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DIGEST 23.2 (ON THE RITE OF NUPTIALS), ed. T. Mommsen and P. Krueger, trans. A. Watson, *The Digest of Justinian* (Philadelphia, 1985), pp. 2:657–68. (Copyright © 1985 by the University of Pennsylvania Press.)

DIGEST 22.5, ed. T. Mommsen and P. Krueger, trans. A. Watson, *The Digest of Justinian* (Philadelphia, 1985), 2:650–53. (Copyright © 1985 by the University of Pennsylvania Press.)

THE LETTER OF PAUL TO THE CHURCH IN ROME, 1:1–3:31, 7:1–8:11, 12:1–13:14 in *Jerusalem Bible, New Testament* (1966), pp. 267–91 [Footnotes omitted.]. (Copyright © 1966 by Darton, Longman & Todd, Ltd. and Doubleday & Company, Inc.)

SAYINGS ON MARRIAGE AND DIVORCE, Mk. 10:2–12, Lk. 16:18, Mt. 5:31–32, Mt. 19:3–12, 1 Cor. 7, Ep. 5:21–6:9, in *Jerusalem Bible, New Testament* (1966), pp. 78, 120, 22, 45–6, 297–9, 336 [Footnotes omitted.]. Copyright © 1966 by Darton, Longman & Todd, Ltd. and Doubleday & Company, Inc.) (Copyright © 1966 by Darton, Longman & Todd, Ltd. and Doubleday & Company, Inc.)

TWO WITNESSES IN THE BIBLE, Dt. 17:2–7, Dt. 19:15; Dn. 13:44–62, Mt. 18:15–17, 2 Cor. 13:1–2, in *New Jerusalem Bible*, (1985), as found in *The Complete Parallel Bible* (Oxford, s.d.) pp. 405, 409, 2431–2, 2673–4, 3063. (Copyright © 1985 by Darton, Longman & Todd Ltd and Doubleday, a division of Bantam Doubleday Dell Publishing Group, Inc.)

ÆTHELBERHT'S "CODE", in LISI OLIVER, *THE BEGINNINGS OF ENGLISH LAW* 60–81 (Toronto, 2002) [footnotes renumbered]. (Copyright © The University of Toronto Press Incorporated 2002.)

THE BURGUNDIAN CODE, Contents, Preface, cc. 1–45 (K. F. Drew, trans., 1949; repr. 1972), xi–xv, 17–51. (Copyright © 1949 by the University of Pennsylvania Press.)

DOCUMENTS OF CONTINENTAL FEUDALISM, in Donald A. White, ed., *Medieval History: A Source Book* (1965), Nos. 1–10, pp. 258–71 (=A–I, K, below, reordered); No. 15, pp. 280–82 (=J, below) [notes revised by CD]. (Copyright © 1965 by The Dorsey Press.)

DOCUMENTS OF THE INVESTITURE CONTROVERSY, in B. Tierney, ed., *The Crisis of Church and State, 1050–1300*, (Englewood Cliffs, NJ, 1964), 74–84, 13–14, 49–50. (Copyright © 1964 by Prentice-Hall, Inc.)

TWO KEY DOCUMENTS, in B. Tierney, ed., *The Crisis of Church and State, 1050–1300*, (Englewood Cliffs, NJ, 1964) 13–14, 49–50. (Copyright © 1964 by Prentice-Hall, Inc.)

OUTLINE OF THE EARLY SOURCES OF CANON LAW, from R.C. Mortimer, *Western Canon Law* (London, 1953) 18–23. (Copyright © 1953 by Robert Cecil Mortimer.)

THE COLLECTION IN 74 TITLES, in John Gilchrist, ed. and trans., *The Collection in Seventy-four Titles: A Canon Law Manual of the Gregorian Reform*, Mediaeval Sources in Translation, 22 (1980), 51–70, 71–83, 97–129, 223–35 [some corrections by CD]. (Copyright © 1980 Pontifical Institute of Mediaeval Studies.)

PLACENTINUS, SUMMA INSTITUTIONUM 2.1.12, in John Douglas Adamson, ed., *Placentini Summa Institutionum* (U. Toronto, D.Phil. thesis, 1992), 52–3, 55 [CD trans.]. (Latin text © Copyright John Douglas Adamson, 1992.)

POLITICAL IDEAS OF THE TWELFTH AND THIRTEENTH CENTURIES, derived from K. Pennington, *The Prince and the Law, 1200–1600* (Berkeley, 1993) (cited as Pennington). (Copyright © 1993 by The Regents of the University of California.)

Marsilius of Padua, *Defensor pacis* (1324) (extracts). (© 1967 by Harper Torchbooks, Inc. From Marsilius, of Padua. *The Defender of Peace: The Defensor Pacis*, Alan Gewirth ed. and trans. (New York: Harper, 1967).)

Jean Gerson, *De potestate ecclesiastica*, considerations 10, 11, and 13. (© 1997 by the Syndics of the Cambridge University Press. From *Cambridge Translations of Renaissance Philosophical Texts. 2: Political Philosophy*, Jill Kraye, ed. (Cambridge 1997))

GINO GORLA, A DECISION OF THE *ROTA FIORENTINA* OF 1780 ON LIABILITY FOR DAMAGES CAUSED BY THE “BALL GAME”, *Tulane Law Review* 49 (1975) 346–57. (Copyright © 1975 by the Tulane Law Review Association.)

COUNCIL OF TRENT, DECREE *TAMETSI* CONCERNING THE REFORM OF MATRIMONY (1563), in *The Decrees of the Council of Trent* (H. J. Schroeder trans. 1941) 183–90. (Copyright © 1941 Herder.)

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