

S E C T. II.

Who are entitled to a manse. Who are liable to build and repair a manse. Minister's claim for house rent.

1663. *January 16.*

RELICT of Mr THOMAS SWINTON, Minister of Ednam *against* Laird of WEDDERBURN.

THE minister of Ednam's Relict insisting for the reparation of the manse, it was *alleged* for the Heritors, That those who have right to the teinds as tacksmen or otherwise, ought to bear a proportion of the reparation.

THE LORDS found, That albeit those who have right to the teinds, were accustomed to repair the of kirks, and the heritors the rest of the kirk; yet there was neither law nor custom alleged, the teinds could be burdened with any part of the reparation.

Fol. Dic. v. 1. p. 566. Stair, v. 1. p. 159.

No 8.

Reparation of a manse found in no part to affect the titular of the teinds, but the heritors of the lands only.

1666. *December 4.*

The PARISHIONERS of Port, Supplicants.

THE Parishioners of Port having built a manse upon the glebe to their minister where there was no manse before, and having valued the same according to the late act of Parliament, and stented the same upon the Parishioners and others; they did supplicate the Lords for letters of horning conform to the stent-roll, in respect that the said late act of Parliament, being the 21st act of the third session of the last Parliament (1663) bears no warrant for horning.

THE LORDS ordained letters of horning to be passed.

Stair, v. 1. p. 407.

No 9.

1679. *November 14.*

The MINISTER of Morham *against* The Laird and Lady BINSTON.

THE Minister of Morham finding the manse of his parish insufficient, did cause visit the same, and found that it required about L. 1000 to re-build it; whereupon the Laird and Lady Binston being charged as having all or most of the parish, they give in a bill of suspension, and being heard thereupon, the

No 10.

Heritors are bound to build the manse, and liferenters are free of any burden on that account.