

# MAKING OF MODERN LAW

Historic Legal Research Series





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# EXPLORE THE MAKING OF MODERN LAW COLLECTIONS

illius aut iure, & in  
 omni casu hanc idem  
 sententiam possit di-  
 ligenter facere testa-  
 mento, nec fideicom-  
 missum, de errore  
 nulli positi est ipse  
 verum responso ha-  
 bito de errore iuris in  
 legibus. Valentinus.

2. Invenio, vel errin-  
 ti, l. de statu.  
 de iuribus.

3. Caput. l. ab hosti-  
 bus, quod dicitur, de ca-  
 pit. & postulat. reuer. l.  
 nulli, prius testari non potest, secundum sic. ut. d. de testa. l. qui  
 legitime. & l. eius.

4. Quod si est detentor.

5. Fideicommissum sit miles. ut. d. de mili. test. l. ex militari. §.  
 per venturam. ut. d. de codicil. l. Aristo.

6. Invenio, l. facti, hic iuris errorem ponit.

7. Invenio, aliquis repete, forte in insulam, vel apud Sarr-  
 ras vel hostes. Accursum.

8. Per magna iuris ignorantia, quia relegatus reminet civitatem  
 & libertatem in illi, quib. mo. ius pa. po. solo. §. relegati, & ideo  
 illi possit. ut. d. de interdi. l. relegatorum. §. hanc est differetia.  
 In ipse fecerit in illi. de iure persona. §. j.

9. Quod accipit, & simili, & est homi. arg. d. de lega. l. j. l. j. si quis  
 habet in hereditate, ubi non nocet error conditionis here-  
 ditatis. l. de acqui. here. l. sed & d. de cau. §. cur autem. A. 20. & facit  
 de iur. l. d. fur. §. j. Accursum.

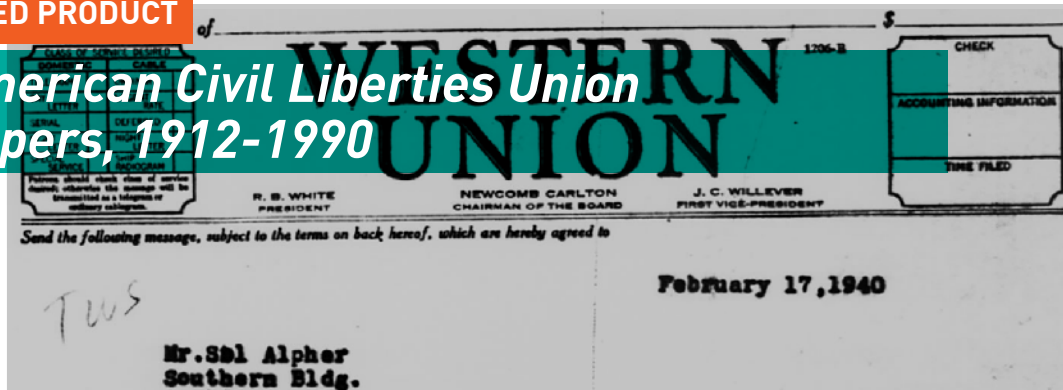
rum prius quam factū prædis  
 comprobet, & nondum amississe  
 quis civitatem videretur. Proin-  
 de si ante deceisset, cuius de-  
 cessisse videtur: & fideicom-  
 missum quod ante reliquerat, & sen-  
 tentiam pateretur, valebat. Sed  
 & si post sententiam antequam  
 Imperator comprobet, valebit  
 quod factū est: quia certū sta-  
 tum vsq; adhuc habuit. A præ-  
 fectis verò prætorio, vel eo qui  
 fecerit testamentum, & ideo non possunt legata vel fideicom-  
 missa relinquere. Deportatus intelligo illos tantū qui sunt depor-  
 tati per prælidem in insulam per principem designatam, vel qui  
 sunt à prælide etiam solo deportati in insulam à prælide designa-  
 tam: cui tamen prælidem princeps scripserat quod eos deportaret.  
 siue ergo ante sententiam prælidis super deportatione licam re-  
 liquerunt etiam in testamento legata vel fideicommissa, & deces-  
 serunt: siue post sententiam, ante tamen quam Imperator compro-  
 ber sententiam: semper valebunt fideicommissa & legata. Item  
 deportatos intelligo illos etiam qui sunt deportati à præfecto præ-  
 torio, vel ab eo qui vice præfecti recognoscit iussu imperatoris, vel  
 à præfecto urbis. Sed pone quod Titius fuit deportatus in insulam  
 ab eo qui ius deportandi habet, existens in insula fecit codicil-  
 los, in quibus reliquit legata vel fideicommissa. postea restituitur  
 & extractus est de insula iussu imperatoris, & decesit durante  
 eadem voluntate. Certe valēt legata & fideicommissa. hoc dicit

de ferat. nulli, prædis. l. per fundum.  
 m. De errorem voluntate, quod debet, apparet per aliquod indicium  
 ut. j. de secun. tab. l. qui ex libe. §. testamēto. & in illi, qui. mo. test.  
 in fir. §. non tamen. & sic est. i. a. l. §. si quis plane.  
 n. Manumissio. hoc proprie in seruo: improprie in filio: ve-  
 supra quando ac. de pe-

supra de iur. codicil. l. di. & l. d. l. d.  
 sus. §. codicillos. Sol. l. d. d. d. d. d.  
 cillus codicilli confir. p. ca. v. d. d.  
 manent quom testamen. d. d. ca. 20.  
 tum. ut. p. de reg. iur. l. o. Codicilli  
 omnia que. in. l. d. d. de facte. d. d. d.  
 testa. l. d. filius. & in. d. de iur. quod  
 secun. tabul. l. j. §. exigi. i. d. d. d.  
 tor. Item contra ad id  
 quod de codicillis hoc  
 dicit. l. de statu. h. d. l. Pau-  
 lus. sed ibi non prohibet  
 confirmari manumissio.  
 in quibus. j. d. d. d. d. d.  
 Deportati non possunt  
 facere testamentum, & ideo non possunt legata vel fideicom-  
 missa relinquere. Deportatus intelligo illos tantū qui sunt depor-  
 tati per prælidem in insulam per principem designatam, vel qui  
 sunt à prælide etiam solo deportati in insulam à prælide designa-  
 tam: cui tamen prælidem princeps scripserat quod eos deportaret.  
 siue ergo ante sententiam prælidis super deportatione licam re-  
 liquerunt etiam in testamento legata vel fideicommissa, & deces-  
 serunt: siue post sententiam, ante tamen quam Imperator compro-  
 ber sententiam: semper valebunt fideicommissa & legata. Item  
 deportatos intelligo illos etiam qui sunt deportati à præfecto præ-  
 torio, vel ab eo qui vice præfecti recognoscit iussu imperatoris, vel  
 à præfecto urbis. Sed pone quod Titius fuit deportatus in insulam  
 ab eo qui ius deportandi habet, existens in insula fecit codicil-  
 los, in quibus reliquit legata vel fideicommissa. postea restituitur  
 & extractus est de insula iussu imperatoris, & decesit durante  
 eadem voluntate. Certe valēt legata & fideicommissa. hoc dicit

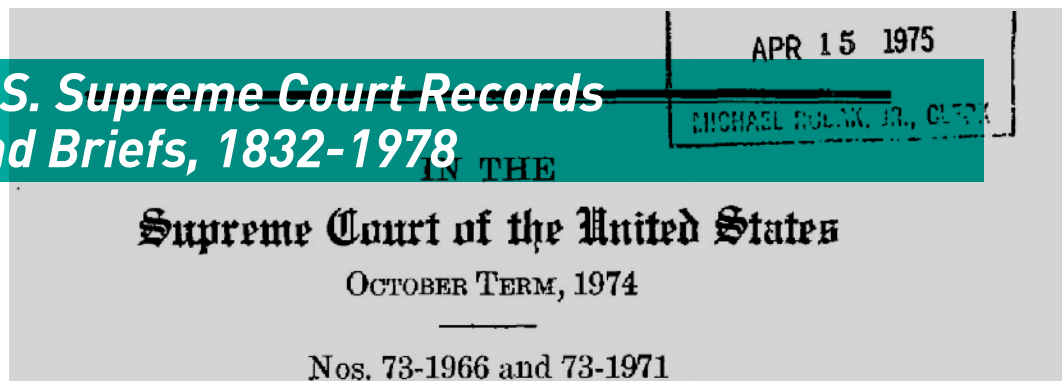
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