

1679. *February 11.* ARTHUR FORBES *against* The MASTER of SALTON.

ARTHUR Forbes his cause (*vide Dec. 1672, No. 377 ; vol. II. p. 689,*) against the Master of Salton was decided; and the Lords found the right standing in late Sir Charles Erskine, Lord Lyon, his person, was but a trust to Salton's behoof. But his oath taken by Newbyth bore, that it was to his own behoof: which seems to interfere. *Vol. I. Page 41.*

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1679. *February 11.* BRUCE of BROOMHALL *against* the CREDITORS of MORRISON of DARSIE.

The competition of Bruce of Broomhall and the Creditors of Morrison of Darsie was decided. *Vol. I. Page 41.*

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1679. *February 18.* SIR ROBERT SINCLAIR *against* HOME of WEDDERBURN.

SIR Robert Sinclair's cause with Home of Wedderburn was this day determined against him, and his comprising of the teinds reduced *funditus*, because the decret, whereupon it proceeded, was extracted before the writs produced for Wedderburn were advised. Sir Robert said, In Sir John Gilmor's time he would not have lost the interlocutor; and he hoped to see such another president ere he died. *Vol. I. Page 42.*

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1677, 1678, 1679. SIR ALEXANDER FALCONER of GLENFARQUHAR *against* SIBBALD of KAIR.

1677. *July 24.* SIBBALD of Kair raises a declarator against Sir Alexander Falconer of Glenfarquhar, to hear and see it found and declared, that the gift of his ward and marriage was taken by Gideon and Harry Guthries, his tutors and overseers, and was transacted by them with Sir C. Erskin, Lord Lyon, and consequently must be presumed to be done to his own behoof,—see Dury, *18th July 1635, Edmiston*; and thereafter that they gave up the assignation they had gotten to it, and the Lyon gave a new assignation in favours of Glenfarquhar; with many other circumstances of the fraud and false conveyance, which see in the informations beside me; and therefore a bill was given in to the Lords, craving that my Lord Lyon might be examined *ex officio nobili*, whether there was not a prior assignation to the Guthries; and if it was not in trust to the minor's behoof; and was not retired and given back to the Lyon, and he thereon gave this second and new assignation to Glenfarquhar, or old Sir David Falconer, &c. anent their knowledge of it.

The Lords refused the desire of this bill, in regard Glenfarquhar being a sin-