

I M B E C I L I T Y.

S E C T. I.

Euctus.—Lectus ægritudinis.

1675. February 24. HAMILTON against CHIESLY.

No 1.

A RELICT having done some deeds *in recenti luctu*, immediately after her husband's death, this was found to be no defence to her against performance; the allegiance of *luctus* not being warranted by our law or custom.

Fol. Dic. v. I. p. 421. Stair.

. See this case, No 3. p. 53.

1683. February. LADY BELFORD against SCOT of Horsliehill.

No 2.

IT being *alleged* against a wife's ratification of a deed granted with her husband, in prejudice of her jointure, That the same was elicited from her when she was in labour, and had her pains, and so was not in a condition to consider what she did, and that they should be looked upon as done *mortis causa*; and so is quarrelable now after her husband's decease.

THE LORDS ordained witnesses to be examined *ex officio*, and allowed some women witnesses.

Fol. Dic. v. I. p. 421. Harcarse, (STANTE MATRIMONIO.) No 874, p. 248.

. Sir P. Home reports the same case ::

1683. January.—MARY KERR, relict of Adam Kerr of Belford, having pursued a reduction against Robert Scot of Horsliehill, of a disposition made by her