

BGU 4.1158

P.Berol. 13139 verso bottom

Other editions: Mitteis, *Chrest.* 234; Meyer, *Jur.Pap.* 67; Arpaia, *ZPE* 220 (2021) 208

Other translations: Arpaia, *ZPE* 220 (2021) 208

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Other texts on the same papyrus: unpublished text above the text; BGU 4.1172 on the recto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 (or *antichresis*) for a loan (*synchoresis*)
December 7, 9 BC

(a) *Addressee*

|¹ To Protarchos,

(b1) *Party 1*

|² from Aulus Cornelius Idaios,

(b2) *Party 2*

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

(c) *Agreement proper*

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

(d) *Penalty clause*

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

(e) *Obligations of the creditor*

and if Aulus is willing |²¹ by the aforementioned time to pay the 80 silver drachmas, and Cornelia does not hand |²² the land back (*to him*), they agree that it is permitted to him to deposit with an authorized bank |²³ the 80 silver drachmas in her name and to take hold of and exercise control

over the five (*arouras*) just [|]²⁴ as also earlier he was their unshakeable (*owner*), and apart from the fact that [|]²⁵ the things agreed upon are effective, they also agree ... on account of the expense that will occur and another [|]²⁶ 200 silver drachmas, just as if by virtue of a legal decision.

(f) *Date*

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