

## ADVOCATION

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1734. *July 24.*      WILLIAM MONRO *against* ELIZABETH M'MILLAN.

No. 1.

ADVOCATION not competent upon causes within 200 merks, not even for iniquity, but may be remitted with instructions. The like, June 27, 1738, Scot against Scot. *Vide* 31st January, 1735, Gray against Irvine, *voce* JURISDICTION. *Vide* SUPERIOR.—FEU-DUTIES.

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1750. *July 26.*      JAMES URE *against* BUCHANAN.

No. 2.

FOUND, That as by the late jurisdiction act we cannot advocate from inferior courts processes for sums under L.12 sterling, so neither can we remit with instructions, which would be eluding the law; and therefore recalled an instruction given by Lord Strichen, and remitted to the Sheriff simply to proceed as he should think fit. And we gave the like judgment, November 30, 1750, Thomson against Vallange. (See DICT. No. 18. p. 374.)

See NOTES.