

*(Ex debito naturali.)*

No 41.  
rented by him,  
altho' they  
were in busi-  
ness for them-  
selves, and  
married.

parents having educate their children until they be of age and married, are not bound to aliment them: Likeas, there is an aliment decerned already, both for Anna and her mother, which extends to 2000 merks; whereas the father himself hath only 1100 merks for his own aliment.—It was *replied*, That the father being declared furious long since, and a tutor appointed, his wife and daughter ought to have all the rents of his estate, except so much as is necessary for the father's entertainment; which cannot exceed 400 merks.

THE LORDS found, That the father's condition being declared to be furious, or an idiot, did make a difference betwixt this case and parents who have the administration of their own affairs and family; and so are not obliged to give aliment to their children after they are educate, and brought to be married, and to do for themselves; but did decern the augmentation of 300 merks only, to be added to the former aliment; and thought 800 merks as little as could be reserved for the entertainment of the father in that condition.

*Fol. Dic. v. 1. p. 32. Gosford, MS. No 536. p. 284.*

1687. July

CAIRNS *against* BELLAMORE.

No 42.

THE LORDS found a father, who, by threats, forced his daughters out of doors to serve others, when he was in a condition to maintain them in his family, liable to pay them a competent aliment, though they were in service.

*Fol. Dic. v. 1. p. 32. Harcarfe, (ALIMENT.) No 26. p. 6.*

1716. July 19.

WILLIAM MORISON, Younger of Prestongrange, *against* his Father.

No 43.

THE LORDS decerned an aliment to an apparent heir, in proportion to his father's estate; and refused to sustain the father's offer of alimenting him in his family, on account of the notoriety of his mal-treatment.

*Fol. Dic. v. 1. p. 31.*

1734. July 30.

HEPBURN *against* his Father.

No 44.

AN interim aliment was decerned to an apparent heir of an entailed estate, against his father, married to a second wife, and who had given some ground of complaint for mal-treatment, though, at the same time he was much incumbered with debt.

*Fol. Dic. v. 1. p. 32.*