

either the one charter were produced, or an act of adjournal made of old authorising the said old regality.

No 10.

*Fol. Dic. v. 1. p. 524. Haddington, MS. No 667.*

1612. June 19.

DOUGLAS *against* TUSCHILAW.

No 11.

ALL lands lying within a Stewartry are the King's property, and no lawful infeftment can be granted but in feu for augmentation of the King's rental; and albeit lands, which pertained heritably to any man before the Lordship or Stewartry, came in the King's hands and were annexed, will remain with the erection holden of the King, as he held the same before; yet, if these lands come in the King's hands, by forfeiture, the cognition or resignation *ad perpetuam remanentiam*, they will become annexed property, and may not thereafter be disposed but in feu for augmentation of the King's rental; and the possessions of all such lands will be subject to the Stewart's jurisdiction, and the acceptance of an original infeftment of lands confessing the same to lie within the Stewartry, will make it null if it be granted otherwise than in feu.

*Fol. Dic. v. 1. p. 523. Haddington, MS. No 2460.*

1622. July 11.

E. ROTHES *against* GORDON.

IN the action of reduction pursued by the Earl of Rothes against Gordon of Halhead, the LORDS found, that an act of Parliament, made in *anno* 1515, ratifying a paction made betwixt George Earl of Rothes and his Majesty's treasurer in *anno* 1509, and annulling all infeftments granted of the barony of Balnebreich, or any part thereof, after the said paction, was sufficient to take away the defender's infeftment. He was not called to see it reduced in Parliament. It was also found, that the act made in his Majesty's last Parliament in *anno* 1621, anent *salvo jure cujuslibet*, was only extended to ratifications granted in his Majesty's own time, and not in his predecessor's time; as also, that the King's revocation is not extended to acts of Parliament made in his minority, unless they be *per expressum* mentioned in the revocation.

*Fol. Dic. v. 1. p. 524. Haddington, MS. No 2648.*

No 12.

The King's revocation was found not to be extended to acts of Parliament made in his Majesty's minority, unless they were expressly mentioned in the revocation.

1669. February 25.

The KING'S ADVOCATE *against* The EARL of MORTON and VISCOUNT GRANDISON.

THE King's Advocate pursues a reduction of the rights of the Earldom of Orkney and Zetland, granted by the deceased King Charles I. or by this King

No 13.

Annexed property cannot be alienated.