

BURGH OF BARONY.

1735. *January 17.*

EARL WIGTON *against* BAILLIES and TOWN of KIRKINTILLOCH.

No. 1.

A POWER given to Burghs of Barony to elect their own Bailies, hold courts, fine delinquents, and apply the fine to their own use, does not give them a privative jurisdiction, exclusive of the ordinary Baron Bailies. *Contra*, if such right was given to any private man.

BURGH ROYAL.

1734. *June 12.* HENDERSON *against* MAGISTRATES of IRVINE.

No. 1.

MAGISTRATES of Burghs found liable, when a prisoner made his escape by picking the lock to another room not vaulted, and so got through the floor; in respect there was no catband on the door, at least any catband was within the prison room; and found also liable in the pursuer's expenses. This founded on act of sederunt 1671. (See DICT. No. 65. p. 11736.)

1735. *February 7.*

LATE MAGISTRATES of STIRLING *against* THE PRESENT MAGISTRATES.

No. 2.

ELECTIONS of Burghs, by act 7th, Geo. II, are quarrelable by any who were Magistrates or Councillors at the time of the election.