

1683. *November 22.* KATHARINE CHARTERIS and ORTON *against* JEAN POLLOCK.

KATHARINE Charteris, and Orton her husband, against Jean Pollock, reported by Blair.

The Lords sustained the protestation, and found it legally extracted, notwithstanding of the want of her husband's name and designation, and that it was not taken furth also against him; seeing, in the decret of removing obtained against her, she did not object that her husband was not called, though she proponed other defences; and it was known he had gone to Ireland and deserted her.

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1683. *November 23.* AGNES CAMPBELL and PATRICK TELFER *against* JOHN REID.

THE case of Agnes Campbell and Patrick Telfer, her husband, against John Reid, printer, being reported by Blair; the Lords advocated the cause to themselves from the Bailies of Edinburgh, where he was pursued for having stolen and abstracted, out of her printing-houses, many types and sets of letters; on this ground, That they had summarily searched his house, and, finding some, without cognoscing if they were his own or not, they imprisoned him; and the libel did not bear, "as justices of peace, or sheriffs."

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1683. *December 1.* ALEXANDER GARTSHORE *against* WALKINGSHAW, WATSON, &c.

IN a competition of diligence between Bailie Alexander Gartshore, Walkingshaw, Watson, and Others, the creditors of umquhile Gavin Weir; my Lord Pitmedden preferred those creditors whose terms of payment were come at the time of their intenting actions, a little after the death of the said Gavin; and that before Gartshore, of whose debt, divided in three payments, the first moiety only was then past; and minded his own case against *Patersons*, decided *supra*, 17th July 1678; and the case of *Charles Charters*, there cited, where arrestments on bonds whereof the terms of payment were come, though posterior, were preferred to prior arrestments on bonds whereof the terms of payment were not come; and the same will hold in other diligences.

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1683. *December 6.* The WEAVERS of HAWICK *against* The BAILIES.

SOME Weavers of the Town of Hawick, to the number of nineteen, being fined and imprisoned by their Bailies, for breaking the 43d Act, Parl. 1661, by