

BGU 4.1158

P.Berol. 13139 verso bottom

Other editions: Mitteis, *Chrest.* 234; Meyer, *Jur.Pap.* 67

Scan: Berliner Papyrusdatenbank

Other texts on the same papyrus: unpublished text above the text; BGU 4.1172 on the recto

Contract for the return of land put up as security for a loan (*synchoresis*)

December 7, 9 BC

(a) *Addressee*

|<sup>1</sup> To Protarchos,

(b1) *Party 1*

|<sup>2</sup> from Aulus Cornelius Idaios,

(b2) *Party 2*

and from Cornelia Tatia, the daughter of Cornelius, |<sup>3</sup> with as guardian her mother's brother, Lucius Calleius Paion.

(c) *Agreement proper*

Cornelia agrees |<sup>4</sup> that, upon receipt from Aulus Cornelius Idaios in eight months |<sup>5</sup> from Choiak of the present 22nd year of Caesar (*Augustus*) of the 80 Ptolemaic silver drachmas that man owes (*her*) without interest, she will immediately |<sup>6</sup> return to Aulus himself or whomever he instructs (*her to do so*) through a public archive the land that |<sup>7</sup> Cornelia was given by him in accordance with an agreement through the record office |<sup>8</sup> in the 21st year of Caesar (*Augustus*) in Payni, viz. unirrigated vineyard land consisting of five arouras |<sup>9</sup> or however many more or less (*arouras*) there are in the groves of Ares, |<sup>10</sup> the greatest god, near the village of Tholthis, the part that is surrounded by a wall, of the Heptakomia |<sup>11</sup> in the Sebennyte nome, whose neighbors are indicated in the agreement, |<sup>12</sup> without any delay,

(d) *Penalty clause*

and if, when the time arrives, Aulus does not pay |<sup>13</sup> the 80 silver drachmas, he agrees that the choice is up to Cornelia herself to either charge him |<sup>14</sup> for the sum or, instead, to take hold of and exercise control over the (*property*) |<sup>15</sup> handed over to her as it is written above without the need for her for any |<sup>16</sup> note of instruction or summons, and if in the meantime there happens to be an issue with the |<sup>17</sup> land, it is of no concern to Cornelia, and the debt will remain |<sup>18</sup> free of any risk, and the taxes due to the fisc |<sup>19</sup> from now on until the payment of the silver are the responsibility of |<sup>20</sup> Aulus, because the damages are his responsibility,

(e) *Obligations of the creditor*

and if Aulus is willing |<sup>21</sup> by the aforementioned time to pay the 80 silver drachmas, and Cornelia does not hand |<sup>22</sup> the land back (*to him*), they agree that it is permitted to him to deposit with an authorized bank |<sup>23</sup> the 80 silver drachmas in her name and to take hold of and exercise control over the five (*arouras*) just |<sup>24</sup> as also earlier he was their unshakeable (*owner*), and apart from

the fact that <sup>25</sup> the things agreed upon are effective, they also agree ... on account of the expense that will occur and another <sup>26</sup> 200 silver drachmas, just as if by virtue of a legal decision.

(f) *Date*

Year 22 of Caesar (*Augustus*), Choiak 11.