

of his left leg: said accident, it is averred, was caused by reason of defects in the condition of the works, machinery or plants used by the defenders and the negligence of the defenders or of persons in their service for whom they were responsible. The said Sheriff Substitute, by his judgment of the first date hereof, has considered the cause, sustained and hereby sustains the Third Plea-in-Law stated for the defenders, (which was that the pursuer not having been injured by the fault of the defenders or of any one for whom they were responsible, but having been injured by the fault of his fellow servant for whom the defenders were not responsible the defenders should be absolved with expenses) Dismissed and hereby Dismisses the cause, Found the defenders entitled to expenses, allowed an account thereof to be given in and remitted the same when lodged for taxation and Decerned and hereby Decerns, that the pursuer having taken an appeal to the said Sheriff, he, by his judgment of the second date hereof, Dismisses and hereby Dismisses the said appeal, Adhered and hereby Adheres to the Interlocutor of the Sheriff Substitute of 14 November 1890, and Decerned and hereby Decerns, Found the defenders entitled to additional expenses and

and remitted the account thereof to the Auditor to tax and to report

Written by John Dick

Called by W. B. Ardross

28 FEB 1891

February 1891

at Tondlithgow, the ninth day of

January eighteen hundred and

ninety one years. Sitting in judgment,

George Fisher Melville, Esquire, Advocate, Sheriff Substitute of the

County of Lothians, in an action before the

Sheriff Court of the Lothians and Borders

at Tondlithgow, at the instance of Margaret Williamson, Domestic Servant,

residing at one hundred and fifteen

High Street, Tondlithgow, in the County of

Tondlithgow, Pursuer against John Traugh,

Miner, residing at Old Hill Row, Charmpfleure, in the County of Tondlithgow,

Defender the said Sheriff Substitute in

absence of the defender, Decerned and

ordained and hereby Decerns and ordains

the said defender to make payment to

the said pursuer of (first) the sum of

Two pounds two shillings sterling as

upon the twenty seventh day of Novem-

ber eighteen hundred and ninety,

said sum being the inlying expenses

incurred in connection with the birth

of an illegitimate female child of

which pursuer was delivered on said

27th November 1890, and of which

child defender was the father:

(Second) the sum of seven pounds sixteen

shillings;