

could not trust to his disposition, and proceeded to poind several particulars, and among the rest a lead cistern, the copper for making a boiler, some rape seed, rape oil, and other materials for making soap, but did not remove the particulars, but made a sort of new contract with a Dutchman, Vander Waller, whom Sinclair had hired to make soap for him, to continue to make soap for him Lockhart, who, as Vander Waller swears, paid him L.80 sterling for carrying on the work. The soap was accordingly manufactured, the duty paid by Roslin, and the soap sold by him to Dumfries merchants, and a part of the price received; and Richardson, another creditor of Sinclair's having arrested, the Lords first preferred the arrestment and found the poinding simulate. But this day they found no sufficient qualifications of simulation, and therefore preferred Mr Lockhart, *me quidem multum remittente*.

No. 10. 1750, Feb. 9. GEDDES of Kirkwood *against* ———.

THE Lords found that in poindings the apprisers at the market cross ought to be different persons from the apprisers on the ground, and sustained that objection to annul the poinding, but not to infer any of the penal consequences of spuilzie. 6th December 1751, Adhered *nemine contradicente*.

No. 11. 1750, Nov. 7. ANDERSON *against* THE INCORPORATION OF SHOEMAKERS.

WE sustained a poinding more than year and day after the charge *nem con.*; and assolizied from a spuilzie, but found no expenses.

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POOR.

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No. 1. 1737, July —. MR MILLER AND SESSION OF TRANENT *against* MR WILLIAMSON AND SESSION OF INVERESK.

THE Lords found that no action lies against the kirk-session of Tranent for maintaining this child, and remitted to the Commissaries with that instruction.

No. 2. 1745, June 5. OVERSEERS OF PARISH OF DUNSE *against* PARISH OF EDNAM.

THE question was, Whether the act 1672, making three years the period of beggars residence in a parish necessary for burdening the parish with his maintenance, was altered by 21st act 1698, and a proclamation also in 1698 referred in that act, which proclamation seemed to bring it back to seven years, the period pointed out by the 74th act, Parl 6. James VI. ;—and the Lords adhered to Arniston's interlocutor, making the period three years.