

- No 4. he declined to be personally liable, the least he could do was to assign him to the first and readiest of the whole subject of the teind till he were paid off his yearly stipend, and if there were any excresce, then Mr David might claim the uplifting of that himself.

*Fol. Dic. v. 1. p. 345. Fountainball, v. 2. p. 97. & 117.*

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1713. February 10.

SIR THOMAS BURNET of Leys, *against* The HERITORS and FREEHOLDERS of the Shire of Kincardine.

No 5.

A charge upon general letters of horning, sustained against the freeholders of a shire, for meeting and stenting themselves, for payment of the fees of their commissioner to the Parliament.

SIR THOMAS BURNET having, upon application to the Lords by bill, obtained a warrant for general letters of horning, to charge the whole freeholders, heritors, and liferenters, within the shire of Kincardine, except noblemen and their vassals, to meet and stent themselves according to their respective valuations, for payment of his fees as their commissioner at the convention of estates, and all the sessions of King William's Parliament; and having charged them, they suspended upon the act 13th, session 2d, Parliament King William, discharging general letters.

THE LORDS found the letters orderly proceeded against the suspenders for meeting and stenting themselves; in respect commissioners' fees are to be raised as the excise, act 35th, Parl. 1. sess. 1. Chas. II. which is a part of the King's revenue, and that is excepted in the statutes discharging general letters.

*Fol. Dic. v. 1. p. 346. Forbes, p. 660.*

See APPENDIX.