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De iustistia et iure - Cod. Ettenheim-Münster 197

Bach, Iacobus

[S.I.], 1636

Sectio III.

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In alten hogels you iam alle a gus occaverer hor fujesat obimy in Mal collectione Ingelotum. he ergs cet boloing in the collectione Onorum the un liber restitutions set, go the tolg the habered cominium at multi alter coursaiet see obligared me as restituenoum ipis beterminate. her oportant peur lative attingeres, of bisolvering this nows obactiones, nune reseamus as man doctrinam moralem. PCJJO1 De Bu, et Prufructu. hi vorum Vous distinguatur a dominio in rebus, gue isso ven consumentur Visesfruery calia speas turis, & definitur courter: Sus obendi, fración re alieno sobra ver jubino. per poimam parti bulan convenit com dominio & veterist intibus; per Man voien, voendi, differt a lure of his creditor in pig= nove guo quisem voi h it per 3tiam particulam frhickor voll domo as progrium veum, h, bu pt locare domun vel oen -Sere fructast. I denig per obrista illa verba, salua rei suborda differt a dominio absoluto, nam vinfructuary lives nt Ong thuckenmen to spay fundi, imo tenesur Mum insegram conservare , or in hat voufructum gregis senebur Now morniorum capitum alia substituere guello gree inte: ger maneat, e sie del als rebus. De que lates fustinanes in I fit. institutionem de vrafquete! e tit. de verum drussione I sed in gregis . videather Lessing in pras cap . 3 Dub . 4.85. Jous e Tus vienos ve alreha value epines, substra . Deffort vinang, It overny, at vinfractuatio, go is

a Wing fructilism, see solum pro vi as voum progrum, convenit a cum the oughers viert tenetur conservare integram rei substram, work fit hune bourn grogice loquends in he in vobus I not ipro ved consummenter ! ital si cheris legamer vous

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Sanchez let. 7. de Legulariba cap. 18. num. 4. Co de plus & Toannes Japa 22 qui aigrime have partem impignariet & 14 17 longrenme probabil in Catrany. gud magnit, at convitorem hu ? e in dualy sequentily addens so rejecte oro poung illus rela doppinium is aligo freint of as searn Aptream personet wy Marum rerand fredum a & chymaricum & dominum rei quam alig per hielte & legitorne voice verior affirmat in is Arom rely destroyer joe over Edominium rel . have tenet Belogis, Alaeris, Toto, Napearrus, Esesma, Angles, Bellarming , Cagnes , Tolonia , Moderna , Valentia , Lesses , Foorigues quos refers & segustur Sancher pum s. voi regra gurleg alee sount Sucres bom 3. de Religione lib. 8. de parger. cap. 9. num . 27. e. aly recentiones conitor, guarn etram partem ora orderent plures à granssemi Pontifices At Nicolaus 3. Ven 和加 mens V. Cema; I grounde eum bir sancties coo. bet. & ante uses Innocent . 4. Alexander 4. Gregoria g. quos Nico = to Mare र । ११७०५ lares pro re affert. HAMP Ton a hac sentra primo a priori ga n re = prignat aliquem accisere facultatem a Dris, vienti ve aliqua 400 h vole conventatibili, I'm stiepere have facultatem, revo cabilem QUE 9 his his e dependentem unger a voluntate, beversem oni, tune a. Mes qui he eristhor facultatem & fo diei Ang Mig rei cum 18hi dependent gemper a voluntable alsery potentis prohibere illum 170cg ghoties voluctis, his ergo voum rei hilbum nut somminen le hune voum viennt vin Fratres Minores se habere circa res menu Mas gurbo vti possunt. not n Do pora unili in mulois: Irimo in consirua quin ho dominium erborum jibi appositorum, semper e ft prohirun es N 1-761 ber abeo qui invitavet enm, e hit sollh voum abeg gominio, lifem **DYTES** any hit voum citi aby dompio e pt probeberi a Brio. 3 tro Religion 1 sport atronum oranum hat singuli week rerum it the dominium, where 外衛 e probeber post a tralabis. 460 pocks primitized latha nikil habebant progris m sed ora crant coolia & hugali in habebant domimine nium renish guily weekal. aha argon affert Sanchez so has sufficient. でんかん Lertio dering pot : ga cominium & jes acquiri une wiftz. acceptace pout a Grabbes mixous note acceptare dominium cata help co vertim que ifis dantur sed in voum dependentem a voluntate My TH 12/22 que out well alvery qui poit pro libito prohibere ellum unan Export 4/3/2000 habere verum voum aby commis neg in cour neg in particular. WE. **₽**

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Tro contrario sentra weent frem argta plura. Primo 26. n impregnants oa vruse, of dising, we stend rather ents newstra, sed in it al condition his rebus he of Fari ous salua iei substra Ej nec veus sega: Dang illu rato a commiso. At in illa defentione definin voum intris com pertinet sen vum inversablem a dominio, e gutoem ille vrus in Johnson 18 rebus via corruptibility a vischer differre a dominio, nune a logimur de on facti abig ollo inje irrenocabili, ad green muere. format in is home knot I extension illa copyrisio, as quem a extensioner ella of fa in no case otens a hit has an optim as very ges cum poit impour emper a Dro ne votatur ve illa, h ergo ht Jus voendi prolit po -Angles, Alle ills, Soops netur in ille definitione. 1,2 do againer ex 1. Loa ff. de wufrische earum verum qua une n consumentur, voi dicitur legan n poe venfree : auger. car.s. him edvim reven que vou consumenter aby carin Jomineo eartern fra : Engronibur & distingui in illis reby new persegarati veum as our 3. /leno rominio. It in estam sermonem es Le viu insepertanti . tet. e & irrenocabile, atropum while groung legaritur, nam legar irum pros nico = degenventem & relevabilem lab harrère nihet diut eet, quam three hards facultation permettered over thus res tale persona, 100 h 18: qua quisch facultas frustra caretrus harroy cum nurt exis ha -14 alique renocablem res paberet cam falulatem. in que ctram sensu illigendus reda vrum a proprietate bogalour e cham de une urreuncabili à independente. ii, tuns a. ellig Tei OLT eropibere illes remmerin Terrio arguner ex l. onem. I constituites of de metreeta voi prohibeter ne verfructo hat perpetus nea dominea bere curca re just instilla ses fratres minores hat commercioum menge hum carum verum & dominia cent instilia & oro frustratea ווו ווו מחומות in Buts. Ry vianfrueburn independentem i irfewabilem censure to pot no perpetuum resdere dominum initide, n on onem dependentem domines, like Is freuocabilem pt e. Ong quoties volverit renocare hiensiam no. 3 tro Achi obestor e conservere rem in ruam ung stribation. minum, 29 habetant Quarto argustur, fa si prus pecunia distingui pt a dominio & poet alient dari vius volus aro pretro determinato retento doplinio es has rave viura fieres hilla. Consequens a. ez fo has in e contra J. Thom. vieta g. 78. 2 bes Theologos qui lan Christon. for arguin in cap excient \$3 Fish colliques malibrary visita ex es of re dominion! vig pecience of his distinctum Coaloum ab igra pecienia. om a voluntaka If Thomam & cooters Theologos logis de one relinia independente Mum won og or particular e metocabili, qui o fit dani in berusmodi vely aboy co of octur

dominium Wies: log samur de une dependent d'renocabel, hie cham potent dan lalieri pro certo fretro retento dominio strik is perinia, poster vero poterit venor dominium perinia pro into valore pecuniar left ism accept atoped and others soytom 23 E per consequents rediction heron verera. Dock Lessing the s. 17 Josem 3/2. por greed em fieri duptiem llum contractum, sed June a roce vender dominishm pechenica font fants quants ven han deretur simul cum oru, sed sempto ello valores quo astrmato first year. Teo contra, of dominium exiam post vature Mun voun revocabilem, tantum, valet quantum valebat prius, askre a. One retinet cardem oro potestatem obenior is prohi-Long benoi or ab vin ally rei new poterat prins & tank it vene dere thu dominium quanti vendentur per vivien confraction. Day & Sandier num je responder conceveror poe acerpi 200 withrem pro ile une renocabili resento ashue dominio peculia, about in sune in fieri meeterum, erum in byaneferatur dominium peen = nia, at g ades take acceptenten voum h teperi vodere peculian Mars One in quocung evente, is a perserit vel fuerot alienation peris 0/921 ign Ono cary whice erat . Much Lac ction solutio in cover difficultate, ne vitel Lan alguir gretio astimabile abes qui solato dat vium perina reglendentem e revocabilem pro plo arbitrio, nam revera nihil 114 Iming his in re. Ma gram haberet antes, cum do hue hat polese 120 norm liberan i expeditam as vientam pequenia Me pro que labito, mille mule ego deset pretio dianum, or stata porterioto, ga port acces: mach tum pretrum pt revocace Mam contiam ent velle inse voi recurie Met a cient anseas & retinebit pretrym gratis, retinebit e. viem peuc 你们 no o pretrum acceptant pro liceltia vas quam Feberat recours Hatting 1 em lest igitient midely surprendo, fretium you buentra Ma renocabili at one pecanila, falify itag the at obree bronem sugraportam regardo Ansl seitest Fari por aliques pro viu pechenia sependenti es renocabili, sune es. ventitor By mulita we Ang securia acciperes protrum, whil provid dando an rengers rapil a se labore ando corrum qua prius habebat nec quoa propris Merter etatem nec oxoas voum. a wrent Dies: in rotes de se Setres det verm securia puo cabilen mihi vel ille bui ego volvero eum shum Veoqueare; jet thinks ! mah. also presso omere a me have, covicacom sere Mam licentrem con -53: vieto qualifung sit, news st alogis writio etram emere on pay

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prem grav quam ego poum a Lerro horaliter operare & entil revocabil Tilled on ochensens adher es protio estimabilis es potents etiam refer to mornie veno a Bro pecunia. X' negando conseg: nam in casu anten penna por cedentes elle qui venset iam se obligat as n renocand um elle of on the inter Jus go venoit of cung that rit, & for consequens contracty e insty tet Letty to 1. ex virag paine, it rivo a case elle qui venderet ad misel promy contracturação se obligades, cam poet venocare pro loto the Jus es retineres prewho quart in trum minil our vando. Ong, get he van Juris, wel in his in in his & injuste voitur is his 2) per emin n post baha In hit merum voun facti, sed sus aligo to in his vely h jet is alived valebas mu - nisi dominium. It illum Wappellari voum Juris, ja liest nos es phonis ist luentria vientri y voluntaten Drin, n'est dus etifs contra) Onin, elle a solo Tricitus implicites haberes voum Turis qui his tanh et ven n contractum. on consenione of in his contra oes & contra sprom Down poe aurei , Teo contra 6 bo argui et: ga the qui invitatur ad ino penetra, wandium his vere circa cibos ribe appositos, nam leet in poit which rear = I have vendere sel onare, pateretur of the universan is not ab meenthan alique die grater inivalgem aufernatur En hit merum vrum make acryst 19/3 fact see buy ales in citos. Ro invitation & haberes her, Valid immediatum circa cibos no habere sus nacles asvery ors e ho whol ne imperiant per vim per francem graam quam aliquis out illi pure yeurene presiden; seent letist Seliglo hit sa's contra cum qui, per e revera ribil the het note visited frausem aliquem impress at ingressa Religionis, heet i pro two libits natham Sur habered circa rollin qui solebat ingresi. ex hor itag to port an impedimento posito oribur lus in invitato as deres illum qui ravi that worm of compenses sammen to inteles agas to the qui me the penne it e when you insettavit apparent alium cibum loco Mig wellam Jus hit investato adverse furth, go mulum damnum passes e po cie violentiam. Alerat year Ques & Rehnord invitato a saculari as granding um mo hun tag Ur Do aby heentra sui tratati n'accest contra votum parapertatis n'es adopt aliqued sens in ex clos, him e semper maneut in dominio Fanjor el interbanks & Keligiorg his merum vium fator qui nordener oggoni une es red payerbati. Re convey he lightionam, nam votilit June from parpertans religion hoolund obligation so intentione vouentis of neighbor Too caventram dominy, vel Suristaliana crustis, sed ctiam at non habeyoum voux facts haven verum temporalium naciex voluntabe THE PROPERTY Irolati . alioquis, it bene notat Thomas lanches victo hb. y . cap . 19 . him Profess nam - 53. 28 / boor who downers, nangram Roligions percaret londra e Marie licenter votum peupernetis accigiranto aliquis ao externis que nunquam this etern enter

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it acquirere stip fus sed colum onem facts oring solige capase i ple vias fach it ce maa influents contra votum. & ras a priori el ge botum obligat semper insta intentronem vo : rentris, Mi . a. gi in Religione emittuns hrivemodi votam n rolum intendent abourse a se oc Jus, sed et cam imitan statum rangerum, it we careaut ys greby guily indegent as viban humanam no je vtentur hin exartitio Gralati. Drai the consequentiam nece lighternam, n vero consequens se fatramy of ledet org facti etramo jet made vote parpersotis adhuch ments Tabitari pri an Me Religious secret works voban propertatis in co case, sunc es. In tam viretur habere vium deteleum quan passinem, how &, solum se haberes quasi passine ob in eig pjone statur citis qui eum invitariet. Lestum gippe mihi The contra votant garpertatis Belber commount of ch aborem liberalebates of Rhigioro obvenire, v.g. is socialaris accentat ignem as calefacienom Religioum oi Comburat aliquis overiforum presionem as ery offaction recreamoun, is ortendat is alter spect deulum cris visio cet l'alioquein probro dignas, si esen invitot a equitandum seum vel announ ismul in canva, so cham's erosio attimabile, is denig in com effundat at aquam alequam gooriforam protionam vel land igners frequoto vino e o un his enim orby I School vicener habere so patience & ipie Dig vicetur de gir vortur red ma sortra cerca personan Leligiosi . similitar engo rock diei fo Drig voabut abis quis quando cos per Seligiorine manum pro suo libito consumato, o estato probanit P. Joannes de Jalas in M S. De Julorsia & Sure. Dies Export etram aliquis mittere & cliquoso on Mos cibos vetraenso util do minium & voum Juris & rolum, volendo By Lengiosy illus consumat noise muttentix tanquam is cet in in grandes. Le negando conseg: go un hor case moraliter loquedo Religious ique consessar ob who allo ex facultable Qm, in frime a de care moraliter loggerdo vontur que dog qui avest e coum modo se his as is gree profine manily cibes consumeret, Religious veri vivatur se habere passare i cum ergo has maxime francesos ex chose morale atimade, effer insentione somentium que ex you pravi 大の地 & cour existemase college jo, merito dici poet wohem obligare in hoc cane don in illo. Dices verum: h'exculeris tradat Lehgeors gommen cina free seten: it cam provided in flumen a perat Religious Butra fargersation kan groyerons, ga bune n obibur gernma note não no nomine altery, たかなりかから how rid

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Baden-Württemberg

on Receptation fortage contra boy the fe in perturation ad netwateria ham previous withmoun. muse much at you now bere wetly contra other Thomas have our quenos nonlogitatem, 14 may me france, m illiam In in com la seo etiam nie in Fra: communitates, eventur uli o vero forma : placita, ex num corum Steam, nam to Portifice egys Milores from freit a Korigary 1 to j . On for noterit holy matur, of bito when " mores which ais XXII 19 e eam ead

sed junitum Juris (vieilis Declarant Me, quisem Chrum Onum habreise dominium temporale aliquarum reram gurby vtebatur, hos e pertinebat as veram ligentiam Scriptura. Deirenit etiam Fratres Minores deinceps haborent dominium earum rerum a Lace After absicatur, how the eins occretum renocatum furt ab Leis successority, & hiet acriter probare contendent forminium, carum rerum hee parabile ab one de hor the war of herat maa Definisionis, nihil ocfinicit . vt notat Bellarm . Ub . 4. De Summo Pontifice cap 14. Juares tom . 2. in 3 part. Tip. 8 Ret 2 Janz thes repra & aly courter. Setes primo: vorum Frater Franciscang existens in extrema necessibile fieret and rerum queby vieretur. Ronega: true, a poet e cas res vendere, alienare, donare ec. haberet, quidem ins as cas acceptentas cham resistente and, cui vari n censetur renunciasse per votum parpertatis, h the haberet domini = um, vnoe transacta necessitate si resashue permaneret, deberet refine at Onim quem pabebat. Trees: n ming e meagax elle Keligross habensi iuris ad voum quam habendo dominium & in casulextrema necessiba his new fit capax Mig veris wa crit capax doming . Ho negan = to consed non but a renunciament into naali pro articulo ne cesitatis, extrema, Mud in Sus vexta veriora principia h pieto Le in alys e tram horby Tus domini sed soluth Sus as menum youn. hine e of in reby qua one n connumentur manet obligato reodendi cas Ono transacto articulo necessitates, et in necess = take extrema accepithi equim alienum as fregrendam morbem tenens poster Who Mam redere. hinletram en poe venti bel alienari ca que as talem necessitatem accepinator sed when for vrugarias illam necessation. Joing hime etram et po sob 'n forte pecunia vel ciby quem alegriti in, extrema necessitate of fuent care consumpty redeat as Onum cruz antea erat. vao a a prion'e, ga necentas extrema trea n magis vitatur per dominlum quan pen vium, si ergo sufficit ad planes coso unes in oportest to oil auferatur dominium a Dno priori, at e. Il vale el how dominium as plures carg chamn be habeas sus as vrem yer via consumptibilis pro Mo arbuelo necessitatis vigentis. Vices iterum: n Frager Minor ht in eo com Tus at voum & i Ong imporret Mr voum inferret grogiram

iniuriam, è per consequent teneretur es possea at restitutionem

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From habebit tempore sequenti sus alige de resortationem Tilleg damni, & per consequens habebet bominum elleg peen : ma restricensal. Le conidendo Mum imperientem plicare h whem contra charitatem sed etraga contra Jushtlym, facit etram contra veram Jus naale to oes hut as voum haven, revum inferiorum in extrema necessitate. nego the ex Ma mining permanere obligavem restituents, manet quisem ella obligas quandria perserberat necessitas extremos, pero tune e. magis cet obliga cessaroi ab imperimento insletto, brans = acts bero necesitate cenar obligas restrouensi, go cum totun illus fus altering est whem in voine do succerrendum ne: cestitati presenti cessante ella necesitate quo morocung cesset ces: sat strak sosum illes, sus exerit res de priorem statum, cesset e. tota ras e situlg debiti qui erat negetitas gracers è orgens. qua quidem poetrona locum, his à volum in Religioso ello ed etiam in spocing hore, evem how to discrimine to all en ella invaria pour forrage habere aligo hispermanens h gurdem ad restribili-Vonempro Ma viniria des as reparason debrimenti fo ca de cas fortalse mearrement, at vero Religious, Franciscans transacta fulla necessitate nullum haberet Jus, ga orby also runty renux crarect nec amplig & cover capan. Detes 200: vorifm Frater Franciscan, aboo sit in: capax Juris vt is maneret roly in munto ashus heet Orig rerum giely oberetur! Ro nei tune gardem, is votiem our volt con-

capax Juris vi si maneret sols in munico arhus n'est Drig verum quebo vivetur. Ro nes tune gursem, si votum aum velit comservare soberet acquirere alip, Jus, ato isco liest est Dries,
quasi negative quatero a nemme acet imperir, n'est Dries,
quasi negative quatero a nemme acet imperir, n'est Dries,
positive, hore has tale. Jus vi poet imperire, alios ab viu illarum rerum. anovuetus erro alis horbo statim deberet rerie viby
illus cescre, tranquam si pubil prorro haberet. Cosem estam
modo ricentrame puanto Franciscano previota vel apprehendit
vem alquam en is qua ga coues vel nullis st pant primo
recupantis, hac e ora n' fivent bune illig seligiosi nee errus
ordinis se mesquitatem quam hort, ses vel achte manent nully
m bontist interim in noterunt ipin seligiosi vir rebus illis ses
us acquisitum, ser ja nulli faciunt iniviram cum nullis ore intervel certe mena illa possessione acquiritur dominium illis rei
usi somistum, sui e Drig ahavum rerum quas Fratres minous
possident sinte cham acquiritur erdem dominium carum rerum
quas illi fratres faciunt es quetantur.

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SECTIONI

De possessione, Fendo, et Emphisteun.

I ac magis spectant as Jures Doctores weo brewiter supponing solum fea the norum until tetum necessaria is . Posterio di exper to perem positione of voluit Surceonnelly Larly in 1. j. S. 1. Le acquirente possessione, ga potissing acts que posses = sob revum mmobilium apprehen have pearn positio, of colligetur ex 1. 3. 9. j. cod. Het. Aly volunt jouenonem dier La seris positione, alij at nove antique por, ite, potens e) pico quan pornocre it cum potestate teoris. possessionem to faile definiunt suribae, imo corum periorumini h et aun Man refinire, or testatur flow. in 1. Prepulatio. I have guog. of. De verborum obligations. Cours definitio & has : postesso & rei corps rahs detentis corporis & animil herry comminicals. in qua tefinibione mentio fit rerum solum corporalism, ga incorporalia non divantur position progries so quasi position, ys to poterit per extensionem applicare tota roctrina de possessione. Toother tombe defentis corporis e anomi qu'alboro deficiente deficit possessio, neg e influit ais postocitor preses vel theranos ques saprehensia, vient neg e contra sufficit corporalis apprehensia si h habes arum possidendi sen ha bendi rem illam ot fuam, alio = quin bainles god portat peranias alienas do des Din possideres Mes. qui vifog modo possos serbees corpore & ato dicitar rossoone natiter & citaliter, cessante, vero comporate approhensome Tiertur comulter possibere qua tre e simpluster possessio, et constat ex l. clam possibere I de numbinas. f. de aquinenda possessione. (D)

per serveum per volonam, è un fructuatrium, Pater per filirem, per serveum per volonam, è un fructuatrium, Pater per filirem, per serveum per tutorem, n' tà butor hat anim possicioni nove presente delli, secusiet in haberet anim possicioni nove proprieta rium è unifructuari nove prince de minul proprieta rium è unifructuari à possicion to trium d'orninio di perte, possice to trium dorninio delli, d'rave huis possessionis pout ai competere via princeleja possessionis una proportione aucommora, po vocatar en contra Pusaruniam in regula possesso.

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