

finer, the Magistrates will notice them no more: and the fines come not to their use, but to the poor.

It was referred to Carse; who having reported it on the 29th of July, the Lords refused the Fleshers and Vintners' bills, and remitted them back to the Magistrates of Edinburgh, whose procedure they approved. *Vide* 19th July 1687. *Vol. I. Page 464.*

*July 16.*—The Privy Council allows the landwert Fleshers to bring in their meat to Edinburgh all the days of the week, and that the Town appoint them slaughter-houses at the North-loch side; and discharges the Town, or the Edinburgh Fleshers, to exact any imposition from them. This, on the matter, dissolves the Fleshers of Edinburgh's seal of cause from being a deaconry, or corporation. And some think the Baxters' seal should be also cased and annulled, and all permitted to bring in bread every day; as the Maltmen are discharged to incorporate into a deaconry. See Acts 121 and 122, Parl. 1540. *Vol. I. Page 467.*

1687. *July 20.* GEORGE GORDON and SIR JAMES DICK *against* RIGG of CARBERRY.

GEORGE Gordon and Sir James Dick of Priestfield, his tutor, against Rigg, lately of Carberry. The Lords, on Carse's report, find the resolute clause and irritancy was not adjected to the clause *de non alienando*, but to that for not payment of the feu-duty. But, notwithstanding that the term assigned is already elapsed, for proving that a great sum was given for the composition *eo nomine*, that the right was burdened with an irritant clause *de non alienando, ad redimendam vexationem*, allow the defender to adduce his witnesses, and to prove the same betwixt and Tuesday next; and, in the mean time, supersede extracting. And declare they will allow what shall be proven in manner foresaid.

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1687. FOTHRINGHAME of POURY *against* GRAHAM of CLAVERS, NORTHESK, and PANMUIRE.

*June 10.*—FOTHRINGHAME of Poury gives in a bill against General Graham of Clavers, alleging he had violently stopped his possession of some assize fish due to him by the infestments in Broughty Castle when Lord Gray had it, *viz.* nine fish out of every boat, for their liberty of anchoring on the rocks there in storms, and to gather bait; which one infest in wair may hinder any to do on his sands. See Skeen, *de Verb. Significat. voce Wair.*

The Lords ordained Poury to condescend on the deeds of violence. But he was not able, farther than that Clavers had discharged his own tenants to pay it; which he might do: but, as chief magistrate and constable of Dundee, he allowed the fishers in the market to refuse him payment.