

alteration of the libel, and when it was ; if, after litiscontestation, or after sentence, and upon any other pertinent interrogatories to be given in by either party. *Vide* 6th March 1685. *Vol. I. Page 343.*

*March 6.*—The case of the Parson of Banchorie against Elsie, mentioned 24th February 1685, was advised. The Lords found, by the deposition of Alexander Deuchar, That the summons and act have been altered, vitiated, and interlined ; and the words, “ Muir and Moss” added : and therefore they loosed Elsie’s decreet, and appointed Boyne, Kemnay, and Carse, to visit the ground, and to take all cognition they think fit, by witnesses, &c. anent the property or commonly therein, and to report betwixt and the 1st of November ; and, in the mean time, to endeavour to settle the parties. Mr James Gordon, on a bill, got Drumcairn added. *Vol. I. Page 350.*

1685. JOHN GRAY of CRIGIE *against* The EARL of LAUDERDALE.

*February 21.*—GRAY of Crigie gives in a bill against the Earl of Lauderdale, craving, in regard he would not produce the disposition called for, but suffered certification to pass against it ; that therefore the Lords would examine his witnesses on Lauderdale’s deeds of concussion and oppression, in dispossessing the Lord Gray, his author, out of Benby, and other lands, without a right, to lie *in retentis, ad futuram rei memoriam.*

The Lords ordained them to be received, he condescending on them.

Then Crigie gave in a new bill, craving liberty to add extrinsic grounds of Lauderdale’s concussing others, as he had done against my Lord Aberdeen ; *et quod quisque juris in alium statuerit, æquum est ut ipse eodem utatur.* *Vide* 6th March 1685. *Vol. I. Page 343.*

*March 6.*—John Gray of Crigie’s reduction against Lord Lauderdale, on concussion, mentioned 24th February 1685, is reported by the Register ; and the Lords gave just the like interlocutor here as they gave in Lord Lauderdale’s reduction against Aberdeen, allowing a conjunct probation : Crigie, to prove the dispossessing him, and keeping up his papers till he ended ; and Lauderdale, to prove that he entered by virtue of a right, and gave an adequate price. *Vol. I. Page 350.*

1684 and 1685. The ADMINISTRATORS of HERIOT’S HOSPITAL *against* SINCLAIR and STEVENSON.

1684. *February 5.*—THE Magistrates and Ministers of Edinburgh, as administrators of Heriot’s Hospital, pursue a reduction of a tack set by them, in 1678, to Sinclair and Stevenson, of the Canon-mills, as done by private contrivance, and to the lesion of the Hospital ; (who enjoy the privilege of minors ; ) it being set for 2300 merks for nineteen years, whereas 1000 merks more yearly was offered ; and it was set in sundry particulars contrary to the statutes of that Hospital : and though it was answered, that the tacksman was