

S E C T. XIII.

Whether Minority interrupts the expiry of the Legal.

No 187. 1630. *January 28.* PRINGLE *against* RIDDELL.

A MINOR intends action against a creditor who had comprised lands from the minor's father, to hear and see him decerned to renounce the comprising, because he had intromitted with the farms and duties of the compriser's lands, and with as much as might pay the sum with the annualrent for which he had comprised the lands. It was *alleged* by the compriser, That he was not obliged now by the act of Parliament to renounce, seeing the legal reversion is expired, and that the act of Parliament gave that favour to minors to reduce at any time before their perfect age of 25 years of comprisings deduced against the minors themselves, and not against their parents, being of perfect age. THE LORDS repelled the exception.

Auchinleck, MS. p. 37.

No 188. 1639. *February 22.* RULE *against* ———.

Although a minor may redeem lands appraised any time within minority, yet after the time allowed to majors to redeem, and before the minor has redeemed, the rents belong to the compriser.

JAMES RULE having comprised from ——— Hume minor, the lands of ——— for some money owing to him, which lands being desired to be redeemed by virtue of an order of redemption used in name of the minor by his tutors; which order and action intended thereupon, being pursued and used after the expiring of seven years subsequent to the comprising, and before the minor's attaining to the age of 21 years, and so divers years within his minority; it was questioned betwixt the compriser and the minor, and his tutors and curators, if the land should be redeemed by payment of the principal sum for the which the lands were comprised, and the ordinary annualrent of the money allowed in law, as the minor alleged they should be, in respect of the act of Parliament 1621 anent comprisings, which declares that minors have the benefit to redeem comprised lands, the right of reversion whereof is competent to them at all times within the age of 21 years, by payment of the principal sum and annualrent, as said is; likeas, this redemption is pursued within the age of minority; and the compriser *alleging*, That although the act of Parliament permits to minors the benefit of redemption of comprised lands at any time within their minority; yet that act expressly provides, that after the expiring of the seven years subsequent to the comprisings, although the minor may re-