

OUTLINE — DISCUSSION 09

HOMOLOGATION OF CUSTOM AND RECEPTION

Homologation of Custom:

1453—Charles VII (ordonnance of Montils les Tours)
1495—coutume of Ponthieu
1509—coutume of Orléans
1510—coutume of Paris
1498–1574—285 coutumiers published
1580—Revised edition of the coutume of Paris
1582—death of Christofle de Thou, first president of the Parlement of Paris and anti-Romanist

The Alciateani:

Andreas Alciatus, 1492–1550

Editors of texts:

Jacobus Cujacius (Jacques Cujas), 1522–1590
Pierre Pithou, 1539–1596
François Pithou, 1544–1621
Dionysius Godofredus (Denis Godefroy), 1549–1622
Jacobus Godofredus (Jacques Godefroy), 1578–1652

Civilians and commentators:

Éguinaire Baron, 1495–1550, comparativist
Antoine de Govéa (Gouveanus), 1505–1566, historian
François Connan (Connanus), 1508–1551, general classification
Franciscus Duarenus (François Douaren), 1509–1559, systematizer
François Baudouin (Balduinus), 1520–1573, historian and comparativist
Hugo Donellus (Hugh Doneau), 1527–1591, systematizer

Lawyer-Historians and Theorists:

François Hotman, 1524–1590
Jean Bodin, 1530–1596
Étienne Pasquier, 1529–1615

Customary Lawyers:

Charles Dumoulin, 1500–1566, the ‘French Papinian,’ systematizer of the custom of Paris
Guy Coquille, 1523–1603, custom of Nivernais treated comparatively
Antoine Loysel, 1536–1617, maxims arranged according to the *Institutes*
Louis Charondas Le Caron, 1534–1613, historical inquiry into the custom of Paris
Charles Loyseau, 1566–1627, treatises on specific topics

Later Figures

Jean Domat, 1625–1695
Gabriel Argou, 1640–1703
Joseph Pothier, 1699–1772

The Titles of the Custom of Paris (1580)

Tit. 1—On Fiefs (art. 1–72)

Tit. 2—On Quit-rents (*censives*) and seigneurial rights (73–87)

Tit. 3—Which goods are movable and which immovables (88–95)

art. 91. Fish being in a pond or in a ditch is regarded as immovable; but when it is in a shop (*boutique*) or reservoir, it is regarded as a movable.

Tit. 4—On Complaint in case of seisin and of novelty and simple seisin (91–98)

Tit. 5—On Personal actions and on *hypothèque* (99–112)

Tit. 6—On Prescription (113–128)

Tit. 7—On *retrait lignagier* (129–159)

Tit. 8—Judgments, executions, gages (160–183)

Tit. 9—On Servitudes and reports of juries (184–219)

Tit. 10—Community of goods (220–246)

Tit. 11—On Dower (247–264)

Tit. 12—On Guardianship of nobles and bourgeois (265–271)

Tit. 13—On Gifts and mutual gift (272–288)

Tit. 14—On Testaments and their execution (289–298)

Tit. 15—Of Succession in the direct line and in the collateral (299–344)

Tit. 16—Of Public proclamations [*criées*] (345–362)