

(Ex debito naturali.)

No 41.
rented by him,
altho' they
were in busi-
ness for them-
selves, and
married.

parents having educate their children until they be of age and married, are not bound to aliment them: Likeas, there is an aliment decerned already, both for Anna and her mother, which extends to 2000 merks; whereas the father himself hath only 1100 merks for his own aliment.—It was *replied*, That the father being declared furious long since, and a tutor appointed, his wife and daughter ought to have all the rents of his estate, except so much as is necessary for the father's entertainment; which cannot exceed 400 merks.

THE LORDS found, That the father's condition being declared to be furious, or an idiot, did make a difference betwixt this case and parents who have the administration of their own affairs and family; and so are not obliged to give aliment to their children after they are educate, and brought to be married, and to do for themselves; but did decern the augmentation of 300 merks only, to be added to the former aliment; and thought 800 merks as little as could be reserved for the entertainment of the father in that condition.

Fol. Dic. v. 1. p. 32. Gosford, MS. No 536. p. 284.

1687. July

CAIRNS *against* BELLAMORE.

No 42.

THE LORDS found a father, who, by threats, forced his daughters out of doors to serve others, when he was in a condition to maintain them in his family, liable to pay them a competent aliment, though they were in service.

Fol. Dic. v. 1. p. 32. Harcarfe, (ALIMENT.) No 26. p. 6.

1716. July 19.

WILLIAM MORISON, Younger of Prestongrange, *against* his Father.

No 43.

THE LORDS decerned an aliment to an apparent heir, in proportion to his father's estate; and refused to sustain the father's offer of alimentering him in his family, on account of the notoriety of his mal-treatment.

Fol. Dic. v. 1. p. 31.

1734. July 30.

HEPBURN *against* his Father.

No 44.

AN interim aliment was decerned to an apparent heir of an entailed estate, against his father, married to a second wife, and who had given some ground of complaint for mal-treatment, though, at the same time he was much incumbered with debt.

Fol. Dic. v. 1. p. 32.