

existente in possessione catastrandi bona Muzani inferioris, Aronenses per remotissimas, inq; vanas presumptiones, & fallacissimas illationes contendunt de redigendis bonis alterius Catastro in eorum nouum statum? Regula etiam Iuris obicit, ut bona non sint amouenda de Catastro illius Communitatis, cui iam sunt subiecta, & allibrata *Cassena* ad l. inter debitorum 43, num. 7, ff. de pac, ad effectum impingandi aliud eximetur. Territorij diversi, cum quo nunquam contribueant, & eius registrum nequam fortita sunt.

CVM haec singula facile poruerint ex aduerso prauideri, conquista fuerunt alia subfida pro subfinaentia intentata actione, licet omnino, in congrua, inepta penitus. **P**rimo itaque producerunt in actis die 22 Martij 1671, quendam librum incerti Auctoris, cui titulus est *Descriptione dell'entrata Camerale da sotto lo Stato di Milano*. Signatè fol. 642, ubi sequentia habetur, in quo dicitur, quod inquit, quod in eis annis 1660, 1661, 1662, 1663, 1664, 1665, 1666, 1667, 1668, 1669, 1670, 1671, 1672, 1673, 1674, 1675, 1676, 1677, 1678, 1679, 1680, 1681, 1682, 1683, 1684, 1685, 1686, 1687, 1688, 1689, 1690, 1691, 1692, 1693, 1694, 1695, 1696, 1697, 1698, 1699, 1700, 1701, 1702, 1703, 1704, 1705, 1706, 1707, 1708, 1709, 1710, 1711, 1712, 1713, 1714, 1715, 1716, 1717, 1718, 1719, 1720, 1721, 1722, 1723, 1724, 1725, 1726, 1727, 1728, 1729, 1730, 1731, 1732, 1733, 1734, 1735, 1736, 1737, 1738, 1739, 1740, 1741, 1742, 1743, 1744, 1745, 1746, 1747, 1748, 1749, 1750, 1751, 1752, 1753, 1754, 1755, 1756, 1757, 1758, 1759, 1760, 1761, 1762, 1763, 1764, 1765, 1766, 1767, 1768, 1769, 1770, 1771, 1772, 1773, 1774, 1775, 1776, 1777, 1778, 1779, 1780, 1781, 1782, 1783, 1784, 1785, 1786, 1787, 1788, 1789, 1790, 1791, 1792, 1793, 1794, 1795, 1796, 1797, 1798, 1799, 1800, 1801, 1802, 1803, 1804, 1805, 1806, 1807, 1808, 1809, 1810, 1811, 1812, 1813, 1814, 1815, 1816, 1817, 1818, 1819, 1820, 1821, 1822, 1823, 1824, 1825, 1826, 1827, 1828, 1829, 1830, 1831, 1832, 1833, 1834, 1835, 1836, 1837, 1838, 1839, 1840, 1841, 1842, 1843, 1844, 1845, 1846, 1847, 1848, 1849, 1850, 1851, 1852, 1853, 1854, 1855, 1856, 1857, 1858, 1859, 1860, 1861, 1862, 1863, 1864, 1865, 1866, 1867, 1868, 1869, 1870, 1871, 1872, 1873, 1874, 1875, 1876, 1877, 1878, 1879, 1880, 1881, 1882, 1883, 1884, 1885, 1886, 1887, 1888, 1889, 1890, 1891, 1892, 1893, 1894, 1895, 1896, 1897, 1898, 1899, 1900, 1901, 1902, 1903, 1904, 1905, 1906, 1907, 1908, 1909, 1910, 1911, 1912, 1913, 1914, 1915, 1916, 1917, 1918, 1919, 1920, 1921, 1922, 1923, 1924, 1925, 1926, 1927, 1928, 1929, 1930, 1931, 1932, 1933, 1934, 1935, 1936, 1937, 1938, 1939, 1940, 1941, 1942, 1943, 1944, 1945, 1946, 1947, 1948, 1949, 1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1959, 1960, 1961, 1962, 1963, 1964, 1965, 1966, 1967, 1968, 1969, 1970, 1971, 1972, 1973, 1974, 1975, 1976, 1977, 1978, 1979, 1980, 1981, 1982, 1983, 1984, 1985, 1986, 1987, 1988, 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 22210, 22211, 22212, 22213, 22214, 22215, 22216, 22217, 22218, 22219, 22220, 22221, 22222, 22223, 22224, 22225, 22226, 22227, 22228, 22229, 222210, 222211, 222212, 222213, 222214, 222215, 222216, 222217, 222218, 222219, 222220, 222221, 222222, 222223, 222224, 222225, 222226, 222227, 222228, 222229, 2222210, 2222211, 2222212, 2222213, 2222214, 2222215, 2222216, 2222217, 2222218, 2222219, 2222220, 2222221, 2222222, 2222223, 2222224, 2222225, 2222226, 2222227, 2222228, 2222229, 22222210, 22222211, 22222212, 22222213, 22222214, 22222215, 22222216, 22222217, 22222218, 22222219, 22222220, 22222221, 22222222, 22222223, 22222224, 22222225, 22222226, 22222227, 22222228, 22222229, 222222210, 222222211, 222222212, 222222213, 222222214, 222222215, 222222216, 222222217, 222222218, 222222219, 222222220, 222222221, 222222222, 222222223, 222222224, 222222225, 222222226, 222222227, 222222228, 222222229, 2222222210, 2222222211, 2222222212, 2222222213, 2222222214, 2222222215, 2222222216, 2222222217, 2222222218, 2222222219, 2222222220, 2222222221, 2222222222, 2222222223, 2222222224, 2222222225, 2222222226, 2222222227, 2222222228, 2222222229, 22222222210, 22222222211, 22222222212, 22222222213, 22222222214, 22222222215, 22222222216, 22222222217, 22222222218, 22222222219, 22222222220, 22222222221, 22222222222, 22222222223, 22222222224, 22222222225, 22222222226, 22222222227, 22222222228, 22222222229, 222222222210, 222222222211, 222222222212, 222222222213, 222222222214, 222222222215, 222222222216, 222222222217, 222222222218, 222222222219, 222222222220, 222222222221, 222222222222, 222222222223, 222222222224, 222222222225, 222222222226, 222222222227, 222222222228, 222222222229, 2222222222210, 2222222222211, 2222222222212, 2222222222213, 2222222222214, 2222222222215, 2222222222216, 2222222222217, 2222222222218, 2222222222219, 2222222222220, 2222222222221, 2222222222222, 2222222222223, 2222222222224, 2222222222225, 2222222222226, 2222222222227, 2222222222228, 2222222222229, 22222222222210, 22222222222211, 22222222222212, 22222222222213, 22222222222214, 22222222222215, 22222222222216, 22222222222217, 22222222222218, 22222222222219, 22222222222220, 22222222222221, 22222222222222, 22222222222223, 22222222222224, 22222222222225, 22222222222226, 22222222222227, 22222222222228, 22222222222229, 222222222222210, 222222222222211, 222222222222212, 222222222222213, 222222222222214, 222222222222215, 222222222222216, 222222222222217, 222222222222218, 222222222222219, 222222222222220, 222222222222221, 222222222222222, 222222222222223, 222222222222224, 222222222222225, 222222222222226, 222222222222227, 222222222222228, 222222222222229, 2222222222222210, 2222222222222211, 2222222222222212, 2222222222222213, 2222222222222214, 2222222222222215, 2222222222222216, 2222222222222217, 2222222222222218, 2222222222222219, 2222222222222220, 2222222222222221, 2222222222222222, 2222222222222223, 2222222222222224, 2222222222222225, 2222222222222226, 2222222222222227, 2222222222222228, 2222222222222229, 22222222222222210, 22222222222222211, 22222222222222212, 22222222222222213, 22222222222222214, 22222222222222215, 22222222222222216, 22222222222222217, 22222222222222218, 22222222222222219, 22222222222222220, 22222222222222221, 22222222222222222, 22222222222222223, 22222222222222224, 22222222222222225, 22222222222222226, 22222222222222227, 22222222222222228, 22222222222222229, 222222222222222210, 222222222222222211, 222222222222222212, 222222222222222213, 222222222222222214, 222222222222222215, 222222222222222216, 222222222222222217, 222222222222222218, 222222222222222219, 222222222222222220, 222222222222222221, 222222222222222222, 222222222222222223, 222222222222222224, 222222222222222225, 222222222222222226, 222222222222222227, 222222222222222228, 222222222222222229, 2222222222222222210, 2222222222222222211, 2222222222222222212, 2222222222222222213, 2222222222222222214, 2222222222222222215, 2222222222222222216, 2222222222222222217, 2222222222222222218, 2222222222222222219, 2222222222222222220, 2222222222222222221, 2222222222222222222, 2222222222222222223, 2222222222222222224, 2222222222222222225, 2222222222222222226, 2222222222222222227, 2222222222222222228, 2222222222222222229, 22222222222222222210, 22222222222222222211, 22222222222222222212, 22222222222222222213, 22222222222222222214, 22222222222222222215, 22222222222222222216, 22222222222222222217, 22222222222222222218, 22222222222222222219, 22222222222222222220, 22222222222222222221, 22222222222222222222, 22222222222222222223, 22222222222222222224, 22222222222222222225, 22222222222222222226, 22222222222222222227, 22222222222222222228, 22222222222222222229, 222222222222222222210, 222222222222222222211, 222222222222222222212, 222222222222222222213, 222222222222222222214, 222222222222222222215, 222222222222222222216, 222222222222222222217, 222222222222222222218, 222222222222222222219, 222222222222222222220, 222222222222222222221, 222222222222222222222, 222222222222222222223, 222222222222222222224, 222222222222222222225, 222222222222222222226, 222222222222222222227, 222222222222222222228, 222222222222222222229, 2222222222222222222210, 2222222222222222222211, 2222222222222222222212, 2222222222222222222213, 2222222222222222222214, 2222222222222222222215, 2222222222222222222216, 2222222222222222222217, 2222222222222222222218, 2222222222222222222219, 2222222222222222222220, 2222222222222222222221, 2222222222222222222222, 2222222222222222222223, 2222222222222222222224, 2222222222222222222225, 2222222222222222222226, 2222222222222222222227, 2222222222222222222228, 2222222222222222222229, 22222222222222222222210, 22222222222222222222211, 22222222222222222222212, 22222222222222222222213, 22222222222222222222214, 22222222222222222222215, 22222222222222222222216, 22222222222222222222217, 22222222222222222222218, 22222222222222222222219, 22222222222222222222220, 22222222222222222222221, 22222222222222222222222, 22222222222222222222223, 22222222222222222222224, 22222222222222222222225, 22222222222222222222226, 22222222222222222222227, 22222222222222222222228, 22222222222222222222229, 222222222222222222222210, 222222222222222222222211, 222222222222222222222212, 222222222222222222222213, 222222222222222222222214, 222222222222222222222215, 222222222222222222222216, 222222222222222222222217, 222222222222222222222218, 222222222222222222222219, 222222222222222222222220, 222222222222222222222221, 222222222222222222222222, 222222222222222222222223, 222222222222222222222224, 222222222222222222222225, 222222222222222222222226, 222222222222222222222227, 222222222222222222222228, 222222222222222222222229, 2222222222222222222222210, 2222222222222222222222211, 2222222222222222222222212, 2222222222222222222222213, 2222222222222222222222214, 2222222222222222222222215, 2222222222222222222222216, 2222222222222222222222217, 2222222222222222222222218, 2222222222222222222222219, 2222222222222222222222220, 2222222222222222222222221, 2222222222222222222222222, 2222222222222222222222223, 2222222222222222222222224, 2222222222222222222222225, 2222222222222222222222226, 2222222222222222222222227, 2222222222222222222222228, 2222222222222222222222229, 22222222222222222222222210, 22222222222222222222222211, 22222222222222222222222212, 22222222222222222222222213, 22222222222222222222222214, 22222222222222222222222215, 22222222222222222222222216, 22222222222222222222222217, 22222222222222222222222218, 22222222222222222222222219, 22222222222222222222222220, 22222222222222222222222221, 22222222222222222222222222, 22222222222222222222222223, 22222222222222222222222224, 22222222222222222222222225, 22222222222222222222222226, 22222222222222222222222227, 22222222222222222222222228, 22222222222222222222222229, 222222222222222222222222210, 222222222222222222222222211, 222222222222222222222222212, 222222222222222222222222213, 222222222222222222222222214, 222222222222222222222222215, 222222222222222222222222216, 222222222222222222222222217, 222222222222222222222222218, 222222222222222222222222219, 222222222222222222222222220, 222222222222222222222222221, 222222222222222222222222222, 222222222222222222222222223, 222222222222222222222222224, 222222222222222222222222225, 222222222222222222222222226, 222222222222222222222222227, 222222222222222222222222228, 222222222222222222222222229, 2222222222222222222222222210, 2222222222222222222222222211, 2222222222222222222222222212, 2222222222222222222222222213, 2222222222222222222222222214, 2222222222222222222222222215, 2222222222222222222222222216, 2222222222222222222222222217, 2222222222222222222222222218, 2222222222222222222222222219,

Muzani inferioris, quasi ex hac compr̄ehensione benē inferatur; ut bona
Muzani intret ad faciendam quotam æstimati Aronensem.
Prout in actu eorum exceptionis diei 20. Iulij 1686. Aronenses produ-
xerunt incidentē binas attestations, alteram Petri Pauli Bizozeri Ratio-
natoris Dellegati Officij mensuræ generalis editam sub die 2. Augus̄tū 1686
alteram verò D. Bartholomai Curioni Rationatoris generalis Ducatus
Mediolani editam sub die prædicta 2. Augus̄tū 1686. malli V mille
Ad hanc extrema rediguntur omnes Conatus Aronensem, ut collocent in-
eorum æstimo, & Catastro, seu sub eorum quotā mensualis bona Muzani,
que nunquam contribuerunt cum Aronensibus, quæque etiam ab antiquo
registrata sunt in Catastro Oleggij Castelli, & de quibus non appetet, quod
habita fuerit ratio in quotâ statiorum Salis assignata Burgo Arona.
Nunc igitur expedit, leua hac fundamenta renocare ad examen pro confir-
mandâ denudò eidienti insufficiencia intentante actionis.
Sublumo itaque dictum librum typis impressum anno 1626., cui titulus
est : *Descriptione dell'entrate Camerali &c., & de eo queri licet, an fuerit
compillatus ante perfectionem æstimati generalis, vel post.*
Si primum, iam ille non est attendendus, cum receperit correctionem, &
reformationem ab indicio æstimo generali, ut bene probat animaduersio
posita in inscriptione eiusdem libri, ut illuc : *Et della quantità delle Tasse
de Cavalli, & dell' fiera di Sale, che ciaschuna Città, & Terra rilieva con
le quote del mensuale di ciaschuna Città, & Terra di tutto lo Stato, le quali
però sono alterate dalla publicatione dell' estimo generale de beni, & merci
fatta.*
Vbi alterum, minus probat, cum non potuerit ineuctus is Author proprio
marte, & ablique licentia huini illustris. Tribunalis alterare æstimatum
generalē.
Abhinc videamus, nullam vim constitui posse ex aduerso super dicto libro ha-
bente relationem ad æstimum prouisoriæ formatum super modo re-
partendi mensuale in singulas Provincias, qui fuit exequutus super stat-
rijs Salis, ut aduerterit *Somalea fol. 1626., vers. 5, e benobis tal facen-
da &c.*
Nullius etiam momenti dignoscitur liber iste in propoisto probandi subiec-
tionem bonorum Muzani inferioris præteno æstimo, seu quota mensualis
Aronensi, nam non appetet ordinatus ad imponendam, seu distribuendam
quotam mensualis singulis pertinet bonorum ibi descriptorum, cum id
minus exequi minimè possit, nisi descripta Communitates suum prefige-
rint æstimum dictæ vniōni cum Aronensibus ad modum vnius consimenti,
& catastrophonis per iuris regulam notitiam, quod descriptio in æstimo
nihil prober, nisi consenserit descriptio. *Mascard. de probat. conclus.
273. num. 8. & conclus. 1186. num. 18. Materatens. var. lib. 2. resolut.
vitima cas. 47. vers. Quia liber æstimi. Panzirol. cons. 89. zu. 20., quos
sequitur in puncto Genua dicit. quæst. num. 22., multoque magis hoc in
casu, cum obiecta descriptio nollum inquam fortius sit suum effectum.,
nec illius virtute sequuta sit aliqua solutio, quæ ut superius, dicebamus, est
effectus, & sequela veritatis æstimi.*
Cumque descriptio hæc dicatur exequa longè post transactiones initias per
Possessores Muzani cum Oleggio, iam nobis, & alijs constat, eam sequitam
esse post ins quæstum transfigentibus, & postquam bona Muzani redacta
fuerunt ad dictum æstimum Oleggi, cui ob id assit per celebris iuris con-
clusio, ut bona censita cum aliqua Villa non sint amouenda de Catastro il-

huius, cui sunt allibratae. Redargui similiter potest dictus liber, quod nulla precedente auctoritate fuerit compilatus, id, quod conuinicte, eundem non fuisse ordinatum ad indicandam iustificationem vniuersitatisque censimenti. Maiora urgente contra fidem huius incerti Aucthoris. sub dicto fol. 164. adnotat Villam Grifenti sub iurisdictione Aronenfi, & tamen in aperto stat dictam Villam ab antiquo, & de praesenti esse de iurisdictione Pheudali Castelletti supra Ticinum. Quemadmodum autem adeo solemnitatem, & gravitatem errauit dictus ineerter Auctor in hoc passu, eadem facilitate lapsus est in colloquendā Capitula Muzani inferioris sub iurisdictione Aronenfi.

Concrecent undequaque errorem illius descriptionis. Si verum esset, quod taxa quota mensualis in libris 750. comprehenderet bona Arona, Dornelli, Grifenti, Mercraghi, & Capitula Muzani, iam confusgeret magna monstruositas, quod nimis pro perticis 1829. cap. 15., quas relevantur dictae quinque loca, esset indequa quota mensualis in solis libris 750. non obstante, quod ibi in eadem pagella describatur Pallantia cum solis perticis 505. , dictoque perticatu impositum legatur simplex censimen- tum quotā mensualis in libris 784. 9. 10. & libris 784. 11. 12. & 13. Prædicta iungatur sequens ridicula descriptio. Buegus Intri describitur in perticis 896. , & tamen tenuis iste perticatus taxatur per hunc Auctorem in quota mensualis librarum 1464. 11. 6. Vt si alioquin haec supradicta vel legitur tenet, & consistit censimentum impositum Burgis Pallantia, & Intri, vel non subficit. Si primum, non mirabitur Illustriſ. Magistratus, si Arona pro perticis 493. fortia sit ipsa sola Taxam mensualis in libris 750. , nam grauior appetat taxa, qua fuit imposta perticatu Pallantia, & Intri. Sin autem dicatur, errasse Auctorem in hac descriptione Pallantiae, & Intri, que fides danda erit huic libro, tot erroribus repletu- A & cum eadem ponderatione legatur in dicto libro tot Burgi, & Terra huius Ducatus, que ad ratam perticatus bonorum earum Territorij in parem, & nimis grauissimam quotam mensualis, prout inter eos alias sunt Terra Gallarati, Varisi, Modoceti, & Vailati.

Alio vero Terra nimis leuem quotam mensualis habuissent, habita ratione quantitatatis pertinatis earum perticatu. Modo videtur, quid propter altera de tempore posita per Ambrosium Oppizzonum parte prima ad fine ut supra fol. 20. lab dicta rubrica *Lago Maggiore vero Arona lib. 705. 14.* nulla pertinet facta mentione de Villis Dornelli, Grifenti, Mercraghi, & Capitula Muzani inferiori, & in ordine ad illam dicebam, vel supponunt Aronenſes, quod dicta taxa mensualis librarum 705. 14. comprehendat dicta quattuor loca, vel illa non complectatur. Si primum, ecce dissonantiam, & discrepantiam notabilem inter Oppizzonum, & ipsum incertum Auctorem? Nam unus ponit taxam librarum 705. alter vero librarum 750. , siue untrix ex his Auctori- bus, vt notabiliter discordantibus fides danda est. Vbi alterum, iam obtinemus intentum, cum Arona sola absque dictis Villis recusat taxam mensualis in libris 750. , seu 705. 14. , quam referunt stria 112. Arona in rationem librarum 6. 6. mensualis pro quolibet stadio, prove in hac rationem distributum fuisse mensuale super stadijs Salis, referrat Oppizzonus in dicta sua relatione particulari Terrarum Status Mediolani fol. 1. sub verbo *Ducato*.

In ordine autem ad fidem, & attestacionem Consulum Mercraghi, & Dornelli,

melli, quod semper contribuerint pro oneribus cum Burgo Arone, parum
elaborandum est in confutazione huic mendacissime attestacionis. Nam
respectu Mercuraghi sufficit animaduertere ad sententiam anni 1594. 24.
Novembris prolatam ab hoc codem Illustris. Magistratu, & per Postello-
res Muzani in actis productam sub die 8. Ianuarij 1688., qua est huius
tenoris.

Hæ ordinato, e diebiarato, & ordina, e dichiara detta Communia, & huo-
mini di Mercuragho non offer tenuti a concorrere con la detta Communi-
ta di Arona al pagamento delle recitate contributioni delle spese, & danni,
per causa delli alleggiamenti de Soldati, & per essa non posse, ne dover offer
molestatæ, & così come sopra comanda, che si esequise, & ve latius ex dicta
sententia in actis dimisæ cum insertione actitatorum.

Respectu vero attestacionis Consulium Dormelli, & Mercuraghi ad aditata
in hac causa recurendum est. Præsupponunt Aronenses, quod usque de
anno 1564. D. Comes Borromeus Pheidatarius dicti loci suum laudum
protuleroit (hoc nulquam fuit ex adierto specificatum, nec in actis dimis-
sum) in quo declarauerit, loca Dormelli, & Mercuraghi prouisionaliter
concurrere debere, certa quantitate taxata ad solutionem onerum cum
Aronenibus. Non igitur verum est, quod indistincte, pure, & simpliciter
contribuerit dicta Villa cum Aronenibus.

Sed validiora argumenta defumantur in oppositum exijsdem attestacioni-
bus. Si verum est, quod Aronenses curarent, redigere ad contributum
dicta loca Mercuraghi, & Dormelli, que pro preterito non contribuebant,
eur, quare eodem tempore non caperent expurgisci aduersus Capinas
Grisenti, & Muzani inferioris.

Veritas ipsa est, quod dicta loca Mercuraghi, & Dormelli voluntariam con-
tributionem subire voluerunt, & quod eorum exemplum non est aptum,
præjudicare ceteris alijs bonorum Possefribus, qui aliud censimatum
sortiti erant.

Et ubi vera essent, quæ in actis dicebant Aronenses, usque feliciter de anno
1558. indistinctum esse generalem astimum, & in eo omnia dicta quatuor lo-
ca unta, & comprehensa fuisse in astimo Burgo Arone, nec homines Mer-
curaghi reportatur erant illam sententiam anni 1594. Nec Aronenses
tolerarent, ut tam lepidè, & suauiter processisset D. Arbitri favor Dor-
melli, cum utraque loca compellere potuisse ad extortam contributio-
nem, non prouisionaliter, nec cum alio temperamento, sed verius ad nor-
mam, & iuxta assertum allegatum astimum generali. Hoc enim sunt signa
evidentissima, quod in dicto afferro astimum generali, & bona dictorum
locorum non sunt ingressa ad formandum astimum Aronense.

Ex his tamen caendum est, mea intentionis non esse, velle nunc admittere,
quod dicto anno 1558. stabilitus fuerit astimus generalis totius Status,
nam sciant omnes, astimum generalem confectum fuisse tantum ad effec-
tum iustæ repartiendi quotam mensualis, inter Provincias huius dominii,
Somal. pag. 161. vers. è benibz tal facienda &c., sed illum semper fuisse
informem varium, & incertum usque ad annum 1599., quo tempore
perfectionem recepit, & vii perfectus, fuit publicatus, & receptus ab om-
nibus Provincijs huius dominij Somal. dict. tract. Allegiamento fol. 162.
vers. Ma non posta in executione, se non alle Calende di Luglio 1599.
Riazol. in suo discurso sopra l'origine delle granezza fol. 13., ibi l'anno
1599. &c., quo vero ad quotam ipsius mensualis obuentam in portionem
Provincia Ducatus non fuisse confectum aliquem astimum in hoc Duca-

eu Mediolani, sed eam subdistibutam fuisse per modum Provisionis (donēc astimus conficeretur) super staris Salis, & iuxta eandem normam, practicaram fuisse, prout & hodie practicatur distributio aliorum onerū in hoc Ducatu, quia nuncquām confessus fuit dictus astimus, de quo faciendo agum fuit, usque ad annum 1638., prout latè refert dictus *Somal* pag. 189. vers. *Questā grauezza, & pag. Seguente fin' à pag. 192.*
Atque ideò ex hac facti veritate deducebam, non esse inspicendum, quid factum sit annis praecedentibus, nimirū ab anno 1549., quo tempore capsum fuit, disponi, & preparari astimum pro distribuendo mensuale, inter Provincias huius dominij, usque in annum 1599. Sed quid constabiliū fuit in publicatione astimi generalis sequuta in Calendis Iulij dicti anni 1599., demonstrando per huc legitimū modum, & subiecendo sensibus Illustriss. Magistratus hunc astimum generalem sic perfectum, ut vbi prætendatur per Aronam, confitum esse eodem acut etiam astimum particularem Terrarum huius Ducatus, tandem insipi possit, in formatione, & stabilimento prætensi astimi Burgi Arona complexa fuerint die ea quatuor loca, cum cætera alia illationes, & fallaces conjecturæ, vici incerte, varia, & disformes nihil astimū concludant, nec ascendunt ad minimū probationis gradum.

Ex his transcamus ad examen tertie productionis factæ per Aronenenses, ut illius ope contentur insinuari obiectam comprehensionem dictorum, quattuor locorum, cum prætenlo astimo Aronensum.
Conficit hoc tertium fundamentum in dicto extracto, seu exemplari sumpto ex libro mensura generalis factæ dicto anno 1558., quovis & in specio recognitum, fuit illud esse diuersum ab originali libro eiusdem mensurae, id, quod mouit Possessores Capsina Muzani, ad habendum aliud exemplar magis completum, magisque perfectum, quod fuit exhibitum sub die prima mensis Iunij 1678. manœ.

Et ex eodem habemus hoc factum. Descriptis singulis speciebus bonorum existentium in singulis Territorij, apparet, quod Arona habet suum perticatum distinctum, & separatum ab alijs Territorij. Imò similiter Capsina Muzani separatum distributivè à Territorio Arona, nec vnu coniungitur cum altero. Constat igitur, quod ad normam formæ cuiuslibet & cunctis impositum fuerit quodcumque, fru' verius quodcum collecta bonis, sic descripitis solvenda tunc à singulis Possessoriis in modum, qui sequitur.

Per l'arario, Silius, e Boschi al piano soldo uno per Pertica
Per l'arario ad aquacorbo, Prati, sciu' p. Prati sciu' soldo uno, e dinari
sei per Pertica.
Per l'auidate, auidate spesse, Ronchi, Prati sciu' auidati, Ortì, e siti soldi
due per Pertica.
Per l'auidato ad aquatorio, Prati auidati scarpali soldi due, dinari sei per
Pertica.
Per li Prati, Prati auidati ristati soldi tre per Pertica.
Per li Paseoli diuersi, & Boschi in Monte, denari sei per Pertica.
Istheæ collecta fuit indecò per viam impositionis perticatis in toto Mediolani Dominio, ad effectum protendendi pro expensis, qua in dies occurrerant pro dicta mensura generali, ac alijs Provisionibus latius expressis in binis proclamatibus tunc emanatis pro impositione dicti perticatus primo diei 3. Augusti 1558., & altero diei non Martij 1561. Equiuocum, quod nunc emergit non est exiguum. Aronenentes contendunt,

quod