

1628. *July 23.* BOSWELL *against* CUNNINGHAM.

IN an exhibition of writs, the maker of them is not necessary to be called.
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1628. *July 23.* The KING'S ADVOCATE *against* CHAMBERS.

PENSIONS furth of erections, or temporalities of vacant benefices, since the act of annexation, declared null, notwithstanding of a confirmation or grant thereof in Parliament, or otherwise. Ja. VI, Par. 14, cap. 207.

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1628. *July 25.* GORDON of BUCKIE *against* MR JAMES RAITH.

A GIFT of escheat or liferent once taken to the behoof of the rebel ; yet, if a just creditor shall obtain the right thereof by assignation of the donatar, or translation from that assignee, he may lawfully use it for payment of his just debt.

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1628. *July 26.* CAMPBELL *against* PARISHIONERS.

An assignation to a tack of teinds gives interest to pursue for spuilie, albeit the principal tack be not produced, but offered to be produced, *cum processu.*

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1628. *July 29.* The EARL of MARR *against* His VASSALS.

IN improbations, after the defender has taken a day to produce, the Lords will grant certification, with condition, that, if the defender produce, before any other day condescended on, or assigned by the Lords, the production shall be received.

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1628. *July 29.* PATERSON *against* LADY COCKPEN'S TENANTS.

PATERSON, creditor to the Lady Cockpen, arrests her farms of the crop 1628, and pursues the tenants to make them forthcoming, in July 1628. It was alleged for the tenants, That the term of payment of their farms was not until betwixt Yule and Candlemas 1629 ; and she, being but liferentrix, might decease