

1749. *June 28.*JAMIESON *against* GILLESPIE.

No. 44.

BILL drawn by one drover on another, payable at London 18th May 1745, value received, and indorsed through several hands, was protested for not acceptance and not payment only 21st May, and thereon recourse pursued; and Lord Kilkerran sustained the defence, not duly negotiated, because there are no days of grace for acceptance; but on a reclaiming bill we referred the case to some merchants both here and at London for their opinion, and on their report we found there lay recourse. (See DICT. No. 83. p. 1494.)

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1749. *December 13.*HOGG *against* MURRAY and YATES.

No. 45.

MR WILLIAM HOGG paid some bills drawn by merchants in London, some upon one Yates, others on Andrew Murray, which they accepted in the belief that he was to pay them. It was found that in the circumstances of this case Mr Hogg had no action against the defenders, the acceptors of these bills.

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1750. *January 12.*ALISON *against* AGNES SETON.

No 46.

Indorsation of a debenture has not the privilege of indorsations of bills.

A FISH debenture being by Provost Williamson indorsed blank in the 1723, and given to Harry Crawford, when payment of these debentures was stopped in Exchequer, Crawford in the 1737, without filling up his own name, gave it to Blair in security of a debt, who recovered payment, but with deduction of a salt-bond due by Williamson to the Crown; and Blair, at least his trustee Alexander Alison, sued Williamson's representatives in recourse for the money of the salt-bond deducted; and they pleaded compensation on a debt due by Crawford, from whom Blair owned he got the debenture, though his name did not appear upon it. Answered, not relevant against an onerous indorsee. Lord Kilkerran sustained the compensation, and we adhered; for we thought that though indorsation was a method of transmitting debentures allowed by law, yet these indorsations had not the privileges of indorsation of bills of exchange; and indorsations of them were to be considered as common transmissions of the subject, and there-