



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

Appell[atione] ab obseruatio[n]e termino[rum] penden[e] dilatione. xvj

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

Appellationes varie diuer

libello pñsaz iniuriarū siue pñsaz damnoz metu excōicatiōis cō-
pulisse. nec aliquā excōis penā cōminatū fuisse. sed ipi aduersario
sup pñsis iniurijs z dānis hmōi nullā penit⁹ audiētā habuisse s; z
ab agēdo repulisse. actionēq; extinctā abolitā z pempt⁹ pñciāsse z
desup in pñcipali ad vltiora nullaten⁹ pcessisse seu pcedi mādas
se. z p pte reoz datas exceptiōnē verbo z in scriptis veluti legitias z
in iure fundatas ptineñq; z releuāñ saltē tacite repulisse. z ad ipoz
tunā ipius S. instāñ pcurēz siue syndici dñoz decani z capli T.
reoz ad rñdendū pñso libello sup pñsis iniurijs z dānis z ipos
z p pte. S. oblato litēq; desup ptestand metu excōis cōpulisse. exce-
ptiōes tā vbo q̄ in scriptis pposit⁹ dat⁹ z oblat⁹ repulisse. z partē ad-
uersā ad lit⁹ ptestatiōez admississe. z ad ei⁹ importunā instāñ eidem
syndico siue pcuri terminū ad articulādū ad. xv. d. statuisse z pñciā-
se. z ipi S. sup pñsa actiōe mortua abolita extincta z pempta z pes-
nitus de medio sublata actionē siue ius agēdi cōpetere saltē tacite
pñciāsse. z in cā ad vltiora pcedendū fore decreuisse z mādas
alias ve ipm syndici siue pcurēz reoz z ipos reos multipl⁹ in pñ-
sis z circa ea gūasse dicemini licz nulliter zē. saluis Sentētijs igit⁹
pcuri siue syndici dñoz. n. ledi posse z gūari. idcirco a vob dñisq;
pñsis cōminatōnē cōpulsōnē rñsiōnē ad agēdū admissiōnē audiētā
pcessiōnē litis ptestatiōnē exceptiōnē repulsiōnē pñxiōnē resuscitatiōnē
pñciatiōnē z mandatis totoq; vno pñso pcessu desup zē.

Appellatio ab obseruatione terminorū di- latiōnē penden.

XVI

Iccē R. p. appellatiōe z dilatiōe ad dandū z recipiendū apo-
stolos ptestat⁹ officiū iudicis conq̄scat. z appellatiōib; fri-
uolis nec ius deferat nec sit a iudice deferendū. z p̄pterea cū
interiecta p parte dominoz decani z capituli ecclie T. vltimo appel-
latiō terminiq; ad recipiendū aplos adhuc p̄deat. nō debuisset R.
p. d. A. in locū vestrū tpe absētie v̄e auditorū surrogat⁹ ad vltiora
in cā hmōi ad p̄tis aduersē ipoztunā instāñ pcessisse nec pcedi mā-
das. cū sua dormitaret iurisdicciō z conq̄sceret officiū. ip̄e nibilo
min⁹ pmissis z alijs de iure accēdēdis mīme p̄siderat⁹ hmōi p̄den-
dilatōnē z t̄mō ad dandū z recipiendū aplos pcuri siue syndici dñoz
rū dñoz decani z capli ad declarandū i cā hmōi ad p̄tis aduersē ipoz-
tunā instāñ citari mādas dē z fecisse licz nullit⁹ vt sperat⁹ z d̄ facto
ipi⁹ ac v̄is honore z reuerētia semp saluis. Sentētijs igit⁹ pcurator
zē. posse ledi z grauari. idcirco non recedendo ab appellatiōibus
alias pro parte sua z contra partem aduersam faciāt siue facere vis-
deant⁹ z nō al⁹ aliter neq; alio modo reperēdo z eis inherēdo acti-

lam p istas z istas pillā fortificando a vob dictaqz pñsa citatiōn ac
mādato ac toto vō pñso pcessu zc.

Appellatio ab admissiōn illi^o de cui^o man^o
dato seu interesse nō pstitit. XVII.

I Jcet R. p. iure sit exploratū q nemo in iudicio pcurio z ali
eno noie ad agend z defendend z ad terminoz obfuarion
aut alias agend z defendend nisi pri^o z añ oia de sui pncip
palis mādato legitimo z sufficiēti aut ei^o interesse pstitierit aliq mō
veniat admittend^o. z ppretea cū de interesse aut syndicatu seu suffici
enti mādato cuiusdā d. B. in cā hmōi nullaten^o pster ipm nō debuit
senis aliq noie interueniēti ad agend vel defendendū in eadē admī
sisse. nec ad ei^o instān d. Ja. decanū zc. in cā hmōi pncipalē seu ei^o les
gimū pcurēm ad pcedend in cā z caus hmōi pñio scdo tertio citat
ri mādasse nec aliqten^o psumacē reputasse. pur nec de iure id fuissz
faciend. vos nibilo min^o sec^o agēdo eūdē d. Ja. seu ei^o ltimū pcura
torē ad pcedend pcediqz vidend i cā z caus hmōi pur de iure pñio z
scdo ad cuiusdā B. ipozunā instān citari mādasse z fecisse. z ipm d.
Ja. in pñio acetiā scdo vt dī pñsis termis hmōi psumacē reputasse.
z ad idē tertio citari mādasse dicemini licz nullit vt sperat z de facto
vīs zc sentiēs zc. ledi posse grauari. idcirco a dicta pñsa citatiōn z
mādato admissiōn z reputatiōn toto qz vō pñso pcessu dīsup quōs
libet habit^o zc.

Appellatio a reiectiōe articuloz ptineñ z
denegatiōe aploz a diffinitiva snia. XVIII.

I Jcet R. p. p pre R. p. zc. necnō ecclie z capituli N. tā pūm^o
cū qz diuissim dati sint z fuerint coram vobis nōnulli poss
nōes z articuli alieqz materie articulate ptineñ ac probati
seu probati releuan^o z sup eoz earūqz admissiōn debita corā vobis
facta instāncia z diligētia debuissent. ppretea eosdem easdemqz p
ut id petitiū extitit z postulatū ad pband admississe. z seu saltē eozuz
pcuratorē siue syndicū a dnegatiōn admissiōn i scrip^o appellati sup
a appellatiōn sua hmōi rñdissez aplos de iure debitos tradidisse z al
sigisse. vos nibilo min^o secus agendo articulos z materias articula
tas hmōi saltem tacite repulisse. z super appellatiōn huiusmodi res
spondere z apostolos tradere denegasse z recusasse. z quod est gra
uius in causa huiusmodi conclusisse. z in ea post appellatiōnē hui
iusmodi vltorius pcessisse vīamqz pñsam diffinitivā sentētiā in eas
dem pro ipō dñō B. asserto pshytero z in eius seu asserre sue prepo
siture fauorem z contra dictum dñm episcopū decanū z c. cōiun^o
ctim seu diuissim pculisse z pmulgasse in cā hmōi dicemini lz nullit