BLANK WRIT.

1742. *December* 21. CAIRNS *against* CAIRNS.

No. 1

A BOND secluding executors, but containing a substitution, and the substitute's name appearing to have been originally blank, and afterwards filled up with a different hand in the creditor's second son's name, who died before his father; found that the substitution must be held as still blank, though the bond was before the act 1696 against blank writs. (See DICT. No. 17. p. 1673.)

1749. *February* 10.
Mr WILLIAM DONALDSON of Murrach *against* JAMES DONALDSON.

No. 2.
Disposition subscribed in blank found null.

A DISPOSITION of lands, about 500 merks rent, by a father to his second son in 1716 was found null, for that it appeared to have been written blank in the disponee's name, which was filled up by a different hand, and in two places the name still remained blank; which we found presumed that it was subscribed blank, unless the defender would prove that it was filled up before subscribing, or before the same witnesses that witnessed the deed; and that in a process at the instance of the eldest son against the infant heir of the second son; notwithstanding that to occular inspection the disponee's name was filled up with the disponer's own hand; that the disponee, when in the Indies, was infeft upon it in December 1721 by the father; that the father homologated it by several deeds, particularly a bond of provision in