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5.41.15.1507;} \VIEWKIND4 \UC 1 \PARD \F0 \fs20 SCOTTISH
RECORD OFFICE REFERENCE C22/101 CROSS REFERENCE
TO ORIGINAL RETOURS C24/103 NO 33 \PAR
\PAR
THIS ENQUIRY WAS MADE IN THE CURIA COURT OF THE VICE-
COUNTY OF ROSS ON THE SIXTEENTH DAY OF THE MONTH OF
SEPTEMBER IN THE YEAR OF THE LORD ONE THOUSANT
EIGHT HUNDRED AND NINE BEFORE THE HONOURABLE MAN
JOHN BARCLAY VICE-COUNTY OF ROSS AND THROUGH OR BY
THESE HONEST FAITHFUL MEN WHOS PATRNYMS ARE SIGNED
BELOW TO WIT GEORGE SACKVILLE SUTHERLAND RESIDENT
OF RHIVES MISTER GEORGE MURRAY MERCHANT IN TAIN
MISTER WILLIAM MURRAY MERCHANT IBID JAMES TAYLOR
MERCHANT IBID S OR LAUCHLAN MCINTOSH MERCHANT IBID
DUNCAN ROSS MERCHANT IBID HUGO OR HUGH MACKENZIE
MERCHANT IBID DONALD ROSS MERCHANT IBID JAMES ROSS
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MERCHANT IBID DONALD ROSS JUNIOR MERCHANT IBID  
DRUM MANSEN MERCHANT IBID JOHN MCPHERSON  
MERCHANT IBID MISTER JOHN BLACK SCRIBE CLERK IBID  
JAMES ROBERTSON SURGEON IBID LIEUTENANT JOHN  
MUNRO RESIDENT IBID THESE PERSONS HAVING BEEN  
SWORN IN MAGNO SACRAMENTO INTERVENIENTE DECLARED  
THAT A CERTAIN LIETENANT-COLONEL ROBERT MACKENZIE IN  
THE SERVICE OF THE HONOURABLE SOCIETY OF THE  
MERCHANTS OF THE EAST INDIES IS THE FATHER OF  
ALEXANDER MACKENZIE PRESENTER OF THESE PRESENT  
PETITION THE SAID LT-COL. ROBERT MACKENZIE WAS THE  
LEGITIMATE FIRST BORN SON OF THE LATE ALEXANDER  
MACKENZIE LATELY OF ARDLOCH WHO WAS THE LEGITIMATE  
FIRST BORN SON OF THE ALSO DEFUNCT JOHN MACKENZIE  
OF ARDLOCH WHO WAS THE LEGITIMATE FIRST BORN SON OF  
THE ALSO DEFUNCT ALEXANDER MACKENZIE WHO WAS THE  
LEGITIMATE SON OF LORD JOHN MACKENZIE OF TARBAT AND  
GERMAIN BROTHER OF GEORGE VICE-COUNT OF TARBAT AND  
LATER EARL OF CROMARTY BOTH WHOM ARE DEAD AND  
WHO WAS MALE HEIR TALLICE TALLIAE ET PROVISIONIS  
DESERVITUS ET RETORNATUS TO A CERTAIN KENNETH  
MACKENZIE LAST OF CROMARTIE WHO WAS HEIR  
DESERVITUS ET RETOR NATUS TO LORD KENNETH  
MACKENZIE DE GRANDVILLE WHO WAS HEIR DESERVITUS ET  
RETORNATUS TO LORD GEORGE MACKENZIE DE GRANDVILLE  
HIS ELDER BROTHER WHO WAS THE ELDEST SON OF LORD  
KENNETH MACKENZIE OF CROMARTIE SECOND LEGITIMATE  
SON OF THE SAID GEORGE VICE-COUNT OF TARBAT AND  
AFTERWARDS EARL OF CROMARTIE WHO DIED WITHOUT  
LEGITIMATE MALE CHILD MALE HEIRS PROCREATED FROM  
THE BODY OF THE SAID GEORGE VICE-COUNT OF TARBAT  
FAILING THEY NOW EXIST IN PERSON OF LIEUTENANT-  
COLONEL ROBERT MACKENZIE GREAT-GRAND-SON OF THE  
SAID ALEXANDER MACKENZIE ONLY BROTHER OF THE SAID  
GEORGE VICE-COUNT OF TARBAT AND LATER EARL OF  
CROMARTY FROM WHOS BODY MALE HEIRS WERE THEN IN  
EXISTENCE HE THEREFORE HAD THE RIGHT OF RECEIVING  
THE SUCCESSION UNDER THE DISPOSITION AND CHARTER  
OF TALLIA CONTAINING SUBSTITUTION PROVISIONS  
CONDITIONS AND NULLIFYING CLAUSES THEREIN SPECIFIED  
MADE AND EXPRESSED BY THE SAID GEORGE VICE-COUNT OF  
TARBAT LORD OF MACLEOD AND CASTLEHAVEN  
AFTERWARDS EARL OF CROMARTY GIVEN ON THE TWENTY-  
EIGHTH DAY OF THE MONTH OF NOVEMBER IN THE YEAR OF  
THE LORD ONE THOUSAND SIX HUNDRED AND EIGHTY-EIGHT  
BY THE TITLE DEED THEREIN SPECIFIED HE GAVE AND  
DISPOSED TO ALL AND INTEGRALLY THE LANDS AND BARONY

OF ROYSTON INCLUDING THE PARTICULAR LANDS ETCETERA  
THEREIN SPECIFIED LYING IN THE VICE-COUNTY OF  
EDINBURGH TO MASTER JAMES MACKENZIE HIS LEGITIMATE  
THIRD SON WHO LATER BECAME LORD JAMES MACKENZIE OF  
ROYSTON AND ONE OF THE LORDS OF SESSION AND TO HIS  
MALE HEIRS LEGITIMATELY BEGOTTEN FROM HIS BODY  
FAILING WHICH TO THE ABOVE NAMED LORD KENNETH  
MACKENZIE OF CROMARTY SECOND LEGITIMATE SON OF THE  
SAID VICE-COUNT AND TO THE LEGITIMATE MALE HEIRS  
BEGOTTEN FROM HIS BODY FAILING WHICH TO JOHN EARL OF  
CROMARTIE THEREIN DESIGNATED AS JOHN MASTER OF  
TARBAT ELDEST LEGITIMATE SON OF THE SAID VICE-COUNT  
AND TO HIS MALE HEIRS PROCREATED OR TO BE  
PROCREATED FROM HIS BODY FAILING WHICH TO THE OTHER  
MALE HEIRS LEGITIMATELY BEGOTTEN OR TO BEGOTTEN  
FROM THE BODY OF THE NOBLE VICE-COUNT HIMSELF  
FAILING WHICH FINALLY TO OTHER PERSON OR PERSONS TO  
BE NAMED BY HIM IN THE SAME MANNER IN THE ABOVE SAID  
CHARTER OF TALLIA THEY FAILING TO OTHER MALE HEIRS OF  
THE SAID GEORGE VICE-COUNT OF TARBAT WHOSOEVER  
FAILING ALL THESE HEIRS AND ASSIGNS WHOSOEVER OF THE  
SAID VIC-COUNT THE INHERITANCE WILL DIE OUT  
IRREDEEMABLY AND GO TO THE FAITH TRUST AND PEACE OF  
S.N.D.REGIS OUR SOVEREIGN LORD THE KING AND WHEREBY  
THE SAID ALEXANDER MACKENZIE PRESENTER OF THE  
PRESENT PETITION IS THE LEGITIMATE AND NEAREST MALE  
HEIR OF TALLIE AND PROVISIONIS UNDER THE SAID CHARTER  
OF TALLIA OF HIS FATHER THE SAID LIEUTENANT-COLONEL  
ROBERT MACKENZIE AND IS OF LEGAL LEGITIMATE AGE IN  
CUJUS REI IN WITNESS TO THIS THING THE SIGNATURES OF  
THOSE CONCERNED IN THIS INQUIRY TOGETHER WITH THE  
BREVIS REGIS DEBITE EXECUTO INCLUSO AND THE SEAL OF  
THE COMUNE AND ALSO THE SIGNATURE SIGN MANUAL OF  
THOMAS SUTOR PRINCIPAL CLERK OF THE SAID VICE-COUNTY  
SPECIALLY CONSTITUTED ARE APPENDED TO THESE  
PRESENTS 16TH DECEMBER 1809 THOMAS SUTOR  
CLERK. \PAR

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