

Session and 13 January 1671 President, and being turned out of this office 14 Feb. 1681 for his bold standing up in Defense of the Protestant Interest was restored in the Year 1689 hath observed the Decisions from June 1661 till August 1681.

8th Sir John Baird of Newbyth (who 11 November 1669 was promoted to be a Lord of Session, and being turned off 14 October 1681 was Reponed in the Year 1689) hath collected the Decisions from 12 November 1664 till the end of Feb. 1667, and from 14 November 1689 till the last of July 1690. which are not printed

9th Sir John Niccol of Dirlston (who became Advocate to King Charles 2. 4 November 1669 and 11th Dec. was admitted an Ordinary Lord of Session) observed the Decisions from December 1665 till June 1667 with great succinctness and Judgement. In his Reasoning as a Judge he often urged that favour is not Roman Juris, and that law ought to be Uniform and Not *Lex Regula pliable and Variable upon pretences* of favourable or not favourable: but as he him self tells us (Dec. 27 Petrie contra Richard 24 July 1666) *Nuncquam Creditur Juris Cassandras* He ever thought the Practice of the Lords in ordaining parties to prove before Jurors to be Irregular and attended with many Inconveniences Dec. 48 Binning contra Garguhear 15 November 1666. He always gives his opinion of the sentences of the Bench with a great deal of freedom, and when Displeasing to him and carried by plurality against his Sentiment he marked his own dissent. Particularly where a ship belonging to foreigners was adjudged to be prize.

17823 December 1674 Gordon & Lidquharra contra Owners of the Winegrape, he adds in the French language *Je me suis ostendu pour les Arrests & causes que les plus Rabiles Escribains des Senateurs ont opiné pour les Estrangers: Et aucuns de ceux qui estoient de l'avis contraire estoient parons ou s'oposoient par un bon raisonnement. Some cases he set down in Latin as 14 November 1667 *Henderson contra Henderson* the cause double full and perplexed, and the debate upon*

upon it was in *Apicibus Juris Civilis*. 16 June 1676 *Grasson contra Hog. Vid. proface to My Journal pag. 91.*

10th Sir Peter Waddorburn of Gosford Admitted a Lord of Session 3 June 1679 hath observed the Decisions from 1 June 1668 till the end of July 1677. which are not printed

11th Sir David Galconer of Newtown admitted one of the ordinary Lords of Session 24 June 1676 and made president 5 July 1682 observed the Decisions from November 1681 till January 1686, which are printed in quarto together with Craig Millars Decisions.

12th Sir Roger Hog of Harwick who was admitted to the place of an ordinary Lord of Session 16 November 1677 and to that of a Lord of Justiciary 18 November 1678, and being removed from both places about the beginning of the Year 1688 was named to be one of the Lords in the Year 1689 but declined to accept & hath observed some select Decisions from the beginning of July 1679 till about the end of January 1687. which are not printed

13th Sir Patrick Lyon of Barke a Lord of Session and Commissioner of Justiciary (who was turned off at the Revolution) hath collected the Decisions in a Dry Run way from November 1681 till July 1687.

14th Sir John Lawder of Grountainhall named one of the Lords of Session in the Year 1689 and a Lord of Justiciary 16 January 1690 (who refused to accept of a Patent to be Kings Advocate in the Year 1690, Resigned his place in the Justiciary after the Union, and his post in the Session in November 1721) hath observed the Decisions from November 1689 till November 1712. which are not printed

15th Sir Patrick Home of Aroun Advocate hath made a Collection from November 1681 till November 1689. But such as mostly contains but a few of the debates wanting the Interlocutors of the Lords, except those causes where in he had been Employed as an Advocate. which are not printed

16th At length I was Employed by the Deane and faculty of Advocates to observe the Decisions of the Lords.