

Not in the Real and Actual possession of a Bankrupt estate, Others Leaving Suborsts, at the Market Cross of Edinburgh (peer and those of Liecht, and All the British Clerical Books the said 4 after Divine Service) Conform to a warrant taken in the Simmons, hel of Year 29 March 1711) 3d. For Effectual Interrogating of the Kings Rents, Chamberlains, Sheriffs, Treasurers, and all other Magistrates and Burghs, and all others liable therein, may be charged and denounced the Market Cross of Edinburgh to all intents and purposes hel 15 Parl. 1 Sept 3 Ch. 2 June hel 9 Sept 1 Parl. 87

Summons (Stat lib. 4 Feb. 38 S. 6) or letters (Stat lib. 47 S. 2) against persons out of Scotland, must be served at the Market Cross of Edinburgh peer and those of Liecht, where, as Communit. paires, all persons are supposed prepared to have prosecutors or doers to Notice their affairs, and to answer for them. The Peer of Liecht is a part of the Burgh Royal of Edinburgh, and served by a Bailie of Edinburgh called the Water Bailie. But the Rest of Liecht is a Burgh of Barony, and served by a Baron Bailie. 18 Feb. 1663 Hamilton contra Mitchell & Hoitho

Some Letters are Prohibitory, discharging future deeds, as Letters of Arrestment, Inhibition and Interdiction. Others command some thing to be done, within a certain time, as Summons to appear before the Lords, and Letters of horning to pay or perform. The Judicial Legals, as Number of Days allowed for giving Obeyance to a Relation for Comparing, or a Charge for payment or performance against persons within Scotland, is carried according to the Nature of the summons or Ground of Charge. And it is to be observed, that those out of Scotland must be charged upon such Days warning.

All Summons are Executed by citing the parties Only in order to Contestate them. But of Letters some are Executed only against the party against whom they are taken, as Captions, Arrestments, and pointing. Others are Executed only against the Judges or all persons in general for publication, as forbidding them not to Deal with such a One, as Interdiction, which are served, if the inhibited person be within Scotland, at the Market Cross

Cross of the Head Burgh of the Shires, Stairtry or Regality, where he lives hel 264 Parl. 15 F. 6. And if he be forth of Scotland, at the Market Cross of Edinburgh peer and those of Liecht. 4 July 1666 Rummingsham contra Le Bot land. A third sort of Letters are Executed both against the party, and against the Judges, as 109 Inhibition, which must not only be served against the person inhibited, but also for putting every day in Malice, if he have dealing with him, must be executed at the head burgh of the Jurisdiction where he dwells. hel 264 Parl. 15 F. 6. 29 Feb. 1710 Lord Grey contra Repes Inhibition Executed at the head burgh of the Shires, and not at the head burgh of the Regality where the Land lay, was found Null. All that the Inhibitor produced his decessors precept or Release extracted out of the Chanclery bearing the Lands to be within the Shire, and not within a Regality, and alleged that it being supposed he found them to know the Designator of Lands in Scotland, it sufficed that they search the publick Regis. 10 hel 15 Feb. 1710 Lord Grey contra Repes Inhibition Executed Conform. 10 hel 15 Feb. 1710 Lord Grey contra Repes Inhibition Executed with respect to the Lands, as the Debtor own Inhibition must proceed upon process directed forth of the Chanclery to the Sheriff of the Shire for apprehending him. 27 June 1655 Walton of Sairghloun contra Baime of Sairghloun. If the party prohibited had already in foreign parts, the Inhibition must be served at the Market Cross of the Head Burgh of the Jurisdiction where the Land is by 27 January 1627 Erskin contra Lord Erskine Stuart Inversus to Dillidomits 10th Inhibition. 21 Forning is Executed against the party by giving him a Charge, and against the Judges by denouncing him to the horns of the Be within Scotland, at the Market Cross of the head burgh of the Shires, Stairtry or Regality where he lives hel 264 Parl. 15 F. 6. hel 10th Dec. 1674 Murray contra Arnol. 11 January 1674 Scot contra Dalma Kay. 12 January 1670 Scot contra Boyd and if he be forth of Scotland, he must be denounced at the Market Cross of Edinburgh peer and those of Liecht. 4 July 1666 Rummingsham contra Le Bot land.