

Taubenschlag, Rafał

"Quittungshomologie über den Empfang eines Verpflichtungsvermächtnisses", E. Kiessling, "ZSS", LXXIV, 1957 : [recenzja]

The Journal of Juristic Papyrology 11-12, 370

1957-1958

Artykuł został zdigitalizowany i opracowany do udostępnienia w internecie przez **Muzeum Historii Polski** w ramach prac podejmowanych na rzecz zapewnienia otwartego, powszechnego i trwałego dostępu do polskiego dorobku naukowego i kulturalnego. Artykuł jest umieszczony w kolekcji cyfrowej bazhum.muzhp.pl, gromadzącej zawartość polskich czasopism humanistycznych i społecznych.

Tekst jest udostępniony do wykorzystania w ramach dozwolonego użytku.

The author attempts to link P. Mich. Inv. 4800 with the so-called *Acta Maximi*, involving the prefect C. Vibius Maximus in the reign of Trajan, which have already been published in his edition of the *Acta Alexandrinorum*.

E. Kiessling, *Quittungshomologie über den Empfang eines Verpflichtungsvermächtnisses* (ZSS LXXIV [1957] 345—352).

The author edits P. Jand. 222 (II cent. A.D., Oxyrhynchos) from the collection in Giessen, by which a hellenized Egyptian by the name of Onophris gives a receipt for a legacy in the form of a *ὁμολογία*. As the author points out, the legacy is imposed in the last will and testament of Phonis II on the heir Petoesis II. It represents Greco-Egyptian law and finds its parallel in the Roman *legatum per damnationem* (cf. my *Law*² 192). It is noteworthy that the payment of the legacy has to be made by state-bank left to a private person.

M. Vandoni, *Dai papiri dell'Università di Milano (Acme VIII, 2—3 [1955] Fascicolo speciale in memoria del Prof. A. Vogliano, 137—144)*.

The author publishes here a matrimonial contract from the time of Marcus Aurelius. In this contract the *ἀγραφος γάμος* is followed by a written financial agreement (cf. my *Law*² 117). The wife is represented by a *κύριος* appointed by the *ἱερεὺς ἐξηγητῆς* on her request (l. 25; cf. Tebt. 397²⁰ and my *Law*² 171⁷). Further — a lease of a mill (cf. my *Law*² 365⁵ and the analogies quoted there) and, finally, certificates for labour on the dykes No. 1. (133 A.D.), 2. (136 A.D.), 3. (150 A.D.), 4. (151 A.D.), II. Nos. 1. (131 A.D.), 2. (134 A.D.), 3. (152 A.D.); on the service aimed at the conservation of the public dykes, see my *Law*² 618.

V. Arangio-Ruiz & G. Pugliese-Caratelli, *Tabulae Herculanenses V (La Parola del Passato, Rivista di Studi Antichi, fasc. XLV [1955] 448—477)*.

All the tablets published in this volume refer to the procedure. Most of them deal with the arbitration or directly with the ways of attestation of freely determined facts, rather on the margin of