

# Taubenschlag, Rafał

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"Eine neue 'Apionenkunde' aus der Papyrussammlung der österreichischen Nationalbibliothek in Wien (PER)", Hans Gerstinger, "Wiener Studien", LXVI, 1953 : [recenzja]

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The Journal of Juristic Papyrology 7-8, 408

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1953-1954

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Tekst jest udostępniony do wykorzystania w ramach dozwolonego użytku.

sister (cf. my *Law I*, 83); a Latin account in P. S. I. 1321 and finally P. S. I. 1315 (127 B. C.) — a letter in which Phainippos authorises Appolonios to deliver to its bearer two usual pitchers of wine for the jailers.

PAPHYRI FROM THE BYZANTINE AND ARAB PERIOD

Hans Gerstinger, *Eine neue "Apionenurkunde" aus der Papyrussammlung der österreichischen Nationalbibliothek in Wien (PER)* (Sonderabdruck aus "Wiener Studien" LXVI [1953]).

This papyrus from the year 492 A. D. contains a deed, by which Fl. Jacobus — "a miller at the office of the *praeses provinciae Arcadiae*" became surety to Apion's house (τῷ οἴκῳ Ἀπίωνος) represented by its book-keeper Apollo, that Aurelios Amasion who was also a book-keeper of this house and having obtained a public office intended to leave his post as a book-keeper and was therefore by order of Apion arrested — would in spite of his public office retain his post as a book-keeper. Should Amasion not fulfill his duties as a book-keeper, the surety undertakes to bring and put him in prison from which he was released. If the surety fails to do so, he has to take upon himself the responsibility of paying all damages. On Apion's and the importance of this papyrus for the history of this house cf. the editor p. 178 ff; on agency cf. my *Law I*, 233; on δημόσιος τόπος in v. 15 cf. Wenger, *Quellen* 753 ff; on deeds of surety my *Law I*, 415<sub>23</sub>; 418<sub>42</sub>.

Hans Gerstinger, *Eine byzantinische Gestellungsbürgschaft aus der Papyrussammlung der öst. Nationalbibliothek (P.E.R) in Wien* (Pap. Graec. Vindob. 25.656) (S. A. aus Jahrbuch der byzantinischen Gesellschaft in Österreich II [1952] S. 13—21).

The papyrus contains a deed by which three Copts became sureties, ἐξ ἀλληλεγγύης for a whole family of *coloni* from the village Thmoiamunis (father, mother, brother of the father, his wife and two children) who are in jail for debts, and undertake, after their release, to produce them on demand of the creditor by whose order they were arrested, without any excuse and delay and deliver them to the same prison from which they were released. Should they fail to do so, they will take upon them the responsibility of paying the debts of the prisoners; cf. on similar deeds of surety my *Law I*, 380<sub>9</sub>; 408; 412<sub>10</sub>; on the mutual responsibility of the