

EXECUTION.

1734. *July 23.**A against B.*

No. 1

EXECUTION of a precept of warning, bearing in general, that the party was lawfully warned without specifying the manner, only that it was at his dwelling-house, found null and not allowed to be amended, though the officer should abide by it. *Vide* Elections of Haddington and of Brechin, No. 14. and No. 15. *voce* BURGH ROYAL.

1736. *July 30.*NISBET of Dirleton *against* His FACTOR and CURATORS.

No. 2.

EXECUTION bearing a copy delivered to servants for their master, null, if it do not bear that it was so delivered at their master's dwelling-house.

1738. *November 28.*

ARCHIBALD M'LACHLAN'S CASE.

No. 3.

EXECUTION of a sentence against a witness found guilty of prevarication being appointed within eight days, the time limited by the act, *3tio* Geo. II.; some were for appointing a new day, others were for remitting the sentence, and thought we could not appoint a new day; others thought we could not do either; at last we found the sentence could not be executed, and discharged the Magistrates from executing it. See WITNESS,