

portant observations on the general doctrine; see *Hamilton and other Mariners of the Rae Galley, pursuers for their wages, against Morrison and Company, merchants in Greenock, their owners*, determined 10th February 1778.

The interlocutor was:—"Adhere to the Lord Ordinary's interlocutor reclaimed against, and refuse the petition: find the petitioners liable in expense of process since the same was brought into the Court, reserving to the petitioners all action at their instance competent against the respondents, for the value of the long-boat, sails, sailcloth, &c., alleged to have been carried off by the respondents, as within mentioned; and to the respondents all defences against the said action, as accords."

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PITCAIRN *against* FOGGO.

IN this case it was found that the charge of commission is well-founded. The *quantum* may vary,—but the thing itself is reasonable.

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LIBERTY OF THE SUBJECT.

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1777. March 11. JOHN BLACKLAW, Petitioner.

JOHN Blacklaw, having been incarcerated in the tolbooth of Edinburgh, by warrant of the Lords, on a charge of fraudulent bankruptcy, applied to the Court for liberation on bail, in terms of the statute 1701. The Lords admitted him to bail accordingly, but fixed the bail to 1000 merks. They were of opinion that, in this case, they were not limited to the sums in the said statute. They were of the same opinion in the case of the *Forresters*, where they fixed the bail at £500 sterling. See *Kilk*, p. 525.

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