



Clemens Papa. 7.

CHARTER in nomine innocenti in Throno iustitie pro tribunali sedentis, & solim Dum per oculos habentis, per hanc nosram diffinitivam sententiam quam de Venerabilium Fratrum nostrorum Sancto Ro. Ec. Car. Consistorialiter coram nobis congregatorum Concilio & assensu ferimus in his scriptis, pronuntiamus, decernimus, & declaramus in causa & causis ad nos & Sedem Apostolicam per appellationem, per charissimum in Christo Filium Catharinam Angliam Reginam Illustratam a nobis & Sedis Apostolicæ Legatis in Regno Angliæ deputatis interposita legitime deouultis, & aduocatis, inter predictam Catharinam Reginam, & Charissimum in Christo Filium Henricum VIII. Angliæ Regem Illustratam, super Validitate & Invaliditate Matrimonij inter eorundem Reges contracti & confirmati rebus, alijs in hac causa, & eorum huiusmodi latinis deductis, & dilecto filio Paulo Paulicchio causarij heri palatii nostro decano, & propter ipsius Pauli absentiam venerabili fratris nostri Iacobo Simonete Episcopo Pisanensi vnus ex dicti palatii causarij Auditoribus locum tenenti, audiendis instructis, & in Consistorio nostro Secreto referendis & omnis, & per eos nobis, & eisdem Cardinalibus Relatis, & mature discussis, coram nobis prædictis, matrimonium inter predictam Catharinam, & Henricum Angliæ Reges contracti, & insecuta quæcumq; iustitæ & esse validi & canonice validae, & Canonice, iustique debitos debuisse, & debere fortiter effectus; prosequi exinde susceptam & suscipiendam fuisse, & fore legitimam, & prædicti Henricum Angliæ Regem teneri, & obligari fuisse & fore ad cohabitandum cum dicta Catharina Regina eius legitime coniuge illius, maritali affectione, & Regio honore tractandis, & eidem Henricum Angliæ Regem ad præmissa omnia & singula cum effectibus adimplendis, condandis, & omnibus, in his tenendis cogendis & observandis fore, prout condonamus, cogimus, & compellimus, molestari onsequi, & deperationibus per eundem Henricum Regem eidem Catharina Reginae super invaliditate ac fozderate dicti matrimonij quomodo libet factas & perituras, iustitæ & esse illicitas & iniustas, & eidem Henricum Regem super illis ac invaliditate matrimonij huiusmodi perpetui scilicet imponendæ fore, & imponi, eundem Henricum Angliæ Regem in expensis in huiusmodi causa pro parte dictæ Catharina Reginae coram nobis, & dictis omnibus legitime factis condonandis fore, & condonamus, quarum expensarum taxationem nobis imposuerit releuamus.

Lata sunt Romæ in Palatio Apostolico publice in Consistorio die xxiii. Martij M.D. XXXIII.

Bolius.

¶ The effect in English.

THE effect of this Sentence is as much to mean in English: That Pope Clement the viij. with the consent of his other brethren the Cardinals assembled together in his Consistory, sitting there in the throne of (A) Justice, calling upon the name (B) of Christ, and having God only before his (C) eyes, doth pronounce, define, & declare in the cause & causes betwixt his daughter Katharine Queene of England appealing to the sea, & her husband King Henry the eighth King of England, concerning y^e validity & invalidity of the Matrimony heretofore contracted betwixt them, & per depending in the Consistory court of the said pope & Clement that the said Matrimony alwaies hath (D) and still doth stand true & Canonically, & that the issue proceeding, or which shall proceed of the same, standeth, and shall stand lawfull and legitime: and that the foresayd Henry King of England, is and shall be hold

(A) The Pope sitting in the throne of iustices, with the key luminosity & flame fabric, as Luther did sit in the seat of the Bishop, & Acherit sit in the Temple of God. (B) And for neuer a word. (C) With having no biases of conscience in his heart, nor in sense of the Emperour in his heart. (D) Is not thus a glorious father that will have no beggars to his sonnes, & daughters, but Emperours, Kings and Queens? (E) And why then did you loose Cantons to England to dissolve the same Matrimony before as appeareth above pag. 1049.

and obdient to the Matrimoniall society and cohabitatio with the sayd Lady Katharine his lawfull wife & Queene, to hold and maintain her with such loue and princely honor, as becometh a loving husbande, and his kinngly honor to do.

Also that the sayd Henry king of England, if he shall refuse to do perigone and accomplish all and singular the premises, in all effectuall manner, is to be condemned and compelled hereunto by all remedies of the law, & authorized, according as we do ordaine, compile and enforce him to do, providing that all molestations and reuents whatsoever, made by the sayde king Henry agaynst the sayde Queene Katharine, upon the invalidity of the sayd Matrimony, to haue bene and to be iudged unlawfull and vniust: and the sayd king shal henceforth for euer to hold his peace, and not to be heard in any Court hereafter (G) to speake touching the invalidity of the sayd matrimonie: as we also do here with and charge him to hold his peace, and do put him to perpetual silence hereto: willing moreover, & adiudging the sayd king Henry to be condemned and presently here doth condempne him in the expensis on the sayde Queene Katharine behale herein our Court, expensis employed in traueling the foresaid cause, the valuation of which expensis we reueire to our selues to be limited and rated, as we shall iudge meete hereafter.

(F) By his owne Canon law, he meaneth, & not by the lawe of God. (G) Here thou mayst see (good reader) howe the Pope maye doth erre like a false Prophet. For where he thought to put the king to silence, & to make hime silent, & where the Pope is written himselfe stand next in England, & God grant he may lo stand for euer Amen.

We do fo pronounce. I. At Rome in our Apostolical palace publickly in our Consistory, the xxiii. Martij. M.D. XXXIII.

Bolius.

Now as you haue heard the presumptuous and arrogant sentence of Pope Clement, wherein he taketh upon him, contrary to the ordinance of God in his Criticall law (as before is shewed pag. 102.) and contrary to y^e best learned iudgements of Christendome, to commaund and compel the king agaynst his conscience, to retorne in Matrimony his wifes wife: here followeth in like order to be shewed, according to my purpose, an other like touch, blasphemous, and scilandorous Bull of Pope Leo agaynst Martin Luther, from the Pope to a generall Council, wherein may appere to all men the lying spirit of the pope, both in teaching most heretical doctrine, begotting from the bloud of y^e Bull, and also falsely depauning & peruerting the sound doctrine of Luther, falsely and vniustly charging him with heresy, when he is the greater heretic himselfe. For what hereticke would euer say that the church of Rome was heretike and lanced by the bloud of y^e heret, but only the Pope? who would call this heresy, to refuse all an falsation and sanctification onely and totally to the bloud of the founte of God, which be were an hereticke of all hereticke himselfe?

Pope Leo his Bull agaynst Luther, and the Appellation of M. Luther from the Pope, by way of an Appellation.

After the like dealing we read, 1. Reg. 18. of wicked king Achab, who being onely the disturber of Israell himselfe, crieth out upon Elias, for troubling Israell. So here in semblablewise Pope Leo, with what heape of tragical words and exclamations doth he fare and rage agaynst y^e true seruant of God pope Luther, for disturbing y^e church of God, when it is the Pope onely & his fathers house that troubleth, & his doing hath troubled the true Church of the Lord, as by his long all the world may see enough & to much. In the meane time read, y^e which I see, with iudgement this unpudent & false hauberous Bull of the Pope, with the appcale also of Luther agayn from the sayd pope. The copy wherof because they be rare to be gotten, & hath not bene hethereto commonly seen, being before omitted I thought to bring here to light, as I had it out of certain Registers: the manner & tenor wherof is this as followeth,

The Pope playeth with Luther, as Achab played with Elias, saying that he was the trouble of Israell, when it was the himselfe and his fathers house that troubled.

A copy of the Bull of Pope Leo x. no lesse scandalous then barbarous, agaynst Martin Luther and his doctrine. Leo Papa. x.

Leo Episcopus seruus seruorum Dei ad perpetuam rei memoriam: Exurge Domine & iudicia caelum tuum. Memor esse impromptum eorum que ad insipientibus sunt tota die. Inclina aurem tuam ad preces nostras, quoniam surrexerunt vulpes querentes demoliri venam, cuius tu torcular solis calcasti, & accensus ad patrem, eius curam, regimè, & administrationem Petro tanquam capiti, & tuo vicario eiusque successoribus instar triumphantis Ecclesie commisit. &c.

The Bull of pope Leo agaynst Luther. Que sequitur, vide supra, notæ ad dictione Pag. 1059.

¶ The sayd scandalous and barbarous Bull of Pope Leo the x. agaynst Luther, in English, with the answer of Luther ioyned to the same.

Leo Bishop, seruant of the seruantes of God, for a perpetual memory thereof. Rise vp O Lord, & iudge thy

W. W. H.