

SESSION, CLERKS OF. See CLERKS OF SESSION.

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## SHERIFF-CLERK.

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THE Sheriff-clerk of Roxburghshire happening to die, the Sheriff, — November 1775, appointed an interim clerk, in order that the business of the court might not be delayed. See the practice as universal, 4 *New Coll.*, p. 169.

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1775. *November 23.* Potts, Petitioner.

THE Sheriff of Roxburgh having ordered certain bills for the value of a tenant's stocking, sold *spreto mandato* after a sequestration, to be taken in his clerk's name, by filling up the blank indorsations; he authorised the clerk to raise horning thereupon. It was raised, and denounced accordingly; then, the clerk dying, the Sheriff named an interim successor, whom he authorised to proceed. The Lords past a bill of caption in his name accordingly. They considered this as ministerial, and that the office never died.

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## SIMONY.

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1775. *January 19.* MAXWELL of CARDINES *against* GORDON and the EARL of GALLOWAY.

MR Maxwell of Cardines, as patron of the parish of Anwoth, intending to present Mr Thomson, a friend of his own, settled as a Presbyterian minister in Cumberland, with a very small stipend, was diverted from his purpose by the Earl of Galloway, who intreated him to present to Anwoth a son of Mr Gordon of Balmeg, one of his Lordship's voters in the shire of Wigton; and, to induce him to this, the Earl wrote Mr Maxwell a letter, obliging him to pay to Mr Thomson, until he was provided to a church in Scotland, or was presented to one, £20 *per annum*; and of this obligation the Earl obtained a let-