



UNIVERSITÄTS-
BIBLIOTHEK
PADERBORN

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

Katholische Kirche / Curia Romana

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Excep. g[ener]ales [contra] instr[umentum] i[n] vim compulsorie
extractu[m]. xxxij

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Exceptiões generales cōtra instrumētū in
vīm cōpulsorie extractū.

XXXII

Potestāz pcur̄ z dī q̄ siq̄ sint aut p̄tineāt i q̄dā instr̄o p̄n̄s
so i vīz p̄pulsorie vt p̄ndit̄ extracto. Itē dī pcur̄ p̄dicat̄ q̄
s̄. noie q̄ dicit̄ p̄n̄suz instr̄mz p̄tēta i eo fuerūt extracta p̄n̄
h̄ntē p̄tāre nec dī. p̄ncipali in h̄mōi cā ad b̄ vocato nec ei⁹ pcur̄e les
Itē q̄ h̄mōi p̄n̄sa (gitime vocato put ordo iur̄ expostulat Et.
extracta in h̄mōi p̄n̄so instr̄o p̄tēta a q̄dā originali vt p̄ndit̄ p̄ p̄tē ad
uersaz cui originali nec i iudicio nec extra iudiciū stat̄ nec de iure stā
dū. qz puata sc̄ptura nec manu publica s̄bsc̄pta. ne aliq̄ sigillo autē
tico signata siue sigillata. Et sic. (tib). XXXIII

Exceptiões p̄tra executōez remissōis d̄ p̄

Potestāz pcur̄ zc. q̄ siq̄ sint aut p̄tineāt i q̄dā p̄n̄sa executi
oñ remissōn̄ de p̄tibz vt p̄ndit̄ reportata zc. corā vob̄ zc. ex
cipiē q̄ h̄mōi p̄n̄sa executio fuit z ē nulla z p̄ nō p̄ntē p̄tāz
tē p̄tē n̄ vocata facta ad nulli⁹ istāriā i loco min⁹ debito absqz q̄cūqz
solēnitare iur̄ facta z als tal̄ q̄ eidē z p̄n̄sis dicit̄ restitū in ead̄ oñsis
nulla ē fides adhibēda. z nō nocet dicto dño B. z que p̄ducit̄ nec p̄
dest̄ p̄ducēti vt ex ip̄i⁹ inspectiōn̄ appet̄ cū nō p̄stet de aliq̄ citatiōe re
stitū siue p̄tē et ip̄a p̄n̄sa executio als ē tal̄ q̄ vos R. p̄. sc̄dm̄ canones
in h̄mōi cā nō debet̄ neqz potest̄ cōḡscere seu iudicare. put ex infra
script̄ causis z actis clare p̄tē z demonstrāz.

In p̄mis pcur̄ p̄dicat̄ q̄ s̄. noie excipiendo dīc̄ q̄ p̄n̄sa executio dēe
p̄n̄se remissōis fuit z ē nulla seu nullit̄ sc̄a ex eo z p̄ eo q̄ ip̄a remis
sio cōit̄ cōmissa fuit tribz iudicibz. vīz zc. z cū p̄. z f. nō habet̄ excu
satiōn̄ B. in negocio remissōn̄ p̄cesser̄t qd̄ facere n̄ potuerūt

Itē q̄ saluis p̄missis dicta p̄n̄sa executio dicit̄ remissōn̄ fuit z est
nulla nullit̄ sc̄a p̄ z ex eo q̄ dēa p̄n̄sa executio i loco ab iūto suspecto z
p̄tē ip̄i⁹ B. vocata ad p̄n̄sa executōez p̄cesser̄t qd̄ facere n̄ potuerūt. Et.

Exceptiões p̄tra iura ex adūso p̄ducta xxxiiij

In faciēdo c̄m̄io ad dicēd̄ q̄ p̄ducta i hac cā B. cātorie inf̄
N. z U. z d. U. p̄fixo pcur̄ z pcur̄io noie ac p̄ p̄tē dēi D. U.
p̄tē sue excipiendo q̄ oia z sing. p̄n̄sa iura l̄ras aplicas instr̄a
z munimēta p̄ p̄tē dēi N. als p̄ducta z vt dī vltio i c̄m̄io ad p̄ducē
dū oia repetita aut oia p̄tēstāz q̄ siq̄ sint aut p̄tineant̄ in ill̄ q̄ quo
mō faciāt̄ seu facere possint p̄ se z dicta p̄tē sua z q̄ dēi N. illa in ea
p̄tē d̄staxat nō impugnat̄ nec impugnarē intēdit̄ q̄nimo illa tāqz ta
lia repetit̄ recipit̄ admitti p̄tē in vīm saltem ac p̄ modum tacite cō
fessōis dicit̄ Nico. q̄tis vero pro dicto N. z p̄tra p̄tē suam p̄fatā
faciant̄ extunc z eo casu excipit̄ opponit̄ z dicit̄ q̄ dicta p̄n̄sa iura in