

- No 51. *** A similar decision was pronounced 14th February 1612, Wedderburn, against Nisbet, No 21. p. 6322.

1554. February 23.

EXECUTRIX of GEORGE FORRESTER *against* LAIRD of DREDDON.

No 52.

ANENT the action pursued by Mr George Forrester's wife, executrix to her husband, who was chamberlain to the Abbey of Holyroodhouse, against the Laird of Dreddon, for certain teinds of certain years, it was *alleged* by the said Laird, That he had acquittances of three terms, wherefor he was not obliged to show any acquittance of any terms before the said three terms, being sufficient enough for all terms preceding the said three terms. It was found by the LORDS' interlocutor, That without the said Laird would show three sundry acquittances of three sundry terms continually together, his allegiance was no ways relevant; and if he would show the said acquittances for the said three terms, as said is, it were sufficient enough for all years preceding. See No 56. p. 11393. *Fol. Dic. v. 2. p. 139. Maitland, MS. p. 114.*

1564. March 21.

YOUNG LETHINGTON *against* His FATHER and LORD ZESTER.

No 53.

Three sasines
fill the land.

GIF the superiour callis and persewis his immediate tenent, to heir and see the landis halden be him decernit to pertene to him as superiour be ressoun of non-entres, the said tenent shall be assoilzeit thairfra, and the landis with thair pertenentis on na wayis decernit in non-entres, gif he himself and twa of his forbearis immediately preceidand him, were retourit, servit and sasit, ilk ane after uthers, as immediate tenants of the said landis, with the pertenentis to the said superiours; because thre retouris, with saisines followand thair-upon in manner foirsaid, standand unreducit, are sentences in thameselfis, and fries the lands contenit thairin, with thair parts, pendicles, and pertenentis fra all foir-faltour of non-entres, for all dayis, zeiris, and termis preceidand the intending of the saidis summondis of non-entres.

Balfour, (NON-ENTRY of AIRES.) No 24. p. 262.

No 54. 1605. July 16. LADY ERROL *against* CRUIKSHANKS.

My Lady Errol pursued Cruikshanks for many years duties. He excepted upon payment of the last three years duty, which he offered to prove by writ or oath of party; and consequently, that the same behoved to infer liberation