[illegible] cet cui hac sollempn[illegible] ubi autem ubi dicit id in pa
et tcia dilone ubi [illegible] si renunciatum est testibus
ubi conclusum ubi [illegible] pti conte sunt attestationes si quod
[illegible] non est admittenda tcia ubi pa dilo ubi [illegible]
cum sui sollempnitate. alioquin semper et qui hac sollemp
nitate [illegible] dari nam ubi eadem est id et id iuris
[illegible] de const. translato. [illegible]
[illegible] nec in conclusione [illegible] fca alti
[illegible] sit dilo cum sollep
nitate a [illegible] statutum fuit [illegible] dilo dari
[illegible] causis [illegible] de testibus [illegible] nec
[illegible]

non requirta
productione
et cum sollep
nitate

[illegible]

[illegible] nec quarta
[illegible] que est in aut. [illegible] signant [illegible]
semper concedet [illegible]
[illegible] dilonem [illegible]
si illam dilonem [illegible] intelligunt semp
et [illegible] cum sollep[illegible]
dilonibus et [illegible] applonem [illegible]
[illegible] que [illegible] fuit [illegible]
dilones ita sunt [illegible] restringende [illegible]
[illegible] transcendunt [illegible] que statuit
allege. [illegible]
[illegible]
[illegible] non [illegible] in cod. [illegible] de testibus [illegible]
[illegible] peremptorias
[illegible] non dabitur [illegible]
[illegible] papitur [illegible]
[illegible] admittetur cum maioribus [illegible]
[illegible]

An [illegible]
sit restringe
dilonem [illegible]
[illegible]
[illegible]
tatur.

[illegible]

[illegible] plures [illegible]
[illegible] publicatas attestaciones
[illegible]

[illegible]
nisi fiat loquitur [illegible]
[illegible]
[illegible] debuerit [illegible]
[illegible] testes [illegible]
[illegible]
nem ubi [illegible]
[illegible]

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[illegible] a pliandi
[illegible] quo pbato adiut
[illegible] pliandi sub
[illegible] quos dic
[illegible] incipientes p bifani
[illegible] acti pma
[illegible] diuit ip[illegible] quip se
[illegible] actio replicer
[illegible] quos p[illegible]
[illegible] p[illegible] facile repelli

[illegible] reptete
[illegible] veniens
[illegible] xv. q. iiii. nemi
[illegible] et. de [illegible]
[illegible] fidelem
[illegible] non pot. xxxv.
[illegible] testibus feret de sub
[illegible] de [illegible]
[illegible] vi. q. ult. c. nulle.
[illegible] et e spale [illegible]
[illegible] testis. iii. q. iii.
[illegible] agitur an sit [illegible]
[illegible] pot [illegible] testium
[illegible] suspectis [illegible] ul' [illegible]
[illegible] iiii. [illegible]
[illegible] filior. [illegible]
[illegible] veniens. [illegible]
[illegible] et. [illegible] fideles. [illegible]
[illegible] familia [illegible] testare [illegible]
[illegible] institutos. [illegible] ct
[illegible] familiares possunt [illegible] teste
[illegible] honeste [illegible]
[illegible] [illegible] mittendos. et [illegible]
[illegible] quod eum [illegible] sit
[illegible] mortis [illegible]
[illegible] post mortem delegatus
[illegible] tenet [illegible]
[illegible] valeat [illegible] ut no. [illegible]
[illegible] c. significantibus. et c. licet. nec
[illegible] legitur. [illegible]
[illegible] etiam [illegible] testium
[illegible] illa exceptione admitti
[illegible] illa exceptione ad
[illegible] quis admittit [illegible]
[illegible] articulo sit [illegible]
[illegible] nisi [illegible]
[illegible] articulo [illegible] articulo potest
[illegible]

ex. [illegible] ciu dicit [illegible] p[illegible]
[illegible] spale est de quo legitur et tracta
. [illegible] de test. [illegible] et p totum. [illegible] pmo dictum
mag placz. [illegible] appellantis [illegible] qui gen
[illegible] est renunciatum posset sup novis articulis
[illegible] expressis testes pduce. [illegible] frater
nitatis. [illegible] si in aliquo articulo spali renunciasset quis in
ca pncipali nec sup illo in ca ap. de novo testes
produce posset. [illegible] ar. a [illegible] sensu
. [illegible] constitutus. [illegible] et sic [illegible]
[illegible] sit [illegible] et ca ap. renunci
[illegible] et conclusio [illegible] pncipali non extenditur
ad ca ap. que est alia a pma. et [illegible] non [illegible]
[illegible] partes [illegible]
[illegible] intelligent
[illegible]

[illegible] appellationis [illegible]
[illegible] recipiu
[illegible] [illegible] hes quod [illegible] est
[illegible] recepti. in primo [illegible] necesse proponenti
[illegible] sufficit [illegible] pmum gradum. xxxv.
q. i. c. i. de consan. et affi. [illegible] et credimus duos
testes posse [illegible] et affi. ab uno late. s. viri et alios
duos testes ab alio. s. mulieris. immo quod plus e duo te
stes possunt pbare pmum gradum. et alii duo [illegible]. et
sic de aliis. [illegible] non ad pbandam consanguinitatem
sufficit destinctio unius gradus. [illegible] nec in tro
[illegible] de [illegible] legis. testes. [illegible]
articulos [illegible]. [illegible]. [illegible] et
non credimus quod duobus testibus [illegible] probantibus [illegible]
tur plus [illegible] pbaverit. [illegible]
[illegible] pbavit. [illegible] de pbac. [illegible] xxxiii.

Ceterum in hac [illegible] q. i. [illegible]
qui accusatur [illegible] non possit
[illegible] ul' aliam cum [illegible]
de visu [illegible] sufficiat [illegible] de auditu [illegible] testiom
de auditu [illegible] fama et aliis [illegible]
sufficiat aliquorum testium qui dicunt [illegible] de
carnali copula inter eos [illegible] quod [illegible]
nisi de visu [illegible] e [illegible] s. reddiderit causam
sui dicti. puta quod presentes erant [illegible]
[illegible] sanguinei [illegible] testimonium
ut sequitur [illegible] et [illegible] nullam dubitat
[illegible] recipitur. [illegible] de au
ditu tantum testificantur. dum [illegible] sibi [illegible] fa
ma et alia [illegible] quod fama violentam
[illegible] non adducit. [illegible] de eo qui [illegible]
. c. si [illegible] spale e [illegible]
[illegible] impediendum. quod [illegible] cognovit
ul' quod [illegible] consanguineam mulieris cognovit
[illegible] plures sufficiunt ad impediendum [illegible]
. [illegible] de [illegible] de spon. [illegible] de [illegible]
[illegible] intelligi quod fama cum aliis [illegible]
culis descendit [illegible] maxime [illegible] non
sit alii pudicium. [illegible] alii dicunt spa
le esse cum agitur de adulterio [illegible] p [illegible]
cum fama [illegible] adulterium. ar. xxxii. q. i. dixe
[illegible] ut [illegible] et [illegible] no.
Tertio [illegible] cum [illegible] quod [illegible]
[illegible] de causa [illegible] testimonii non reddidit [illegible]
[illegible] si vero non fuit [illegible] valet. [illegible] q. iii. [illegible]
sola. xxiiii. q. iii. si [illegible]. hic hes quod testis [illegible] no.
rogatus de causa dicti sui. si [illegible] sufficientem non
reddat [illegible] si non non interrogetur [illegible] dicat
[illegible] visu. [illegible] sufficiat. sufficiat. [illegible]
visu. [illegible] ab [illegible] ab his qui dicunt
se cognovisse audierunt. xxii. q. v. [illegible]
[illegible] p [illegible] ut s. se invicem co
gnoscerunt de visu. et [illegible] quod eos [illegible]
[illegible] de auditu. [illegible] audierunt ab ali
quibus quod [illegible] ad invicem. alii dicunt
quod [illegible] ad invicem. alii dicunt quod testifi
cabantur quod audivit eos [illegible] s. [illegible]
[illegible] separabantur. submministret [illegible]
ple testiomu de auditu legittima. [illegible]
[illegible] simul [illegible] loquebant [illegible]

cum ē iustit[illegible]
m9. ii. q. i. [illegible]
te. i. de [illegible] uel p[illegible]
[illegible] ubi sim[illegible] iurauit ul' ē [illegible] licitū iuramētū
uelit. S3 si nō sit [illegible] tm̄ temere iurauit. ul' i [illegible]
tū iuramētū uelit ꝗ nō ē piur9. ꝗ facit [illegible] iuramē
tū si ꝗ temere iurauit. xxii. q. iiii. si aliquis. non
ē repellend9 a testiō. e. c. cōstitutis. S3 cum temere
iurans mortali peccat. xii. q. ii. c. ii. et. iiii. ꝯ.
[illegible] i. de iur. iur. [illegible] s3 pot dici [illegible] ē ꝗ
semp ꝓsumitur de talibz penituisse. ul' pot dici
ꝗ temere iurans repellit᷑. nec obstit [illegible] ꝗ
loquit᷑ ꝗ possunt reddere testim̄ [illegible] quí
coegit uel induxit ad ꝓstand̄ temeraria iura
m[illegible] qui cor[illegible] ē. temerariū i iuram̄
[illegible] nō repellit a dignitate. i. de iur. iur. [illegible]
[illegible] al3 tū [illegible] puri. xxii. q. v. si quis cō
[illegible]ctus [illegible] c. [illegible] ii. q. vi. apli [illegible]
[illegible] testes. de [illegible] sententia sit dispensa
[illegible] ul' ei sit integrū restitut9. de nō. de
re iud. [illegible] de testē. pri9 de quo [illegible]
[illegible] i famis. ff. de his qui no. i fa. athle
tas. ꝗ calūpniator. ul' etiam puato si descē
dit ex ea actōne etiam de dampno dato in
puato iud[illegible] i famiam irrogaret. ut furti. vi
bo. rap. ff. de publ. iud. i famie. ff. de testi. [illegible] l.
ii. et. iii. id ē si de testē puato ꝗ etiam [illegible]
[illegible] nō irrogat i famiam. nam cū nō pos
sit puatum. non potest sacerdotē accusare s3
laicū pot accusare ē testificari in eū. id ē dici
m9 si exciptiatur de teste ꝗ nō i famiat ut h'
[illegible] sit [illegible] sū non. ꝑ exceptōnem. de
teste in quo pseueret si ab [illegible] puatam tūc
ita audietur excipiens [illegible] de teste sicut
audiretur aliquis excipiens [illegible] electū peten
te cōfirm̄ de quo no. e. de elc. dudū ro. ul' dicit
[illegible] exceptōnem [illegible] de teste. per excep
cōne. quid dices de excōicato. nūqd pot ferre te
stimoniū. ar. ꝗ nō. iiii. q. i. c. i. et. ii. ubi [illegible]
[illegible] nō notū ē. ul' dic ali' [illegible] ubi sit nō
[illegible] ꝗ nūqd obstet testi ꝗ fuit excōicat9. dū
[illegible] sit absolutus. S3 nō ē [illegible]
[illegible] ut repellatur. nec obstant id
[illegible] ubi no[illegible] ꝗ nō fertur excōicat
[illegible] magnus [illegible] xi. q. iii. [illegible] ē ē assigna
[illegible] talem [illegible] excōicacō [illegible]
ul' [illegible] ii. q. i. multi. et id est cessante nō debet
[illegible] infamia remanere. ff. de his qui no. act9.
s3 [illegible] pena nō sit [illegible] pene tū i
[illegible] ē pbacō culpe. [illegible] pbata
culpa irrogatur. ii. q. i. [illegible] ꝗ sepe sū ma
[illegible] plōne ꝗ excōicatur [illegible] ipso
[illegible] nō est in teste. et tū potest ꝗ huiōi
[illegible] ē [illegible] ē excō iusta. S3 tū [illegible]
ul' [illegible] nō [illegible] postea sū difficultate absol
uitur. iii. q. v. c. i. [illegible] qui fuit excōicat9 ab
hoīe ul' a canone possit ēē testis in eā [illegible]
[illegible] sua excōicacōnis ē iniusta ē tenz. xi. q.
iii. c. i. [illegible] ꝗ [illegible] sibi i famiā irro
garet [illegible] ut obstit [illegible] excōicacōnis
[illegible] ꝗ [illegible] etiam culpam [illegible] excōicatus ē. ar.
ff. de his qui no. i fa. [illegible] tū dicit ꝗ ubi
[illegible] ēēt in parendo sup teste de quo cō
[illegible] ēēt ē hac ea [illegible] excōicaret
ꝗ tal' excōicat9 [illegible] repell[illegible]retur etiā nō ꝓ
[illegible] teste ē nō dicit si ē amouetur ab officio
ul' ordine ꝓ [illegible] ab officio ul' ordine
[illegible] excōicacōnem. ar. iii. q. i. c. i. et. ii. ff. de his
qui no. i fa. l. ii. ꝯ. ignominie. et. ff. de [illegible]
[illegible] nō ēēt [illegible] S3 [illegible]
[illegible] ēēt notoriū ul' si nō ēēt notoriū S3 tū
iudex ꝯpiciat in sua ꝗ nō uult parere de ta
li teste ꝗ cōmisit [illegible] excōico eū. ar. [illegible]
. i. si [illegible] attendas in omnib9 [illegible] non ē cau
sa repellendi eū [illegible] si sua sup teste lata
ul' [illegible] nō [illegible] ꝗ nō suf
ficit ad repellendū ꝗ ꝗ a testio pbare ꝗ fu
it excōicatus [illegible] ea ꝗ tale fuit [illegible]

[illegible]
[illegible] inceditur i excōicato ē [illegible] c
cōtulz. ff. de his qui no. i fa. l. ii. ꝯ. ignomi
nius [illegible] et qui ex auctoritate militē [illegible]
ab exercitu ul' ordine ul' [illegible] a se
ē [illegible] et pena delicti S3 [illegible] ul' [illegible] a cō
fidelium ul' [illegible] ē pria pena delicti
aliquid ē mediū. s. cōtumacia [illegible] fuitur [illegible]
[illegible] excōicacō [illegible] protie ꝗ [illegible] sit grau
. q. iii. [illegible] nec hac rōne. dō ē ꝗ si [illegible]
in excōicacōne. ut [illegible] matri [illegible]
ꝗ repellend9 sit [illegible] sit pria pena [illegible]
ꝗ hec pena nō [illegible] S3 [illegible]
plus repelletur ꝓ excōicacōnem [illegible] ꝓ [illegible]
[illegible] excōione ul' quousq3 puniam agat [illegible]
[illegible] i. [illegible] ꝗ ꝓ iudice [illegible] remotus. et
agit [illegible]
ab electōne ē [illegible] ab [illegible] acōne. e. de elc.
eod' mō ē repellendus est ab accusacōne
[illegible] ii. q. vii. [illegible] testes. [illegible] in c. [illegible]
nō repellet [illegible] teste [illegible] si puatū cōmiserit
si puniam egisset ē nō ēēt [illegible] nec i fama
ret [illegible]. Item si cōtempnatus ēēt de puato
q nō infamat. ff. de testi. [illegible] a testio. item et in
accusacōne cū ordo testiū ē accusacō [illegible]
[illegible] agitur [illegible] ut quicūq3
ad [illegible] admittitur et ad [illegible] ii. q. vii. [illegible] testes
litata[illegible] pducōnem [illegible] in aut. [illegible] ꝯ.
ꝗ nō. et. e. c. significauit. et. c. [illegible] ubi de[illegible]
subtraxit. [illegible] satisfaciendo [illegible] pducat [illegible]
deferet quis admitti ut quidā dicit [illegible]
[illegible] testificent dū nō plene [illegible] suspexit qd'
hic sonat [illegible] ubi peniteat [illegible] dilugēcia
[illegible] et [illegible] ē ꝓsumitur [illegible]
[illegible] uult pducē testes [illegible] a testib9 qui te
posuerunt [illegible] diligent quid dixissent nō
[illegible] ꝗ ꝓ [illegible] possent [illegible] Item pducē testes ꝗ
[illegible] nec etiam rōne ꝗ [illegible]
de facili [illegible] nō [illegible] si ab nō [illegible]
[illegible] cōtigisset ꝗ attestacōnes [illegible] nō [illegible]
ne nec uocando [illegible] que [illegible] pot
[illegible] eisdem articul' testes pducē. al. ff. de [illegible]
[illegible] ꝯ. [illegible] exceptōnem. [illegible] aut. de testi. [illegible]
[illegible] ubi expresse [illegible] ꝗ [illegible] dixit testifica
ta [illegible] ulte testes pducē pot. [illegible] pot intelligi
[illegible] testificata. ambo
[illegible] ut quidā dicit [illegible] ē [illegible]
ꝗ tūc ē [illegible] constaret ꝗ diligēt [illegible] testificata
[illegible] ꝓsumitur [illegible] testes pducē
nō pot. Item [illegible] attestacōnes apte sūt ꝓ iudice ulte
nō pot pducē. et in his casib9 [illegible] loqui [illegible]
aut. et non tm̄ dicim9 denegandā pducōnem te
stium postquā dixit plene testificata ul' [illegible]
[illegible] pducōnem. S3 [illegible] ul' [illegible] et
[illegible] ꝗ [illegible] ꝗ [illegible] pdictis.
Item dicim9 ꝗ tm̄ plene sua testificata [illegible]
[illegible] adhibe ꝗ [illegible] testes pducē nō pot. [illegible]
[illegible] loquit᷑ postquā dixit testificata
[illegible] tū dicit [illegible] testificator [illegible] adiise non
[illegible] pducōnem testiū ē [illegible] aut. [illegible] c. de [illegible]
[illegible] magis placet. nequiuerint.
si quis petat ꝗ nō [illegible] ut ꝗ non feratur
[illegible] quousq3 tales qui sunt i captiuitate uel
in peregrinacōne ul' aliis cōsilib3 causis sunt absē
tes ul' morbo ul' [illegible] tenetur [illegible]
ꝗ ipi sunt qui sue cause ueritatē nouerunt ul' ꝗ
ipi habent [illegible] sue cause nō est audiend9
ultra tpā [illegible] iii. q. iii. ꝯ. spaciū. [illegible]
[illegible] sibi poterit subueniri ē post [illegible]
testium ē post [illegible] cog
cōne ut audiretur. Item ar. e. de [illegible] c.
ii. et. iii. ubi no. s3 dices rōne [illegible] differ
re [illegible] post publicacōnem ul' [illegible]
[illegible] non. ꝗ si differretur [illegible]
ꝗ [illegible] ꝗ ē [illegible] i iustitia
ē [illegible] si [illegible] ul' modicū sit [illegible]

nō si quis ex cōicatus pot ferre testim̄.

Quid si dixerit testificatam.

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... de rio l. q. non innodate ...
... non. ex de ea ... nisi de novo ... q̄d
... prouinc̄ decimalis loco non pot p̄ti nisi ista cp̄a
... nisi p bn̄ficiu resti. si autem p tuicioem uel
... testim ... steterit p tm̄ tp̄s q̄ residi
... suas ... prouen ... potuit. nec iputa
... antiq̄ ... pricula ... tem
... aquaz iportatur ... pulla ... tempus
... suam ... p̄fice pot dici q̄ hec ina
... ca est ... pot p̄scrib tp̄s. ar ff. de e
... ff. et. l. f. in aut. de his qui ingre
... c. n. coll. v. tñ si multo tp̄e detenerit dirā
... pricula ... potit ad suam ... salua
... bn̄ficiu resti. ... pricula
... prouenire ...
... consentit ...
... suam ... de p̄ba ultiam ...
... uli ... prouinc̄tur ... non petat articu
los ... p examinacoem articloz magis ...
... prouinc̄ ... sup tota ... prouinc̄ in
... articlis, poneret ...

[illegible]

1. 5. 60

[illegible]