

bear annualrent, which it did not before ; it was found that these annual-rents were not secured by the arrestment, and that the arrester could be preferred only for his principal sum. *Referente* Justice Clerk for advice.

No. 28.

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1752 *December 12.* FAICHNEY *against* JOHN CAMPBELL.

ARRESTMENT in the hands of the debtor's trustees on his estate, whereon decret of forthcoming followed both against him and them for a debt due by him by a promissory note, granted by him to the common debtor, both then residing in London, was found null, in competition with one having right to the note by a blank indorsation, the date whereof did not appear ; and the indorsee preferred.

No. 29.

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1753. *July 28.* ELIZABETH BANNERMAN *against* JOHN SALMOND.

LETTERS of loosing arrestment do not now need to be intimated to the arrester, as was necessary before the act of Parliament 1617, although the style of the letters still continue the same—found unanimously.

No. 30.

See Swinton *against* Swinton, 8th December 1738, *voce* ALIMENT.

See Creditors of Cave *against* Murray, 21st January 1736, *voce* HERITABLE and MOVEABLE.

See M'Gill *against* Creditors of Naughton, 14th February 1737, *voce* COMPETITION.

See Neilson *against* Russel, 13th February 1734, *voce* BILL OF EXCHANGE.

See M'Leod *against* M'Donald, 20th February 1735, *voce* CONSIGNATION.

See NOTES.