

1779

and for a Block on Saturday afternoon by the Keeper or
Keepers of the Books of Jurisdiction, according to a Note
bearing the Name of the cause, and the Names of the parties
over whom they are presented. Where process is Rafted against
Minor and his Tutors or Curators, it sufficeth to Enter
the Minors Name in the Book of Jurisdiction without Si-
tuation of Tutor or Curator who are cited only. Cited by
Tutor, etc, and not concluded against Nominal in such
but only as tutors in General 29 July 1710 Jurisdictional
McKenzie affin. Causes are Entered in the Respective book
of Jurisdiction for the Outer Court, according to the date of
Return from the Advocate who saw the process, &c. Act of 29
July 1710 Art. 2. Ordinary Actions are Enter'd in the first book
of Jurisdiction for the Inner Court, according to the dates of the
fancums, or Interlocutors appertaining a hearing in the
Inner Court, and causes in the other Book, according to the
date of the Act for certifying the causes, etc. Art. 7. All those
figures of 1. 2. 3. 4 & c. are pre-fix'd to causes as they stand
Entered in the Books of Jurisdiction for the Outer Court. At
first coming out of each Weekly Ordinary to the Outer
Court upon Tuesday Morning, the Keeper lays before
the said Books with a Hatchet suspending Clost to the last
cause upon the Saturday immediately preceding, in
such words, the total number of causes entered upon
that day last such a day of the Month Extends to such a Number
which day of the Month and Number of causes is to be
Expressed in Words and not in Arithmeticall Figures; Under
the pain of 30 pound. Notes Quoted in case of failure and
Impersonation of payment therof to be Made to the poor boor
Gentle Ordinary is to subscribe the said Hatchet whereupon
presented to him, and upon Wednesday Morning Report the
whole Lord who ther the said Books of Jurisdiction had been
duey presented and Subscribed the Tuesday preceding 29
com. 6. 1709 Act of 29

But of each of the two books for the Outer Court the
keeper doth carry a book of so many causes in the order
they were Entered as he thinks sufficient for the first
week and prefaceth to that of ordinary Actions, a Roll
of causes wherein no Compearance was made for
the Defendant at the first calling by the Clerk in the
Outer Court called the Regulation Roll before
Appointm't.

1780

Appointed by the Act of Regulation 1695 (clerk 2d) Which
Rolls he affixeth each Monday Morning upon the Wall of
the Outer Court; and any of those which are not then reach'd
or Discrepant by Act, decree, or proclamation, may be inscrib'd
in the beginning of the subsequent week by Roll of that Court.
Where process is delayed to a day till persons Interfere to see
the same or that some writ may be produced the day to which they
are called, except by the Procurer, or Clerk in the Margin of the Roll,
there remain to the said roll all the former Roll till they be call'd
on that day again, one and not the same Court is drawn out of the
book of Ordinary Actions for that purpose and has Roll out of that
of Concluded causes, & is one of Concluded causes to be prepared and
written of such causes prepared for Boisings. If such causes
the keeping of the Books at Sixtch every Monday Morning or
otherwise if need be, on the wall of the Outer Court. The keeper of
the Books of Jurisdiction shall also put up weekly Roll before
to be heard Summarie in presence, called the Record Roll,
and of causes wherein no by Hatch or Clost is Marked clear
the former of which Roll is affix'd to the wall in the Outer
Court upon Monday Morning; and the latter upon Tuesday after-
noon Act of Regul 1695 Art. 22. id of Decr. 20 November 1711 5/11
But causes in the Presidents Hand Court and the other half of
the clear book are not prefered in Books of Jurisdiction, but the
Act of Recount (20 November 7/11 5/11) requires causes in book
of Jurisdiction of Causes to be summarily heard in presence

It had been to some time formerly a practice to Inroll
a cause several times in order to get it brought in before
an Ordinary the Presuer desired. In which case if such
an Ordinary was not in the Outer Court at the Calling
by the first or second Jurisdictional Court he did let the cause be
Scored out of the Weekly Rolls, till he happened upon an
Ordinary to his Mind, for certifying his, the keeper
of the Rolls is prohibited to inroll any cause more than
Once or to Inroll so many causes scored out of the rolls
except in causes as they are Given 29, and Appointed
to mark the first Jurisdictional Week the process for
the More security Act of 2d & November 1695.

Art. 6.

Of Agents.

The greatest part of Mankind being either unwilling
or Unfit to appear in Judgement, when by their tran-
sports of passion and Eagerness in defending their Inter-
ests, shall thro Ignorance of their rights, and want
of Skill to Manage and Prosecue their cause in order to