

- No 18. gift extended *ad acquirenda* after the year, as well as the *acquisita* before ; and therefore preferred the donatar to the arrester, especially seeing he was founded in the express stile and words of his gift, carrying all the rebel's goods that should belong to him during the rebellion.

*Fountainhall, v. 2. p. 720.*

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S E C T. III.

Gift of Liferent Escheat.

1622. *June 25.* ROBERT DICKSON *against* LO. BORTHWICK.

- No 19. FOUND, that a liferent escheat cannot be farther extended than to the lands pertaining the time of the gift to the rebel.

Simulation of an escheat sustained, proving the escheat to be taken to the behoof of the rebel's bairns.

*Fol. Dic. v. 1. p. 347. Kerse, MS. fol. 220.*

1623. *February 7.* BUCKIE *against* DAVIDSON.

- No 20. THE LORDS found, that a gift of escheat, bearing all that pertained to the rebel the time of the denunciation, cannot be farther extended, and cannot comprehend neither the subsequent crop, nor no goods and gear acquired after the denunciation and before the gift.

*Fol. Dic. v. 1. p. 347. Kerse, MS. fol. 220.*

1628. *March 8.* DOUGLAS *against* WEDDERBURN.

- No 21. DEBATED whether a gift of liferent escheat reaches casualties arising after its date.

*Fol. Dic. v. 1. p. 347. Durie. Spottiswood.*

\* \* \* See this case No 3. p. 3556, and No 10. p. 3620.