

Brievos issued out of the Chancery for serving heirs or for serving tutors of law to Pupils and Priests, or for serving a Widow to a third of her husband's herotage, or for finding lands, or for provambulating Marches, are directed to sheriffs Bailiffs of Royalty and Regality &c. or the Lords of session Authorise their Maors and Sheriffs in the part to do it. An Heir being specially served and returned in a fee holden Immediately of the King, doth of our self get precepts out of the Chancery to the sheriff or other Judge ordinary in the place to possess him, Caprens. securitatem for the non entry and Relief due to the King, for which Judge must hold court in Exchequer; Unless the profits belong to himself as a Bailie of Regality. Precepts upon precepts out of the Chancery pass upon returns, must be given by the sheriff or other Judge ordinary of the Jurisdiction at Barrie, and the ordinary. Clerk of the Jurisdiction at Hatter act 77 Parl. 6. 77 junct. act 34 Parl. 6. L. M. act 64 Parl. 11 act 1 Parl. 18. J. 6. vol. 1 pag.

The private persons are not allowed to travel with a gathering of people, sheriffs stewards Bailiffs and the Kings other officers, may do it for the Execution of Justice and vindicating his Majesties Authority act 28 Parl. 4. If any person be slain or dismembred, the sheriff steward or Bailie of Royalty or Regality where the fact was committed, should follow the offender with sound of horn and Convocation of the Lieges; and if he escapes into another Jurisdiction, should acquaint the Judge of that Jurisdiction to do the like Diligence; and so from one Judge to another till the fugitive be apprehended and committed to prison act 90 Parl. 6. J. 1. junct. act 28 Parl. 3. J. 4. The sheriff and other Judges ordinary aforesaid are also obliged to raise the hue and cry after all Rebels and traitors, and where such as they are in quest of Escape out of their Jurisdiction to advertise the sheriffs and other Judges ordinary of the four halves about, and require them to use the like Diligence in searching for and seizing the Rebels under the same pains incurred by them, act 129 Parl. 12. J. 6.

J. 6. They are also to show themselves active in assisting such as are Violently Dispossessed in searching for and apprehending the heavers and layers of Mass act 3 Parl. 15. Strikers of false coin act 14 Parl. 3 J. 3 and Disturbers of the Peace, for whose Apperances they exact surety.

Ditto is labor up and Information Exhibited against Delinquents to be tried in the Circuit courts concerning the Names and Designations or additions of the offenders and witnesses, the facts committed, circumstances that may serve to discover the truth, and titles of writs to be made use of at the trials, by sheriffs, stewards, and Bailiffs of Regality Magistrates of Burghs and other inferior Judges, on the 22d day of July and february Yearly being lawful days or upon the next lawful day thereafter. Which Information signed by the said sheriffs stewards &c. and their Clerks, are to be transmitted by these Clerks to the Lord Justice Clerk or his Deputy the Clerk of court at Edinburgh, at least 40 days before holding the respective Circuit courts &c. cap. 16 54.

The Judges aforesaid are also obliged to receive and incarcerate persons attached by the Kings letters for crimes and Debts act 273 Parl. 15. J. 6. 12 feb. 1624. Lang town contra Barliet of Binds.

In their civil Judicial capacity they are competent to Judge Ejections act 78 Parl. 14 J. 2 Rownt Spuzilized act 65 Parl. 6. J. 4 and Removings, for Distressing whereof they and all Judges having Jurisdiction were ordained to keep courts whole 15 lawful days after trinity Sunday, and are liable to pay the Parties Damages if they grant not precepts and do Justice act 39 Parl. 6. L. M. Questions and pleas concerning Marches such as per ambulation act 42 Parl. 6. J. 6 and Actions of Molestation act 42 Parl. 11 J. 6 are properly Cognoscible by an Affize before the Judge where the lands lie. They get twelve pence of the pound of Scots Money, act 66 Parl. 6. J. 4 Letter Sportule in the Civil law.