

dain the said coat of arms to be recalled and expunged from the Lord Lyon's books, reserving to the said Thomas Dundas to apply for a new coat of arms, as accords: Find the defender Thomas Dundas of Fingask, and Thomas Dundas of Quanal, liable to the pursuer in the expense of the complaint before the Lord Lyon's court, and in the expense of this process of advocacy," &c.

And to this interlocutor the Lords adhered.

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1775. *January 18.* WILSON *against* JACKSON.

By a decision, 18th January 1775, *Wilson against Jackson*, the Lords found actions for usury concluding for annulling the debt, and for penalties, in terms of the Act of Queen Anne, competent before a Sheriff. See a former case, *M'Kelvie against Wallace*, 4 *New Coll.* p. 275.

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1775. *December 16.* MAXWELL *against* M'ARTHUR.

IN cases of petty riots, where an inferior Judge judges without a Jury, suspension is competent before the Session. So the Lords thought.

Adhered to in a reclaiming bill without answers, 18th January 1776. (See Form of Process.) The sentence was imprisonment, banishment from Gorbals, and whipping if they returned.

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By the Jurisdiction Act, all jurisdictions competent to royal burghs are saved to the burgh. It has been doubted whether this relates only to such jurisdictions as are ascertained to the burgh by the charter of erection, or to such also as are acquired by them *tanquam quilibet*. The Lords, in the case of the Gorbals of Glasgow, the Justiciary whereof had been purchased by the Town of Glasgow from Douglas of Blackerston, found that it comprehended the latter, 16th December 1775, *Procurator-Fiscal of Gorbals against Macarthur and Spouse*; adhered to 18th January 1776, on a reclaiming bill without answers.

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1776. *March* . JANET and JOHN DUFF *against* JOHN STEWART.

JANET Duff, and John her father, brought an action against John Stewart, to whom Janet alleged she was married, before the Sheriff of Perth, for aliment to Janet, furnished by her father, upon the principle that every husband is