1970

Two Loans from Tebtunis

James G. Keenan
Loyola University Chicago, jkeenan@luc.edu

Follow this and additional works at: https://ecommons.luc.edu/classicalstudies_facpubs

Part of the Classics Commons

Recommended Citation

This Article is brought to you for free and open access by the Faculty Publications at Loyola eCommons. It has been accepted for inclusion in Classical Studies: Faculty Publications and Other Works by an authorized administrator of Loyola eCommons. For more information, please contact ecommons@luc.edu.

This work is licensed under a Creative Commons Attribution-Noncommercial-No Derivative Works 3.0 License. © 1970 James Keenan.
TWO LOANS FROM TEBTUNIS

The papyri edited below are housed in the Bancroft Library on the University of California’s Berkeley campus in the keeping of Rare Books and Special Collections.* Previously mentioned with brief descriptions as P. Teb. 531 and 532, they are presented here for the first time in full.

1. Loan of Money on Mortgage

_P. Teb._ 531 descr. 13 x 17.6 cm. A.D. 133

Taonnophris, daughter of Kronion, and her son Sarapion, Persians of the _epigone_, borrow 1300 drachmas for one year at 12 per cent interest from Herodes also called Diogenes, a former gymnasiarch. To secure the loan, Taonnophris places on mortgage nine and one-quarter arouras of a _kleros_ owned by her in the vicinity of Tebtunis and certain lots in the village proper.

Owing to the loss of concluding provisions and subscriptions, the text is incomplete. What is preserved, however, is in fine condition; only the initial letter or letters of line 1-18 are missing or damaged while the right hand margin through line 20 (and possibly through 21) is wholly intact. The work of transcribing this document was facilitated by its close phraseological correspondences with No. 2 (see below). Two vertical rents in the papyrus, one toward the left side, the other toward the middle, posed no serious difficulties.

The hand is a small, professional cursive. The scribe used a diaeresis in the word ‘_Aπωωοίτου_’ in line 2 (cf. pap.). The verso is blank.

*I wish to thank Mrs. Leslie Clarke and the staff of Rare Books for their constant help. I am also indebted to Dr. John Shelton for his valuable advice on some of the readings in these texts. The responsibility for errors which may persist is, of course, mine alone.
[Ἐ]τοὺς ἐπτακαιδ[ὲ]κάτου Αὐτοκράτορ[ὸ]ς Καίσαρος
Τραγανοὶ Ἀδριανοῦ Σεβαστοῦ Παύσι κη
ἐν Τεβτύνι τῆς [Π]ολέμωνος μερίδος τὸ[υ] Ἀρωνοῦτον
νομοῦ. ὑμολογούσω Ταυνώφρυς
[Kρ]ονίωνος πρεσβυτέρου τοῦ Ἀμάιτος ἅ{π[ }] ὁ Τεβτύνεως
ὡς ἐτῶν τεσσαράκοντα ὁκτώ κυρίων καὶ εὐγγύων
[χ]εφι ἀριστερὰ καὶ ὁ ταύτης οἶς Σαρ[α]πίουν
’Ηρακλῆος τοῦ Ἡρακλῆου ὡς ἐτῶν εἰκοσὶ δύο
[οὐ]λῃ πῆχει δεξιώτα [οἱ] δύο Πέρσαι τῆς ἐπ[γονῆς
ἡ Ταυνώφρυς μετὰ κυρίων καὶ εὐγγύων
[ε] ἔκτισαν τοῦ ύπου [Σα]ραπίων[ς] Ἡρώδης τοῖς
καὶ Διωγένει Διδύμου νεωτέρου τῶν
[γ]εμασίδαρχη[ῆ][κ]ότων ὡς ἐτῶν τε[σσεράκοντα
ὁκτώ] ἀσφαλῶν ἔξω παρ᾽ αὐτοῖς
[Διο]γένους παραχρήμα διὰ τῆς ἐν τῇ [μη]τροπόλει
Απολλωνίου καὶ Σαβείου[ν] τραπέζης
[T]ἀμείων χρῆσον ἀργυρίου κεφαλαίου [δρα]χμάς χειλίας
τριακοσίας εἰς ἐν[ν]αιτὸν ἕνα
[ά]πό τῆς ἐνεστ[ῆς] ἡμέρας τόκου δ[ραχ]μαίον τῇ
μνῆ κατὰ μήνα ἔκαστο[ν] καὶ ἐπ[ανά]γκοραν
[to]ὸς ὑμολογούντας [τὴν Τα]ουνώφρων κ[αὶ τοῦ] νῦν
Σαραπίωνα ἀποδώσω τοῖς Διωγένει ἐξ ἀλληλεγγοὶ-
[η]ς τὰς τε τοῦ κεφαλαίον δραχμὰς χειλιάς τριακοσίας
καὶ τὰς συναγομένας τοῦ ἐναυτοῦ δραχμὶ-
[α]ν[ου τόκου δραχμάς ἐκατόν πεντήκοντα ἔξι τὰς ἐπὶ
tο αὐτὸ ἀργυρίου δραχμὰς χειλίας τετράκο-
[σίας] πεντήκοντα ἔξι τῇ ἐβδόμῃ καὶ εἰκ[ά]δι τοῦ
Παῦσι μηνὸς τοῦ ιωνῶτος ὁκτωκαιδέκατον
[έ]τους Ἀδριανοῦ Καίσαρος τοῦ κυ[ρίου].[ά]νευ
πάσης ὑπερθέσεως καὶ εὐρημολογίας πρὸς τε
ἀσφάλεια(ν)
[to]ὸς προκεμένου κ[ε]φαλαίον καὶ τῶν τόκων ἐκοινώσως
καὶ αἰθαρέτως τὴν Ταυνώφρων ὑπηλ-
[αγμ]έναι τοῖς Διωγένει διὰ τῆς τῶν ἐνκτήσεων
βιβλιοθήκης τὰς ὕπαρχούσας ἀυτῇ περὶ Τεβτύνων
ὡρητὰς
κατὰ μέρος ἐπὶ τῷ αὐτῷ κλήρου ἀραύρας [ἐ]νέεια
tέταρτο[ν] ἐν δυν[α] σφραγεῖαι καὶ [ἐ]ν τῇ κώμῃ ψείλους
t[έ]σσαρες ἡμίου, μῆ ἐλαττ[ουμέν]ου τοῦ Ἡρώδου τοῦ
Seventeenth year of Imperator Caesar Traianus Hadrianus Augustus, Payni 28, at Tebtunis in the Polemon district of the Arsinoite Nome. Taonnophris, daughter of Kronion the elder, granddaughter of Amaeis, from Tebtunis, about forty-eight years old, with a scar on her right hand, and her son Sarapion, son of Herakles, grandson of Herakles, about twenty-two years old, with a scar on his right forearm, both of them Persians of the epigone, the said Taonnophris with her son Sarapion as guardian and surety for repayment, acknowledge to Herodes also called Diogenes, son of Didymus the younger, formerly gymnasiarch, about forty-eight years old, with no distinguishing mark, that they have received on loan from him, Diogenes, forthwith through the bank of Apollonius and Sabinus in the Treasuries' quarter at the metropolis, the capital sum of one thousand three hundred silver drachmas for one year from the present day at interest of a drachma per mina monthly; and the acknowledging parties, Taonnophris and her son Sarapion, on mutual surety, are bound to repay Diogenes the capital sum, one thousand three hundred drachmas, plus the accompanying one hundred fifty-six drachmas for the year's interest at the one drachma rate, in all, one thousand four hundred fifty-six silver drachmas on the twenty-seventh of the month Payni in the coming eighteenth year of Hadrianus Caesar the lord without any delay or subterfuge; and as security for the above mentioned capital plus interest Taonnophris has willingly and voluntarily mortgaged to Diogenes through the office of property registers, in all, nine and one-quarter arouras of an estate in two parcels belonging to her in the vicinity of Tebtunis, subject to purchase in part, and, in the village, lots measuring nine bikoi, one hundred sixty-four and one-half cubits, Herodes also called Diogenes suffering no diminution with respect to what the
acknowledging parties owe him according to the other contract of the present day, the capital sum of one thousand two hundred silver drachmas plus interest...


2. Taonnophris daughter of Kronion is also found in the following P. Teb. II descripta: 1) P. Teb. 527, a large, but much damaged property division of 101 A.D. Taonnophris acts under the guardianship of her husband, Herakles son of Herakles, who in the present text is mentioned as the father of Sarapion. Her share of the divided land amounts to 2 and 15/16 arouras of a nine aroura plot, 1 and 15/16 arouras of a four aroura plot. For additional comments on this papyrus, see E.M. Husselman, TAPA 88, 1952, p. 152 and n. 11. 2) P. Teb. 472: after Taonnophris, ἡς Κρονίωνος in the editors' partial transcription of col. 2 it is possible to read [προσβυτέρου Ἁμαρτίσας. As vendor of property in Tebtunis Taonnophris again acts under Herakles' guardianship. Herakles is described in col. 1.2 as being ως ἐτῶν τεσσεράκοντα. The month Choiak of Hadrian's fifth year (27 November / 26 December A.D. 120) is mentioned in col. 1.5.

4. For the heteroclitic genitive Ἡρακλῆου, see E. Mayser, Grammatik der griechischen Papyri aus der Ptolemäerzeit I, Leipzig, 1906, p. 281.

5. Πέροςιτι τη[ς επ]τογονής: in the Roman period, “... a legal fiction adopted by debtors in contracts, borrowers, lessees, etc., to signify their inferior position and that they are in some sense subject to execution without recourse if they default in their obligations...” – J.F. Oates, Yale Class. Stud. 18, 1963, p. 112.

6. Herodes also called Diogenes is listed in Sijpesteijn, Liste des gymnasiarques, as no. 49. For a collection of references to Herodes, well known for his service as one of the βιβλιοφύλακες ἐγκτήσεων of the Arsinoite Nome in 130/1 A.D., see Acte 10, 1957, p. 153.

8. The metropolis = Arsinoe.

9. Ταμεῖον: although cracks in the papyrus distort the middle letters of this word, the reading is virtually certain. The topographical reference, here to an amphodon in Arsinoe, is expected (see H.C. Youtie’s comments regarding P. Ryl. 174 in TAPA 91, 1960, pp. 258-60). P. Merton 67.4-5 provides fairly recent testimony for the location of Apollonius and Sabinus’s bank in the Treasuries’ quarter; older known references to this and other Treasuries’ quarter banks will be found in Aegyptus 18, 1938, p. 255.


TWO LOANS FROM TEBTUNIS


16-17. ὑπηλλ|[αμ]έμα: for this kind of mortgage, see Taubenschlag, Law, pp. 275 ff. There is a list of relevant documents in Johnson, Roman Egypt, pp. 154-56.

17. ωμητὰς: cf. for this word P. Mich. 329.2; PSI 909.2.

18-19. ῥιλοὺς | [τόπους]: translated simply as “lots” rather than as “vacant lots” or “building lots” in view of the varied applications of the term given by R. Rossi, Aegyptus 30, 1950, pp. 42-56.

19. βίδοκος ἐνεά πήχεις, κτλ.: cf. P. Teb. 472 descr. For the βίκος as a square measure applied to psiloi topoi, see Rossi, op. cit., p. 55 n. 7. The πήχεις, in this context, is a square measure 100 cubits long and one cubit wide (P. Grenf. I 25.3 n.; WO I, pp. 779-80).

2. Loan of Money

P. Teb. 532 descr. 13.3 x 10.2 cm. A.D. 133

Written on the same day, for the same one year term, and in the same hand as No. 1. This is the ἐτερα ὁμολογία mentioned in line 20 of that text. In the present document Taonnophris and Sarapion borrow 1200 drachmas from Herodes also called Diogenes. No additional property is pledged as security. Herodes is to have the right of execution on Taonnophris and Sarapion as well as on the property mortgaged in No. 1. Although nearly the entire left half of the papyrus is missing, it is possible to restore most of the lacunae from No. 1. The verso is blank.

[Ὅτους ἐπτακαίδεκάτου Αὐτοκράτορος Καίσαρος Τραίανοῦ Ἀδριανοῦ Σεβαστοῦ Παῖνι κῇ ἐν Τεβ.
[τῶν τῆς Πολέμωνος μερίδος τοῦ Ἀραωνίτου ν]ομοῦ ὁμολογοῦσαν Ταοννώφρις Κρούγρος
[προσβυτέρου τοῦ Ἀμάειτος ἀπὸ Τεβτύνεως ὡς ἐτὸς] τετεράκοντα οὐκέτωι οὐλὴ χειρὶ ἀριστερὰ καὶ ὁ ταῦ.
[τῆς νῦς Σαραπίων Ἡρακλή τοῦ Ἡρακλῆς ὡς ἐ]τῶν οἴκου διὸ οὐλὴ πήχει δεξιώτι ὑψὸς Πέρσαι τῆς
[ἐπιγονῆς, ἡ Ταοννώφρις μετὰ κυρίου καὶ ἐγγύου εἰς]
1. 'Ἀραβώντον (cf., for the diaeresis, No. 1.2).
2. tēsorakonta (cf. 6,[12]).
3. A filler stroke after ἄσημων.
4. 7. [ἐχεῖν] (cf. No. 1.7).
5. χιλίας (cf. [11], [12], [16]).
6. 10. [ἀποδώσω] (cf. No. 1.11); ἀλληλεγγύης.
7. 13. καίτοι, παράκατοι, καίτοι ἐκ τῆς ἐνεστώτης
8. Traces of one more line
Seventeenth year of Imperator Caesar Traianus Hadrianus Augustus, Payni 28, at Tebtunis in the Polemon district of the Arsinoite Nome. Taonnophris, daughter of Kronion the elder, granddaughter of Amaeis, from Tebtunis, about forty-eight years old, with a scar on her right hand, and her son Sarapion, son of Herakles, grandson of Herakles, about twenty-two years old, with a scar on his right forearm, both of them Persians of the epigone, the said Taonnophris with her son Sarapion as guardian and surety for repayment, acknowledge to Herodes also called Diogenes, son of Didymus the younger, formerly gymnasiarch, about forty-eight years old, with no distinguishing mark, that they have received on loan from him, Diogenes, forthwith through the bank of Apollonius and Sabinus in the Treasuries' quarter at the metropolis, the capital sum of one thousand two hundred silver drachmas for one year from the present day at interest of a drachma per mina monthly; and the acknowledging parties, Taonnophris and her son Sarapion, on mutual surety, are bound to repay Herodes also called Diogenes the capital sum, one thousand two hundred drachmas, plus the accompanying one hundred forty-four drachmas for the year's interest at the one drachma rate, in all, one thousand three hundred forty-four silver drachmas on the twenty-seventh of the month Payni in the coming eighteenth year of Hadrianus Caesar the lord without any delay or subterfuge, Herodes also called Diogenes suffering no diminution with respect to what the acknowledging parties owe him according to the other contract of the present day, the capital sum of one thousand three hundred silver drachmas plus interest plus what... he has from Taonnophris... the nine and one-quarter arouras of an estate belonging to her in the vicinity of Tebtunis and, in the village, lots measuring nine bikoi, one hundred sixty-four and one-half cubits; and she may not... unless she also repays these (sc. drachmas), Herodes also called Diogenes having the right of execution on Taonnophris and her son Sarapion and on each of them, man or woman, whomsoever he chooses and on the above mentioned property on mortgage....

14. Restored from No. 1.15

17. The relative pronoun ἥς in line 16 suggests the need for a corresponding noun, perhaps ἅπαλλαγής, in the lacuna of the present line. For the supplement τῶν ἅπαλλαγῶν αὐτῆς, cf. P. Mich. 333.23-24.

19. The lacuna seems to require a phrase forbidding the alienation of the property mentioned in lines 17-18. This, of course, is the property mortgaged
according to the terms of No. 1.16 ff. ταύτας derives its gender from δραχμών in the lacuna of line 16. Its other antecedent is τόκωψ, also in line 16. Accordingly, ταύτας refers to the principal and interest of Nr. 1 above.


21. The supplement, up to and including αἰρητα, is based on P. Fam. Teb. 2.18.

UNIVERSITY OF CALIFORNIA, BERKELEY

JAMES G. KEENAN
TWO LOANS FROM TEBTUNIS

P. Teb. 531
P. Teb. 532