

scribed by both the parties, and delivered to a clerk to be filled up with the articles given to him by the said parties, and the buyer entering to the possession of the said houses by casting down some parts thereof, and reëdifying the same, desires to have the bargain dissolved ;—Alleging, He had *locum penitentiae*, seeing he had made no use of the house, but had it better nor he found it, which he was content to quit ; and that the blank was no perfect bargain. The Lords found, he might not repent him.

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1628. *February 13.* JOHN STEWART *against* His VASSALS of COLDINGHAME, in his Improbation.

CONFIRMATION of feus by the Pope or his legates, without production of the commissions, is found a sufficient right.

*Page 81.*

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1628. *February 14.* MR WILLIAM JAMISON *against* SIR JOHN KERR.

DECREET conform and letters conform, give a kirkman interest to pursue reduction of tacks set by his predecessors, without production of his presentation.

*Page 186.*

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1628. *February 14.* The LAIRD of LAMINGTOUN *against* His MOTHER.

LADIES fall not a terce of feu-duties, nor of coal-heughs, but to her own terce.

*Page 236.*

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1628. *February 15.* HOME *against* HOME of RENTON.

THE executors pursuing for a certain sum of money addebted for the price of land peaceably bruiked by the buyer, and for the annualrents of the said sum since the buyer's intromission with the land ;—the Lords found the annualrents due for the money which was the price of the lands.

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1628. *February 16.* The CREDITORS of JAMES BYRES *against* JOHN BYRES.

ONE Marishal is addebted to John Byres a certain quantity of bear bought from him ; and for payment thereof, makes, on his deathbed, a bond to the said