝛ i ea stādo fecerit realitꝛ ꝛ cū effectu sol  
uerit de gꝛa speciali ꝓinserta cōmissiōe ꝛ cōtenta in ea. ac statum  
cause haberi ꝓo expensis ac ꝓmissis ꝛ alijs in contrariū facien.  
non obstaꝛ quibuscunqꝛ.

### Comissio cōsistorialis qꝛ reiectis nullitati bus ꝛ possessorio ꝓcedat in ꝓncipali. LIII

**E**xatissime ꝓꝛ: exponit s. v. ꝓ ꝓte deuoti oratorꝛ vꝛi Jo. recto  
ris parochialꝛ ecclie. D. n. Ludicē. dioꝛ. qꝛ cū idē orator  
parochialē eccliaz seꝓtē annis vlꝛ eo circa pacifice ꝛ qete abs  
qꝛ alicuiꝛ molestatiōe canonico titulo ꝓs sedissꝛ. qꝛdā Ja. asserē  
clericꝛ oratorē ipꝛm: nescit qꝛ spū ducꝛ in palatio aplico corā R. ꝓ.  
dño ꝛc. auditoꝛe cāꝛ. palatij aplici: tā sup ecclia ipā qꝛ ꝓñso eiꝛ ꝓ  
lio traxit i causā: corā qꝛ dū ad oīm ꝛmiorꝛ substācialiū obꝓuatiōe  
ac iurū ꝓductiōe ꝛ ꝓtē aduersam ꝓcessō: citra tñ cause ꝓclusiōe  
ꝛ ꝓ ꝓte oratoris nō aliō nisi mādātū ꝓcuratiōe ad lites ꝓductū  
fuisse. tādē cā ipā ꝓ ꝓfatū dñm Anch. auditoꝛē ad cācellariā aplꝛ  
cā remissam. ac deinde ꝓ ꝓ remissionē hmōi R. ꝓ. d. Jo. frācisꝛo di  
cti palatij etiā cāꝛ. auditoꝛi cōmissa fuerat. qꝛ dñs Jo. frācisꝛo au  
ditōꝛ seꝓtē die ꝓ ꝓntatiōeꝛ cōmissiōis ꝛ dicto Ja. aduersario: et  
ꝛ oratorē miserrime ꝓ ꝓcuratoꝛes suos neglectū ꝛ indefensū i ca  
dē audiētia ꝛmīnū ad dicēdū ꝛ cōmissionē fuās. cāꝛ resumēs i ꝓ  
so possessorio ꝓclusit ꝛ tulit sniaz cū fructū ꝛ expen ꝓdemnationē.  
B qꝛ dū ꝓpter fraudē seu dolū notarij negātis sentētiā latā die. xx.  
ab ipsius ꝓlatiōe ꝛ ꝓcuratorē oratoris appellatū fuisse. ꝛ sic ipsa  
snia talitꝛ qꝛ latā ꝛ hmōi dolosam notarij negatiōeꝛ in rē ꝓndere  
tur trāsiisse iudicatā: de sup lꝛis executorialibꝛ vt ꝓnditꝛ decretis  
qꝛꝛ vigore dicꝛ aduersariꝛ oratorē tūc a dicta ecclia abūndāte ꝛ iꝛ  
rate domū doꝛ illiꝛ igressus extitit. lz ꝓstea orator ipē ad domū ꝛ  
eccliaz ꝓdictas nōdū qꝛqꝛ dieꝛ elapsis reuersus oīno possessionē