

Gerhard Köbler

Wörterverzeichnis zum Pactus legis Salicae

Arbeiten zur Rechts- und Sprachwissenschaft 10 (1)

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Vorwort

Die Volksrechte der germanischen Teilstämme sind die bekanntesten Rechtsquellen des deutschen Frühmittelalters. Als solche verdienen sie eine besondere Erschließung durch umfassende Wörterverzeichnisse. Den Wörterverzeichnissen der *Concilia aevi merovingici*, der *Leges Langobardorum*, der *Lex Burgundionum*, der *Lex Saxonum*, der *Lex Thuringorum* und der *Lex Frisionum* sollen die fränkischen Volksrechte folgen.

Anders als die anderen germanischen Stämme haben die um 250 nach Christi Geburt erstmals bezeugten Franken ihr Recht nicht in einer einzigen Fassung aufgezeichnet. Vielmehr haben jeweils einzelne Teilvölkerschaften aus dem fränkischen Gesamtverband die bei ihnen geltenden Regeln schriftlich niedergelegt. Dies ist zuerst in (dem *Pactus legis Salicae* bzw.) der *Lex Salica*, danach in der *Lex Ribvaria* und schließlich in der *Ewa Chamavorum* geschehen.

Die *Lex Salica* als das Volksrecht des salischen Teilstammes der Franken ist in insgesamt etwa 80 Handschriften und Fragmenten überliefert, die allgemein in 8 Textklassen und eine nur durch den Druck Herolds von 1557 vertretene Sonderform eingeteilt werden. Von diesen Textklassen wird in der Gegenwart die Textklasse A als die älteste angesehen. Sie ist in 4 Handschriften erhalten, von denen die älteste zwischen 751 und 768 verfasst wurde. Sie gliedert den Text in 65 Titel (*Pactus legis Salicae*). Sie ist vermutlich zwischen 507 und 511 entstanden (str.).

Die Textklasse B kann nur mittelbar aus dem Druck Herolds (80 Titel) erschlossen werden, wird aber ebenfalls noch dem frühen 6. Jahrhundert zugeordnet. In die zweite Hälfte des 6. Jahrhunderts wird die Textklasse C gesetzt, von der 2 (bzw. 3) Handschriften überliefert sind. Sie gliedert den Text ebenfalls in 65 Titel, enthält aber Zusätze im Umfang von etwa einem Sechstel ihres Bestandes. In karolingische Zeit gehören Fassungen, die den Text in 100 (Textklassen D, E) bzw. 70 Titel (Textklassen K, S, V) einteilen. Dabei bieten die meisten Handschriften einen 70-Titeltext.

Auf der Basis dieser Textklassen ist der Text des merowingischen *Pactus legis Salicae* von Karl August Eckhardt rekonstruiert worden, dessen Ausgabe (*Pactus legis Salicae*, hg. v. Eckhardt, K. A., *Monumenta Germaniae Historica, Leges Nationum Germanicarum Tomi IV Pars I*, 1962) in Folgenden zugrundegelegt ist. Er setzt sich aus etwa 15000 Wörtern zusammen, welche sich auf rund 1500 Stichwörter verteilen. (Die zusätzlich in den karolingischen Fassungen enthaltenen Stichwörter sind in einem eigenen Verzeichnis unter *Lex Salica* zusammengefasst.)

Mit ihrer Indizierung ist ein weiteres Hilfsmittel zur Erforschung der frühmittelalterlichen Geschichte geschaffen. Seine Erstellung ist nur durch die Mithilfe mehrerer meiner Gießener Mitarbeiter möglich gewesen, denen ich dafür sehr zu Dank verpflichtet bin.

Um der modernen Technik Rechnung zu tragen, ist das Wörterverzeichnis durch Frau Bonnie Yen, der ich für ihren Einsatz sehr herzlich danke, gescannt und damit weltweit maschinell lesbar gemacht worden

Gießen, den 14. Juni 1979/Innsbruck, den 18. Oktober 2002

Gerhard Köbler

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Gerhard Köbler

Stichwörterlist zum Mehrbestand der Lex Salica gegenüber dem Pactus legis Salicae

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Vorwort

Die Volksrechte der germanischen Teilstämme sind die bekanntesten Rechtsquellen des deutschen Frühmittelalters. Als solche verdienen sie eine besondere Erschließung durch umfassende Wörterverzeichnisse. Den Wörterverzeichnissen der Concilia aevi merovingici, der Leges Langobardorum, der Lex Burgundionum, der Lex Saxonum, der Lex Thuringorum und der Lex Frisionum, der Pactus Alamannorum, der Lex Alamannorum und der Lex Baiwariorum sollen die frankischen Volksrechte folgen.

Anders als die anderen germanischen Stämme haben die um 250 nach Christi Geburt erstmals bezeugten Franken ihr Recht nicht in einer einzigen Fassung aufgezeichnet. Vielmehr haben jeweils einzelne Teilstämme aus dem fränkischen Gesamtverband die bei ihnen geltenden Regeln schriftlich niedergelegt. Dies ist zuerst in (dem Pactus legis Salicae bzw.) der Lex Salica, danach in der Lex Ribvaria und schließlich in der Ewa Chamavorum geschehen.

Die längeren Fassungen der Lex Salica einschließlich der Zusätze enthalten nach dem Wortregister Karl August Eckhardts (Lex Salica, hg. v. Eckhard, K., 1969, Monumenta Germaniae Historica, Legum Sectio I, Legum nationum Germanicarvm Tomi IV pars II) folgende zusätzliche Wörter (ausgenommen die malbergischen Glossen):

Für die Mitarbeit bei der Erstellung bin ich meinen Gießener Mitarbeitern, insbesondere den stud. iur. Schellenberg, Koellner und Metzler sehr zu Dank verpflichtet.

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accusator

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quasi
quisquam
recludere
recognoscere
referre
regalis
regnare
regnum
relaxare
religiosus
relinquere
reperire
replere
reprimere
rescriptum
residuus
retinere
ritus
robur
sacerdos
sacramentum
sacer
saeculum
sanare
sanctus
sapiens
satis
scientia
scire
scriptura
Segobertus
sempiternus
sepelire
servitus
simul
Sisbodus
solatium
solere
soribere
Spania
subdere
supradicere

temerarius
terminare
Theodericus
titulus
tonsorare
torrens
tractare
tractatus
Traiectum
transitus
transmarinus
tribuere
truncare
turba
ubicumque
usus
validus
vas
velox
veltrus
venator
vetare
votivus
vulpicula
wargare
wergildus