Jaco.ō alua.in.q.que incipit quero hic dicitur q̃ dōminus inuestiens ēt.in ti.per quos fiat inuesti.sed in alia materia dubitās habetur pro ignorante seu errante vt in.l.fi.C.de condi.indebi.

E .xxxv.

Feudū ecclesiasticū possessuz p petētē a quo eccla nō pōt petere pensiōez vel fuitiū pōt p ecclesiā alteri potentioi infeudari vt per Bn.ō butri.in.c.ij.extra ō feu.z p Ja.de alua.in.c.i.in prin.de his qui feu.da.po.sed in alia materia secus vt in ti.C.ne lice.potētioi

.xxxvi.

In feu.euicto feu.pt z ds peti cābiū feu.euicti vt i.c.i.fi ō feu.vasal.fue.iterpel.regli cōtra qz vna res p alia peri vel solui nō pōt.l.ij.§.mutui z qō ibi no.ff.si cer.pera.z no.Ja.ō alua.in.d.ci.pe.no.

.xxxvij.

In feu.repīt cāus in quo in alternatiuis ē electio rescindētis.regulariter solet ē electio rei possidētis vt in.c.i.de feu.da.minimis valuisoibus z in.l.ij.C.ō rescin.ven.z no.p Ja.de alua.i.d.ci.in prio notabili.

.xxxviij.

Vasallus q excōicatōem ptēnit pōt priuare feu.vt no.xxxij.q.v.in.c.pceptū z p Jac.alua.in.c.i.hic finit lex deinde pfue.regni incipi.secus in alijs bonis ar.l.id qō nostrū de regulis iuris.ff.

F .xxxix.

Feudū diffinitur eo modo qui habetur i.§.fi.in quibus causis feu.amit.z per Jaco.de alua.in preambulis feudoz in quinta qōe sed in alia materia aliter tradit diffinitio vt in.l.i.ff.de testi.cum fi.

.xl.

Feudū pp eius excellētiā dī a fide seu a fidelitate lz iterdū vulgares sicut sunt galici appellēt aliter videlz gaierlam vt in.c.i.eē ō feu.vt p Ja.ō alua.in pambulis feudoz in.q.v.in ver.quare autez appellatur feudum.sed in alia materia licet quicqd agamus debeat consistere in fide.l.i.ff.de pactis z.l.i.ff.de consti.pecunia.tñ nō fit denominatio a fide vt per eundez Ja.de alua.in dicta.q.v.

.xli.

Feudū differt ab alijs bonis qz alia bona nō feudalia dicūtur allodialia.sed bona sup quos psistit feudū dicunt feudalia vt per Ja.de alua.in preambulis feudorum in.xv.differētia iter feuda.

.xlij.

Feudum non potest pignorari.sed emphiteosis sic vt per Ja. de alua.in preambulis feudorum in ver.circa.vi.

.xliij.

Feuda fuerūt moribus z psuetudinibus z sic ex iure nō scripto tantū introducta vt habetur in pambulis feudoz.sed reliquū ius ciuile introductū fuit aut a iure scripto aut nō scripto vt in.§.ex nō scripto insti.ō iure naturali gen.z ci.z in.l.de quos.ff.de legibus.

.xliiij.

Feudū guardie z gastaldie z aliud feudū datuz in remuneratōem z mercedē laboruz vasalli durat solū āno vt in.c.i.in fi.ō cōten.iter do.z vasal.de inuesti.z sic elapso āno pōt auferri p libito dantis etiā nō restitutio pcio soluto per vasal.pro acq.talis feu.vt per Ja.ō alua.in.d.c.i.§.z qz vidimus de his q feu.da.po.sed alia feu.z in oī alia mā dicunt ppetua z sunt trāsitoria ad hēdes vt per Jaco.de alua.in.d.§.z qz vidimus.z.l.pactum.ff.de proba.

.xlv.

In re mobili nō psistit feu.regli nisi pstituat in feudo cuz bonis mobilibus vel aialibus.sed alij cōtractus sic vt p Ja.de alua. in.c.iancimus quo tpe miles z.c.i.ō feu.cogni.z.c.i.ō feu.da.inuicē leg.co.z p eūdē i.c.i.eēdū ō feu.cogni.in prio notabili.z i.q.penul.

.xlvi.

Prio eccla vel dño facit qz res sit potius apud aliū tanq̃ vasallū tanq̃ liuellariū seu ēphiteotā.vt no pau.ō ca.i suo psi.xxxviij. Et tñ regli pcedit ad paria z p Ja.de alua.in pambulis feudoz.

.xlvij.

Feudū ēpt.de pe.cōi p fratrē stantē in cōione cuz alio fratre dz esse cōe nō distincto cuius noie emptū fit vt in.c.i.ō de.fratris alis secus.l.fi ex pecunia.C.de rei ven.z in.l.uitiū z meu ū.§.altero.ff.de admi.tu.z per Ja.de alua.in.d.c.i.in ver.op.qz imo emptū de quo vide Ja.de alua.in.c.fi duo ō fra.de no.de.inuesti.in prima col.

.xlviij.

In feu.morienti vasallo.sine lib.z agna.nō suc.vltio loco fiscus lz domino deuol.feu.vt in.c.i.§.z qz vidimus de his qui feu.da.po. z ibi per Ja.de alua.in ver.op.qz nūq̃ aliqs in prin.penul.col.

.xlj.

In psiscatōe bō.allodia.ētēdit fil.pri.nō cōitis vel baronī psi scātis.secus ē i feu.p ētēdit fil.comi.vel baroni vt i.l.i.§.siqs aliquē z ibi p Ja.de alua.in notabili finali de pace te.dic vt ibi p eū.

.l.

Deteriot ē cōditio feminarum q̃ mas.i feu.vt in.c.i.§.hoc aūt z ibi per Ja.de alua.in penul.notabili de his qui feu.da.pos.Sed in alia mā regulariter ad paria procedūt.l.maximū vitiū.C.de lib.pte.vel exhereda.z habet i.l.in multis.ff.de statu bo.z i.l.ij.ff.ō reg.iuris.

.li.

Femina filia vel ēt descēdens per feminā nō succedit regulariter i feu.licet secus sit in alijs bonis vt in.c.i.§.hoc aūt ō dis q feu. da.pos.z in.c.i.de gradi.succe.i feu.z in.c.i.de succes.feu.z in.c.i.de he.fe.z.l.maximū vitiū.C.de lib.ptete.vel exhereda.rōnem quare vide i.§.hoc aūt sciēdū q feu.da.pos.

.lij.

Femina pōt habere vasallos sub se z sic pōt habere iurisdictionem i eos prout hēt masculi dñi vt i.c.i.§.feminā quoq p quos fiat inuesti.Sed i alia materia nō pōt habere iurisdictionē vt in.l.fi. C.de arbitris z in.c.dilecti ēt de arbitris z no.Ja.de al.i dicto.§. feminam quoq i primo cōtrario.

.liij.

Femina in feu.nō pōt esse testis vt in.c.i.qui testes sint necess.ad proban.no.inuesti.Secus i alia mā regulariter vt i.l.qui tes.§.mulier.ff.de testa.z in.c.fonts.§.fi.de ver.sig.dic vt ibi.

.liiij.

Femina regulariter licet possit inuestire de feu.nō tamē pōt eē vasalla nisi solū in certis cāibus vt dicit Ja.de alua.in.c.i.§.feminam quoq p quos fiat inue.qō tamē limita vt ibi.

.lv.

Tempus petēdi renouationē inuesti.feudalis mero iure incipit currere femine solū post ānū.xl.sue etatis per dictā.l.i.§.preterea z ibi p bal.z Ja.de al.in finali questione.Sed in alia mā incipit currere in cāibus i quibus currit post ānū.xij.vt insti.q.mo.tu.fi.i prin.

.lvj.

Filius priuabit feu.ēt ātiquo pp delictū primo ōmissi personā dñi vt p Ja.de al.in.c.i.§.deniqz i tertia ōclusione q̃ fuit prima causa bene.amit.regulariter secus i alia mā vt i toto ti.C.res inter alios acta cum sy.z in ti.C.ne pater pro filio.

.lvij.

Dñs feu.retinēs rē feudalē loco pigno.nō cōputat fructus in sortem sed eos habet pōpuos vt in.c.i.extra de feu.de quo dic vt ibi.regulariter secus ē i alia mā vt i.l.i.z.ij.C.de pigno.act.z vide per Ja.de alua.i.c.i.de feu.da.inuicez leg.co.z i.l.i.in prin.i.vij.col. de probi.feu.ali.p se.in ver.quero ab extra.

.lviij.

In feu.fra.vtrinq̃.pñūc.nō excludit fratrē ex latere patris tātū in successione feu.licet secus i alia materia de quo per Ja.de alua. i.c.i.§.is vero in ver.quero an fratres de gradi.suc.i feu.

.lix.

In feu.nouo vnus frater nō suc.alteri fratri z idez i alijs transuersalibus.Secus i ātiquo ēt si eēt i millesimo gradu z in alijs rebus vt in.c.ij.de feu.mar.z ibi per Ja.de alua.in verbo z aui z ibi per glo.z per eūdem Ja.i questione.i.

.lx.

In feu.ēt femineo nō succedit filius naturalis mā vt i.d.c.i.an mari.suc.vr.secus i alijs bōis vt i.l.siqua illustria.C.ad orficianū.

.lxi.

Si vasallienauit feu.sine dñi volūtate pōt ipemet venire cōtra factū suū z feu.vēdicare vt i.c.si vas.si de feu.suc.contro.simile i.c. siquis pbiterorū extra ō rebus eccle.nō alie.Sed regulariter nēo pōt venire ptra factū suū lz inalienū vt in.l.pfundū.ff.de seruitu.ru. predio.

.lxij.

In feu.nouo i quo sunt duo fratres inuestiti vnus frater non succe.alteri nec habet locū ius accrescēdi inter eos vt in.c.i.de alie. feu.z ibi p Jac.de al.in ver.op.qz imo frater.secus in alijs bonis ēt vt in auē.post fratres.C.de legitimis heredi.

.lxiij.

In feu.finito feu.fit diuisio fructuū eo modo de quo habetur i.c.i.§.is cōsequēter hic fi.lex.z ibi plene p glo.z Ja.de alua.sed in alia mā alia fit diuisio fructuū vt i.l.diuortio.ff.so.ma.z per Ja.de alua.plene in.d.§.his pñter vbi ponit diui.fructuū in oī materia.

.lxiiij.

Vasallus tenetur precise ad factum in cāu.l.i.§.insuper ō phi.