

afford Votes to each of them?

The husband of one of two heirs per hundred in a three pound land was found incapable to Vote because his Estates free hold extended only to a 90 shilling land of old Extent 11 June 1703 the Contraverted Election betwixt General Ramsay and Sharp of Houstoun for the shire of West Lothian. While the legal Reversion of an Appurtenance or Adjunction is Current, the Doctor appointed or Adjudged from, and Not the Appurtenance or Adjudger who obtains the same, the Jussey and in possession, hath only Right to Vote Act 21 Parl. 3 Ch. 2. 6 August 1681 the Double Election of the Lairds of Keir & their Commissioners for the shire of Stirling. Jusseyment in the Superiority of a 90 shilling land of old Extent holden of the King as feuch, or as Prince, doth Qualify one to Vote: And the Vassal's possession was reputed the superior possession in order to Capacitate a purchaser of the Superiority (who had no other way Attained possession) to Vote 11 June 1703 the Contraverted Election betwixt Lieutenant General Ramsay and Sharp of Houstoun commissioners for the shire of West Lothian. It was Not sustained Relevant to cast an Elector that he had sold and Disposed his land to another person, who was in possession thereof but not published Jussey 2 January 1701. The Contraverted Election betwixt Campbell of Glenelg and Lord Bannockburn of Perthshire because one May, notwithstanding that one then possessed his Estate by Disposition, continued Vassal to the King, who will have Right to all the Vassalities of Superiority by his Death; even the the purchaser had taken a base Jusseyment. When a Commissary of a shire comes to be Disposed of his Jurisdiction therein as a Baron, there is ground to apply for a new Election Mackenzie observ. on Act 11 Parl. 3 Ch. 6. Apparent heirs (or they who may be heirs) in possession by Virtue of their Jusseyment, of the holding Rent or Valuation of any land, have Right to Vote Act 21 Parl. 3 Ch. 2. 6 August 1681

That protestant heirs to an Earl who died in the Roman Catholic persuasion, was found to have a title to possess and Vote in the Election of Commissioners for a shire, albeit there was a Heir apparent born who was popish: in respect the Heir apparent was not popish. Nor was the protestant Excluded on pretence, that if he were born he behaved to assume Nobility: in respect such a protestant heir is inhibited by Act of Parliament to the estate only and not to the honours 6 July 1703 the Contraverted Election of the shire of Ross betwixt Lord Balnagoun and Inverness of Inchcoullier. But Apparent heirs are barred from Voting if they have renounced to be heirs, or if their predecessors were Disposed; albeit they be in possession by tolerance of the Party to whom the predecessor Disposed. Nor is an Apparent heir of one Jussey a Capable Voter, unless he be in possession 21 May 1703 the Contraverted Election of Dunbarton shire, betwixt the Laird of Kilmarnock and Lord Campbell and Napier of Kilmahew on the one part & Campbell and Napier on the other part. A person Jussey by Charter and feuch upon an Adjudication, having Disposed his right to his eldest son, and failing of him to his second, and the second having attained possession as Apparent heir to his brother who died Jussey, and being Elected a Member of Parliament; his Commission was cast and Rejected, because he was Neither Jussey nor Apparent heir to a free holder Jussey 26 June 1703 the case of Sinclair of Stronston. Such Dispositions only as are Constituted by Jusseyment, and not such as are Constituted by personal obligations, afford Right to Vote Mackenzie observ. on Act 21 Parl. 3 Ch. 2. Under life-renters who are qualified to Vote, I take in husbands of heiresses in their lifetime by Virtue of the freehold of their wives, and husbands having Right to a life-rent by the Courtship of Scotland Act 21 Parl. 3 Ch. 2. But it was Resolved, that the husband of a life-renter is not a habile Voter 21 May 1703 the Contraverted Election for the shire of Air betwixt Sir Alexander Home of Castlemains & Kilburnie and Sir William Cunningham of Cunninghamhead. Nor yet is the husband of an Apparent heire qualified to Vote as