

Said Sheriff Stewart &c. and their Clerks Respectively, are to be transmitted by these Clerks with such writs or other Evidence or proof as are to be made use of in the trial to the Lord Justice Clerk or to his deputy the Clerk of court at Edinburgh at least 40 days before the holding of the respective Circuit Courts &c. cap. 165384. And there are sent in to the Clerk of Justiciary by every Sheriff so many lists of forty five honest and substantial men to be Jurors as there are persons against whom delays are taken up in his shire.

The Clerk of Justiciary records the Information in the black book, and delivers the signed Information to the Kings Advocate or Solicitor, or Advocate Depute for the Circuit in which the Delinquents in such a shire are to be tried, to draw Judgments conform. Which differ in Nothing from Judgments before the Court of Justiciary, save in these Conclusive words: which being found proven or any part thereof by the Verdict of an Assize before a Circuit Court to be holden at &c. in May next, ye ought to be punished with the pains of law. Whereas the others bear: which being found proven or any part thereof by the verdict of an Assize before the Lord Justice General, Justice Clerk, and Commissioners of Justiciary, ye ought to be punished with &c. If the Lord Advocate find the Information not Relevant, and sufficient to found an Judgment, he quashes it by a Writing signed by him on the Back thereof, and Returns it to the Clerk. If an Information, tho' Relevant, be given back thus quashed without an Judgment, he who does so may be punished by the Lords. When his Majesty's Advocate draws an Judgment, he signs and delivers it with the Information to the Clerk, who puts the Judgment in the Roll of Delinquents in the shire where the Indicted well, and draws out of all the lists of Assizes given in to him by the Sheriff thereof, a list of forty

five, which is signed by a quorum of the Justices.

The Roll of offenders in a shire is made up by the Clerk that, A Roll of Delinquents within the shire of Lanark, to be tried before the Lord Commissioners of Justiciary in a Circuit Court, to be holden within the Burgh of Glasgow in May &c. Years.

This Roll is distinguished in two Columns. In the first Column every person indicted, and the Witnesses to be produced against him, are Named and Designated. Which is subscribed by the Kings Advocate, or such as he charges that trust. The second Column contains the several Judgments, writs each directly opposite to the Names and Designations of the respective Indicted, and Witnesses against them, and signed in manner aforesaid by his Majesty's Advocate, or his Deputes. If there be more Judgments in any shire, than a Roll of one sheet of paper will contain, two or more sheets are joined or fastened together with some Glue tinous Matter to hold them. To all which the Clerk of Court subjoins a precept to the Sheriff to cause execute the Judgments running thus: Sheriff of the shire of Lanark, your Deputes and officers what soever, ye shall for Continuit after sight hereof with all Diligence carefully Summon Arrest (i.e. cite where is above on act 5 Parl. 3 J. 5) and cause to be arrested the hail persons Delinquents particularly above Named dwelling within the Bounds of your said Jurisdiction, personally if they can be apprehended, and failing thereof at their dwelling places, and at the Market Cross of the head burgh of the shire where they dwell, and Arrest their goods and gear, and take caution of them if need be, that they shall compare before the Lord of his Majesty's Justiciary, in a Circuit Court to be holden by them or any two of them within the Burgh of Glasgow, upon the tenth Eleventh or twelfth days of May next to come, in the hour of Bank with Continuation of