

had renewed the precept of *clare* to the obtainer of the former, though it did not appear whether or not he knew that he was then in life. No. 30.

Fol. Dic. v. 4. p. 264. Kilkerran.

* * This case is No. 87. p.10796. *voce* PRESCRIPTION.

1767. July 16.

MITCHELL *against* ADAM.

No. 31.

AN infeftment, in a right of annual-rent granted by a person not infeft, proceeding upon the precept contained in a disposition of the property in favour of the granter of the annual-rent, was found inept.

It was pleaded: That precepts may be assigned in whole or in part, and that *majori inest minus*. But the answer was plain. Though there was a warrant for infeftment in the property, and which might have been executed as to a part of the subject, there was no warrant for an infeftment in a right of annual-rent.

Act. *John Douglas.*

Alt. *James Grant.*

G. F.

Fol. Dic. v. 4. p. 264. Fac. Coll. No. 56. p. 291.

SASINE, where it must be registered. See REGISTRATION.

SASINE unregistered what effect it has? See REGISTRATION.

SASINE in what cases a necessary solemnity? See INFESTMENT.

SASINE where it must be taken? See UNION.

By whom it must be taken? See INFESTMENT.

Transuming of a Sasine from the Prothocol. See TRANSUMPT.

Instrument vitiated. See WRIT.

See INFESTMENT.

See APPENDIX.