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Decreta

Brant, Sebastian

[Basel], after 1. März 1499

Sessio quadragesimaprima in qua condemnantur quidam libelii scandalosi etc. per Gabrielem olim Eugenium papam quartum

urn:nbn:de:bsz:31-313515

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etinanía. Nulliuſq₃ roboris vel momēti fore decernens pariter ⁊ alijs in decreto depoſitōis ⁊ ammonitōis dicti Gabrielis qꝺ incipit / Proſperit dn̄s de excelſo ſancto ſuo. Contentis vꝛpute fautorie ſciſmatis et hereſis ⁊ alijs etiam iuris penis quas cōtrafacientibꝫ ⁊ rebelles ipo facto incurrant. Inhibet ne prefato Gabrieli ſic depoſito ⁊ amoto eiuſq₃ mandatis nūcijs ⁊ litteris / aut exinde ſecutis ꝓceſſibꝫ ſententijs ⁊ cenſuris pretenſis quolibet obediāt pareant / ſeu ea exequant̄ / aut exequi faciant ſeu ꝓcurent eidem Gabrieli ſeu nūcijs mandatis litteris ⁊ pretenſis ꝓceſſibꝫ ſententijs ⁊ cenſuris ſuis huiuſmodi vtentibꝫ vel ea exequentibꝫ aſſiſtentiā auxiliū cōſiliū vel fauorē p̄ſtare p̄ſumant decretis alijs eiuſdē ſynodi in ſuo robore nihilominus duraturis. Datū Baſilee in ſeſſione noſtra publica in maiori eccleſia Baſilien̄. ſolēniter celebrata. iiij. kl'. Marcij. Anno a natiuitate dn̄i. M.ccccxl.

¶ Seſſio quadrageſimaprima in qua cōdemnant̄ quidā libelli ſcādaloſi ⁊c. per Gabrielē olim Eugeniū papā quartū.

Sacroſctā generalis Synodus Baſilien̄. in ſpūſctō legittime cōgregata vniuerſalem eccleſiā repreſentās / ad ꝑpetuā rei memoriā. Licet vt ſacroꝝ canonū aperte teſtat̄ auctoritas cōdempnatis de hereſi / ⁊ ab eccleſia dei p̄ſtitis nulla ſup catholicos iudicandi ſit attributa vel ꝑmiſſa ptās / ac fidelibꝫ chriſticolis quevis illoꝝ cōmunio ſub grauiſſimis iuris diuini pariter ⁊ humani penis ſit penitus interdicta / q₃ tn̄ inualeſcēte hominū malicia ⁊ humani generis inimico omniū hereſuꝫ ſatore ꝓcurāte plerūq₃ nōnulli taliter dānati ſic ſuos obdurant animos in ſua ꝑtinatia gloriātes / Et vniuerſalē eccleſiā ac ſibi deuotos ſub p̄tenſis colore iudicialis ſententie libelli ſcādalis ⁊ cōtēptibꝫ ⁊ plenis in vniuerſis afficere ⁊ ꝑturbare nō verent̄. Non ſolū debitū ſed ⁊ neceſſariū reputamus vt cōtra dānabiles huiuſmodi auſus debita ordinemꝰ antidota dignaq₃ animaduerſiōe cōtra taliū fautores artius exurgamꝰ Nuper ſiquidē dum Gabriel olim Eugenius papa quartus nūcupatus multiplicia ⁊ enormia crimina vniuerſalē eccleſiā dei ſcandalizātia que adeo notoria erant qꝺ nulla tergiuerſatōe celari poterāt ꝑpetrauerat / ⁊ eccleſiā audire ac p̄ceptis ſtatutis ⁊ ordinatōibꝫ ſynodalibꝫ obedire cōtemneret / hec ſctā ſynodus neceſſariū eſſe iudicās / vt cui pia nō ꝓderat correctio debita nō parceret abſciſio. Poſtq₃ in multa longanimitate patiētia ⁊ manſuetudine poſt plures ammonitiōes expectauerat eundē vt ſalutarē emēdationē ⁊ criminū p̄dictoꝝ correctionē efficeret / Tandē cum amplius differre nō poſſet quominus fidei catholice ⁊ ſalute vniuerſe xpiane religionis ſub auxilio ipius paracliti ꝓuident̄ eadē ſctā ſynodꝰ in ſeſſione publica Baſilee. vij. kl'. Iulij. Anno a na-

tiuitate dñi. M.cccc.xxxix. ſolēniter celebrata ꝑ ſuã ſniam inter alia di/
ctũ Gabrielē fuiſſe ⁊ eſſe notoriũ ⁊ manifeſtũ ſciſmaticũ ⁊ hereticũ/ ac
diuerſis aliis criminibꝫ vniuerſalē eccleſiã ſcãdalizãtibꝫ irretitũ. Cũqꝫ
ꝓpterea a papatu ⁊ romano pontificio ipſo iure ꝓuatũ eſſe declarauit
⁊ ꝓnũciauit/ ac ipm̄ ab eiſdē amouit ⁊ depoſuit inhibēdo ſingulis fi/
delibꝫ ſub grauibꝫ penis tunc exꝑſſis ne eidē Gabrieli ſic ꝓuato ⁊ depo
ſito tanqꝫ ſũmo pontifici obedirēt parerēt ⁊ intēderēt/ vel cum quouiſ/
modo ſuſtinerēt aut receptarēt/ aut auxiliũ cõſiliũ vel fauorē ꝑſtarent/
put in ſnia ⁊ decretis noſtris deſuꝑ cõfectis plenius cõtin̄. Cum aũt
ſicut accepimꝰ nuper quedã famoſa/ ſcripta/ ſcãdaloſa/ iniurioſa/ ſciſ/
matica/ a fide deuia/ ⁊ heretica/ quã ipſe ſniam diffinitiuã appellat q̇ in/
cipit/ Q̄m̄ ſctõꝝ patrũ ſnia ⁊c. Per quã dictus Gabriel inter alia ſan/
ctiſſimo dño noſtro Felici q̇nto in romanũ põtificē electo vero vnico ⁊
indubitato xp̄i vicario ⁊ eiꝰ Felicis q̇nti electoribꝫ ꝑ hoc ſacrũ cõciliũ cũ
debita maturitate ⁊ ꝓuidentia circũſpecta. Ad hoc tunc ordinatis ac
aliis q̇ in cõclaue ꝓ electõe romani põtificis in hac ſctã ſynodo ingreſ/
ſi fuerũt/ ⁊ in ea interuenerũt/ eiſqꝫ credētibꝫ ⁊ adherentibꝫ cõuicia plu
rima ⁊ turbatões in ſuis ꝑſonis dignitatibꝫ beneficiis ⁊ rebꝫ temere ⁊
calũnioſe inferre molitus eſt. Decernēdo ⁊ declarãdo eos fuiſſe ⁊ eſſe
dignitatibꝫ ⁊ bñficiis ⁊ officiis ſuis ꝓuatos ⁊ inabiles ad eadē/ Licet
de facto nomie ipius Gabrielis emanauerit ⁊ publicata fuerit in vni
uerſalis eccleſie ⁊ dicti Felicis q̇nti ludibriũ dedecus ⁊ cõtemptũ. Nos
attēdentes ꝙ illoꝝ ſcripta recipi nõ debent quoꝝ dãnank auctores/ et
ne ex dicta ſcriptura ꝑ̄tenſa ꝑ quã idem Gabriel ſe ꝑtinacius obdura/
tum ac magis ⁊ magis hereticũ ⁊ omni crudelitate repletũ. Cõprobat
quēpiã fideliũ in hac re ſeduci aut ꝑturbari cõtingat. Hec ſctã ſynodus
volēs vt tenek ſuꝑ hoc ſalubriter ꝓuidere ꝑ̄tenſam ſcripturã/ ac q̇cq̇d
ex ea ſecutũ eſt/ declarat fuiſſe ⁊ eſſe oĩno irrita ⁊ iania/ nullũqꝫ debuiſ
ſe ac debere ſortiri effectũ ſeu nocumētũ vel notũ afferre cuiqꝫ vel quõ/
libet attuliſſe/ ipſaſqꝫ quatenus ꝓceſſerũt de facto/ ⁊ que poſterũ ſequi
poſſent in irritũ reuocat caſſat ⁊ annullat. Inhibet qꝫ mandat atqꝫ ꝑ̄ci
pit vniuerſis xp̄ifidelibꝫ cuiuſcũqꝫ ſtatus/ gradꝰ/ ordinis/ dignitat̄/
aut cõditõis fuerint/ Etiã ſi impiali/ regali/ ducali/ cardinalatꝰ/ pa/
triarchali/ pontificali/ ſeu alia quauis eccleſiaſtica vel mũdana ꝑ̄ful/
geant/ Ac ciuitatibꝫ/ vniuerſitatibꝫ/ cõmunitatibꝫ/ villis/ opidis/ ca/
ſtris/ ⁊ collegiis/ quibuſcũqꝫ ſub fautoris ſciſmatis ⁊ hereſis ac cõmu/
nicatõis/ quo ad ſingulares. Interdicti vero quo ad ciuitates/ vniuer
ſitates/ cõmunitates/ villas/ opida/ caſtra/ ⁊ collegia ꝑ̄dicta/ Necnõ
priuatõis omniũ et ſinguloꝝ dignitatũ/ beneficioꝝ/ officioꝝ/ priuile/
gioꝝ/ ⁊ honoꝝ eccleſiaſticoꝝ ⁊ mundanoꝝ/ ac inhabilitatõis ad eadē
aliiſqꝫ indicto ⁊ ceteris noſtris decretis cõtentis penis quas cõtrafaci/
entes ⁊ rebelles ipſo facto incurrere volumus/ ne ſcripturã ⁊ in ea cõ/
tenta hmõi acceptare/ publicare/ ꝑ̄dicare/ et defendere/ aut eiſdē quo/

uiſmodo cōſentire vel fauere/ nec eis obedire ſeu ea attēdere vel obſer/ uare aut eoꝝ quarūcunqꝫ p̄tenſaꝝ priuationū ꝛ ꝓceſſuū inde ſecutoꝝ etiā quaſcūqꝫ cenſuras cōtinentiū ꝑ ip̄m Gabrielē dānatū factoꝝ/ aut in poſterū forſan faciendoꝝ p̄textu dignitates beneficia ꝑſonas res ꝛ bona Felicis q̇nti electoꝝ ꝛ alioꝝ in eadē p̄tenſa ſcriptura quoquō cō/ p̄rehēſoꝝ quouiſmodo impetrare/ occupare/ inuadere/ ꝑturbare/ vel detinere/ aut ip̄os impetrātes/ inuadētes/ ꝑturbātes/ capiētes/ vel de tinentes ad poſſeſſionē eorūdē ſeu alios recipere admittere ſeu eos in illis ſuſtin[e]re/ abſqꝫ ipſis ac dicte ſcripture ac in eis contentis alijſqꝫ p̄miſſis aſſentientibꝫ ꝛ illis vtentibꝫ ſeu ea publicātibꝫ et defendentibꝫ auxiliū/ cōſiliū/ vel fauorē preſtare quoquō audeant vel p̄ſumāt. Nec p̄remiſſa quantū in eis eſt executiōi demandari ꝑmittant. Datum Ba ſilee in ſeſſione noſtra publica in maiori eccleſia Baſilieñ. ſolēniter cele brata. x. kl'. Auguſti. Anno a natiuitate dn̄i. Mccccxl.

¶Seſſio quadrageſimaſecūda de prouiſione Feli- cis pape quinti.

SAcroſancta generalis ſy nodus Baſilieñ. in ſp̄ūſancto legitime cōgregata vniuerſalē eccleſiā rep̄ſentans/ ad futurā rei memo riam. Inſcrutabilis diuine altitudinis ꝓuidentia ad extollendū ꝛ cōſeruandū dn̄ici gregis agrū in inuocatōe ſp̄ūſſancti adunati inter multiplices no/ bis incūbentes ſollicitudines illa nos cura ꝑp̄eſiꝰ angit ꝛ vrget/ vt que ꝓ x̄p̄iane religionis incremen to ꝛ reipublice vtilitate ꝑ nos ſūmo ſtudio edita ſunt et decreta votiue dirigi ꝛ firmiter valeant adimpleri/ ꝛ vt Romanus pontifex decretoꝝ hm̄ōi executor et cōſeruator p̄cipuus illa tanto amplius tantoqꝫ libe/ rius exequi poſſit ꝛ manutenere/ ac alias felici regimini eccl'ie dei ar/ dentius intendere quo cōgrue ꝓuiſionis auxilio iuxta ſui ſtatus exigē tiam ab vniuerſali eccleſia ſuffultus incūbentia ſibi ꝛ ſuis onera expē/ ſarū grauiſſima cōmodius ꝛ facilius cōſpexerit poſſe ſupportare. Cum itaqꝫ ſanctiſſimus dn̄s Felix papa quintus ad ſūmi apoſtolatus api/ cem aſſumptus/ nō mūdanarū rerū cupidine ductus/ cum patrimo/ niū beati Petri ꝛ terras romane eccleſie proch dolor ꝑ alios thyrāni/ des cerneret occupatas allectꝰ. Sed diuine volūtati reſiſtere nō volēs ꝛ eccleſie dei in tam graui fluctuatōe cōſtitute pie cōpatiens/ iugū tan ti oneris ꝓ dei reuerētia fidei cōſeruatōe et vniuerſalis eccl'ie cōſolatiōe ſuis humeris ſuſcipiens ꝓprijs derelictis decreta hm̄ōi cum omni hu/ militate ſuſceperit. eaqꝫ ꝛ fidem catholicā obſeruare ꝛ manutenere pu re ꝛ ſimpliciter iuxta mentē ꝛ tenorē eorūdē ꝓfeſſus fuerit ad proſecu tionē totius boni reipublice ꝛ religionis x̄p̄iane. Nec nō defenſionē au/