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<BODY CLASS="HL">
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DISPOSITION AND DEED OF SETTLEMENT BY COLONEL
ROBERT MACKENZIE
26 NOVEMBER 1802 WB OFFICE 31/07/1809
PRESENTED BY JOSEPH GORDON
MR THOMAS THOMSON ADVOCATE 5 SHEETS.
I COLONEL ROBERT MACKENZIE IN THE SERVICE OF THE
HONOURABLE EAST
INDIA COMPANY FOR THE LOVE FAVOUR AND AFFECTION
WHICH I HAVE AND
BEAR TO ALEXANDER MACKENZIE MY SON PROCREATED OF
THE MARRIAGE
BETWEEN ME AND MRS KATHARINE SUTHERLAND NOW
MACKENZIE MY WIFE
AND OTHER GOOD CAUSES AND CONSIDERATIONS MOVING
ME DO BY THESE
PRESENTS IN THE EVENT OF MY DECEASE GIVE GRANT AND
DISPONE TO AND
IN FAVOUR OF THE SAID ALEXANDER MACKENZIE MY SON AND
THE HEIRS
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WHATSOEVER OF HIS BODY WHOM FAILING TO THE HEIRS
WHATSOEVER OF MY
BODY WHOM FAILING TO ROBERT MACKENZIE LIEUTENANT IN
THE MAHRATTA
SERVICE MURDOCK MACKENZIE SON OF KATHARINE MCLEOD
IN ASSYNT IN
THE COUNTY OF SUTHERLAND AND HUME MACKENZIE
LIEUTENANT IN THE
SERVICE OF THE HONOURABLE EAST INDIA COMPANY ON THE
MADRAS
ESTABLISHMENT ALL THREE MY NATURAL SONS EQUALLY
AMONG THEM AND
THE HEIRS WHATSOEVER OF THEIR BODIES AND FAILING ANY
ONE OR TWO
OF THEM AND THE HEIRS WHATSOEVER OF THEIR BODIES TO
THE OTHER ONE
OR TWO OF THEM EQUALLY BETWEEN THEM IF TWO AND THE
HEIRS
WHATSOEVER OF HIS OR THEIR BODIES WHOM ALL FAILING
TO MY OWN
NEAREST AND LAWFUL HEIRS AND ASSIGNEES WHATSOEVER
ALL AND
SUNDRY LANDS HERITAGES ANNUAL RENTS TEINDS
ADJUDICATIONS
REVERSIONS WOODS MILLS FISHINGS TACKS HEADING AND
POSSESSION
BELONGING TO ME OR WHICH SHALL BELONG TO ME AT MY
DEATH AS
ALSO ALL AND SUNDRY DEBTS AND SUMS OF MONEY BOTH
HERITABLE AND
MOVEABLE DUE AND OWING OR WHICH SHALL BE DUE AND
OWING BY ANY
PERSON OR PERSONS TO ME AT MY DEATH BY BOND BILL
DECREE ACCOUNT
PREMISE OR FACTION AS RENT OF LANDS OR ANNUAL RENTS
OF MONEY OR IN
ANY OTHER MANNER OF WAY WHATSOEVER WITH THE WHOLE
VOUCHERS
INSTRUCTIONS AND CONVEYANCES THEREOF WRITS AND
DEEDS GRANTED
AND DILIGENCE AND EXECUTION ISSUED AND OBTAINED FOR
PAYMENT AND
SECURITY OF THE SAME AND ALSO ALL AND SUNDRY CORNS
CATTLE HORSE
SHEEP HOUSEHOLD PLENISHINGS AND FURNITURE
INCLUDING BED AND
TABLE LINEN SILVER PLATE JEWELS TRINKETS BANK NOTES

GOLD AND SILVER
COINED AND UNCOINED AND LYING MONEY CLOATHS BOOKS
AND OTHER
MOVEABLE GOODS GEAR AND EFFECTS OF WHATSOEVER
NATURE OR
DENOMINATION INCLUDING HEIRSHIP MOVEABLE BELONGING
OR THAT MAY
BELONG TO ME AT MY DEATH WHEREVER OR IN WHOSE
CUSTODY SOEVER
THE SAME MAY THEN BE DISPENSING WITH THE GENERALITY
HEREOF AND
DECLARING THESE PRESENTS TO BE EQUALLY GOOD AND
EFFECTUAL
TO ALL INTENTS AND PURPOSES AS IF THE SAID LANDS
HERITAGES
MOVEABLE DEBTS AND OTHERS HEREBY CONVEYED WERE
HEREIN
PARTICULARLY SPECIFIED AND ENUMERATED DECLARING
ALWAYS AS IT IS
WHEREBY EXPRESSLY PROVIDED AND DECLARED THAT THE
SAID ALEXANDER
MACKENZIE MY SON AND THE OTHER HEIRS SUBSTITUTES
AND SUCCESSORS
BEFORE NAMED IN THEIR ORDER SHALL BE BOUND AND
OBLIGED TO CONTENT
AND PAY MY FUNERAL EXPENSES AND ALL MY JUST AND
LAWFUL DEBTS
AND PARTICULARLY WITHOUT PREDUDICE TO THE SAID
GENERALITY THE
PREVIOUS CONTAINED IN A CONTRACT OF MARRIAGE
ENTERED INTO BETWEEN
ME ON THE ONE PART AND THE SAID KATHERINE
SUTHERLAND NOW MACKENZIE
MY WIFE ELDEST LAWFUL DAUGHTER OF THE DECEAST
COLONEL JAMES
SUTHERLAND OF UPPAT WITH THE ADVICE AND CONCENT OF
CAPTAIN GEORGE
SACKVILLE SUTHERLAND OF UPPAT HER BROTHER GERMAN
ON THE OTHER
PART DATED THE 15/07/ 1801 WHICH PROVISIONS WERE
CONCEIVED IN FAVOUR
OF THE SAID KATHERINE SUTHERLAND NOW MACKENZIE MY
WIFE AS WELL
OF THE CHILDREN TO BE PROCREATED OF THE MARRIAGE
DECLARING THAT
THE SAID ALEXANDER MACKENZIE MY SON SHALL BE
ENTITLED TO THE FULL

BENEFIT OF THE PROVISIONS CONTAINED IN THE SAID
CONTRACT IN SO
FAR AS THE SAME MAY BE INTERPRETED IN HIS FAVOUR OVER
AND ABOVE
WHAT HE MAY DRAW FROM MY ESTATE REAL AND PERSONAL
IN VIRTUE
OF THESE PRESENTS THE SAME BEING MADE AND GRANTED
WITHOUT
PREJUDICE TO THE ABOVE MENTIONED PREVIOUS IN ANY
MANNER OF WAY
AS ALSO MY SAID SON AND THE OTHER HEIRS SUBSTITUTING
AND
SUCCESSORS BEFORE MENTIONED SHALL BE BOUND TO PAY
THE
FOLLOWING LEGACIES VIZ. WHEREAS BY THE SAID
CONTRACT OF MARRIAGE
AMONG OTHER PROVISIONS CONCEIVED IN FAVOUR OF THE
SAID KATHARINE
SUTHERLAND NOW MACKENZIE MY WIFE IT WAS DECLARED
THAT IN THE EVENT
OF MY PREDECEASING THE SAID KATHERINE SUTHERLAND
NOW MACKENZIE
MY WIFE AND THAT AT THE DISSOLUTION OF THE MARRIAGE
BY MY DECEASE
OR OTHERWISE THERE SHOULD BE NO CHILD OR CHILDREN
EXISTING
THEREOF AT THE TIME THEN AND IN THAT CASE I PROVIDED
HEREIN AND
SHE WAS ENTITLED TO RECEIVE AND WAS THEREBY
EMPOWERED TO
DEMAND AND RECEIVE THE INTEREST OF SIX THOUSANT
POUNDS STERLING
PROVIDED TO THE CHILDREN OF THE MARRIAGE IN MANNER
THEREIN
MENTIONED NOW IN CASE THE SAID EVENTUAL PROVISION
SHOULD BE
VACATED IN CONSEQUENCE OF THE EXISTENCE OF A CHILD
OR CHILDREN
PROCREATED OF THE MARRIAGE WHO MAY SURVIVE ME THEN
AND
IN THAT EVENT I HEREBY GIVE AND BEQUEATH TO THE SAID
KATHARINE
SUTHERLAND NOW MACKENZIE MY WIFE THE SUM OF TWO
THOUSANT
POUNDS STERLING THEN TO THE SAID HUME MACKENZIE MY
NATURAL
SON I GIVE AND BEQUEATH THE SUM OF FIVE HUNDRED

POUNDS STERLING
THEN TO THE SAID ROBERT MACKENZIE MY NATURAL SON
THE SUM
OF THREE HUNDRED POUNDS STERLING THEN TO THE SAID
MURDOCH
MACKENZIE MY NATURAL SON THE LIKE SUM OF THREE
HUNDRED
POUNDS STERLING THEN TO FRANCES MACKENZIE NOW
GUNN MY
NATURAL DAUGHTER THE SUM OF TWO HUNDRED POUNDS
STERLING
THEN TO MARIA MACKENZIE NOW MACAULY MY NATURAL
DAUGHTER
THE LIKE SUM OF TWO HUNDRED POUNDS STERLING THEN
TO COLONEL
LOUIS GRANT OF ACHUINACH LATE IN THE SERVICE OF THE
HONOURABLE
EAST INDIA COMPANY THE SUM OF THREE HUNDRED POUNDS
STERLING
THEN TO CAPTAIN CHARLES GRANT IN THE SERVICE OF THE
HONOURABLE
EAST INDIA COMPANY ON THE BENGAL ESTABLISHMENT THE
LIKE
SUM OF THREE HUNDRED POUNDS STERLING THEN TO MRS
ELIZABETH
SUTHERLAND WIDOW OF THE SAID COLONEL JAMES
SUTHERLAND AND
MOTHER OF THE SAID KATHARINE SUTHERLAND NOW
MACKENZIE
WIFE THE SUM OF FIVE HUNDRED POUNDS STERLING AND MY
SAID SON
AND THE OTHER HEIRS SUBSTITUTING AND SUCCESSORS
BEFORE
MENTIONED SHALL BE BOUND TO PAY THE SAID SEVERAL
LEGACIES
AT THE FIRST TERM OF WHITSUNDAY OR MARTINMAS AFTER
MY DEATH
WITH A FIFTH PART MORE OF PENALTY IN CASE OF FAILURE
AND THE
LEGAL INTEREST OF THE SAID SUMS RESPECTIVELY FROM
THE SAID
TERM OF PAYMENT UNTIL PAID DECLAIRING THAT THE JUS
MARITI
AND RIGHT OF ADMINISTRATION OF THE HUSBANDS OF THE
SAID
FRANCIS MACKENZIE NOW GUNN AND OF THE SAID MARIA
MACKENZIE

NOW MACAULY IS HEREBY EXPRESSLY SECLUDED AND
DEBARRED IN SO
FAR AS CONCERNS THE SAID LEGACIES PENALTIES AND
INTEREST
AND FOR CARRYING THESE PRESENTS INTO MORE
EFFECTUAL
EXECUTION I HEREBY NOMINATE AND APPOINT THE SAID
ALEXANDER
MACKENZIE MY SON WHOM FAILING THE SAID KATHARINE
SUTHERLAND
NOW MACKENZIE MY WIFE THE SAID GEORGE SACKVILLE
SUTHERLAND
THE SAID LOUIS GRANT THE SAID CHARLES GRANT COLONEL
WILLIAM
DUNCAN IN THE SERVICE OF THE HONOURABLE EAST INDIA
COMPANY
CAPTAIN HENRY WHITE IN THE SERVICE OF THE HONOURABLE
EAST
INDIA COMPANY ON THE BENGAL ESTABLISHMENT AND NOW
OR LATELY
AIDE DE CAMP TO HIS EXCELLENCY MARQUISE WELLESLEY
GOVERNOR
GENERAL OF BENGAL AND COLIN MACKENZIE WRITER TO THE
SIGNET
AND THE ACCEPTING SURVIVORS OR SURVIVOR OF THEM TO
BE MY
SOLE EXECUTORS EXCLUDING MY NEAREST OF KIN AND ALL
OTHERS
FROM THE SAID OFFICE MOREOVER AS I JUDGE IT PRUDENT
TO NAME
TUTORS AND CURATORS TO THE SAID ALEXANDER
MACKENZIE
MY SON OR TO ANY OTHER CHILD OR CHILDREN WHO MAY BE
PROCREATED OF THE SAID MARRIAGE BETWEEN ME AND THE
SAID KATHARINE SUTHERLAND NOW MACKENZIE AND HAVING
ENTIRE CONFIDENCE IN THE SAID KATHARINE SUTHERLAND
NOW MACKENZIE MY WIFE GEORGE SACKVILLE SUTHERLAND
LOUIS GRANT CHARLES GRANT WILLIAM DUNCAN HENRY
WHITE
AND COLIN MACKENZIE DO HEREBY NOMINATE AND APPOINT
THEM AND THE ACCEPTING SURVIVORS OR SURVIVOR OF
THEM TO BE TUTORS AND CURATORS TO THE SAID
ALEXANDER
MACKENZIE MY SON AND TO SUCH OTHER CHILD OR
CHILDREN
AS MAY BE PROCREATED OF THE SAID MARRIAGE DURING
THE WHOLE PERIOD OF THEIR RESPECTIVE PUPILARITIES

AND MINORITIES
DECLARING THAT THE MAJORITY OF THE PERSONS BEFORE
NAMED
ACCEPTING AND ALIVE AT THE TIME OR ANY ONE OF THEM
ACCEPTING AND SURVIVING THE LEAST SHALL BE A QUORUM
AND
DECLAIRING ALSO THAT THEY SHALL NOT AS TUTORS OR
CURATORS
BE LIABLE FOR OMISSIONS NOR SINGULI IN SOLIDUM BUT
EACH
ONLY FOR HIS OWN ACTUAL INTROMISSIONS AND THAT IT
SHALL
BE IN THE POWER OF THE PERSONS BEFORE NAMED TO
ACCEPT
THE OFFICE OF TUTOR AND RENOUNCE THE OFFICE OF
CURATOR
AND I HEREBY REVOKE ALL FORMER DISPOSITION AND
SETTLEMENT
LEGACIES CODICALS AND OTHER TESTAMENTARY DEEDS
MADE
OR GRANTED BY ME IN FAVOR OF WHATEVER PERSON OR
PERSONS
PRECEEDING THE DATE HEREOF AND DECLARE THIS TO BE
MY LAST
WILL AND TESTAMENT RESERVING ALWAYS TO MYSELF FULL
POWER AND LIBERTY AT ANY TIME OF MY LIFE
EVEN IN SICKNESS OR ON DEATHBED TO EVOKE ALTER AND
INNOVATE
THESE PRESENTS IN WHOLE OR IN PART OR TO CANCEL THE
SAME
AT PLEASURE BUT IF I SHALL NOT THINK FIT SO TO DO THESE
PRESENTS
SHALL BE EFFECTUAL THOUGH FOUND IN MY CUSTODY OR IN
THE CUSTODY
OF ANY OTHER PERSON TO WHOM I MAY ENTRUST THE SAME
UNDELIVERED
AT MY DEATH WITH THE DELIVERY WHEREOF I HEREBY
DISPENSE AND
CONSENT TO THE REGISTRATION HEREOF IN THE BOOKS OF
COUNCIL AND
SESSION OR OTHERS COMPETENT THEREIN TO REMAIN FOR
PRESERVATION
AND THERETO CONSTITUTE
MY PROCURATORS IN WITNESS.
WHEREOF SUBSCRIBE THESE PRESENTS WRITTEN ON THIS
AND THE TWO
PRECEEDING PAGES OF STAMPED PAPER BY WILLIAM

MACKENZIE CLERK TO
ALEXANDER AND COLIN MACKENZIE WRITERS TO THE SIGNET
ON EACH
PAGE AT EDINBURGH THE 26/ 11 / 1802 BEFORE THESE
WITNESSES THE
SAID ALEXANDER MACKENZIE WRITER TO THE SIGNET AND
THE SAID
WILLIAM MACKENZIE WRITER HEREOF.
ROBERT MCKENZIE
ALEXANDER MACKENZIE WITNESS
WILLIAM MACKENZIE WITNESS
GD305/ 1 / 128 / 17.
IT IS CONTRACTED AGREED AND MATRIMONIALY ENDED
BETWIXT THE
PARTIES FOLLOWING VIZ. COLLONELL ROBERT MCKINZIE IN
THE SERVICE
OF THE HONOURABLE EAST INDIA COMPANY ON THE ONE
PART AND MISS
KATHERINE SUTHERLAND ELDEST LAWFULL DAUGHTER OF
THE DECEAST
COLL. JAMES SUTHERLAND OF UPPAT WITH THE ADVICE AND
CONSENT
OF CAPTAIN GEORGE SACKVILLE SUTHERLAND OF UPPAT
HER BROTHER
GERMAN ON THE OTHER PART IN MANNER FOLLOWING THAT
IS TO SAY
THE SAID COLL ROBERT MACKENZIE AND MISS KATHERINE
SUTHERLAND
HAVING CONCURRED A MUTUAL LOVE AND AFFECTION FOR
ONE
ANOTHER HAVE ACCEPTED AND DO HEREBY ACCEPT OF
EACH OTHER
FOR LAWFULL SPOUSES AND HEREBY BIND AND OBLIGE
THEM TO
SOLEMISE THE HOLY BONDS OF MATRIMONY WITH ALL
CONCONCIENT
SPEED IN CONTEMPLATION OF WHICH MARRIAGE THE SAID
COLL ROBERT
MCKINZIE HEREBY BINDS AND OBLIGES HIM HIS HEIRS
EXECUTERS
AND SUCCESSORS TO CONTENT AND PAY TO THE SAID MISS
KATHERINE
SUTHERLAND IN THE EVENTS OF HER SURVIVING HIM AND
INDEPENDENT
OF THE ADDITION THERETO IN THE EVENT HEREIN AFTER
MENTIONED
ALL AND HAILL OF FREE YEARLY ANNUITY OF TWO HUNDRED

POUNDS
STERLING AND THAT AT TWO TERMS IN THE YEAR
WHITSUNDAY
AND MARTINMAS BY EQUALL PORTIONS BEGINNING THE
FIRST TERMS
PAYMENT THEREOF THE FIRST SUM OF WHITSUNDAY ON
MARTINMAS AFTER
HIS DECEASE FOR THE HALF YEAR PRECEEDING AND SO ON
HALF YEARLY
DURING ALL THE DAYS OF HER LIFETIME WITH A FIFTH PART
MORE
OF EACH TERM PAYMENT OF LIQUIDATE PENALTY INCREASE
OF HAILLE
AND THE DUE AND ORDINARY ANNUAL RENT THEREOF
THEREAFTER
DURING THE NOT PAYMENT AND FURTHER THE SAID
COLL.ROBERT
BINDS AND OBLIGES HIM AND HIS FORSAID IN THE EVENT OF
ONE
CHILD MALE OR FEMALE BEING PROCREATED OF THIS
MARRIAGE BETWIXT
HIM AND THE SAID MISS KATHERINE SUTHERLAND TO
CONTEND
AND PAY TO SUCH CHILD THE SUM OF THREE THOUSANT
POUNDS
STERLING TWO CHILDREN MALE OR FEMALE THE SUM OF
TWO THOUSANT
POUNDS STERLING EACH AND IF THREE OR MORE CHILDREN
THE SUM
OF SIX THOUSAND POUNDS STERLING THE ELDEST CHILD TO
RECEIVE OF THAT SUM OF THREE THOUSAND POUNDS
STERLING AND
THE REMAINING THREE THOUSAND POUNDS STERLING TO BE
DIVIDED AMONGST THE YOUNGER CHILDREN IN SUCH
PROPORTIONS
AS THEIR FATHER AND MOTHER OR SURVIVOR OF THEM MAY
THINK
PROPER AT ANY TIME IN THEIR LIFETIME AND THAT AT AND
AGAINST
THE FIRST TERM OF WHITSUNDAY OR MARTINMAS AFTER HIS
DECEASE
WITH A FIFTH PART MORE OF EACH CHILD PROVISION OF
LIQUIDATE
PENALTY IN CASE OF HAILLE AND THE DUE AND ORDINARY
ANNUAL
RENT THEREOF THEREAFTER DURINGTHE NOT PAYMENT BUT
DECLARING

THAT IN THE EVENT OF THE SAID COLL ROBERT MCKINZIES
PREDECEASING
THE SAID MISS KATHERINE SUTHERLAND AND THAT THE
DISSOLUTION
THE MARRIAGE BY HIS DECEASED ARE OTHERWAYS THERE
SHOULD
BE AND CHILD OR CHILDREN EXISTING THEREOF AS THE TIME
THEM
THAT CASE THE SAID COLL.ROBERT MCKINZIE PROVIDES HER
IN AND
SHE SHALL BE ENTITLED TO RECEIVE AND IS HEREBY
EMPOWERED
TO DEMAND AND RECEIVE THE INTEREST OF THE SAID SIX
THOUSANT
POUNDS STERLING PROVIDED TO THE CHILDREN OF THE
MARRIAGE
IN MANNER BEFORE MENTIONED DECLAIRING ALSO THAT IN
THE EVENT
OF THE DECEASE OF THE SAID COLL. ROBERT MCKINZIE
BEFORE THE
SAID MISS KATHERINE SUTHERLAND AND THAT THERE
SHOULD
BE ONE OR MORE CHILDREN OF THE MARRIAGE ENDING AT
THE TIME AND
THAT THERE SHOULD BE A DEFICIENCY IN HIS FUNDS FOR
ANSWERING THE
THEETONE
SEVERAL PROVISIONS IN THEIR FAVOUR BEFORE MENTIONED
AND PAYING
THE SAID ANNUITY OF TWO HUNDRED POUNDS STERLING TO
THE SAID
KATHERINE SUTHERLAND YET THAT SUCH DEFICIENCY SHALL
IN THE
MEANTIME FALL UPON THE CHILDREN PROVISIONS UNTILL
THE DECEASED
OF THE SAID MISS KATHERINE SUTHERLAND AND THAT IN
EVERY EVENT
THE SUM OF FOUR THOUSAND POUNDS STERLING SHALL
REMAIN CLEAR
AND UNTOUCHED FOR ANSWERING THE SAID ANNUITY
DURING ALL
THE DAYS OF HER LIFETIME AND FOR THE FURTHER SECURITY
OF THE SAID
MISS KATHERINE SUTHERLAND FOR PAYMENT OF THE SAID
EVENTUALL
ANNUITY AND FOR THE PROVISIONS TO THE CHILDREN OF
THE MARRIAGE

BEFORE MENTION THE SAID COLL. ROBERT MCKINZIE
ASSIGNS AND
CONVEYS AS MUCH OF THE SEVERALL SUMS OF ANNUITY
AFTER
MENTIONED WITH THE SECURITIES THEREFORE AS WILL
COMPLETELY
SATISFY AND PAY THE SAME VIZ. THE SUM OF SIXTY SEVEN
THOUSANT
EIGHT HUNDRED AND EIGHT DINA RUPEES VESTED BY ME IN
THE
EIGHTY PER CENT EAST INDIA GOVERNMENT SECURITIES
BY SEVERAL INVESTITURES THE FIRST DATED THE 4TH DAY OF
MAY ONE THOUSANT SEVERAL HUNDRED AND NINETY THREE
AND THE LAST DATED THE FIRST DAY OF NOVEMBER ONE
THOUSANT
EIGHT HUNDRED YEAR ALL AS CONTAINED IN AN ACCOUNT
CURRENT
BETWIXT HIM AND MESSRS. DOWNIE AND MAITLAND HIS
AGENTS
AT CALCUTTA DATED 31 / 12 / 1800 YEARS THE FURTHER SUM
OF TWENTY
THOUSANT DIVA RUPEES VESTED BY HIM IN THE SAID
GOVERNMENT
SECURITIES BEING NUMBER FORTY EIGHT OF THE DECENNIAL
LOAN
OBLIGATION DATED THE SIXTEENTH DAY OF NOVEMBER ONE
THOUSANT
SEVEN HUNDRED AND NINETY EIGHT AND ALSO STOCK TO
THE AMOUNT
OF EIGHT THOUSANT ONE HUNDRED AND FORTY ONE
POUNDS VESTED
BY HIM IN THE THREE PERCENT CONSOLIDATED FUNDS OF
GREAT
BRITAIN AND MANAGED ON HIS AMOUNT BY MESSRS. THOMAS
COUTTS
AND CO BANKERS IN LONDON CONFORM TO THEIR AMOUNT
CURRENT
WITH HIM THERE ANENT ENDING THE SIXTEENTH DAY OF MAY
LAST
AND WHICH AMOUNT ARE SIGNED BY THE PARTIES OF THIS
DATE AS
RELATIVE HERETO AND IN WHICH LAST SUM IS INCLUDED THE
SUM
OF SIX HUNDRED POUNDS STERLING VESTED IN THE SAID
FUNDS
SINCE THAT PERIOD WITH POWER TO THE SAID MISS
KATHERINE

SUTHERLAND IN THE EVENT OF HER SURVIVING THE SAID
AFFIDATE
SPOUSE OUT OF BOTH ARE EITHER OF THE SAID FUNDS THE
SAID
YEARLY ANNUITY ACCEPTS AND DISCHARGES TO GRANT
THEREFORE
AND GENERALLY EVERY OTHER THING THEREABOUT TO DO
THAT
HE COULD HAVE DONE HIMSELF DURING HIS LIFETIME AND IF
SHE
SHALL JUDGE IT MORE EXPEDIENT THE SAID COLL. ROBERT
MCKINZIE
BINDS AND OBLIGES HIMSELF WHEN REQUIRED TO INVEST
THE SAID
SUM OF FOUR THOUSANT POUNDS STERLING IN THE BRITISH
FUNDS
IN HER NAME TO———— THE SAID ——— ANNUITY AND TO LAY
OUT THE SAME OR HERITABLE SECURITY AND TO TAKE THE
SECURITY
THEREFORE PAYABLE TO HER IN LIFERENT DURING ALL THE
DAYS
OF HER LIFETIME AND TO THE CHILDREN OF THE MARRIAGE
IN THE
EVENTS PREMENTIONED IN FEE TO ANSWER IN WHOLE OR IN
PART
AS CIRCUMSTANCES MAY BE THEIR SAID PROVISION
DECLARING ALSO
THAT THE CHILDREN TO BE PROCREATE OF THE MARRIAGE
SHALL DURING
THE LIFE OF THEIR FATHER BE MAINTAINED AND EDUCATED
SUITABLE O THEIR STATION BY HIM AND IN THE EVENT OF HIS
DECEASE
PREVIOUS TO THEIR ARRIVING AT THE YEARS OF MAJORITY
THAT THEIR
SAID MOTHER SHALL BE THEIR TUTORS AND CURATORS AND
SHALL
UPLIFT RECEIVE AND DISCHARGE THE INTEREST OF THE
MONEYS
BEFORE PROVIDED TO THEM UNTIL THEIR ARRIVAL AT THE
AGE OF
FIFTEEN YEARS IF MALE CHILDREN ON THEIR MAJORITY AT
MARRIAGE IF FEMALE IN LIEU OF THEIR EDUCATION AND
MAINTAINANCE
AND FURTHER THE SAID COLL. ROBERT MCKINZIE IN THE
EVENT
OF THE SAID MISS KATHERINE SUTHERLAND SURVIVING HIM
ASSIGNS

CONVEYS AND MAKES OVER TO HER HEIRS AND ASSIGNEES
AS HER
OWN UNDOUBTED PROPERTY THE WHOLE HOSEHOLD
FURNITURE
AND PLENISHING OF EVERY DENOMINATION BED AND TABLE
LINEN
— AND TABLE CHINA SILVERPLATE AND IN GENERALL EVERY
ARTICLE OF HOUSEHOLD OF FURNITURE AND PLENISHING
THAT
SHALL PERTAIN AND BELONG TO HIM OR BE IN COMMUNION
BETWIXT THEM AT THE TIME OF HIS DECEASE DISPENSING
WITH THE GENERALITY HEREOF AND ADMITTING THE SAME TO
BE EQUALLY GOOD VALID AND SUFFICIENT AS IF EVERY
ARTICLE
THEN BELONGING TO HIM WERE HEREIN PARTICULARY
INSERTED
MOREOVER THE SAID COLL.ROBERT MCKINZIE HEREBY
RENOUNCES
AND GIVES UP FOR HIMSELF HIS HEIRS AND SUCCESSORS
ANY CLAIM OR TITLE HE MIGHT HAVE JURE MARITE OR
OTHERWAYS
TO ANY MONEY MEANS OR EFFECTS PRESENTLY BELONGING
TO THE
SAID MISS KATHERINE SUTHERLAND OR TO WHICH SHE MAY
HEREAFTER
HAVE RIGHT ANY MANNER OF WAY AND PARTICULARY
WITHOUT
PREJUDICE TO THE GENERALITY FORESAID TO A BOND FOR
FIVE
HUNDRED POUNDS STIRLING GRANTED TO HER BY SIR EWEN
BAILLIE
OF THE EAST INDIA COMPANY SERVICE AND TO ANY CLAIM OF
PROVISION
MADE IN HER FAVOUR BY HEIRS AND DECEASED FATHER
DECLARING
THE SAME HER OWN PROPERTY AND AS HER DISPOSAL IN
ANY
MANNER SHE MAY THINK PROPER WITHOUT HIS CONCENT
ARE APPROBATION AND FURTHER THE SAID COLL.ROBERT
MCKENZIE DISPONES CONVEYS AND MAKES OVER FROM HIM
HIS HEIRS
AND SUCCESSORS TO AND IN FAVOUR OF THE SAID MISS
KATHERINE
SUTHERLAND HIS AFFIDATE SPOUSE HIS HEIRS ASSIGNEES
WHOMSOEVER
UNDER THE BURDEN OF THE PAYMENT OF THE YEARLY FEU
DUTY PAYABLE

OUT THEREOF HERITABLE AND IRREDEEMABLE ALL AND
HAILLE THAT
HOUSE LYING IN THE VILLAGE OF NEW TARBET CALLED
MILMOUNT
CALLED MILLMOUNT WICH THE GARDEN BACK CLOSE
AND WHOLE PARTS PENDICLES AND PERTINENTS THERETO
BELONGING
BOUNDED ON THE WEST BY THE HIGH ROAD LEADING
THROUGH
MILMOUNT AND ON THE SOUTH BY THE WATER – OR AS THE
SAME MAY BE OTHERWAYS BOUNDED AND DESCRIBED IN HIS
RIGHTS AND
INFETMENTS THEREOF ALL LYING IN THE PARISH OF KILMUIR
AND COUNTY
OF ROSS TOGETHER WITH ALL RIGHT AND CLAIM OF RIGHT
OF PROPERTY
AND POSSESSION WHICH HE CAN CLAIM OR PRETEND
THERETO ANY MANNER
OF WAY IN WHICH HOUSE WITH THE GARDEN AND
PERTINENTS BEFORE
MENTIONED THE SAID COLL.ROBERT MCKINZIE BIND AND
OBLIGES HIM HIS
HEIRS SUCCESSORS TO INFET AND LEASE THE SAID MISS
KATHERINE
SUTHERLAND HIS AFFIDATE SPOUSE HERITABLE AND
IRREDEEMABLE
AND THAT BY RESIGNATION OR CONFIRMATION OR BOTH THE
ONE
WITHOUT PREJUDICE OF THE OTHER AND FOR EXPEDING THE
SAID
INFETMENT BY RESIGNATION HEREBY MAKES AND
CONSTITUTES
AND EACH OF THEM CONLLIE AND SEALLIE HIS UNDOUBTED
—
AND COMMISSIONERS TO THE OFFICE UNDER WRITEN GIVING
GRANTING
AND COMMITTING TO THEM FULL POWER WARRANT AND
COMMISSION
FOR HIM AND IN HIS NAME TO COMPEAR HEREFOR
HIS IMMEDIATE LAWFULL SUPERIORS OF THE SAID SUBJECTS
OR THEIR COMMISSIONERS HAVING POWER TO RECEIVE
RESIGNATIONS
AND TO GRANT NEW INFETMENTS THEREON AND THAT
UPON
THE GROUND THEREOF AT ANY TIME LAWFULL AND
CONVENIENT
AND THEM AND THERE WITH ALL DUE REVERENCE AND

HUMILITY
AS BECOMES PURELY AND SIMPLY BY STAFF AND BATTON AS
USE
IS TO RESIGN AND SURRENDER LIKEAS THE SAID COLL.
ROBERT MCKINZIE
HEREBY RESIGNS RENOUNCES SURRENDERS UP GIVES OVER
GIVES
AND DELIVERS ALL AND HAILLE THE HOUSE GARDEN AND
PERTINENTS
CALLED MILLMOUNT LYING IN THE SAID VILLAGE OF
MILMOUNT OF NEW
TARBET PARISH OF KILMUIR AND COUNTY OF ROSS
AFORESAID AS
DESCRIBED AND HEREHELD AS REPEATED BREVALITIS CAUSA
OR AS
THE SAME ARE MORE PARTICULARLY BOUNDED AND
DESCRIBED IN HIS
RIGHTS AND INFETMENTS THEREOF INTO THE HANDS OF HIS
IMMEDIATE LAWFULL SUPERIORS THEREOF IN FAVOUR AND
FOR
NEW INFETMENTS OF THE SAME TO BE MADE GIVEN AND
GRANTED
TO THE SAID MISS KATHERINE SUTHERLAND HIS AFFIDATE
SPOUSE
IN SUCH DUE AND COMPETENT FORM AS OFFERS ALL
INSTRUMENTS
AND DOCUMENTS THEREAPON TO TAKE AND GENERALLY
EVERY
OTHERTHING THEREANNENT TO DO WHICH HE COULD DO
HIMSELF IF PERSONALLY PRESENT ALL WHICH HE HEREBY
PROMISES
TO HOLD FIRM AND STABLE WITHOUT RESERVATION WHICH
DISPOSITION
AND SUBJECTS THEREBY CONVEYED THE SAID COLL.
ROBERT MCKINZIE
BINDS AND OBLIGES HIM HIS HEIRS AND SUCCESSORS TO
WARRANT TO
THE SAID MISS KATHERINE SUTHERLAND HIS AFFIDATE
SPOUSE AND
HER FORESAIDS AS ALL HANDS AND AGAINST ALL DEADLY AS
LAW
WILL AND HEREBY MAKES AND CONSTITUTES THE SAID MISS
KATHERINE
SUTHERLAND AND HER FORSAIDS HIS COMMISSIONERS AND
ASSIGNEES
NOT ONLY IN AND TO THE RENTS MAILLS AND DUTIES
THEREOF IN TIME

COMING BUT ALSO IN AND TO THE TITLES WRITS AND
EVIDENTS THEREOF
CONCEIVED INFAVOUR OF HIM HIS PREDECESSORS OR
AUTHORS AND WHICH
ASSIGNATION ABOVE WRITEN HE HEREBY BINDS AND
OBLIGES HIM
AND HIS FORESAID TO WARRANT AS FOLLOW VIZ. IN SO FAR
AS CONCERNS
THE WRITS AND EVIDENTS AS ALL HANDS AND AGAINST ALL
DEADLY AS LAW
WILL AND IN SO FAR AS CONCERNS THE RENTS MAILLS AND
DUTIES FROM
HIS OWN PROPER FAILS AND DEEDS ALL NAMELY AND IT IS
HEREBY AGREED
UPON BETWIX THE PARTIES THAT EXECUTION SHALL PASS
HEREON AT THE
INSTANCE OF THE SAID CAPTAIN GEORGE SACKVILLE
SUTHERLAND
ROBERT SUTHERLAND ESQ. OF THE ISLAND OF ST VINCENT
AND COLL.
ALEXANDER BAILLIE OF KNOCHBRACHE OR ANY ONE OR
MORE OF THEM
OR THEIR HEIRS AGAINST THE SAID COLL. ROBERT MCKINZIE
FOR
IMPLEMENT AND PERFORMANCE IN FAVOUYR OF THE SAID
MISS KATHERINE
SUTHERLAND AND THE ISSUE OF THE SAID MARRIAGE OF THE
PROVISION
AND PRESTATIONS ABOVE WRITEN CONCEIVED IN THEIR
FAVOUR AND
DECLARING THAT THE PRESENT MARRIAGE SHOULD ABSOLVE
——
YEARS AND DAY FROM THE SOLEMNIZATION THEREOF
WITHOUT A
LIVING CHILD BEING HEARD BUT YET THIS PRESENT
CONTRACT SHALL
SUBSIST IN ITS FULL FORCE AND EFFECT IN FAVOUR OF THE
SAID
MISS KATHERINE SUTHERLAND ANY LAW OR PRACTICE TO
THE
CONTRARY NOTWITHSTANDING AND THEY CONSENT TO THE
RESIGNATION HEREOF IN THE BOOKS OF COUNCIL AND
SESSION
OTHER COMPETENT THEREIN TO REMAIN FOR PRESERVATION
AND IF NEED BE THAT ALL EXECUTION NECESSARY MAY
PASS AND BE DIRECT HEREIN AS OFFERS AND THERETO
THEY CONSTITUTE THEIR PROCULATORS AND

COMMISSIONERS

ALL TO THE EFFECT THE SAID MISS KATHERINE SUTHERLAND
MAY BE INFECT AND LEASED IN THE SAID HOUSE GARDEN AND
PERTINENTS THE SAID COLL.ROBERT MCKINZIE HEREBY
DESIRES AND

REQUIRES YOU AND EACH OF YOU CONLLIE AND SEALLIE HIS
BAILLIES

IN THAT PART HEREBY SPEEDILY CONSTITUTE THESE
PRESENTS

—— PASS TO THE SAID SUBJECTS AND THERE GIVE AND
DELIVER

TO THE SAID MISS KATHERINE SUTHERLAND HERITABLE
STATE

AND SASINE REAL AND ACTUALL AND CORPOREAL
POSSESSION

OF ALL AND HAILLE THE HOUSE GARDEN AND PERTINENTS
BEFORE

DESCRIBED OR AS THE SAME ARE MORE PARTICULARY
DESCRIBED

IN HIS RIGHTS AND INFECTMENTS THEREOF AND HERE HELD
AS REPEATED BREVITATIS CAUSA CALLED MILLMOUNT IN THE
SAID VILLAGE OF MILLMOUNT OF NEW TARBET PARISH OF
KILMUIR

AND COUNTY OF ROSS WITH THE WHOLE PARTS PENDICLES
AND

PERTINENTS THERETO BELONGING AND THAT BY DELIVERING
TO THE SAID MISS KATHERINE SUTHERLAND OR HER
ATTORNEY

OR ATTORNEYS WHOM NAME BEARER HEREOF

SYMBOLLS USUALL AND NECESSARY BUT ALWAYS UNDER
THE

BURDEN OF THE FEU DUTY PAYABLE OUT THEREOF AND THIS
IN

NOWAYS LEAVE UNDONE THE WHICH TO DO THE SAID COLL.
ROBERT MACKENZIE COMMITTS TO YOU AND EACH OF YOU
CONLLIE AND SEALLIE AS SAID IS HIS FULL POWER BY THIS
HIS

PRECEPT OF SASINE DIRECTED TO YOU FOR THAT EFFECT
IN WITNESS WHEREOF BOTH PARTIES HAVE SUBSCRIBED
THESE

PRESENTS TOGETHER WITH ANOTHER DUPLICATE HEREOF
WROTE

UPON THIS AND THE SIX PRECEEDING PAGES OF PAPER DULY
STAMPED

WORDING TO LAW BY THOMAS SUTER SHERIFF CLERK OF
ROSS

BRAILANGWELL THE FIFETEENTH DAY OF AUGUST 1801
YEARS

BEFORE THESE WITNESSES THE SAID COLL.ALEXANDER
BAILLIE OF
KNOCHBRECK MR ALEXANDER BAILLIE HIS SON AND THE
SAID

THOMAS SUTER WRITER HEREOF.

ROBERT MCKINZIE

KATHARINE SUTHERLAND

GEORGE SACKVILLE SUTHERLAND

ALEXANDER BAILLIE WITNESS

ALEXANDER BAILLIE HIS SON WITNESS

THOMAS SUTER WITNESS

1.GD305/1/133.NO17. 28/4/1860. SCOTTISH RECORD
OFFICE EDINBURGH

ASSIGNATION BY THE TRUSTEES OF THE LATE JOHN BAIN IN
FAVOUR OF HIS GRACE

THE DUKE OF SUTHERLAND A BOND BY THE LATE JOHN HAY
MACKENZIE AND

MRS MARIA MURRAY HAY MACKENZIE HIS MOTHER FOR £3319.
AT ST ANDREWS FIFE

SCOTLAND FULL DESCRIPTION OF ALEXANDER MACKENZIE
OF ROYSTON CROMARTY

TARBET GRANDVILLE AND BANK OF SCOTLAND TRUSTEES.

2.GD305/1/133.NO8. 5/9/1851. SCOTTISH RECORD OFFICE
EDINBURGH

ASSIGNATION BY SIR JAMES SUTHERLAND MACKENZIE
BARONET BROTHER OF

ALEXANDER MACKENZIE OF ROYSTON CROMARTY TARBET
GRANDVILLE TO

JOSEPH FORBES ESQ.

3.GD305/1/133.NO6 2/9/1848 SCOTTISH RECORD OFFICE
EDINBURGH

RELIEF ASSIGNATION BY SIR JAMES SUTHERLAND MACKENZIE
IN FAVOUR OF

MESS. GORDON STUART AND CHEYNE EDINBURGH BROTHER
OF ALEXANDER

MACKENZIE OF ROYSTON CROMARTY TARBET GRANDVILLE.

4.GD305/1/133.NO27. 8/10/1858 SCOTTISH RECORD
OFFICE EDINBURGH

DISCHARGE BY MRS ANNE HAY MACKENZIE IN FAVOUR OF THE
MARCHIONESS OF

STAFFORD AND HEIRS OF CROMARTY ROSSHIRE SCOTLAND.

5.GD305/1/133.NO25. 1862. SCOTTISH RECORD OFFICE
EDINBURGH

ASSIGNATION BY HIS GRACE THE DUKE AND EARL OF
SUTHERLAND IN FAVOUR

OF HIS TRUSTEES.

6.RD5/645/54-72. 5/8/1840. SCOTTISH RECORD OFFICE
EDINBURGH

DISPOSITION KATHERINE MACKENZIE TO JOHN HAY
MACKENZIE AND KATHERINE
SPOUSE TO COLONEL ROBERT MACKENZIE H.E.I.C. PARENTS
OF ALEXANDER MACKENZIE
OF ROYSTON CROMARTY TARBET GRANDVILLE.

7.GD305/1/117/462 19/2/1835. SCOTTISH RECORD OFFICE
EDINBURGH

JOHN HAY MACKENZIE OF CROMARTY ONLY SON OF MARIA
MURRAY HAY MACKENZIE
AND INTERLOCTOR ON THE ESTATE OF CROMARTY MENTION
ALEXANDER MACKENZIE
OF ROYSTON CROMARTY TARBET GRANDVILLE.

8.RS75/7/62-63. SCOTTISH RECORD OFFICE EDINBURGH
DONALD MCLEOD OF GENIES AND LANDS EASTER KILMUIR
ROSSHIRE SCOTLAND

MENTION TO KATHERINE SUTHERLAND OR MACKENZIE
SPOUSE TO COLONEL ROBERT
MACKENZIE FATHER OF ALEXANDER MACKENZIE OF ROYSTON
CROMARTY TARBET
GRANDVILLE.

9.RS42/53. 9/2/1816. SCOTTISH RECORD OFFICE
EDINBURGH

ANDREW RUSSELL OF CRAWFORD JOHN.

10.RS27/404.47-59. 24/11/1795 SASINE. SCOTTISH RECORD
OFFICE EDINBURGH

DISPOSITION AND ASSIGNATION, KENNETH MACKENZIE TO
SIR JOHN STEWART EDINBURGH
SCOTLAND.

11.SC34/1/7. TAIN COURT. 17/8/1826. SCOTTISH RECORD
OFFICE EDINBURGH

THE SERVICE OF ALEXANDER MACKENZIE OF ROYSTON
CROMARTY TARBET GRANDVILLE
HIS GENEALOGICAL TABLES AND DETAILED PEDIGREE.

12.RD15/1825. 11/6/1825. SCOTTISH RECORD OFFICE
EDINBURGH

ALEXANDER MACKENZIE OF ROYSTON CROMARTY TARBET
GRANDVILLE BARONET.
DETAILS OF PEDIGREE.

13.RS3/921.141-147. SASINE 18/12/1825. SCOTTISH RECORD
OFFICE EDINBURGH

DONALD MCLEOD ARMIGER TO ALEXANDER MACKENZIE OF
ROYSTON CROMARTY TARBET
GRANDVILLE LANDS EASTER KILMUIR ROSSHIRE, SCOTLAND.

14.RD5/1167/145-162. 5/12/1862. SCOTTISH RECORD

OFFICE EDINBURGH
TRUST DEED BY THE DUKE OF SUTHERLAND PROVISION FOR
FRANCIS SUTHERLAND
LEVESON GOWER COMMONLY CALLED LORD MCLEOD HIS
SECOND SON SURVIVING.

VARIOUS ENTAILS IN THE ESTATE OF CROMARTY ETC.
POLICIES OF INSURANCE WITH
SCOTTISH LIFE ASSURANCE SOCIETY AND OTHERS AND
TRUSTEES APPOINTED TO THEM
MENTION ALEXANDER MACKENZIE OF ROYSTON CROMARTY
TARBET GRANDVILLE.

15.RD5/647/362-381. SCOTTISH RECORD OFFICE
EDINBURGH

MUTUAL DISCHARGE BETWEEN JAMES LAING AND MARIA
MURRAY HAY MACKENZIE
AND DECREETS SET FORTH ALSO MENTION OF BRITISH
LINEN COMPANY.

16.CS236/1MN/M58/20. 1843. SCOTTISH RECORD OFFICE
EDINBURGH

PETITION OF KATHERINE SUTHERLAND OR MACKENZIE
RELICT OF COLONEL
ROBERT MACKENZIE H.E.I.C. TO THE LORDS OF COUNCIL AND
SESSION FOR
APPOINTMENT OF CURATOR BONIS FOR HER SON JAMES
SUTHERLAND MACKENZIE
BROTHER TO ALEXANDER MACKENZIE OF ROYSTON
CROMARTY TARBET GRANDVILLE.

17.CS232/M32/1. SCOTTISH RECORD OFFICE EDINBURGH
SUMMONS MARIA MURRAY HAY MACKENZIE OF CROMARTY
WITH CONSENT
OF DAVID WEYMSS WS HER TRUSTEE AGAINST JANE
COCKBURN ROSS
ENTAIL OF LANDS SHANDWICK.

18.DIGEST OF TALZIES 27/6/1786. 4/7/1694. SCOTTISH
RECORD OFFICE EDINBURGH
LANDS ROSS CROMARTY.

19.CS31/5/1-8. 11/3/1812. SCOTTISH RECORD OFFICE
EDINBURGH
DECREET ABSOLVITOR THOMAS ROSS AND OTHERS AGAINST
MRS MARIA
MURRAY HAY MACKENZIE AND HUSBAND.

20.RD15/BOX 430. 5/8/1851. SCOTTISH RECORD OFFICE
EDINBURGH
CONTRACT OF SALE BETWEEN JAMES SUTHERLAND
MACKENZIE BARONET
AND EDWARD SUTHERLAND 12/10/1850. JAMES BROTHER
TO ALEXANDER

MACKENZIE OF ROYSTON CROMARTY TARBET GRANDVILLE.
21.RS3/1252. SASINE 21/1/1823. SCOTTISH RECORD OFFICE
EDINBURGH
COLONEL PATRIC BRUCE H.E.I.C. AND TRUSTEES AND
SURVIVORS OF ALEXANDER
MACKENZIE OF ROYSTON CROMARTY TARBET GRANDVILLE.
22.SC34/1/7. 1826. SCOTTISH RECORD OFFICE EDINBURGH
COURT OF SESSION PROCESSES AT TAIN GROUND DISPUTES
KILMUIR EASTER
ROSSHIRE SCOTLAND.
23.RD5/404. 28/1/1830. SCOTTISH RECORD OFFICE
EDINBURGH
PROBATE DISCHARGE, AGENTS WALKER RICHARDSON AND
MELVILLE AND DAVID
WEMYSS TERM OF CONTRACTS.
24.CS228/MC6/19. SCOTTISH RECORD OFFICE EDINBURGH
ANSWERS FOR SIR CHARLES ROSS BARONET AND OTHERS
TO THE PETITIONER
OF KENNETH MCKENZIE OF CROMARTY.
25.CS32/5/20. 1805. SCOTTISH RECORD OFFICE
EDINBURGH
REPRESENTATION FOR THOMAS ROSS AND OTHERS.
26.CS21. 21/11/1805. SCOTTISH RECORD OFFICE
EDINBURGH
SUMMONS AND PREF. TITLES.
MCLEOD AND HUSBAND VERSES HAY MACKENZIE AND
HUSBAND.
27.CS46/1851/7/24. SCOTTISH RECORD OFFICE
EDINBURGH
ROLL OF PROCESS IN DECLARATION. MACKENZIE VERSES
SUTHERLAND.
28.CS46/1851/7/24. 1850 SCOTTISH RECORD OFFICE
EDINBURGH
ANSWERS FOR JAMES SUTHERLAND MACKENZIE BARONET
TO THE NOTE OF
SUSPENSION FOR EDWARD SUTHERLAND JAMES BROTHER
YOUNGER OF
ALEXANDER MACKENZIE OF ROYSTON CROMARTY TARBET
GRANDVILLE.
29.CS46/1851/7/24. 1850. SCOTTISH RECORD OFFICE
EDINBURGH
INVENTORY IN PROCESS OF DECLARATION JAMES
SUTHERLAND MACKENZIE BARONET
BROTHER OF DECEASED ALEXANDER MACKENZIE OF
ROYSTON CROMARTY TARBET
GRANDVILLE AGAINST EDWARD SUTHERLAND AND OTHERS.
30.CS46/1851/7/24. 27/12/1850. SCOTTISH RECORD

OFFICE EDINBURGH
BILL OF SUSPENSION FROM EDWARD SUTHERLAND AND
MANDATORY AGAINST
JAMES SUTHERLAND MACKENZIE OF TARBET BROTHER OF
ALEXANDER MACKENZIE
OF ROYSTON CROMARTY TARBET GRANDVILLE.
31.CS46/1851/7/24. SCOTTISH RECORD OFFICE
EDINBURGH

INTERLOCTOR SHEET WITH NOTE OF SUSPENSION FOR
EDWARD SUTHERLAND AND
MANDATORY AGAINST JAMES SUTHERLAND MACKENZIE
BARONET.

32.CS46/1851/7/24. SCOTTISH RECORD OFFICE
EDINBURGH

DEFENCES FOR CAPTAIN EDWARD SUTHERLAND IN
DECLARATOR.

SUTHERLAND VERSES SUTHERLAND.

33.CS46/1851/7/24. SCOTTISH RECORD OFFICE
EDINBURGH

DEFENCES EDWARD SUTHERLAND TO SUMMONS OF
DECLARATOR AND CO.

JAMES SUTHERLAND MACKENZIE BARONET, TAIT &
CRICHTON WS DEFENDERS AGENTS.

WM.MASON S.S.C. PURSUERS AGENT.

34.CS46/1851/7/24. SCOTTISH RECORD OFFICE
EDINBURGH

JOHN MACKENZIE RESIDING AT OCHTO, ROYSTONE

MACKENZIE RESIDING AT BARRA

ISLE OF SKYE, KENNETH MACKENZIE AND WILLIAM
MACKENZIE HIS SONS ALL HEIRS

OF ENTAIL OF ROYSTON EDINBURGH SCOTLAND.

DEFENDERS TO THE SUMMONS OF DECLARATOR AGAINST
THEM AND OTHERS

AT THE INSTANCE OF JAMES SUTHERLAND MACKENZIE OF
TARBET BARONET

BROTHER TO ALEXANDER MACKENZIE OF ROYSTON
CROMARTY TARBET GRANDVILLE.

35.CS239/1SK/M78/7. 30/10/1855. SCOTTISH RECORD
OFFICE EDINBURGH

SUMMONS OF DAMAGES JAMES SUTHERLAND MACKENZIE
BARONET AGAINST THE

MARQUIS OF STAFFORD, ALEXANDER MACKENZIE OF
ROYSTON CROMARTY MENTIONED.

36.CS239/1SK/M78/7. 18/11/1855. SCOTTISH RECORD
OFFICE EDINBURGH

INVENTORY OF PROCESS OF DAMAGES JAMES SUTHERLAND
MACKENZIE BARONET

AGAINST MARQUIS OF STAFFORD.

37.CS233/M41/5. 1807-1817. SCOTTISH RECORD OFFICE
EDINBURGH

INVENTORY OF PROCESS MARIA MURRAY HAY MACKENZIE OF
CROMARTY

DEFENDER PURSUER ACTIONS COURT SESSION.

38.RD4/292/834-839. 6/12/1810. SCOTTISH RECORD
OFFICE EDINBURGH

DISCHARGE KATHERINE SUTHERLAND TO THE TRUSTEES AND
REPRESENTATIVES

OF DAVID ROSS AND KATHERINE SPOUSE TO COLONEL
ROBERT MACKENZIE H.E.I.C.

39.RD5/470/534-542. 19/11/1832. SCOTTISH RECORD
OFFICE EDINBURGH

TACK BY MARIA MURRAY HAY MACKENZIE ENTAILED LANDS
AND BARONY OF STRATHPEFFER
ROSSHIRE SCOTLAND.

40.CS228/F7/11. 14/1/1802. SCOTTISH RECORD OFFICE
EDINBURGH

DEFENCES FOR COLONEL ROBERT MACKENZIE H.E.I.C.

41.RH15/76/12. 26/11/1813. SCOTTISH RECORD OFFICE
EDINBURGH

HIS MAJESTIES ADVOCATE ON BEHALF OF HIS MAJESTY
AGAINST MRS HAY MACKENZIE

OF CROMARTY AND HER HUSBAND RELATIVE TO THE
CROMARTY PATRONAGES

ADDITIONAL OBSERVATIONS UPON THE SUBJECT MATTER OF
WHAT PASSED BEFORE THE

HOUSE OF LORDS ON 26/11/1813 AT THE HEARING OF THE
APPEAL.

42.CS237/MC10/80. BOX 424. 1807. SCOTTISH RECORD
OFFICE EDINBURGH

INVENTORY OF THE PROCESS ON PASSIVE TITLES,
MACKENZIE AGAINST PETLEY MCLEOD

THE ESTATE OF CROMARTY.

43.RD5/169/361-376. 29/11/1819. SCOTTISH RECORD
OFFICE EDINBURGH

EARL OF CROMARTY, GEORGE AND VARIOUS TITLES.

44.CC8/17/55/121-124. 4/12/1801. SCOTTISH RECORD
OFFICE EDINBURGH

DISPOSITION LADY JANE MACKENZIE TO LADY ISOBEL
MACKENZIE HEIRS OF ESTATE

IN CROMARTY ROSSHIRE SCOTLAND.

45.RS3/1262260-264. SASINE. SCOTTISH RECORD OFFICE
EDINBURGH

DISPOSITION ROBERT SUTHERLAND AND KATHERINE
SUTHERLAND OR MACKENZIE

RELICT OF THE DECEASED COLONEL ROBERT MACKENZIE
H.E.I.C. PARENTS OF
ALEXANDER MACKENZIE OF ROYSTON CROMARTY TARBET
GRANDVILLE, SCOTLAND.
46.CS237/MC 10/80. 13/12/1806. SCOTTISH RECORD
OFFICE EDINBURGH
DISPOSITION MARIA MURRAY HAY MACKENZIE OF CROMARTY
TO FAMILY HEIRS.
47.RD5/145/31-47. 2/11/1818. SCOTTISH RECORD OFFICE
EDINBURGH
DISPOSITION MRS HAY MACKENZIE OF CROMARTY AND
FAMILY HEIRS TO ESTATES
ROSSHIRE.
48.RD5/905/37-40. 9/6/1852. SCOTTISH RECORD OFFICE
EDINBURGH
BOND KATHERINE SUTHERLAND OR MACKENZIE RELICT OF
COLONEL ROBERT MACKENZIE
IN FAVOUR OF WILLIAM MACKENZIE. ROBERT MOTHER OF
ALEXANDER MACKENZIE OF ROYSTON.
49.GD305/1/133/N018. 7/5/1860 SCOTTISH RECORD
OFFICE EDINBURGH
ASSIGNATION BY LORD AND LADY GLASGOW TO DUKE AND
EARL OF SUTHERLAND.
50.RD5/169/321-340. 27.11.1819. SCOTTISH RECORD OFFICE
EDINBURGH
TRUST DISPOSITION MRS MARIA HAY MACKENZIE TO CHARLES
SELKRIG AND
MILLTOWN TRUSTEES KILMUIR EASTER SCOTLAND.
51.RH8/1100. 1726 SASINE. SCOTTISH RECORD OFFICE
EDINBURGH
JOHN MACKENZIE OF ARDLOCH GRANDFATHER OF COLONEL
ROBERT MACKENZIE H.E.I.C.
FATHER OF ALEXANDER MACKENZIE OF ROYSTON ENTAILED
LANDS.
52.RH15/76/12. 1809. SCOTTISH RECORD OFFICE
EDINBURGH
HOUSE OF LORDS CASE OF MARIA MURRAY HAY MACKENZIE
THE ESTATES
OF ROSSHIRE.
53.CS228/F7/11. 12/12/1801 SCOTTISH RECORD OFFICE
EDINBURGH
SUMMONS FRASER AGAINST MACKENZIE.
CHARLES FRASER OF WILLIAMSTON RESIDING LEITH WALK
EDINBURGH SCOTLAND
AGAINST COLONEL ROBERT MACKENZIE H.E.I.C. A LIBEL SUIT.
54.RD2/241/1/245-264. 21/7/1786. SCOTTISH RECORD
OFFICE EDINBURGH

KENNETH MACKENZIE AND BARONIES IN ROSSHIRE
SCOTLAND.
55.RD5/382/180-190. 12/3/1829. SCOTTISH RECORD
OFFICE EDINBURGH
DISPOSITION ROBERT SUTHERLAND TO TRUSTEES AND OF
THE ISLAND OF ST VINCENT
WEST INDIES AND OF MILLMOUNT EASTER KILMUIR
ROSSHIRE.
56.CS237/MC 10/80. BOX424. SCOTTISH RECORD OFFICE
EDINBURGH
SUMMONS THE ROYSTON ESTATE TITLES EDINBURGH
SCOTLAND.
MACKENZIE AGAINST PETLY MCLEOD.
57.RD5/599/448-670. 26/6/1838. SCOTTISH RECORD
OFFICE EDINBURGH
DISPOSITION JOHN HAY MACKENZIE TO MARIA MURRAY HAY
MACKENZIE AND TRUSTEES
SIR DAVID HUNTER BLAIR, SIR FRANCIS WALKER DRUMMOND
AND JOHN BUCKLE LANDS
ROSSHIRE.
58.RD15/1825. 11/6/1825. SCOTTISH RECORD OFFICE
EDINBURGH
FACTORY AND COMMISSION ALEXANDER MACKENZIE OF
ROYSTON CROMARTY TARBET
GRANDVILLE IN FAVOUR OF JOSEPH GORDON AND
ALEXANDER STUART.
59.CS232/1DR/M89/15. 27/2/1849. SCOTTISH RECORD
OFFICE EDINBURGH
PETITION OF JOHN HAY MACKENZIE OF CROMARTY WITH LINE
OF DESCENT THE ESTATES
BELONGING TO ALEXANDER MACKENZIE OF ROYSTON
CROMARTY TARBET GRANDVILLE.
60.RS3/962.83-91. 19/7/1811. SCOTTISH RECORD OFFICE
EDINBURGH
ALEXANDER MACKENZIE OF ROYSTON CROMARTY TARBET
GRANDVILLE SASINE
MENTIONED IN A DECREET TO HIM FROM DANIEL HAMILTON
OF GILKERSCLEUGH
AND SUMS OF MONEY IN SECURITY OVER THE LANDS OF
CROMARTY ROSSHIRE.
61.SC34/1/7. 12/7/1826. SCOTTISH RECORD OFFICE
EDINBURGH
ALEXANDER MACKENZIE OF ROYSTON CROMARTY TARBET
GRANDVILLE RECEIVES
SERVICE OF HEIR AND LISTS PEDIGREE DETAILS.
62.CHANCERY RECORDS. ORIGINAL RETOURS.ALEXANDER
MACKENZIE OF ROYSTON.

C.24. JANUARY 11 1781. NO.4 ALEXANDER MACKENZIE
C.24.92 FEBRUARY 1798. NO.6 ALEXANDER MACKENZIE
C.24.103 DECEMBER 16 1809. NO.33 ALEXANDER MACKENZIE
C.24.120 SEPTEMBER 20 1826. NO.30 ALEXANDER
MACKENZIE
C.24.135 1841. NO. ALEXANDER MACKENZIE
C.24.141 OCTOBER 08 1847. NO.9 JAMES SUTHERLAND
MACKENZIE
C.24 FROM THE SCOTTISH RECORD OFFICE, EDINBURGH
SCOTLAND.
63.RS3/920/83-93. SASINE SCOTTISH RECORD OFFICE.
AT EDINBURGH 15/5/1812 TUTORS OF ALEXANDER
MACKENZIE OF ROYSTON
CROMARTY GRANDVILLE TARBET AND MENTION OF MCLEOD
AND LAND ARDBOL
ROSSHIRE SCOTLAND.
64.SIGNET LIBRARY PAPERS EDINBURGH SCOTLAND.
SIGNET PAPER LIB.255/11.ENTRY NO 14. 13/6/1811.
ALEXANDER MACKENZIE OF ROYSTON PETITION TO COURT
OF SESSION
SON OF COLONEL ROBERT MACKENZIE H.E.I.C.
65.RS/2788.3-5. 23/5/1856. SCOTTISH RECORD OFFICE
EDINBURGH
SASINE ON BEHALF OF WILLIAM FRASER OF CULBOCKIE
CAPTAIN IN THE 76TH
REGIMENT INVERNESS CHARTER OF SALE UNDER GREAT
SEAL LANDS 80 MERKS
TROTTERNISH KILMUIR WESTER ISLAND OF SKYE.
66.RS38/17.6210. 23/12/1803 SCOTTISH RECORD OFFICE
EDINBURGH
SASINE IN FAVOUR OF ELIZABETH BAILLIE IN LIFERENT AND
MRS KATHERINE
SUTHERLAND OR MACKENZIE SPOUSE OF COLONEL ROBERT
MACKENZIE.
67.CS21.NOVEMBER.21/1805. SCOTTISH RECORD OFFICE
EDINBURGH
MEMORIAL FOR MARIA MURRAY HAY MACKENZIE OF
CROMARTY AND MISS
ISABELLA MURRAY HER SISTER GERMAN AND EDWARD HAY
MACKENZIE
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79.GD305/1/117/451/362. 3/12/1798. SCOTTISH RECORD
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80.GD305/1/117/451.11. SCOTTISH RECORD OFFICE
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81.GD305/1/117/451/17. SCOTTISH RECORD OFFICE
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82.RD5/885/564. 5/8/1851 SCOTTISH RECORD OFFICE
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126.DURIE OFFICE, BOOK 292, PAGE 907. SCOTTISH RECORD
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128RS/38/13/490. SCOTTISH RECORD OFFICE EDINBURGH
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129.RS/13/49,14,102,230,317,340,349 PAGES SCOTTISH
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130.GD305/1/60/7. SCOTTISH RECORD OFFICE EDINBURGH
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134.RD5/10/75/513 5/5/1859 B C S SCOTTISH RECORD
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140.RS3/902/85. SCOTTISH RECORD OFFICE EDINBURGH
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149.PR/589/25 REFERENCE SASINES. SCOTTISH RECORD
OFFICE EDINBURGH

16/6/1807.FRANCIS LORD SEAFORTH. MARY MAXWELL
SUTHERLAND SPOUSE

TO ALEXANDER SUTHERLAND 2 BATTALION 78TH FOOT AND
GEORGE SACKVILLE

SUTHERLAND GETS £500 IN SECURITY REFERENCE TO
GEORGE STREET AND

CASTLE STREET EDINBURGH.

150.RD5/21. 20/3/1809 B C S SCOTTISH RECORD OFFICE
EDINBURGH

BOOKS COUNCIL SESSION EDINBURGH FACTORY BY ROBERT
SUTHERLAND.

151.RD2/251. B C S SCOTTISH RECORD OFFICE EDINBURGH
LAST WILL AND TESTAMENT OF JAMES SUTHERLAND OF
ALDANY MENTION OF

CONTRACT OF MARRIAGE TO ELIZABETH BAILLIE.

152.GD46/1/50. 16/6/1807 SCOTTISH RECORD OFFICE
EDINBURGH

DISCHARGE BY MRS ELIZABETH SUTHERLAND WIDOW OF
JAMES SUTHERLAND

OF UPPAT REFERENCE TO £500. REGISTERED PARTICULAR
REGISTER OF SASINES

EDINBURGH 16/6/1807 AND 20/6/1811 AND 20/9/1825.

153.RD5/99/316. B C S SCOTTISH RECORD OFFICE
EDINBURGH

CROMARTY FAMILY DISPONE TO A JAMES W. HENDERSON.

154.RD2/288 20/10/1784 B C S SCOTTISH RECORD OFFICE
EDINBURGH

MAJOR EWAN BAILLIE H.E.I.C PAYS £500 TO HIS NEICE MISS
KATHARINE SUTHERLAND

DAUGHTER OF COLONEL JAMES SUTHERLAND AND
ELIZABETH BAILLIE.

KATHARINE SUTHERLAND SPOUSE TO COLONEL ROBERT
MACKENZIE H.E.I.C.

155.CHARTER UNDER THE GREAT SEAL. SCOTTISH RECORD
OFFICE EDINBURGH

LANDS AND PECUNIARY DISPOSITION IN FAVOUR OF
LIEUTENANT COLONEL MCKAY

ALSO KNOWN AS HUGH BAILLIE. 13/7/1788.

156.RD3/275. 23/12/1790. B C S SCOTTISH RECORD OFFICE
EDINBURGH

A SUM OF £2000 AND £4000 TO GEORGE SACKVILLE
SUTHERLAND SON OF

LIEUTENANT COLONEL JAMES SUTHERLAND AND
REFERENCE TO A CHARTER

UNDER THE GREAT SEAL SCOTLAND 13/71788 AND A SASINE
REGISTERED

INVERNESS 28/4/1791.

157.RD3/275.SASINE EDINBURGH SCOTTISH RECORD OFFICE
EDINBURGH

VOLUME 566.PAGE 118-125. INSTRUMENT OF SASINE
PARTICULAR.

158.RS38/13. SASINE INVERNESS SCOTTISH RECORD OFFICE
EDINBURGH

ROBERT SUTHERLAND TO ELIZABETH COUNTESS OF
SUTHERLAND RECORDED

INVERNESS 11/9/1799 TO ALEXANDER MACKENZIE WRITER
TO THE SIGNET

SUBSCRIBED AT GOLSPIE 31/7/1780.

159.GD305/1/60/7. 18/8/1789 SCOTTISH RECORD OFFICE
EDINBURGH

REFERENCE TO SASINE KENNETH MACKENZIE OF CROMARTY
TO HIS COUSIN

SIR KENNETH MACKENZIE OF CROMARTY AND GRANDVILLE.

160.GD305/1/165/229-235. 21/2/1797 SCOTTISH RECORD
OFFICE EDINBURGH

A DEED OF ENTAIL ROYSTON ESTATE EDINBURGH SCOTLAND.
HUGH FRASER * CHRISTIAN CHISHOLM

OF COMER

DIED 19/11/1691

SASINE 09/09/1675

DRUMCHARDING.

WILLIAM FRASER * MARGARET GRANT

B.

M. 20/09/1683

D.

WILLIAM FRASER * MARGARET MCDONALD
OF ARDNABIE

WILLIAM FRASER * MARGARET STEWART

B.

M.CONTRACT OF MARRIAGE 1759.

D.

WILLIAM FRASER * SARAH FRASER
OF CULBOCKIE 3RD DAUGHTER OF

JAMES FRASER OF

BELLADRUM

WILLIAM FRASER * MARGARET CHISHOLM
OF CULBOCKIE
D.13/08/1785

WILLIAM FRASER * JANET BROWN
OF CULBOCKIE DAUGHTER OF
DR ANDREW BROWN

B.

M.

D.SC29/44/6 1844 RECORDED.

HAD IN 1855 TROTTERNISH KILMUIR
WESTER SKYE. BELEIVED TO LIVE
NEWTON HOUSE NAIRN. (NEAR CULBOKIE)

CS 235/11/MISC-3

DEPOSITIONS OF MR ALEXANDER MACKENZIE AND EDWARD
CALLENDER

1720

ANSWERS FOR MR ALEXANDER MACKENZIE ONE OF THE
PRINCIPAL

CLERKS OF SESSION

THE PETITION OF THE COMMISSIONERS AND TRUSTEES FOR
SALE OF

FORFEITED ESTATES

THE SAID COMMISSIONERS AND TRUSTEES HAVE EXHIBITED A
PETITION

AGAINST THE SAID MR ALEXANDER MACKENZIE COMPLAINING
OF HIS

REFUSEING TO GIVE THEM AN EXTRAIT OF A DECREET
PRONOUNCED

ON AN EXEPTION OF KENNETH MACKENZIE OF ASSINT AND
COLLONEL

ALEXANDER MACKENZIE OF CONASBAY HIS CURATOR AS
SUPERIOR OF

THE LANDS OF TROTTERNESS LATE THE PROPERTY OF THE
LATE SIR

DONALD MACDONALD.

AND CRAVEING THAT HE AND HIS SERVANT MAY BE EXAMINED
UPON

THE MATTER CONTAINED IN THE SAID PETITION AND THAT HE
MAY

BE ORDAINED TO GIVE AN EXTRACT OF THE PROCESS OR TO
SECURE

THE TRUSTEES AGAINST FUTURE EXTRAITES AND TO ORDAIN
HIM

TO FIND CAUTION FOR SUCH DAMAGES AS MAY ARISE TO THE
TRUSTEES

AND THAT HE MAY BE CENSURED AND TO PRODUCE THE
GROUNDS AND

WARRANTS OF THE PROCESS THE SAID MR ALEXANDER
MACKENZIE WILL
WITH GREAT EASE MAKE ANSWER TO WHAT IS CHARGED
UPON HIM
AND FIRST HE SAYS THERE WAS AN EXEPTION AS TO THE
LANDS OF
TROTTERNISH EXHIBITED IN THE MANNER MENTIONED IN THE
PETITION AND THAT THERE WERE ANSWERS PUTT IN BY THE
COMMISSIONERS TO THE SAID EXCEPTION
BUT THEN HE SAYS THAT THERE WAS NO SUCH
INTERLOQUITORY
SENTENCE AS MENTIONED IN THE PETITION PRONOUNCED
BY THE
COURT NOR DID HE DELIVER A COPIE OF SUCH AN
INTERLOQUITOR
TO THOMAS FORDYCE AGENT AND DOER FOR THE TRUSTEES
NOR
DOES HE BELIEVE THAT EDWARD CALLENDER HIS SERVANT
DID
DID DELIVER ANY SUCH INTERLOQUITOR OR DECREE IN THE
TERMS MENTIONED IN THE PETITION
THAT WHAT ENDEVOURS WERE USED FOR OBTAINING AN
EXTRACT
WAS A FRUITLESS LABOUR FOR REASONS FORESAID
AFFIRMS THAT ASSINT WHO PRESENTED THE EXEPTION DID
AGAIN
WITHDRAW HIS EXCEPTION AND QUITT ANY CLAIM HE
THEREBY
AND THIS APPEARS BY WHAT IS WRITT ON THE BACK OF THE
EXCEPTION
HE IS ALTOGETHER UNCONCERNED WHAT MAY BE THE
CONSEQUENCE
OF THE PETITIONERS WANT OF AN EXTRACT OF A SENTENCE
THAT
WAS NEVER GIVEN
THAT HE NEITHER HAS ANY SUCH INTERLOQUITOR NOR DOES
BELIEVE
THAT ANY SUCH EVER WAS PRONOUNCED
THAT HE WAS WILLING TO PRODUCE AND LAY BEFORE YOUR
LORDSHIPS
AS NOW HE HAS DONE THE PRINCIPAL EXCEPTION WITH THE
ANSWER
DELIVERED
NOR IS HE CONCERNED IN THE REASONING PART OF THE
PETITION
WHERE THE PETITIONERS WOULD FORM AN ARGUMENT
AGAINST

HIM AS IF IT WERE INCREDIBLE THAT ASSINT WOULD MOVE AN
OBJECTION AGAINST HIMSELF THOUGH HE BELIEVES THE
TRUE
REASON WAS THAT WHEN ASSINTES PROCURATORS CAME
TO LOOK INTO THE DEEDS OF MAILLS AND DUTIES OBTAINED AT
HIS
INSTANCE AGAINST THE VASSALLS THEY FOUND THAT SIR
DONALDS
TENNETS WERE NOT CALLED THEREIN NOR HAD HE
OBTAINED HIMSELF
INFEIT IN THE SAID LANDS IN THE TERME OF THE ACT FOR
ENCOURAGEING
SUPERIORS ETC
AND IT IS SOMEWHAT TOO SUBTILL TO SAY THAT IF ASSINT
HAS WITHDRAWN
ANYTHING TIS SUSPECTED TO BE SIGNED INTERLOQUITOR
FOR BY THE
TERM " WITHDRAWN" HERE NOTHING ELSE
COULD BE MEANT BUT
THAT ASSINT HAD WAVED OR PASSED FROM HIS EXCEPTION
HE SAYS THAT HE HAD NOT WITHDRAWN THE PROCESS NOR
ANY
PART OF THE PROCESS ALL IS STILL EXTANT AND IS
HEREWITH
PRODUCED.

CS 235/11/MISC-4

AS TO WHAT IS ALLEGED THAT THE INTERLOQUITOR WAS
ACTUALLY
SIGNED UPON AN AGREEMENT ADDUCED FROM THE ACT OF
REGULATION
1672 THAT DOES NOT CONCERNE HIM NO DOUBT THE
COMMISSIONERS
MIGHT HAVE OBTAINED PROTESTATION BUT THEY DO NOT
PRETENT
THAT THE SAME WAS SOUGHT AND THEY MIGHT HAVE GOT
NOTTICE
FROM THE PROCURATORS COMPEARING FOR THEM THAT THE
EXCEPTANT DID WAVE HIS CLAIM WITHOUT ANY OPPOSITION
ON THEIRSIDE
NOR IS IT HIS BUSINESS MUCH TO NOTICE WHAT IS ARGUED
FROM THE PRESIDENTES ROLL IT IS SUFFICIENT FOR HIS
EXONERATION TO SAY THAT NO SUCH INTERLOQUITOR
WAS SIGNED BY THE PRESEDENT AND THEREFORE HE IS NOT
FARTHER CONCERNED
HE SUBMITTS HIMSELF TO ONE EXAMINATION AND TO YOUR
LORDSHIPS JUDGEMENTS AFTER THE EXAMINATION IS MADE
AND HOPES THAT AFTER TRIAL THE PETITION WILL BE FOUND

GROUNDLESS ONLY THIS HE MUST OBSERVE THAT SEEING
THE PETITIONERS PRETEND TO HAVE A COPY OF THE
INTERLOQUITOR UNDER EDWARD CALENDERS HAND THE
SAME
OUGHT TO HAVE BEEN PRODUCED AND TILL IT BE PRODUCED
HE WILL BEG LEAVE TO SAY THAT HE HAS GREAT DIFFERENCE
THEREOF.
YOUR LORDSHIPS MAY PROCEED TO EXAMINATION
AND TRYALL WHEN YOU PLEASE MR MACKENZIE
IS READY TO MAKE ANSWERS BUT IN THE MEAN
TIME HE EXPECTES THAT YOUR LORDSHIPS WILL
ORDAIN THE COPIE OF THE INTERLOQUITOR
MENTIONED IN THE PETITION TO BE EXHIBITED WHICH
HE FIRMLY BELEIVES WAS NOT DELIVERED TO THOMAS
FORDYCE THE AGENT
ALEXANDER HAY.
UPON THE FIRST DAY AUGUST 1M [1000] VIJC [700] AND
NINETEEN
YEARS I THOMAS GRAME ONE OF THE MACERS BEFORE THE
RIGHT
HONOURABLE THE LORDS OF COUNCIL AND SESION BY
VIRTUE
OF AND IN OBEDIENCE TO THE SAID LORDS THEIR ACT OF
SEDERUNT
DATED THE FOURTEENTH OF JULY LAST FOR RECORDING
EXEPTIONS
IN A PARLAR REGISTER CONFORM TO THE ACT OF
PARLIAMENT
QUINTO GEORGII IN THE FIFTH OF GEORGE
DID PASS WITH THE WITNESSES AFTERNAMED AND HERETO
SUBSCRIBING
TO THE OFFICE WITHIN THE PARLIAMENT CLOSS OF THE
COMMISSIONERS
OF INQUIRE AND TRUSTEES FOR DISPOSING OF FORFEITED
ESTATES
AND THEN AND THERE DID INTIMATE TO THE COMMISSIONERS
AND TRUSTEES
THAT THE EXCEPTIONS FOR KENNETH MCKENZIE OF ASSINT
AND HIS
CURATORS FOR THE INTEREST EXCIPIENTS WERE UPON THE
THIRTY
FIRST DAY OF JULY LAST PRESENTED TO THE SAID LORDS OF
SESSION
TO THE INTENT THE SAID EXCIPIENTS THEIR RIGHT AND TITLE
TO THE
FOURSCORE MERK LANDS OF TROTTERNESS MIGHT BE
ASCERTAINED AND

DECLARED NOTWITHSTANDING OF THE ATTAINER OR
CONVICTION OF
SIR DONALD MACDONALD OF SLATE AND LATE EARL OF
SEAFORTH
AND WITH THE VOUCHERS AND INSTRUCTIONS THEREOF ARE
LODGED
AND IN THE OFFICE OF MR ALEXANDER MACKENZIE ONE OF
THE
PRINCIPAL CLERKS OF SESSION WHERE THE SAME ARE TO BE
SEEN
THIS I DID BY LEAVING WITH AND DELIVERING A FULL DOUBLE
OF
THE SAID EXCEPTIONS AN AUTHENTICK COPY HEREOF
THERETO
SUBJOINED WITHIN THE SAID OFFICE TO ALEXANDER MONRO
HOUSEKEEPER IN ABSENCE OF THE SAID COMMISSIONERS
AFTER
I ENQUIRED IF ANY OF THEM WERE PRESENT AND IN THE
OFFICE
AT THAT TIME BEFORE AND IN PRESENCE OF ARCHIBALD AND
DUGALD CAMPBELLS BOTH WRITERS IN EDINBURGH AND
FOR THE MORE VERIFICATION HEREOF I THE SAID WITNESSES
SUBSCRIBED THESE PRESENTS DAY AND DATE SAID.
CS 235/11/MISC- 5
COPY INTERLOQUITOR ASSINT AGAINST SIR DONALD
MCDONALD
LANDS TROTTERNISH 1719
3 SEPTEMBER 1719
THE LORDS HAVING ADVISED THE EXCEPTIONS PRESENTED
BY
KENNETH MCKENZIE OF ASSINT AND COLLONEL ALEXANDER
MCKENZIE OF CANNASBY HIS CURATOR ACTS OF
PARLIAMENT
REFERED TO THEREIN ANSWERS FOR THE PUBLIC WITH THE
WRITS PRODUCED AND DEBAITE
THEY FIND THAT THE EXCEPTANT HATH RIGHT TO THE
PROPERTY
OF FOURSORE MARK LAND OF TROTTERNESS LYING WITHIN
THE PAROCHIAL DISTRICT AND SHERIFDOM OF _____
WHICH WERE HOLDEN OF THE EXIPIENT AS SUPERIOR BY THE
LATE SIR DONALD MCDONALD WHO WAS ATTAINED OF HIGH
TREASON BY AN ACT 1 GEORGII OF THE 1ST OF GEORGE
INTITLED AN ACT FOR THE ATTAINER OF GEORGE EARL
MARSHALL
ETC
AND FIND THE EXCEPTANT HATH RIGHT TO THE RENTS
PROFITS AND

ISSUES PAYABLE FOR THE SAID LANDS FROM AND SINCE THE
27TH
OF JUNE 1715 WITH THE BURDEN OF PROPORTION OF THE
DEBTS IN
THE TERMS OF THE ACT OF PARLIAMENT 5 GEORGII OF THE
5TH
OF GEORGE INTITLED ACT FOR ENLARGING THE TIME TO
DETERMINE
CLAIMS ON FORFEIT ESTATES AND THAT THE PUBLIC HATH
NO
RIGHT THERETO AND FIND DECERN AND DECLARE
ACCORDINGLY
SIC SUB SCRIB ITUR THUS IT IS SUBSCRIBED JAMES ERSKINE
4TH FEBRUARY 1720
LORD PENCAILLAND
THIS IS THE COPY OF THE ALLEGED INTERLOQUITOR STO
WHICH
ALEXANDER MCKENZIE ONE OF THE CLERKS OF SESSION HIS
OATH OF THIS DATE RELATES
J.HAMILTON
CS 235/11/MISC-6
ANSWERS FROM MR ALEXANDER MACKENZIE TO THE
PETITION
GIVEN IN BY THE TRUSTEES TO FORFEITED ESTATE 1720
4 FEBRUARY 1720
IN THE PRESENCE OF THE LORD PENCAILLAND COMPEARED
ALEXANDER
MCKENZIE ONE OF THE CLERKS OF SESSION
AND BEING SOLEMNLY SWORN EXAMINED AND INTERROGAT
IN TERMS
OF THE INTERLOQUITOR OF THIS DATE
DISPONES THAT THE DEPONENT DID NEVER WRITE ANY
INTERLOQUITOR
SUSTAINING THE EXEPTION AT THE INSTANCE OF KENNETH
MCKENZIE
OF ASSINT AND HIS CURATORS AGAINST THE PUBLIC FINDING
THAT
THE EXEPTANT HAD RIGHT TO THE PROPERTY OF THE LANDS
OF
TROTTERNISH WHICH WERE HOLDEN BY THE LATE SIR
DONALD
MCDONALD OF THE EXCEPTANT.
AND THAT IT DOES NOT CONSIST WITH HIS KNOWLEDGE THAT
ANY
SUCH INTERLOQUITOR WAS WRITE BY ANY OTHER OF THE
CLERKS
OF SESSION AS MENTIONED IN THE PETITION AND

COMPLAINT
OFFERED IN NAME OF THE COMMISSIONERS AND TRUSTEES
FOR
THE SALE OF FORFEITED ESTATES AN ALLEDGED COPY
WHEREOF IS PRESENTLY PRODUCED AND MARKED BY THE
LORD EXAMINATOR
AND THAT THE DEPONENT DID NEVER SEE ANY SUCH
INTERLOQUITOR
SIGNED BY THE LORD GRANGE THEN PRESIDENT OF THE
COURT OF
SESSION WHICH BEARS TO BE DATED THE THIRD DAY OF
SEPTEMBER
LAST
AND THAT THE DEPONENT DOES NOT REMEMBER THAT ANY
SUCH
INTERLOQUITOR PAST IN THE SAID COURT OF SESSION
AND FURTHER PRODUCED THE PRINCIPAL EXCEPTION WHICH
HAS NO SIGNED INTERLOQUITOR UPON IT EXCEPT THAT OF
THE
LAST OF JULIE ORDERING THE SAME TO BE INTIMATED AT THE
ENQUIRIE OFFICE
AND APON THE BACK OF THE SAID EXEPTION THERE IS
WRITEN
THE WORD "WITHDRAWN" WITH THE DEPONENTS
OWN HAND
AND THAT IT WAS NOT ORDINARY IN OTHER CASES TO SIGN
THAT WORD "WITHDRAWN" WHEN THERE WAS NO
MORE
UPON IT
HE ALSO PRODUCES THE EXECUTION OF THE SAID
EXCEPTION WITH
TWO ANSWERS GIVEN IN BY PUBLIC TO THE EXCEPTION
ALEXANDER MACKENZIE
J.HAMILTON
PRESENTED BY MCKENZIE OF ASSINT AND HIS CURATORS
ONE DATED
TENTH OF AUGUST AND THE OTHER THE THIRD SEPTEMBER
LAST
WHICH ARE THE ONLY ANSWERS GIVEN IN BY THE
COMMISSIONERS
TO THE HAILL EXCEPTIONS PRESENTED BY ASSINT
AND DEPONES HE HAS NO OTHER GROUNDS OR WARRADS
IN RELATION TO THE SAID INTERLOQUITOR NOR DOES
HE REMEMBER THAT THERE WERE ANY WRITES PRODUCED
RELATING TO THE LANDS MENTIONED IN THE SAID
EXCEPTION
EXCEPT SUCH AS WERE PRODUCED BY THE EXCEPTANTS

AND TAKEN UP BY THEM OR THEIR DOERS
AND THIS IS THE TRUTH AS HE SHALL ANSWER TO GOD
ALEXANDER MACKENZIE
J.HAMILTON
CS 235/11/MISC-7
23 FEBRUARY 1720
EDWARD CALLENDER SERVITOR TO MR ALEXANDER
MCKENZIE
ONE OF THE CLERKS OF SESSION AND BEING SOLEMNLY
SWORN
EXAMINED AND INTEROGATED IN THE TERMS OF THE
INTERLOQUITOR
OF THE 4 TH FEBRUARY INSTANT
DEPONES THAT HE DID NOT DELIVER TO MR FORDYCE OR TO
ANY
OTHER DOER FOR THE COMMISSIONERS OR TRUSTEES FOR
FORFEITTED
ESTATES THE COPY OF THE INTERLOQUITOR MENTIONED IN
THE SAID
TRUSTEES THEIR PETITION DATED TWENTY FIRST JANUARY
LAST
FINDING THAT KENNETH MCKENZIE OF ASSINT AND
COLLONEL
MCKENZIE HIS CURATOR HAD RIGHT AS SUPERIORS TO THE
PROPERTY
OF THE LANDS OF TROTTERNISH WHICH HELD OF HIM BY THE
LATE
SIR DONALD MCDONALD
IN SO FAR AS THE DEPONENT REMEMBERS
AND THAT HE KNOWS NOTHING OF THE GIVING OUT DOUBLE
OF THE
SAID INTERLOQUITOR TO THE SAID COMMISSIONERS OR
THEIR DOERS
WHICH COPY OF THE SAID INTERLOQUITOR AS MENTIONED IN
THE
SAID PETITION IS MARKED BY THE LORD EXAMINATOR
AND BEING EXAMINED AND INTERROGATED BY THE
PROCURATORS
OF THE SAID TRUSTEES IF THE PAPER PRESENTLY PRODUCED
BY
THEM AND MARKED BY THE ORDINARY WHICH CONTAINS AN
INTERLOQUITOR IN FAVOUR OF KENNTH MCKENZIE IN
RELATION
TO THE PROPERTY OF THE LANDS AND ESTATE OF
APPLECROSS
WHICH HE CLAIMED AS SUPERIOR OF THE SAID LANDS
EDWARD CALLENDER

J.HAMILTON

AND TO WHICH IS ADJECTED A MEMORIAL IN THESE TERMS
VIZ..

THE LIKE INTERLOQUITOR IS APON THE OTHER EXCEPTIONS
AGAINST

THE VASSALS MUTATIS MUTANDIS NECESSARY CHANGES
BEING

MADE EXCEPT THESE AGAINST WHOM THE
CONDISCENDANCE

WAS GIVEN AND WHEREON THEY ARE ALLOWED A
DILLIGENCE TO

PROVE THAT THE LANDS HOLD OF ASSINT

IF THE SAID PAPERS MARKED AS SAID IS WAS THE HAND
WRITING OF THE

DEPONENT AND DELIVERED BY HIM TO THE SAID THOMAS
AND DEPONES THAT HE DID DELIVERED THE SAID PAPER TO
THE BEST

OF THE DEPONENTS MEMORY TO THE SAID THOMAS FORDYCE
OR

HIS SERVANT AS DOERS FOR THE SAID COMISSIONERS
AND DEPONES THAT HE DID NEVER DELIVER ANY OTHER
COPY OF

AN INTERLOQUITOR IN RELATION TO ASSINT RIGHT OF
PROPERTY

TO THE LATE SIR DONALD MCDONALD LANDS TROTTERNISH
OR THE OTHER VASSALS OF THE LATE EARL OF SEAFORTH
EXCEPT WHAT IS ABOVE DEPONED ON TO THE BEST OF THE
DEPONENTS MEMORE

AND BEIND INTERROGATED IF THE DATES WRITEN ON THE
MARGINS

OF THE SAID PAPER BE THE TRUE DATES DEPONES HE DOES
NOT

KNOW BUT IS WILLING TO PRODUCE THE PRINCIPAL
WARANDS

THEMSELVES

AND THAT ORDINARLY THE COMMISSIONERS DOERS GET
COPIES

OF THE INTERLOQUITORS BEFORE THE SAME WERE SIGNED
BY THE LORD PRESIDENT

AND THIS IS THE TRUTH AS HE SHALL ANSWER TO GOD
EDWARD CALLENDER

J.HAMILTON

MR CARDEN PROCURATOR OR FOR THE SAID TRUSTEES
DECLAIED

THAT HE HAS CONCLUDED HIS PROBATION BY THE ABOVE
OATHS

THE LORD ORDINARY IS TO REPORT THE SAME TO THE LORD

WITH
HIS FIRST CONVENIENCE AND ALLOWS TH SAID
PROCURATORS
IN THE MEAN TIME TO SEE THE INTERLOQUITOR AS TO THE
PROPERTY OF APPLECROSS TO THE END THEY MAY KNOW
THE DATE
THEREOF
J.HAMILTON
CS235/11/MISC-1
EXCEPTIONS FOR KENNETH MACKENZIE OF ASSINT AND HIS
CURRATORS
ANENT THE LANDS OF TROTTERNISH BELONGING TO THE
DECEASED
SIR DONALD MACDONALD WITHDRAWN 1719 MCKENZIE
CLERK
T.G. THOM.GRAEM
AD & DC SIGNED
EXCEPTIONS FOR KENNETH MACKENZIE OF ASSINT AND
COLLONEL
ALEXANDER MACKENZIE OF CONANSBAY HIS CURATOR FOR
HIS
INTEREST AGAINST THE POSSESSION TAKEN OR TO BE TAKEN
OF THE FOURSCORE MERK LAND TROTTERNISH SURVEYED
BY ORDER OF THE COMMISSIONERS AND TRUSTEES
APPOINTED
FOR FORFEITED ESTATES
HUMBLY PRESENTED IN PURSUANCE OF THE ACT QUINTO
GEORGII IN
THE FIFTH YEAR OF GEORGE ENTITLED ACT FOR ENLARGEING
THE TIME TO DETERMINE CLAIMS ON THE FORFEITED
ESTATES
TO THE RIGHT HONOURABLE THE LORDS OF COUNCIL AND
SESSION
TO THE INTENT HIS RIGHT AND TITLE TO THE SAID
FOURSCORE
MERK LANDS TROTTERNISH HOLDEN BY SIR DONALD
MCDONALD
LATE OF SLATE OF THE SAID EXCIPIENT AS SUPERIOR
THEREOF
MAY IN THE TERMS OF TH ACT OF THE FIRST OF THE KING
ENTITLED
ACT FOR ENCOURAGEING ALL SUPERIORS VASSALS ETC BE
ASCERTAINED
BY THE FORESAID ACT OF THE FIRST OF THE KING ENTITLED
ACT FOR
ENCOURAGING ALL SUPERIOR VASSALLS LANDLORDS AND
TENNANTS

IN SCOTLAND IT IS AMONGS OTHER THINGS ENACTED THAT IF
ANY SUBJECT
OF GREAT BRITAIN HOLDING LANDS OF A SUBJECT SUPERIOR
IN SCOTLAND
HAS BEEN OR SHALL BE GUILTY OF SUCH HIGH TREASON OR
TREASONS
AS ARE MENTIONED IN THE SAID ACT EVERY SUCH OFFENDER
WHO
SHALL BE THEREOF DUELY CONVINCED AND ATTAINED SHALL
BE LIABLE TO THE PAINS PENALTIES AND FORFEITURES OF
HIGH
TREASON AND HIS LANDS OR TENEMENTS HELD OF ANY
SUBJECT
SUPERIOR IN SCOTLAND SHALL RECOGNISE AND RETURN
INTO
THE HANDS OF THE SUPERIOR AND THE PROPERTY SHALL BE
AND
IS HEREBY CONSOLIDATED WITH THE SUPERIORITY IN THE
SAME
MANNERAS IF THE LANDS OR TENEMENTS HAD BEEN BY THE
VASSAL
RESIGNED INTO THE LANDS OF THE SUPERIOR AD
PERPETUAM REMANENTIAM
REMAING THERE FOR EVER
AND IT IS FURTHER ENACTED THAT IF THE SUPERIORS TO
WHOM THE LANDS
AND TENEMENTS ABOVE MENTIONED ARE DECLAIRED AND
ORDAINED
TO BELONG SHALL SHALL NOT WITHIN SIX MONTHS TO BE
RECKONED FORM
THE TIME OF THE ATTAINDER OF THE OFFENDERS
RESPECTIVELY OBTAIN
THEMSELVES INFECT OR DO DILLIGENCE REALLY AND
WITHOUT COLLUSION
FOR ATTAINING POSSESSION IN EVERY SUCH CASE THE
FORFEITURES
SHALL BELONG TO HIS MAJESTY HIS HEIRS AND
SUCCESSORS
BY A SUBSEQUENT ACT OF THE SAME YEAR OF HIS MAJESTYS
REIGN
ENTITLED ACT FOR THE ATTAINDER OF GEORGE EARL OF
MARISHAL
WILLIAM EARL OF SEAFORTH AND OTHERS OF HIGH TREASON
UNLESS THEY SHALL SURRENDER THEMSELVES TO JUSTICE
BY A DAY
CERTAIN HEREIN MENTIONED
IT IS ENACTED

THAT IF THE ABOVE PERSONS AND OTHERS THEREIN NAMED
AMONG
WHOM IS THE SAID SIR DONALD MCDONALD OF SLATE
SHOULD
NOT RENDER THEMSELVES TO ONE OF HIS MAJESTYS
JUSTICE
OF THE PEACE ON OR BEFORE THE LAST DAY OF JUNE 1716
THEN EVERY OF THEM NOT RENDERING HIMSELF AS
AFORESAID
SHOULD FROM AND AFTER THE 13 OF NOVEMBER 1715
STAND
AND BE ADJUDGED ATTAINED OF THE SAID HIGH TREASON TO
ALL INTENTS AND PURPOSES WHATSOEVER AND SHOULD
SUFFER
AND FORFEIT AS A PERSON ATTAINED OF HIGH TREASON BY
THE LAWS
OF THE LAND OUGHT TO SUFFER AND FORFEIT
CS235/ 11 /MISC- 2
THE ESTATE OF SEAFORTH WAS AFFECTED WITH MANY AND
VARIOUS
APPRISINGS ALL LED BEFORE THE YEAR 1650 FOR SUMS
FAR
EXCEEDING THE VALUE OF THE ESTATE AND WHEREOF THE
LEGAL
WAS EXPIRED AND WHICH WERE PURCHASED BY SIR GEORGE
MACKENZIE
OF TARBET AFTERWARDS EARL OF CROMARTY AND CERTAIN
OTHER
PERSONS WHO UPON THE RIGHTS ACQUIRED BY THEM DID
EXPEDE
INFETMENTS IN THEIR OWN PERSON AS WILL APPEAR BY
THE CHARTER
UNDER THE GREAT SEAL DATED 30TH SEPTEMBER 1678
WHICH IS APON
PUBLICK RECORD AND THEIR INFETMENT FOLLOWING
THEREAPON
IS DATED THE 15 OF NOVEMBER 1680 AND PRODUCED WITH
THE
VOUCHERS OF MY EXCEPTIONS FOR ASCERTAINING MY RIGHT
AND TITLE TO THE ESTATE OF SEAFORTH
THE SAID GEORGE MACKENZIE AND OTHER PERSONS
DENUDED
THEMSELVES OF THE SAID LANDS AND ESTATE IN FAVOUR OF
KENNETH MACKENZIE BROTHER TO SIR GEORGE MCKENZIE
OF ROSEHAUGH IN THE YEAR 1680
AND THE SAID KENNETH MCKENZIE DISPONED THE SAME IN
FAVOUR OF ISOBELL COUNTESS OF SEAFORTH IN THE YEAR

1681 WHO IN VIRTUE OF HER RIGHT POSSESSED THE SAID
ESTATE
AND PERTINENTS THEREOF UNTIL THE MONTH OF FEBRUARY
1715
UPON THE DEMISE OF THE SAID ISOBELL COUNTESS OF
SEAFORTH
THE RIGHT OF THE SAID ESTATE DEVOLVED UPON THE
EXCIPIENT
AS HEIR NEAREST PROTESTANT HEIR WILLIAM LATE EARL OF
SEAFORTH THOUGH A NEARER HEIR BY BLOOD THAN THE
EXIPIENT
BEING EXCLUDED BY THE ACT 23RD NOVEMBER 1700
ENTITLED ACT
FOR PREVENTING THE GROWTH OF POVERTY
THE FOURSCORE MERK LAND TROTTERNESS LYING WITHIN
THE
PAROCHIAL OF SNIZORT SKYE AND SHERIFDOM OF
INVERNESS
AND WHICH BELONGED TO THE SAID SIR DONALD
MCDONALD
LATE OF SLATE NOW ATTAINED BY THE FORECITED ACT ARE
PART AND
PORTION OF THE FORESAID ESTATE OF SEAFORTH AND
WERE HOLDEN
BY THE SAID SIR DONALD MCDONALD OR HIS
PREDECESSORS OF—
EARL OF SEAFORTH AND THE RIGHT OF THE SUPERIORITY OF
THE
SAID LANDS IS NOW IN THE PERSON OF THE EXCIPIENT BY HIS
TITLE
ABOVE DEDUCED
THE SAID EXCIPIENT AS HAVING THUS RIGHT TO THE SAID
FOUR
SCORE MERKLANDS OF TROTTERNESS LYING AS SAID IS DID
IN
PURSUANCE OF THE FORESAID ACT OF PARLIAMENT PRIMO
GEORGII IN THE FIRST YEAR OF GEORGE ENTITLED ACT FOR
ENCOURAGEING SUPERIORS VASSALS ETC DO DILIGENCE
REALLY AND WITHOUT COLLUSION FOR ATTAINING THE
POSSESSION
OF THE SAID LANDS
THEREFOR THE SAID EXCIPIENT AND HIS SAID CURATOR AS
HAVING
RIGHT AND TITLE TO THE SAID FOURSCORE MERK LAND IN
MANNER
AFORESAID AND BY VIRTUE OF THE ABOVE RECITED ACT OF
THE

FIRST OF HIS MAJESTYS REIGN ENTITLED ACT FOR
ENCOURAGING
SUPERIORS VASSALS ETC DOES PRESENT THE ABOVE
EXCEPTIONS HUMBLY
PRAYING THAT HIS RIGHT MAY BE DECLAIRED AND
ASCERTAINED
TO THE SAID FOURSCORE MERK LAND WITH PARTS AND
PERTINENTS
THEREOF AND THAT THE RENTS PROFITS AND ISSUES
THERETO
BELONGING AND PRESENTLY PAY OR THAT MAY BE PAYABLE
BY
THE TENENTS TACKSMEN OR POSSESSERS THEREOF SINCE
THE
TERM PRECEEDING THE SAID ATTAINER AND IN ALL TIME
COMEING
MAY BE DECLARED TO PERTAIN AND BELONG TO THE
EXCIPIENT
AND THAT THE COMMISSIONERS AND TRUSTEES APPOINTED
FOR
FORFEITED ESTATES MAY BE DISCHARGED FROM
DISQUIETING
AND MOLESTING THE EXCIPIENT IN THE PEACEABLE
POSSESSION
THEREOF
SAVEING AND RESERVING TO THE SAID EXCIPIENT ALL AND
SUNDRY
HIS FURTHER ALLEGATIONS ANSWERS AND REPLIES WHICH
HE
MAY HAVE OR SHALL HEREAFTER MAKE USE OF IN ORDER TO
THE
FURTHER CLEARING AND MAKING GOOD HIS RIGHT IF NEED
BE
KENNETH MACKENZIE
ALEX MACKENZIE
EXAMINED 31 JULY 1719
THE LORDS HAVING HEARD THE WITHIN EXCEPTIONS ORDAIN
THE SAME TO BE INTIMATE TO THE COMMISSIONERS OF
ENQUIRY
AT THEIR OFFICE AND RECORDED IN THE PARLAR REGISTER
APPOINTED
FOR THAT EFFECT CONFORM TO THE ACT OF SEDERUNT
W.ERCHNIES J.P.L.
RD/ 14/ 118/765. 24TH JUNE 1778 CONTRACT MATRIMONIAL.
BETWEEN ALEXANDER MACKENZIE OF ARDLOCH AND MISS
MARGARET SUTHERLAND 1732.
EDITED 24 JUNE 1778 PRESENTED BY RODERICK MCLEOD

WRITEN IN EDINBURGH.
REGISTERED BY DAVID RAE AND JAMES BOSWELL.
152 BOOKED.
AT LANGWELL THE SIXTEENTH DAY OF SEPTEMBER 1732. IT IS
APPOINTED CONTRACTED
FINALLY AND
MATRIMONALLY AGREED AND ENDED BETWEEN THE PARTIES
FOLLOWING VIZ. ALEXANDER
MACKENZIE
YOUNGER OF ARDLOCH TO THE SPECIAL ADVICE AND
CONSENT OF THE RIGHT HONOURABLE
WILLIAM
LORD STRATHNAVER AND THE SAID LORD STRATHNAVER
TAKING APON HIM FULL BURDEN
FOR THE SAID
ALEXANDER MACKENZIE OF ARDLOCH ON THE ONE PART AND
MARGARET SUTHERLAND
LAWFULL DAUGHTER
TO THE DEWAFT CAPTAIN ROBERT SUTHERLAND OF
LANGWELL WITH THE SPECIAL ADVICE
AND CONCENT OF
WILLIAM SINCLAIR OF —WICK AND THE SAID WILLIAM
SINCLAIR OF —WICK TAKING APON
HIM
BURDEN FOR THE SAID MARGARET SUTHERLAND ON THE
OTHER PART IN MANNER
FOLLOWING THAT IS TO SAY
THE SAID ALEXANDER MACKENZIE AND MARGARET
SUTHERLAND WITH CONSENT BOTH HAVE
ACCEPTED AND
TAKEN AND BY THEIR PRESENTS ACCEPT AND TAKE EACH FOR
THEIR LAWFULL PROMISED
SPOUSES AND
FAITHFULLY JOINED AND OBLIGE THEM TO SOLOMENIZE AND
COMPLETE THE HOLY BOND OF
MARRIAGE TOGETHER
WITH ALL REQUISITE SOLOMENISES BETWIX AND THE — DAY
OF OCTOBER NEXT TO COME
IN CONTENPLATION
OF THE WHICH MARRIAGE AND FOR THE LOCKER
UNDERWRITEN THE SAID ALEXANDER
MACKENZIE OF ARDLOCH
AND THE SAID WILLIAM LORD STRATHNAVER AS TAKING APON
HIM FULL BURDEN FOR THE
SAID ALEXANDER
MACKENZIE BINDS AND OBLIGES THEM THEIR HEIRS AND
SUCCESSORS TO DULY AND

SUFFICIENTLY INFEFT
AND SAISE THE SAID MARGARET SUTHERLAND IN LIFERENT
DURING ALL THE DAY OF HER
LIFETIME AFTER THE
DOWERY OF THE SAID ALEXANDER MACKENZIE IN CASE SHE
SHALL HAPPEN TO SURVIVE HIM
IN ALL AND HAILLE
THE SUM OF THE FIVE HUNDRED AND TWENTY FIVE MERKS
SCOTS MONEY YEARLY
UPLIFTABLE BY HER IN THE
EVENT FOURTH AT TWO TERMS IN THE YEAR BY EQUALL
PROPORTIONS BEGINNING THE
FIRST TERMS PAYMENT
OF THE SAID ANNUITIES AT THE FIRST TERM OF WHITSUNDAY
OR MARTIMAS AFTER THE
DOWERY OF THE SAID
ALEXANDER MACKENZIE AND SO FORTH TO CONTINUE
YEARLY THEREAFTER DURING THE
SAID LIFETIME AND
THE SAID ALEXANDER MACKENZIE AND THE SAID RIGHT
HONOURABLE WILLIAM LORD
STRATHNAVER AS BURDEN
TAKEN FOR HIM BINDS AND OBLIGES THEM AND THEIR ABOVE
WRITEN TO DELIVER THE SAID
SECURITIES IN
MANNER ABOVE WRITTEN DULY AND VALIDLY MADE INTO
BETWIX AND THE TERM OF
WHITSUNDAY NEXT TO
COME THE SAID LORD STRATHNAVER BEING ONLY BOUND AS
BURDEN TAKEN FOR THE LIFE
RENT PROVISION TO
THE SAID MARGARET SUTHERLAND AND GO FURTHER AND
THE SAID ALEXANDER MACKENZIE
HERBY DECLARES
THAT THE LIFERENT PROVISION ABOVE WRITTEN IS NO WITTS
TO JUDGE THE SAID MARGARET
SUTHERLAND
ON HER RIGHT TO HER SHARE OF MOOVEABLES AND
CONCUR AS THE LAW DIRECTS THE
SAME BEING REFERED
ENTIRE TO HER FURTHER THE SAID ALEXANDER MACKENZIE
BINDS AND OBLIGES HIM HIS
HEIRS AND SUCCESSORS
DULY AND SUFFICIENTLY TO PROVIDE AND SECURE THE
HEIRS MALE TO BE PROCREATE OF
THE MARRIAGE
IN THE SAME OF TWELVE THOUSAND POUNDS SCOTS MONEY

PAYABLE AT THE FIRST TERM
OF WHITSUNDAY
OR MARTIMAS AFTER THE SAID ALEXANDER MACKENZIE HIS
DEATH AND TO DELIVER THE SAID
SECURITY
SO PROVIDED BETWIX AND THE FORM OF WHITSUNDAY ALSO
NEXT TO COME BUT IN ALLTHE
SAID MARGARET
SUTHERLAND SHALL DIE BEFORE THE SAID ALEXANDER
MACKENZIE AND THAT THE SAID
ALEXANDER
MACKENZIE SHALL MARRY AGAIN THEN AND IN THAT CASE HE
BINDS AND OBLIGES HIM HIS
HEIRS AND
SUCCESSORS TO PAY YEARLY TO THE SAID HEIR MALE OR
SON THE SUMS OF THREE
HUNDRED MERKS
SCOTS MONEY BEGINNING THE FIRST TERMS PAYMENT OF
THE SAID SUMS AT THE FIRST
TERM OF WHITSUNDAY
OR MARTIMAS AFTER THE DEATH OF THE SAID MARGARET
SUTHERLAND AND ALEXANDER
MACKENZIE
AND IN CASE THERE SHOULD BE ANY HEIRS MALE
PROCREATED OF THE MARRIAGE AND
THERE SHOULD BE
BUT ONE DAUGHTER THEN AND IN THAT CASE THE SAID
ALEXANDER MACKENZIE BINDS AND
OBLIGES HIM AND
HIS FOR FIRST TO PAY TO THE SAID DAUGHTER OR HEIR
FEMALE THE SUM OF SEVEN
THOUSANT MERKS
SCOTS MONEY AND IN THE CASE OF TWO THREE OR MORE
DAUGHTERS THE SUM OF NINE
THOUSANT
MERKS MONEY FOR AND BETWIX THEM TO BE DIVIDED BY THE
FATHER AS HE SHALL THINK FIT
ANYTIME
IN HIS LIFETIME BUT IN CASE OF NO SUCH DIVISION THE SAME
SHALL BE MADE AT THE SIGHT
OF TWO
NEAREST OF KIN ON THE FURTHER FIVE AND TWO OF THE
NEAREST OF KIN ON THE MOTHER
FIVE
AND IN CASE THERE BE NO HEIR MALE PROCREATED OF THE
MARRIAGE AND THAT THERE BE
ONE

TWO OR MORE DAUGHTERS OF THE DISOLUTION OF THE SAID MARRIAGE BY THE DEATH OF THE SAID MARGARET SUTHERLAND THEN AND IN THE EVENT THE SAID ALEXANDER MACKENZIE BINDS AND OBLIGES HIM AND HIS FOR SAIDS TO PAY THE ANNUAL RENT OF THE FORTH PROVISIONS TO HIS SAID DAUGHTERS BEGINNING THE FIRST TERMS PAYMENT THEREOF AT THE TERM OF WHITSUNDAY OR MARTIMAS AFTER THE DEATH OF THE SAID MARGARET SUTHERLAND OR THE SAID ALEXANDER MACKENZIE OR ANY OF THEM AT FIRST SHALL HAPPEN AND THE SAID PRINCIPAL SUM TO BE PAID AT THEIR RESPECTIVE MARRIAGE OR MAJORITY EITHER THAT SHALL FIRST HAPPEN FOR THE WHICH COMES AND ON THE OTHER PART THE SAID WILLIAM SINCLAIR OF WICK AS BURDEN TAKEN FOR THE SAID MARGARET SUTHERLAND AND AS DOWRY TO HER FOR THE SUM UNDERWRITTEN BINDS AND OBLIGES HIM HIS HEIRS AND SUCCESSORS TO CONTEND AND PAY TO THE SAID ALEXANDER MACKENZIE HIS HEIRS AND EXECUTORS OR ASSIGNEES THE SUM OF THREE THOUSAND FIVE HUNDRED MERKS SCOTS MONEY AND AT THE TERM OF WHITSUNDAY NEXT TO COME TO THE ONE AND ORDINARY ANNUAL RENT OF THE SAID PRINCIPAL SUM THE TERM OF WHITSUNDAY LEFT BY PART UNTIL THE SAID FORM OF PAYMENT AND YEARLY AND FORMELY THEREAFTER DURING THE NOT PAYMENT THEREOF AND ITS HEREBY DECLARED THAT IN CASE THE MARRIAGE THE MARRIAGE SHOULD DISOLVE BY THE DEATH OF EITHER OF THE SAID PARTIES WITHIN YEAR AND DAY AFTER THE SAID MARRIAGE THAT THE JOINTURE AND LOCKER HEREBY PROVIDED SHALL

TAKE PLACE
IN MANNER ABOVE WRITTEN ANY LAW OR PRACTICE TO THE
CONTRARY NOTWITHSTANDING
RATIFY IT
IS AGREED THAT EXECUTION SHALL PASS FOR IMPRESSMENT
OF THE SAID CONTRACT AGT
THE SAID
ALEXANDER MACKENZIE AND WILLIAM LORD STRATHNAVER
AT THE INSTANCE OF JOHN
SUTHERLAND OF
HOWE JAMES BUDGE OF TACHNAGA JAMES SUTHERLAND OF
LANGWELL AND WILLIAM
SINCLAIR OF
—WICK OR EITHER OF THEM AND BOTH PARTIES BIND AND
OBLIGE THEM THEIR FOR AND TO
THE PERFORMANCE OF THE RESPECTIVE PARTS OF THE
PROMISE AS UNDER THE PENAL
OF EIGHT HUNDRED POUNDS SCOTS MONEY AT TO FOR
NAMED AND FOR THE MORE
SECURITIES
WE CONCENT TO THE REGISTRATION IN THE BOOKS OF
COUNCIL SESSION OR ANY OTHER
JUDGES
BOOKS THAT ALL EXECUTION NOWSTANDING MAY PASS
HEREON AS AFFAIRS AND TO THAT
EFFECT
WE CONSTITUTE.
OUR PROCULATORS IN WITNESS WHEREOF WE HAVE
SUBSCRIBED THESE PRESENTS
WRITTEN ON
THIS AND THE PRECEEDING TWO PAGES OF STAMPED PAPER
BY MR WILLIAM SCOBIE
MINISTER OF THE GOSPEL AT ASSINT PLACE AND INSERT IN
THE FIRST PAGE BY ONE OF
THESE
WITNESSES JAMES SINCLAIR OF DUMBEATH KENNETH
MACKENZIE BROTHER GERMAN TO THE
SAID ALEXANDER MACKENZIE OF ARDLOCH KENNETH
SUTHERLAND BAYLIE OF DORNOCH AND
MR WILLIAM SCOBIE .
SIGNED ALEXANDER MACKENZIE MARGARET SUTHERLAND
JAMES SINCLAIR KENNETH
MACKENZIE
KENNETH SUTHERLAND WILLIAM SCOBIE AND SINCLAIR AND
STRATHNAVER
GD305/1/128/17.
IT IS CONTRACTED AGREED AND MATRIMONIALY ENDED

BETWIXT THE
PARTIES FOLLOWING VIZ. COLLONELL ROBERT MCKINZIE IN
THE SERVICE
OF THE HONOURABLE EAST INDIA COMPANY ON THE ONE
PART AND MISS
KATHERINE SUTHERLAND ELDEST LAWFULL DAUGHTER OF
THE DECEAST
COLL. JAMES SUTHERLAND OF UPPAT WITH THE ADVICE AND
CONSENT
OF CAPTAIN GEORGE SACKVILLE SUTHERLAND OF UPPAT
HER BROTHER
GERMAN ON THE OTHER PART IN MANNER FOLLOWING THAT
IS TO SAY
THE SAID COLL ROBERT MACKENZIE AND MISS KATHERINE
SUTHERLAND
HAVING CONCURRED A MUTUAL LOVE AND AFFECTION FOR
ONE
ANOTHER HAVE ACCEPTED AND DO HEREBY ACCEPT OF
EACH OTHER
FOR LAWFULL SPOUSES AND HEREBY BIND AND OBLIGE
THEM TO
SOLEMISE THE HOLY BONDS OF MATRIMONY WITH ALL
CONCONCIENT
SPEED IN CONTEMPLATION OF WHICH MARRIAGE THE SAID
COLL ROBERT
MCKINZIE HEREBY BINDS AND OBLIGES HIM HIS HEIRS
EXECUTERS
AND SUCCESSORS TO CONTENT AND PAY TO THE SAID MISS
KATHERINE
SUTHERLAND IN THE EVENTS OF HER SURVIVING HIM AND
INDEPENDENT
OF THE ADDITION THERETO IN THE EVENT HEREIN AFTER
MENTIONED
ALL AND HAILL OF FREE YEARLY ANNUITY OF TWO HUNDRED
POUNDS
STERLING AND THAT AT TWO TERMS IN THE YEAR
WHITSUNDAY
AND MARTINMAS BY EQUALL PORTIONS BEGINNING THE
FIRST TERMS
PAYMENT THEREOF THE FIRST SUM OF WHITSUNDAY ON
MARTINMAS AFTER
HIS DECEASE FOR THE HALF YEAR PRECEEDING AND SO ON
HALF YEARLY
DURING ALL THE DAYS OF HER LIFETIME WITH A FIFTH PART
MORE
OF EACH TERM PAYMENT OF LIQUIDATE PENALTY INCREASE
OF HAILLE

AND THE DUE AND ORDINARY ANNUAL RENT THEREOF
THEREAFTER
DURING THE NOT PAYMENT AND FURTHER THE SAID
COLL.ROBERT
BINDS AND OBLIGES HIM AND HIS FORSAID IN THE EVENT OF
ONE
CHILD MALE OR FEMALE BEING PROCREATED OF THIS
MARRIAGE BETWIXT
HIM AND THE SAID MISS KATHERINE SUTHERLAND TO
CONTEND
AND PAY TO SUCH CHILD THE SUM OF THREE THOUSANT
POUNDS
STERLING TWO CHILDREN MALE OR FEMALE THE SUM OF
TWO THOUSANT
POUNDS STERLING EACH AND IF THREE OR MORE CHILDREN
THE SUM
OF SIX THOUSAND POUNDS STERLING THE ELDEST CHILD TO
RECEIVE OF THAT SUM OF THREE THOUSAND POUNDS
STERLING AND
THE REMAINING THREE THOUSAND POUNDS STERLING TO BE
DIVIDED AMONGST THE YOUNGER CHILDREN IN SUCH
PROPORTIONS
AS THEIR FATHER AND MOTHER OR SURVIVOR OF THEM MAY
THINK
PROPER AT ANY TIME IN THEIR LIFETIME AND THAT AT AND
AGAINST
THE FIRST TERM OF WHITSUNDAY OR MARTINMAS AFTER HIS
DECEASE
WITH A FIFTH PART MORE OF EACH CHILD PROVISION OF
LIQUIDATE
PENALTY IN CASE OF HAILLE AND THE DUE AND ORDINARY
ANNUAL
RENT THEREOF THEREAFTER DURINGTHE NOT PAYMENT BUT
DECLARING
THAT INTHE EVENT OF THE SAID COLL ROBERT MCKINZIES
PREDECEASING
THE SAID MISS KATHERINE SUTHERLAND AND THAT THE
DISSOLUTION
THE MARRIAGE BY HIS DECEASED ARE OTHERWAYS THERE
SHOULD
BE AND CHILD OR CHILDREN EXISTING THEREOF AS THE TIME
THEM
THAT CASE THE SAID COLL.ROBERT MCKINZIE PROVIDES HER
IN AND
SHE SHALL BE ENTITLED TO RECEIVE AND IS HEREBY
EMPOWERED
TO DEMAND AND RECEIVE THE INTEREST OF THE SAID SIX

THOUSANT
POUNDS STERLING PROVIDED TO THE CHILDREN OF THE
MARRIAGE
IN MANNER BEFORE MENTIONED DECLAIRING ALSO THAT IN
THE EVENT
OF THE DECEASE OF THE SAID COLL. ROBERT MCKINZIE
BEFORE THE
SAID MISS KATHERINE SUTHERLAND AND THAT THERE
SHOULD
BE ONE OR MORE CHILDREN OF THE MARRIAGE ENDING AT
THE TIME AND
THAT THERE SHOULD BE A DEFICIENCY IN HIS FUNDS FOR
ANSWERING THE
SEVERAL PROVISIONS IN THEIR FAVOUR BEFORE MENTIONED
AND PAYING
THE SAID ANNUITY OF TWO HUNDRED POUNDS STERLING TO
THE SAID
KATHERINE SUTHERLAND YET THAT SUCH DEFICIENCY SHALL
IN THE
MEANTIME FALL UPON THE CHILDREN PROVISIONS UNTILL
THE DECEASED
OF THE SAID MISS KATHERINE SUTHERLAND AND THAT IN
EVERY EVENT
THE SUM OF FOUR THOUSAND POUNDS STERLING SHALL
REMAIN CLEAR
AND UNTOUCHED FOR ANSWERING THE SAID ANNUITY
DURING ALL
THE DAYS OF HER LIFETIME AND FOR THE FURTHER SECURITY
OF THE SAID
MISS KATHERINE SUTHERLAND FOR PAYMENT OF THE SAID
EVENTUALL
ANNUITY AND FOR THE PROVISIONS TO THE CHILDREN OF
THE MARRIAGE
BEFORE MENTION THE SAID COLL. ROBERT MCKINZIE
ASSIGNS AND
CONVEYS AS MUCH OF THE SEVERALL SUMS OF ANNUITY
AFTER
MENTIONED WITH THE SECURITIES THEREFORE AS WILL
COMPLETELY
SATISFY AND PAY THE SAME VIZ. THE SUM OF SIXTY SEVEN
THOUSANT
EIGHT HUNDRED AND EIGHT DINA RUPEES VESTED BY ME IN
THE
EIGHTY PER CENT EAST INDIA GOVERNMENT SECURITIES
BY SEVERAL INVESTITURES THE FIRST DATED THE 4TH DAY OF
MAY ONE THOUSANT SEVERAL HUNDRED AND NINETY THREE
AND THE LAST DATED THE FIRST DAY OF NOVEMBER ONE

THOUSANT
EIGHT HUNDRED YEAR ALL AS CONTAINED IN AN ACCOUNT
CURRENT
BETWIXT HIM AND MESSRS. DOWNIE AND MAITLAND HIS
AGENTS
AT CALCUTTA DATED 31 / 12 / 1800 YEARS THE FURTHER SUM
OF TWENTY
THOUSANT DIVA RUPEES VESTED BY HIM IN THE SAID
GOVERNMENT
SECURITIES BEING NUMBER FORTY EIGHT OF THE DECENNIAL
LOAN
OBLIGATION DATED THE SIXTEENTH DAY OF NOVEMBER ONE
THOUSAND
SEVEN HUNDRED AND NINETY EIGHT AND ALSO STOCK TO
THE AMOUNT
OF EIGHT THOUSANT ONE HUNDRED AND FORTY ONE
POUNDS VESTED
BY HIM IN THE THREE PERCENT CONSOLIDATED FUNDS OF
GREAT
BRITAIN AND MANAGED ON HIS AMOUNT BY MESSRS. THOMAS
COUTTS
AND CO BANKERS IN LONDON CONFORM TO THEIR AMOUNT
CURRENT
WITH HIM THERE ANENT ENDING THE SIXTEENTH DAY OF MAY
LAST
AND WHICH AMOUNT ARE SIGNED BY THE PARTIES OF THIS
DATE AS
RELATIVE HERETO AND IN WHICH LAST SUM IS INCLUDED THE
SUM
OF SIX HUNDRED POUNDS STERLING VESTED IN THE SAID
FUNDS
SINCE THAT PERIOD WITH POWER TO THE SAID MISS
KATHERINE
SUTHERLAND IN THE EVENT OF HER SURVIVING THE SAID
AFFIDATE
SPOUSE OUT OF BOTH ARE EITHER OF THE SAID FUNDS THE
SAID
YEARLY ANNUITY ACCEPTS AND DISCHARGES TO GRANT
THEREFORE
AND GENERALLY EVERY OTHERTHING THEREANENT TO DO
THAT
HE COULD HAVE DONE HIMSELF DURING HIS LIFETIME AND IF
SHE
SHALL JUDGE IT MORE EXPEDIENT THE SAID COLL. ROBERT
MCKINZIE
BINDS AND OBLIGES HIMSELF WHEN REQUIRED TO INVEST
THE SAID

SUM OF FOUR THOUSANT POUNDS STERLING IN THE BRITISH FUNDS
IN HER NAME TO———— THE SAID ——— ANNUITY AND TO LAY OUT THE SAME OR HERITABLE SECURITY AND TO TAKE THE SECURITY THEREFORE PAYABLE TO HER IN LIFERENT DURING ALL THE DAYS OF HER LIFETIME AND TO THE CHILDREN OF THE MARRIAGE IN THE EVENTS PREMENTIONED IN FEE TO ANSWER IN WHOLE OR IN PART AS CIRCUMSTANCES MAY BE THEIR SAID PROVISION DECLARING ALSO THAT THE CHILDREN TO BE PROCREATE OF THE MARRIAGE SHALL DURING THE LIFE OF THEIR FATHER BE MAINTAINED AND EDUCATED SUITABLE O THEIR STATION BY HIM AND IN THE EVENT OF HIS DECEASE PREVIOUS TO THEIR ARRIVING AT THE YEARS OF MAJORITY THAT THEIR SAID MOTHER SHALL BE THEIR TUTORS AND CURATORS AND SHALL UPLIFT RECEIVE AND DISCHARGE THE INTEREST OF THE MONEYS BEFORE PROVIDED TO THEM UNTIL THEIR ARRIVAL AT THE AGE OF FIFTEEN YEARS IF MALE CHILDREN ON THEIR MAJORITY AT MARRIAGE IF FEMALE IN LIEU OF THEIR EDUCATION AND MAINTAINANCE AND FURTHER THE SAID COLL. ROBERT MCKINZIE IN THE EVENT OF THE SAID MISS KATHERINE SUTHERLAND SURVIVING HIM ASSIGNS CONVEYS AND MAKES OVER TO HER HEIRS AND ASSIGNEES AS HER OWN UNDOUBTED PROPERTY THE WHOLE HOSEHOLD FURNITURE AND PLENISHING OF EVERY DENOMINATION BED AND TABLE LINEN ——— AND TABLE CHINA SILVERPLATE AND IN GENERALL EVERY ARTICLE OF HOUSEHOLD OF FURNITURE AND PLENISHING THAT SHALL PERTAIN AND BELONG TO HIM OR BE IN COMMUNION BETWIXT THEM AT THE TIME OF HIS DECEASE DISPENSING WITH THE GENERALITY HEREOF AND ADMITTING THE SAME TO BE EQUALLY GOOD VALID AND SUFFICIENT AS IF EVERY ARTICLE

THEN BELONGING TO HIM WERE HEREIN PARTICULARLY
INSERTED
MOREOVER THE SAID COLL.ROBERT MCKINZIE HEREBY
RENOUNCES
AND GIVES UP FOR HIMSELF HIS HEIRS AND SUCCESSORS
ANY CLAIM OR TITLE HE MIGHT HAVE JURE MARITE OR
OTHERWAYS
TO ANY MONEY MEANS OR EFFECTS PRESENTLY BELONGING
TO THE
SAID MISS KATHERINE SUTHERLAND OR TO WHICH SHE MAY
HEREAFTER
HAVE RIGHT ANY MANNER OF WAY AND PARTICULARLY
WITHOUT
PREJUDICE TO THE GENERALITY FORESAID TO A BOND FOR
FIVE
HUNDRED POUNDS STIRLING GRANTED TO HER BY SIR EWEN
BAILLIE
OF THE EAST INDIA COMPANY SERVICE AND TO ANY CLAIM OF
PROVISION
MADE IN HER FAVOUR BY HEIRS AND DECEASED FATHER
DECLARING
THE SAME HER OWN PROPERTY AND AS HER DISPOSAL IN
ANY
MANNER SHE MAY THINK PROPER WITHOUT HIS CONCENT
ARE APPROBATION AND FURTHER THE SAID COLL.ROBERT
MCKENZIE DISPONES CONVEYS AND MAKES OVER FROM HIM
HIS HEIRS
AND SUCCESSORS TO AND IN FAVOUR OF THE SAID MISS
KATHERINE
SUTHERLAND HIS AFFIDATE SPOUSE HIS HEIRS ASSIGNEES
WHOMSOEVER
UNDER THE BURDEN OF THE PAYMENT OF THE YEARLY FEU
DUTY PAYABLE
OUT THEREOF HERITABLE AND IRREDEEMABLE ALL AND
HAILLE THAT
HOUSE LYING IN THE VILLAGE OF NEW TARBET CALLED
MILMOUNT
CALLED MILLMOUNT WICH THE GARDEN BACK CLOSE
AND WHOLE PARTS PENDICLES AND PERTINENTS THERETO
BELONGING
BOUNDED ON THE WEST BY THE HIGH ROAD LEADING
THROUGH
MILMOUNT AND ON THE SOUTH BY THE WATER – OR AS THE
SAME MAY BE OTHERWAYS BOUNDED AND DESCRIBED IN HIS
RIGHTS AND
INFETMENTS THEREOF ALL LYING IN THE PARISH OF KILMUIR
AND COUNTY

OF ROSS TOGETHER WITH ALL RIGHT AND CLAIM OF RIGHT
OF PROPERTY
AND POSSESSION WHICH HE CAN CLAIM OR PRETEND
THERETO ANY MANNER
OF WAY IN WHICH HOUSE WITH THE GARDEN AND
PERTINENTS BEFORE
MENTIONED THE SAID COLL. ROBERT MCKINZIE BIND AND
OBLIGES HIM HIS
HEIRS SUCCESSORS TO INFECT AND LEASE THE SAID MISS
KATHERINE
SUTHERLAND HIS AFFIDATE SPOUSE HERITABLE AND
IRREDEEMABLE
AND THAT BY RESIGNATION OR CONFIRMATION OR BOTH THE
ONE
WITHOUT PREJUDICE OF THE OTHER AND FOR EXPEDING THE
SAID
INFECTMENT BY RESIGNATION HEREBY MAKES AND
CONSTITUTES
AND EACH OF THEM CONLLIE AND SEALLIE HIS UNDOUBTED
—
AND COMMISSIONERS TO THE OFFICE UNDER WRITEN GIVING
GRANTING
AND COMMITTING TO THEM FULL POWER WARRANT AND
COMMISSION
FOR HIM AND IN HIS NAME TO COMPEAR HEREFOR
HIS IMMEDIATE LAWFULL SUPERIORS OF THE SAID SUBJECTS
OR THEIR COMMISSIONERS HAVING POWER TO RECEIVE
RESIGNATIONS
AND TO GRANT NEW INFECTEMENTS THEREON AND THAT
UPON
THE GROUND THEREOF AT ANY TIME LAWFULL AND
CONVENIENT
AND THEM AND THERE WITH ALL DUE REVERENCE AND
HUMILITY
AS BECOMES PURELY AND SIMPLY BY STAFF AND BATTON AS
USE
IS TO RESIGN AND SURRENDER LIKEAS THE SAID COLL.
ROBERT MCKINZIE
HEREBY RESIGNS RENOUNCES SURRENDERS UP GIVES OVER
GIVES
AND DELIVERS ALL AND HAILLE THE HOUSE GARDEN AND
PERTINENTS
CALLED MILLMOUNT LYING IN THE SAID VILLAGE OF
MILMOUNT OF NEW
TARBET PARISH OF KILMUIR AND COUNTY OF ROSS
AFORESAID AS
DESCRIBED AND HEREHELD AS REPEATED BREVALITIS CAUSA

OR AS
THE SAME ARE MORE PARTICULARLY BOUNDED AND
DESCRIBED IN HIS
RIGHTS AND INFETMENTS THEREOF INTO THE HANDS OF HIS
IMMEDIATE LAWFULL SUPERIORS THEREOF IN FAVOUR AND
FOR
NEW INFETMENTS OF THE SAME TO BE MADE GIVEN AND
GRANTED
TO THE SAID MISS KATHERINE SUTHERLAND HIS AFFIDATE
SPOUSE
IN SUCH DUE AND COMPETENT FORM AS OFFERS ALL
INSTRUMENTS
AND DOCUMENTS THEREAPON TO TAKE AND GENERALLY
EVERY
OTHERTHING THEREANNENT TO DO WHICH HE COULD DO
HIMSELF IF PERSONALLY PRESENT ALL WHICH HE HEREBY
PROMISES
TO HOLD FIRM AND STABLE WITHOUT RESERVATION WHICH
DISPOSITION
AND SUBJECTS THEREBY CONVEYED THE SAID COLL.
ROBERT MCKINZIE
BINDS AND OBLIGES HIM HIS HEIRS AND SUCCESSORS TO
WARRANT TO
THE SAID MISS KATHERINE SUTHERLAND HIS AFFIDATE
SPOUSE AND
HER FORESAIDS AS ALL HANDS AND AGAINST ALL DEADLY AS
LAW
WILL AND HEREBY MAKES AND CONSTITUTES THE SAID MISS
KATHERINE
SUTHERLAND AND HER FORSAIDS HIS COMMISSIONERS AND
ASSIGNEES
NOT ONLY IN AND TO THE RENTS MAILLS AND DUTIES
THEREOF IN TIME
COMING BUT ALSO IN AND TO THE TITLES WRITS AND
EVIDENTS THEREOF
CONCEIVED INFAVOUR OF HIM HIS PREDECESSORS OR
AUTHORS AND WHICH
ASSIGNATION ABOVE WRITEN HE HEREBY BINDS AND
OBLIGES HIM
AND HIS FORESAID TO WARRANT AS FOLLOW VIZ. IN SO FAR
AS CONCERNS
THE WRITS AND EVIDENTS AS ALL HANDS AND AGAINST ALL
DEADLY AS LAW
WILL AND IN SO FAR AS CONCERNS THE RENTS MAILLS AND
DUTIES FROM
HIS OWN PROPER FAILS AND DEEDS ALL NAMELY AND IT IS
HEREBY AGREED

UPON BETWIX THE PARTIES THAT EXECUTION SHALL PASS
HEREON AT THE
INSTANCE OF THE SAID CAPTAIN GEORGE SACKVILLE
SUTHERLAND
ROBERT SUTHERLAND ESQ. OF THE ISLAND OF ST VINCENT
AND COLL.
ALEXANDER BAILLIE OF KNOCHBRACHE OR ANY ONE OR
MORE OF THEM
OR THEIR HEIRS AGAINST THE SAID COLL. ROBERT MCKINZIE
FOR
IMPLEMENT AND PERFORMANCE IN FAVOUYR OF THE SAID
MISS KATHERINE
SUTHERLAND AND THE ISSUE OF THE SAID MARRIAGE OF THE
PROVISION
AND PRESTATIONS ABOVE WRITEN CONCEIVED IN THEIR
FAVOUR AND
DECLARING THAT THE PRESENT MARRIAGE SHOULD ABSOLVE

YEARS AND DAY FROM THE SOLEMNIZATION THEREOF
WITHOUT A
LIVING CHILD BEING HEARD BUT YET THIS PRESENT
CONTRACT SHALL
SUBSIST IN ITS FULL FORCE AND EFFECT IN FAVOUR OF THE
SAID
MISS KATHERINE SUTHERLAND ANY LAW OR PRACTICE TO
THE
CONTRARY NOTWITHSTANDING AND THEY CONSENT TO THE
RESIGNATION HEREOF IN THE BOOKS OF COUNCIL AND
SESSION
OTHER COMPETENT THEREIN TO REMAIN FOR PRESERVATION
AND IF NEED BE THAT ALL EXECUTION NECESSARY MAY
PASS AND BE DIRECT HEREIN AS OFFERS AND THERETO
THEY CONSTITUTE THEIR PROCULATORS AND
COMMISSIONERS
ALL TO THE EFFECT THE SAID MISS KATHERINE SUTHERLAND
MAY BE INFERT AND LEASED IN THE SAID HOUSE GARDEN AND
PERTINENTS THE SAID COLL.ROBERT MCKINZIE HEREBY
DESIRES AND
REQUIRES YOU AND EACH OF YOU CONLLIE AND SEALLIE HIS
BAILLIES
IN THAT PART HEREBY SPEEDILY CONSTITUTE THESE
PRESENTS
----- PASS TO THE SAID SUBJECTS AND THERE GIVE AND
DELIVER
TO THE SAID MISS KATHERINE SUTHERLAND HERITABLE
STATE
AND SASINE REAL AND ACTUALL AND CORPOREAL

POSSESSION
OF ALL AND HAILLE THE HOUSE GARDEN AND PERTINENTS
BEFORE
DESCRIBED OR AS THE SAME ARE MORE PARTICULARY
DESCRIBED
IN HIS RIGHTS AND INFETMENTS THEREOF AND HERE HELD
AS REPEATED BREVITATIS CAUSA CALLED MILLMOUNT IN THE
SAID VILLAGE OF MILLMOUNT OF NEW TARBET PARISH OF
KILMUIR
AND COUNTY OF ROSS WITH THE WHOLE PARTS PENDICLES
AND
PERTINENTS THERETO BELONGING AND THAT BY DELIVERING
TO THE SAID MISS KATHERINE SUTHERLAND OR HER
ATTORNEY
OR ATTORNEYS WHOM NAME BEARER HEREOF

SYMBOLLS USUALL AND NECESSARY BUT ALWAYS UNDER
THE
BURDEN OF THE FEU DUTY PAYABLE OUT THEREOF AND THIS
IN
NOWAYS LEAVE UNDONE THE WHICH TO DO THE SAID COLL.
ROBERT MACKENZIE COMMITTS TO YOU AND EACH OF YOU
CONLLIE AND SEALLIE AS SAID IS HIS FULL POWER BY THIS
HIS
PRECEPT OF SASINE DIRECTED TO YOU FOR THAT EFFECT
IN WITNESS WHEREOF BOTH PARTIES HAVE SUBSCRIBED
THESE
PRESENTS TOGETHER WITH ANOTHER DUPLICATE HEREOF
WROTE
UPON THIS AND THE SIX PRECEEDING PAGES OF PAPER DULY
STAMPED
WORDING TO LAW BY THOMAS SUTER SHERIFF CLERK OF
ROSS
BRAILANGWELL THE FIFETEENTH DAY OF AUGUST 1801
YEARS
BEFORE THESE WITNESSES THE SAID COLL.ALEXANDER
BAILLIE OF
KNOCHBRECK MR ALEXANDER BAILLIE HIS SON AND THE
SAID
THOMAS SUTER WRITER HEREOF.
ROBERT MCKINZIE
KATHARINE SUTHERLAND
GEORGE SACKVILLE SUTHERLAND
ALEXANDER BAILLIE WITNESS
ALEXANDER BAILLIE HIS SON WITNESS
THOMAS SUTER WITNESS
RD/14/118/765. 24TH JUNE 1778 CONTRACT MATRIMONIAL.

BETWEEN ALEXANDER MACKENZIE OF ARDLOCH AND MISS MARGARET SUTHERLAND 1732.

EDITED 24 JUNE 1778 PRESENTED BY RODERICK MCLEOD WRITEN IN EDINBURGH.

REGISTERED BY DAVID RAE AND JAMES BOSWELL.

152 BOOKED.

AT LANGWELL THE SIXTEENTH DAY OF SEPTEMBER 1732. IT IS APPOINTED CONTRACTED FINALLY

AND

MATRIMONALLY AGREED AND ENDED BETWEEN THE PARTIES FOLLOWING VIZ. ALEXANDER

MACKENZIE

YOUNGER OF ARDLOCH TO THE SPECIAL ADVICE AND

CONSENT OF THE RIGHT HONOURABLE

WILLIAM

LORD STRATHNAVER AND THE SAID LORD STRATHNAVER

TAKING APON HIM FULL BURDEN FOR

THE SAID

ALEXANDER MACKENZIE OF ARDLOCH ON THE ONE PART AND

MARGARET SUTHERLAND

LAWFULL DAUGHTER

TO THE DEWAFT CAPTAIN ROBERT SUTHERLAND OF

LANGWELL WITH THE SPECIAL ADVICE AND

CONCENT OF

WILLIAM SINCLAIR OF —WICK AND THE SAID WILLIAM

SINCLAIR OF —WICK TAKING APON

HIM

BURDEN FOR THE SAID MARGARET SUTHERLAND ON THE

OTHER PART IN MANNER FOLLOWING

THAT IS TO SAY

THE SAID ALEXANDER MACKENZIE AND MARGARET

SUTHERLAND WITH CONSENT BOTH HAVE

ACCEPTED AND

TAKEN AND BY THEIR PRESENTS ACCEPT AND TAKE EACH FOR

THEIR LAWFULL PROMISED

SPOUSES AND

FAITHFULLY JOINED AND OBLIGE THEM TO SOLOMENIZE AND

COMPLETE THE HOLY BOND OF

MARRIAGE TOGETHER

WITH ALL REQUISITE SOLOMENISES BETWIX AND THE — DAY

OF OCTOBER NEXT TO COME IN

CONTENPLATION

OF THE WHICH MARRIAGE AND FOR THE LOCKER

UNDERWRITEN THE SAID ALEXANDER

MACKENZIE OF ARDLOCH

AND THE SAID WILLIAM LORD STRATHNAVER AS TAKING APON

HIM FULL BURDEN FOR THE SAID

ALEXANDER
MACKENZIE BINDS AND OBLIGES THEM THEIR HEIRS AND
SUCCESSORS TO DULY AND
SUFFICIENTLY INFECT
AND SAISE THE SAID MARGARET SUTHERLAND IN LIFERENT
DURING ALL THE DAY OF HER
LIFETIME AFTER THE
DOWERY OF THE SAID ALEXANDER MACKENZIE IN CASE SHE
SHALL HAPPEN TO SURVIVE HIM IN
ALL AND HAILLE
THE SUM OF THE FIVE HUNDRED AND TWENTY FIVE MERKS
SCOTS MONEY YEARLY UPLIFTABLE
BY HER IN THE
EVENT FOURTH AT TWO TERMS IN THE YEAR BY EQUALL
PROPORTIONS BEGINNING THE FIRST
TERMS PAYMENT
OF THE SAID ANNUITIES AT THE FIRST TERM OF WHITSUNDAY
OR MARTIMAS AFTER THE DOWERY
OF THE SAID
ALEXANDER MACKENZIE AND SO FORTH TO CONTINUE
YEARLY THEREAFTER DURING THE SAID
LIFETIME AND
THE SAID ALEXANDER MACKENZIE AND THE SAID RIGHT
HONOURABLE WILLIAM LORD
STRATHNAVER AS BURDEN
TAKEN FOR HIM BINDS AND OBLIGES THEM AND THEIR ABOVE
WRITEN TO DELIVER THE SAID
SECURITIES IN
MANNER ABOVE WRITTEN DULY AND VALIDLY MADE INTO
BETWIX AND THE TERM OF
WHITSUNDAY NEXT TO
COME THE SAID LORD STRATHNAVER BEING ONLY BOUND AS
BURDEN TAKEN FOR THE LIFE RENT
PROVISION TO
THE SAID MARGARET SUTHERLAND AND GO FURTHER AND
THE SAID ALEXANDER MACKENZIE
HERBY DECLARES
THAT THE LIFERENT PROVISION ABOVE WRITTEN IS NO WITTS
TO JUDGE THE SAID MARGARET
SUTHERLAND
ON HER RIGHT TO HER SHARE OF MOOVEABLES AND
CONCUR AS THE LAW DIRECTS THE SAME
BEING REFERED
ENTIRE TO HER FURTHER THE SAID ALEXANDER MACKENZIE
BINDS AND OBLIGES HIM HIS HEIRS
AND SUCCESSORS
DULY AND SUFFICIENTLY TO PROVIDE AND SECURE THE

HEIRS MALE TO BE PROCREATE OF THE
MARRIAGE
IN THE SAME OF TWELVE THOUSAND POUNDS SCOTS MONEY
PAYABLE AT THE FIRST TERM OF
WHITSUNDAY
OR MARTIMAS AFTER THE SAID ALEXANDER MACKENZIE HIS
DEATH AND TO DELIVER THE SAID
SECURITY
SO PROVIDED BETWIX AND THE FORM OF WHITSUNDAY ALSO
NEXT TO COME BUT IN ALLTHE SAID
MARGARET
SUTHERLAND SHALL DIE BEFORE THE SAID ALEXANDER
MACKENZIE AND THAT THE SAID
ALEXANDER
MACKENZIE SHALL MARRY AGAIN THEN AND IN THAT CASE HE
BINDS AND OBLIGES HIM HIS
HEIRS AND
SUCCESSORS TO PAY YEARLY TO THE SAID HEIR MALE OR
SON THE SUMS OF THREE HUNDRED
MERKS
SCOTS MONEY BEGINNING THE FIRST TERMS PAYMENT OF
THE SAID SUMS AT THE FIRST TERM OF
WHITSUNDAY
OR MARTIMAS AFTER THE DEATH OF THE SAID MARGARET
SUTHERLAND AND ALEXANDER
MACKENZIE
AND IN CASE THERE SHOULD BE ANY HEIRS MALE
PROCREATED OF THE MARRIAGE AND THERE
SHOULD BE
BUT ONE DAUGHTER THEN AND IN THAT CASE THE SAID
ALEXANDER MACKENZIE BINDS AND
OBLIGES HIM AND
HIS FOR FIRST TO PAY TO THE SAID DAUGHTER OR HEIR
FEMALE THE SUM OF SEVEN THOUSANT
MERKS
SCOTS MONEY AND IN THE CASE OF TWO THREE OR MORE
DAUGHTERS THE SUM OF NINE
THOUSANT
MERKS MONEY FOR AND BETWIX THEM TO BE DIVIDED BY THE
FATHER AS HE SHALL THINK FIT
ANYTIME
IN HIS LIFETIME BUT IN CASE OF NO SUCH DIVISION THE SAME
SHALL BE MADE AT THE SIGHT OF
TWO
NEAREST OF KIN ON THE FURTHER FIVE AND TWO OF THE
NEAREST OF KIN ON THE MOTHER FIVE
AND IN CASE THERE BE NO HEIR MALE PROCREATED OF THE

MARRIAGE AND THAT THERE BE ONE
TWO OR MORE DAUGHTERS OF THE DISOLUTION OF THE SAID
MARRIAGE BY THE DEATH OF THE
SAID MARGARET SUTHERLAND THEN AND IN THE EVENT THE
SAID ALEXANDER MACKENZIE
BINDS AND
OBLIGES HIM AND HIS FOR SAIDS TO PAY THE ANNUAL RENT
OF THE FORTH PROVISIONS TO HIS
SAID
DAUGHTERS BEGINNING THE FIRST TERMS PAYMENT
THEREOF AT THE TERM OF WHITSUNDAY OR
MARTIMAS
AFTER THE DEATH OF THE SAID MARGARET SUTHERLAND OR
THE SAID ALEXANDER MACKENZIE
OR ANY OF
THEM AT FIRST SHALL HAPPEN AND THE SAID PRINCIPAL SUM
TO BE PAID AT THEIR RESPECTIVE
MARRIAGE
OR MAJORITY EITHER THAT SHALL FIRST HAPPEN FOR THE
WHICH COMES AND ON THE OTHER
PART
THE SAID WILLIAM SINCLAIR OF —WICK AS BURDEN TAKEN
FOR THE SAID MARGARET
SUTHERLAND
AND AS DOWRY TO HER FOR THE SUM UNDERWRITTEN BINDS
AND OBLIGES HIM HIS HEIRS AND
SUCCESSORS TO CONTEND AND PAY TO THE SAID
ALEXANDER MACKENZIE HIS HEIRS AND
EXECUTORS
OR ASSIGNEES THE SUM OF THREE THOUSAND FIVE
HUNDRED MERKS SCOTS MONEY AND AT THE
TERM OF
WHITSUNDAY NEXT TO COME TO THE ONE AND ORDINARY
ANNUAL RENT OF THE SAID PRINCIPAL
SUM
THE TERM OF WHITSUNDAY LEFT BY PART UNTIL THE SAID
FORM OF PAYMENT AND YEARLY AND
FORMELY
THEREAFTER DURING THE NOT PAYMENT THEREOF AND ITS
HEREBY DECLARED THAT IN CASE
THE MARRIAGE
THE MARRIAGE SHOULD DISOLVE BY THE DEATH OF EITHER
OF THE SAID PARTIES WITHIN YEAR
AND DAY
AFTER THE SAID MARRIAGE THAT THE JOINTURE AND LOCKER
HEREBY PROVIDED SHALL TAKE
PLACE

IN MANNER ABOVE WRITTEN ANY LAW OR PRACTICE TO THE
CONTRARY NOTWITHSTANDING
RATIFY IT
IS AGREED THAT EXECUTION SHALL PASS FOR IMPRESSMENT
OF THE SAID CONTRACT AGT THE
SAID
ALEXANDER MACKENZIE AND WILLIAM LORD STRATHNAVER
AT THE INSTANCE OF JOHN
SUTHERLAND OF
HOWE JAMES BUDGE OF TACHNAGA JAMES SUTHERLAND OF
LANGWELL AND WILLIAM SINCLAIR
OF
—WICK OR EITHER OF THEM AND BOTH PARTIES BIND AND
OBLIGE THEM THEIR FOR AND TO
THE PERFORMANCE OF THE RESPECTIVE PARTS OF THE
PROMISE AS UNDER THE PENAL
OF EIGHT HUNDRED POUNDS SCOTS MONEY AT TO FOR
NAMED AND FOR THE MORE SECURITIES
WE CONCENT TO THE REGISTRATION IN THE BOOKS OF
COUNCIL SESSION OR ANY OTHER
JUDGES
BOOKS THAT ALL EXECUTION NOWSTANDING MAY PASS
HEREON AS AFFAIRS AND TO THAT
EFFECT
WE CONSTITUTE.
OUR PROCULATORS IN WITNESS WHEREOF WE HAVE
SUBSCRIBED THESE PRESENTS WRITTEN ON
THIS AND THE PRECEEDING TWO PAGES OF STAMPED PAPER
BY MR WILLIAM SCOBIE
MINISTER OF THE GOSPEL AT ASSINT PLACE AND INSERT IN
THE FIRST PAGE BY ONE OF THESE
WITNESSES JAMES SINCLAIR OF DUMBEATH KENNETH
MACKENZIE BROTHER GERMAN TO THE
SAID ALEXANDER MACKENZIE OF ARDLOCH KENNETH
SUTHERLAND BAYLIE OF DORNOCH AND
MR WILLIAM SCOBIE .
SIGNED ALEXANDER MACKENZIE MARGARET SUTHERLAND
JAMES SINCLAIR KENNETH
MACKENZIE
KENNETH SUTHERLAND WILLIAM SCOBIE AND SINCLAIR AND
STRATHNAVER.
STENSCHOLL (QS) THE OLD PARISH CHURCH WAS
DEDICATED TO
ST MARTIN IN THE 1600`S THE PARISHES OF STENSCHOLL
AND
KILMALUAG NOW CALLED KILMUIR WERE UNITED A
PARLIAMENTARY

CHURCH WAS ERECTED HERE IN 1828 AND THE DISTRICT
COMPRISING THE OLD PARISH OF KILMARTIN WAS
CONSTITUTED A
QUOAD SACRA PARISH BY THE GENERAL ASSEMBLY ON 25TH
MAY 1833 THE PARISH WAS DISJOINED FROM KILMUIR AND
SNIZORT BY THE COURT OF TEINDS 14/7/1847.
REVERENT JAMES M. DAVIDSON MINISTER OF THE QUOAD
SACRA
PARISH OF STENSCHOLL SKYE RESIDING AT THE MANSE OF
STENSCHOLL HE WAS ALSO TENANT OF LOTS 13 AND 14
OF THE TOWN GARRAFADA KILMUIR WESTER. THE RIGHTS
OF THE MINISTER OF THE PARISH OF STENSCHOLL ARE AND
ARE DESCRIBED AS FOLLOWS IN THE " 6TH REPORT OF
THE
COMMISSIONERS" FOR BUILDING CHURCHES IN THE
HIGHLANDS OF SCOTLAND THE PARISH OF KILMUIR SKYE
STENSCOLL. THE CERTIFICATE OF COMPLETION OF THE
CHURCH AND MANSE OF STENSCHOLL BEARS DATE ON THE
9TH MARCH 1829. THE LAND IS CONVEYED TO THE
COMMISSIONERS BY THE RIGHT HONOURABLE SIR GODFREY
BOSVILLE MACDONALD, BARONET LORD MACDONALD DATED
22ND AND RECORDED IN THE GENERAL REGISTER OF
SASINES
29TH DECEMBER 1828. THE EXTENT OF GROUND CONVEYED
FOR THE WHOLE IS 2 ACRES 3 ROODS 19 FALLS AND 1 ELL
OR THEREBY SCOTS LAND MEASURE IT LIES WHOLLY WITHIN
THE FARM OF GEARRIGHFADDA ON THE SOUTH SIDE OR
RIGHT
BANK OF THE RIVER KILMARTIN WHICH IS THE BOUNDARY
OF THE SAID PIECE OF LAND ON THE NORTH AND
OPPOSITE TO THE FARM OF STENSCHOLL.
SINCE 14/2/1882 REVERENT JAMES MACKINTOSH DAVIDSON
WHO
BEING SOLEMNLY SWORN AND EXAMINED IN
CS46/101/1/1887
DECREET DEPONES I AM THE MINISTER OF THE QUOAD
SACRA
PARISH OF STENSCHOLL AND HAVE BEEN SO SINCE 14TH
FEBRUARY 1882 MY PREDECESSOR WAS REV. B. ALEXANDER
MACDONALD BORN 1816 SON OF JOHN M. BENBECULA
PRES. BY QUEEN VICTORIA 8TH FEBRUARY AND ORDAINED
30TH APRIL 1856 DIED UNMARRIED 17 JUNE 1881.
AND BEFORE HIM DONALD MACDONALD BORN 1800 SON
OF JAMES M TORLUM BENBECULA AND CHRISTINE
MACDONALD DIED UN MARRIED 5TH JULY 1855 AND
BEFORE HIM HENRY BEATSON PRESB. BY WILLIAM 1V
7TH FEBRUARY 1837 AND BEFORE HIM JOHN NICOLSON

BORN 1780 SON OF ALEXANDER N KYLERHEA DIED
4TH JANUARY 1837. THE CHARGE IS AN A.S. CHARGE
WHICH WAS ERECTED 1828-29 THE 6TH REPORT
11/10/1831 PAGES 28-29 REFERENCE TO THE GLEBE
OF THE PARISH OF STENSCHOLL.

ALEXANDER MACDONALD SOLICITOR AT PORTREE AND
FACTOR FOR MAJOR FRASER OF NEWTON NAIRN MAJOR
FRASER IS PROPRIETOR OF THE ESTATE OF KILMUIR
PURCHASED IN 1855 FROM LORD MACDONALD STAFFIN
PARK FORMS PART OF THE ESTATE OF KILMUIR
THE DECREET INFERS THAT REV. JAMES M. DAVIDSON WAS
PROPRIETOR ON THE VALUATION ROLL AND NOT A TENANT
TO THE PROPRIETOR MAJOR WILLIAM FRASER OF NEWTON
THAT IN THE DECREET MCLEOD AND FRASER V DAVIDSON
AND RODERICK MACKENZIE OF PLOT 20 AND HIS BROTHER
NEIL MACKENZIE PLOT 19 AS DEFENDERS FOR RIGHT OF
PASSAGE OVER STAFFIN PARK STENSCHOLL KILMUIR.

14/1/1887 DECREET CS46/101/1/1887.

ALEXANDER MACKENZIE * CATHERINE MACKENZIE
BORN ABOUT 1791

...

STENSCHOLL KILMUIR
SKYE

. ON CENSUS 1841-51-61

KILMUIR

. DIED 12 APRIL 1867

. STENSCHOLL SKYE AGES

. ON CENSUS DIFFERENT

. FROM DEATH DATE GIVEN

.

DONALD MCKENZIE * HELEN BROWN

BORN ABOUT 1817 KILLIEMUIR SKYE

MARRIED 9/2/1847 KINGLASSIE

10/2/1882 KINGLASSIE

HELEN BORN 1823 HILL OF BEATH FIFE

DIED 7/2/1901 DALGETY BOTH ON CENSUS

1851-61-71-81 KINGLASSIE FIFE

HELEN BROWN LIVED AT ON 1890 DUNFERMLINE

DIRECTORY PAGE 132 25 ROLLAND STREET

1896 PAGE 62 MONASTERY STREET

1897 PAGE 62 MONASTERY STREET

HER SISTER MARGARET BORN KINGHORN

1838 AND ON 1851 CENSUS KINGLASSIE

MARY MCKENZIE BORN 10/4/1849 KINGLASSIE

DAUGHTER OF ABOVE DONALD AND HELEN

MARRIED 10/4/1868 KINGLASSIE JOHN FOSTER

MARY DIED 2/10/1909 AT FOK ASYLUM CUPAR

AGE 60 AND LIVED AT 100 ST. CLAIR STREET
KIRKCALDY. AT THE MARRIAGE TO JOHN
HE WAS AGE 20 LIVED 20 HIGH STREET
KIRKCALDY HIS PARENTS ANDREW FOSTER
FISHERMAN AND JANET WALKER HIS WIFE
AT THAT TIME MARY LIVED 13 THISTLE STREET
KIRKCALDY AGE GIVEN 18 JANET WITNESS.
JOHN FOSTER DIED 23/ 10/ 1909 AGE 62 LIVED
AT 100 ST. CLAIR STREET SINCLAIR TOWN DYSART
SON SIGNED DEATH EXTRACT 115 LINKS STREET
KIRKCALDY.

ANDREW FOSTER BORN KIRKCALDY ACCORDING
TO SERVICE RECORD 10/9/ 1868 PARENTS
JOHN AND MARY BIRTH SIGNED BY FATHER.
ANDREW FOSTER LIVED 64 NICOL STREET KIRKCALDY
1870

ANDREW FOSTER LIVED 12 ELGIN COTTAGES KDY
1881

ANDREW FOSTER LIVED 12 ELGIN COTTAGES KDY
1891

ANDREW FOSTER LIVED 173 HIGH STREET KDY
1893

ANDREW FOSTER LIVED 19 NICOL STREET KDY
1896

ANDREW FOSTER LIVED 122 LINKS STREET KDY
1903

ANDREW FOSTER LIVED 17 GLASSWORK STREET KDY
1925 HIS SON

ANDREW FOSTER LIVED 11 PRATT STREET KDY

ANDREW FOSTER LIVED 91 / 2 PRATT STREET KDY

ANDREW FOSTER MARRIED 30/ 12/ 1892 KIRKCALDY
STAYED 12 ELGIN COTTAGES DYSART PARENTS

JOHN AND MARY MARRIED TO ELIZA JANE
HENDERSON OF 13 WEST FERGUS PLACE

KIRKCALDY PARENTS ANDREW HENDERSON
AND ALISON BROWN MOTHER

ANDREW FOSTER DIED 22/ 10/ 1915 SON OF
JOHN FOSTER AND ELIZA FOSTER OF 17
GLASSWORK STREET KIRKCALDY

BLACKWATCH 3509 7TH BN AGE 46

OR ROYAL HIGHLANDERS REGIMENT

BURIED LAIR O242 BENOCHY CEMETRY

KIRKCALDY TRANSFERED TO ALDRINGTON

CENTRAL HOSPITAL DUE TO SICKNESS

PRIOR TO DYING.

ELIZA JANE HENDERSON BORN 10/ 10/ 1869
OVERGATE KINGHORN PARENTS ALISON

BROWN BORN 1840 MARRIED 3/6/1864
DIED 27/8/1909 AGE 69 BURIED TOGETHER
LAIR 276 AND LIVED 122 LINKS STREET
ABBOTSHALL ANDREW HENDERSON DIED
1909.

ELIZA JANE HENDERSON AT HER MARRIAGE
AGE 23 UNITED PRESBYTERIAN KIRKCALDY
ELIZA DIED 22/11/1943 KIRKCALDY
82 HIGH STREET AGE 74.

ADAM EVE CAIN OR ABEL MAHALALEEL JARED ENOCH IRAD
METHUSAEL LAMECH NOAH SHEM ARPHAXAD SALAH EBER
PELEG REU SHERUG NAHOR TERAH ABRAM ISSAC JACOB
LEVI KOHATH AMRAM AARCH ITHAMAR ELEAZAR PHINEHAS
ABISHUA BUKKI UZZI ZERAHIAH MERAHIAH AMARIAH
AHIMELECH ABIATHE AHITUB ZADOK AHIMAAZ AHINOAM
MARRIED SAUL LINE ASCENDING TO KISH NER ABIEL
BECHORATH ALAMETH ANATHOTH ABIAH\APHIAH
JERIMOTH OMRI ELIOENAI ELIEZAR JOASH ZEMIRA BECHER
BENJAMIN JOSEPH RACHEL LARAN BETHIEL MILCAH HARAN

DESCENDING FROM LARAN JUDAH PHAREZ HEZRON
JERAMEEL

SHSHAH AHALI ATTAI NATHAN ZABAD OBED JESSIE DAVID
HUSBAND OF MICHAL SON OF SAUL. URIEL SON OF MICHAL
AND URIEL HUSBAND OF ABSALOM SON OF DAVID.
MAACHAH SON OF ABSALOM AND MAACHAH MARRIED TO
REHOBOAM SON OF SOLOMON WHERE THE 10 TRIBES
REVOLTED 975 BC. ABIJAH HEIR OF REHOBOAM THEN
ASA JOSAPHAT JORAM OZIAS JOATHAM ACHAZ THEN
A CHRONOLOGICAL SPACE TO AHAZ HEZEKIAH MANASSEH
AMON IOSIAH JOHANAM EZEKIAS MANASSEH AMON
KING JEHOIKIM/ELIAKIM JECONIAH ASSIR SHEALTIEL
SALATHIEL ZORABABEL ABIUD ELLAKIM AZOR SADOC
ACHIM ELUID ELEAZAR MATHAT HAD HELI BARNABAS
BARNABAS IS A SURNAME WHO HAD MARY BARNABAS
WHO WAS MARRIED TO JOSEPH MARCUS WHERE THEY
HAD JUSTUS MARCUS OR JESUS SON OF GOD AND SISTERS
AND BROTHERS JOSES BARNABAS SIMON BARNABAS
JUDE BARNABAS SALOME BARNABAS AND JAMES.
MARY MARCUS LAZARUS AND MARTHA DESCENDING
FROM JOHN MARCUS NEPHEW OF JOSES BARNABAS
AND JOHN FROM MARY MARCUS MARRIED TO
CLEOPHAS HALF SISTER TO THE VIRGIN MARY BARNABAS
AND MARY DESCENDING FROM JOSEPH MARCUS AND FROM
JACOB MARCUS AND ASCENDING BACK AGAIN TO MATHAN
LEVI MELCHI JANNA JOSEPH MATTATHIAS AMOS
NAUM ESLI NAGGE MAATH MATTATHIAS SEMEI JOSEPH

JUDA JOANNA RHESA ZOROBABEL SALATHIEL NERI
MELCHI ADDI COSAM ELMODAM ER JOSE ELIEZER
JORIM MATTHAT LEVI SIMEON JUDA JOSEPH JONAN
ELIAKIM MELEA HENAN MATTATHA NATHAN AND
TO DAVID OF JESSIE.

TWO LINES OF DESCENT EITHER FROM MATHAT AND
MATHAN CONNECT INTO THE ROMAN PERIOD THROUGH
EITHER GENEALOGICAL STEMS IE 83BC - 30BC ANTONIUS
MARCUS AN ANCESTRAL NAME ON THE PATRONOMIC SIDE
OF JESUS. DESCENDING MARCUS JUNIUS BRUTIS
MARCUS ULPIUS TRAJAN AGGRIPPA MARCUS VIPSANIUS
64BC 14AD AUGUSTUS CAESAR OCTAVIAN.

39BC 81AD TITUS.

27BC 14AD GAIUS JULIUS CAESAR.

LUCIUS DOMITIUS AHENOBARBUS.

10BC 54AD CLADIUS.

9BC 79A SERVIUS SULPICIUS GALBA.

TITUS FLAVIUS VESPASIANUS.

79BC 81AD GNAES JULIUS.

78AD TITUS FLAVIUS DOMITANUS AUGUSTUS.

81AD 96AD MARCUS COCCEIUS.

17AD 138AD PUBLIUS AELUS HADRIANUS.

121AD 180AD MARCUS ANTONIUS AURELIUS.

130AD 169AD LUCIUS AURELIUS VERUS.

131AD 161AD ANTONIAS PIUS.

161AD 192AD COMMODUS LUCIUS AEITUS AURELIUS

193AD LUCIUS SEPTIMIUS.

214AD 270AD MARCUS AURELIUS CLAUDIUS.

245AD 313AD GAIUS AURELIUS VALERIUS.

249AD 51 AD GAIUS MESSIUS DECIUS.

DIOCLETIAN.

MAXIMIAM.

272AD 327AD FLAVIUS VALERIUS AURELIUS CONSTANTINE.

321 AD 375AD VALENTINIAN.

361AD 363AD FLAVIUS CLAUDIUS JULIANUS.

372AD 392AD VALENTINIAN.

419AD 455AD VALENTINIAN.

425AD 455AD FLAVIUS PLACIDUS VALENTIANUS.

483AD 565AD JUSTINIAN.

ROMAN RULE CROSSING INTO FRENCH SUCCESSORS.

481AD 511 CLOVIS.

561 84 CHILPERIC

714 41 MARTEL

751 68 PEPIN

768 814 CHARLEMAIN

814 40 LOUIS LE DEBONNAIRE

840 77 CHARLES LE BEGUE

877 79 LOUIS 11 BEGUE
879 82 LOUIS 111
882 84 CARLOMAN
894 87 CHARLES LE GROS
887 98 CONTU EUDES
898 922 CHARLES LE SIMPLE
936 54 LOUIS 1V
954 86 LOTHAIRE
986 87 LOUIS V LE FAINEANT
CAPETIANS
987 96 HUGUES CAPET
996 1031 ROBERT LE PIEUX
1031 60 HENRY
1060 1108 PHILIPPE
1108 37 LOUIS V1 LE GROS
1137 80 LOUIS V11 LE JEUNE
1180 1223 PHILIPPPE
1223 26 LOUIS V11 LE LION
1226 70 LOUIS 1X ST LOUIS
1270 85 PHILIPPE 111 LE HARDI
1285 1314 PHILIPPE
1314 16 LOUIS X LE HUTIN
JEAN 1
1316 22 PHILIPPE LE LONG
1322 28 CHARLES 1V LE BEL
VALOIS
1328AD 50 PHILIPPE
1350 64 JEAN 11 LE BON
1364 80 CHARLES V LE SAGE
1380 1422 CHARLES V1 LE BIEN AIME
1422 61 CHARLES V11 LE VICTORIEUX
1461 83 LOUIS X1
1483 98 CHARLES V111 L AFFABLE
1498 1515 LOUIS X11
1515 47 FRANCOIS
BOURBON
FRENCH RULE CROSSING INTO BRITAIN
TUDOR
1456 HENRY V11
1498 1515 LOUIS X11 * MARY TUDOR MARGARET TUDOR *
JAMES
1489-1541 1473-1513
VALOIS
1498 1515 LOUIS X11 * ANN OF BRETANYE
ANNE OF BRETANYE MARRIED ALSO CHARLES V111
SHE HAD A DAUGHTER WHO MARRIED FRANCOIS
WHERE THEY HAD MADELEINE 1537.

MADELEINE HAD MARY QUEEN OF SCOTS WHO
HAD FRANCOIS 11 AND HIS HEIR HENRY 11
1547-59. HENRY 111 1551-89. HENRY 1111
1553-1610 WHO WAS MARRIED TO MARIA DE MEDICS
WHO HAD LOUIS X11 WHO WAS MARRIED TO
HENRIETTA MARIA ALSO MARRIED TO CHARLES
FIRST BORN 1600.

MARY QUEEN OF SCOTS DESCENDING FROM JAMES V
1512-42 JAMES 1V 1473-1513. JAMES 111 1451-88.
JAMES 11 1430-60. JAMES 1 MARRIED TO JOANNA
BEAUFORT QUEEN OF SCOTLAND 1424 WHO HAD
JAMES STEWART WHO HAD JOHN 1ST EARL OF
ATHOL WHO HAD JOHN KNOWN AS 1 EARL OF
ARGYLL WHO HAD LADY ELIZABETH STEWART
BRITISH LINE CROSSING INTO NORMAN GERALDINE
OF IRELAND.

KENNETH MACKENZIE 10TH IN DESCENT FROM
COLIN OR CAILEAN OF CELTIC ORIGIN.

LADY ELIZABETH STEWART FOUR GREATS GRANDFATHER
KING EDWARD 111 OF ENGLAND HIS GRANDSONS
BROTHER WAS HENRY 1V OF ENGLAND.

HENRY 111 OF ENGLANDS DAUGHTER

MARRIED ALEXANDER THE 111 OF SCOTLAND.

ALEXANDER 111 ASCENDS FROM ALL SCOTTISH LINE.

KENNETH MACALPINE FIRST KING OF SCOTLAND.

DONALD.

CONSTANTINE THE SECOND

ETHUS

GREGORY

DONALD

CONSTANTINE THE 111

MALCOLM 1

KENNETH 111

CONSTANTINE 1111

KENNETH 1111

MALCOLM 11

DUNCAN 1

MACBETH

MALCOLM 111

ALEXANDER 1

DAVID 1 WHO MARRIED MAUD DAUGHTER OF WALDEOFF
BY JUDITH NIECE OF WILLIAM THE CONQUEROR.

DAVID 1

MALCOLM 1111

WILLIAM THE LION

ALEXANDER 11 WHO MARRIED JOAN DAUGHTER OF
KING JOHN OF ENGLAND WHO HAD

ALEXANDER 111 OF SCOTLAND.

KENNETH MACKENZIE ABOVE WHO MARRIED INTO SCOTTISH LINE LADY ELIZABETH STEWART HAD A SON KENNETH MACKENZIE OF SCOTLAND AND HAD SIMON MACKENZIE HAD KENNETH MACKENZIE WHO HAD BARBARA MACKENZIE WHO MARRIED ALEXANDER MACKENZIE WHO HAD JOHN MACKENZIE OF ASSYNT REFERENCE IN DEED RH 8 1100 1726.

HIS SON ALEXANDER IN CS 235 M11 2. HAD LANDS IN THE ISLAND OF SKYE THESE LANDS KNOWN AS TROUTERNISH MENTION OF HIM IN SIG 2.17 DATED 6.8.1787 AND DEED RD 4 232 .2 DATED 11 8 1778. ALEXANDER MARRIED 16.9.1732 BORN 1692 DIED 21 5 1778.

JOHN HIS FATHER WAS BORN 1664 MARRIED 1691 DIED 1726. JOHNS FATHER ALEXANDER OF ARDLOCH BORN 1652 ARDLOCH MARRIED 1675 DIED 1736 ARDLOCH. HE HAD THE LANDS OF ASSYNT AND KINNELLAN.

JOHN BORN IN 1664 WAS MARRIED TO SIBELLA OF DUNDONNEL BORN 1671 WHOS GRANDFATHER SIMON MACKENZIE OF LOCHSLIN WAS ALSO KNOWN AS WILLIAM FRASER OF CULBOKIE AND WAS MARRIED TO AGNUS FRASER HE HAD LANDS IN WESTER KILMUIR ISLAND OF SKYE.

SIMON MACKENZIE IS SON OF GEORGE SECOND EARL OF SEAFORTH MARRIED 23.1. 1627 DIED AUGUST 1651 A WILL TO HIM REFERENCE CC8 DATED 7 JAN 1684. DIED HOLLAND.

ALEXANDER BORN 1652 HAD A BROTHER 1ST EARL OF CROMARTY WHO MARRIED TWICE IN 1654 ANNA SINCLAIR

1700 MARGARET WEMYSS THE EARL DIED 27/8/1714. THE EARL HAD ELIZABETH WEMYSS WHO MARRIED JAMES WEMYSS ALSO KNOWN AS LORD BURNISLAND. THE EARLS GRANDAUGHTER MARRIED A STEWART AND HAD JEAN MACKENZIE WHO MARRIED THOMAS STEWART OF BALCASKIE HE HAD JOHN STEWART WHO WAS MARRIED TO JEAN DOUGLAS DAUGHTER OF THE DUKE OF DOUGLAS JEAN HAD ARCHIBALD STEWART SERVED HEIR TO HIS UNCLE AND CREATED DUKE OF HAMILTON 9/9/1761.

1ST EARL OF CROMARTY HAD A BROTHER JOHN 2 EARL OF CROMARTY BORN 1656 MARRIED 10 JAN 1685.

MARRIED AGAIN 25/4/1701 MARY ELIBANK
FROM 3RD LORD ELIBANK.

3 EARL OF CROMARTY BORN 1703

MARRIED 23/9/1724

DIED 23 /4/1769

GEORGE 3 EARL MARRIED ISABELL GORDON.

GEORGE DIED LORD GORDON OF INVERGORDON.

ISOBELL DAUGHTER OF 3RD EARL MARRIED

8 JANUARY 1760 DIED 28 DECEMBER 1802.

SHE HAD MARIA MURRAY BORN 1766 EDINBURGH

MARRIED 3 MAY 1790 DIED 10 AUGUST 1858.

MARIA MURRAY IS ON 1851 CENSUS EDINBURGH.

AT AGE 85 AND LIVED AT 10 ROYAL CIRCUS ST

EDINBURGH.

MARIA WAS MARRIED TO EDWARD HAY MACKENZIE

BORN 1773 NEWHALL ROSS DIED 5/12/1814.

MARIA MURRAY HAD A SON JOHN HAY MACKENZIE

BORN 1791 AND DIED 9/7/1849 HE MARRIED ANN GIBSON

CRAIG BORN 1805 RICARTON MIDDLOTHIAN EDINBURGH.

MARRIED 23/4/1828 LADY YESTER PARISH EDINBURGH.

ANN HAY MACKENZIE DAUGHTER OF JOHN BORN

21/4/1829 OF NEWHALL ROSSHIRE MARRIED 20/6/1849

MAIDENHEAD KENT DIED 25/11/1888.

ANN WAS MARRIED TO WILLIAM MCDONALD HE IS

ALSO KNOWN AS WILLIAM SUTHERLAND BORN

19/12/1828 WESTMINSTER. HE HAD A SON FRANCIS

SUTHERLAND BORN 3/8/1852 TARBAT HOUSE ROSS.

A JOHN MACKENZIE KNOWN AS LORD MCLEOD

BORN 1727 MARRIED 4/6/1786 EDINBURGH DIED

3/10/1842.

HE MARRIED TWICE AGAIN IN 11/4/1794.

HIS DAUGHTER MARIA ANN MACKENZIE MARRIED

GODFREY WILLIAM WENTWORTH BOSVILLE

MCDONALD 4 TH BARON OF SLATE SKYE.

HE WAS BORN 16/3/1809 AND HAD JAMES MCDONALD

OF SLATE HE WAS BORN 2/10/1847 DIED 25/12/1874.

HE HAD RONALD ARCHIBALD MCDONALD

BORN 9/6/1853 AND LILIAN JANET BOSVILLE MCDONALD

BORN 21 JANUARY 1856 MARRIED 2/8/1876.

LILIAN WAS MARRIED TO THE LATER 2ND EARL

OF CROMARTY.

ALEXANDER MACKENZIE OF ARDLOCH LISTED ABOVE

WHO HAD TITLE IN THE BARONY OF TROTTERNISH

ISLE OF SKYE CS 235 M11 1. MISCELLANEOUS SECTION.

HAD A SON COLONEL ROBERT MACKENZIE OF THE

INDIAN ARMY HONORABLE EAST INDIA COMPANY

HE WAS BORN 1743 ARDLOCH ROSSHIRE

MARRIED TWICE 01/5/1780 AND 15/08/1801
AT BRAILANGWELL ROSS MARRIAGE REFERENCE
GD305/1/128/17. AND RD13/149. DATED 31 JULY 1809.
HIS FIRST WIFE WAS HARRIET ANN MACKENZIE
DAUGHTER OF DOCTOR MACKENZIE.
HE DIED 28/4/1809 AT MILLMOUNT EASTER KILMUIR
ROSSHIRE.

HIS SECOND WIFE KATHERINE SUTHERLAND
BORN 9/1/1773 GOLSPIE CO.SUTHERLAND.
AND OF THE KINGSTARIE SUTHERLAND FAMILY.
HER PARENTS WERE COLONEL JAMES SUTHERLAND
OF UPPAT AND ELIZABETH BAILLIE OF CLYNE.
KATHERINE HAD BROTHERS ROBERT SUTHERLAND
GEORGE LACKWELL SUTHERLAND EVAN BAILLIE
SUTHERLAND DUNCAN FORBES SUTHERLAND.
ROBERT AND KATHERINE HAD TWO SONS AND TWO
DAUGHTERS ALEXANDER MACKENZIE BORN 16/5/1802
AT CASTLE STREET EDINBURGH AND MARRIED
31 MAY KILMUIR EASTER NEAR BAYFIELD
ROSSHIRE DIED 28/4/1841 AGE 39 CIRCULAR ROAD
CALCUTTA INDIA AFTER SERVICE IN THE HEIC
BENGAL NATIVE INFANTRY 48TH REGIMENT.
HIS BROTHER JAMES SUTHERLAND MACKENZIE
BORN 21/7/1805 DIED 24/11/1858 KENSINGTON
ASSYLUM MIDDLESEX LONDON.

HIS SISTER MARGARET SUTHERLAND MACKENZIE
BORN 16/8/1804 MARRIED 5/8/1835 NIGG AT
BAYFIELD ROSSHIRE MARGARET WAS MARRIED
TO REVERENT JAMES HENDRY HUGHS MA
BOMBAY ARMY INDIA.

HIS SISTER ELIZABETH BAILLIE MACKENZIE
BORN GEORGE STREET EDINBURGH 16/6/1803
AND MARRIED LT. EWAN BAILLIE SUTHERLAND
HE DIED 1830. THEY HAD A DAUGHTER EVINA
BAILLIE SUTHERLAND BORN 20/1/1831.
KILMUIR EASTER ROSSHIRE.

MARGARET SUTHERLAND HAD TWO SONS AND TWO
DAUGHTERS HENRY ERSKINE MACKENZIE BORN
19/7/1839.

ALEXANDER MACKENZIE BORN 4/11/1845.

ELIZABETH MARY MACKENZIE
MARGARET ALEXANDRA MACKENZIE.

RD 13 149 662

KNOW ALL MEN BY THESE PRESENTS US MRS KATHARINE
SUTHERLAND
OR MACKENZIE RELICT OF THE DECEASED COLONEL ROBERT
MACKENZIE

SOMETIMES IN THE SERVICE OF THE HONOURABLE EAST
INDIA COMPANY
AND CAPTAIN GEORGE SACKVILLE SUTHERLAND RESIDING
AT RHIVES
WHEREAS THE SAID DECEASED COLONEL ROBERT
MACKENZIE BY
DISPOSITION AND DEED OF SETTLEMENT BEARING DATE THE
26/11/1802
AND RECORDED IN THE BOOKS OF COUNCIL AND SESSION
(OFFICE W.B.)
THE 30/07/1809 GAVE GRANTED AND DISPONED TO AND IN
FAVOUR OF
ALEXANDER MACKENZIE HIS ELDEST LAWFUL SON WHOM
FAILING AS
THEREIN MENTIONED UNDER THE CONDITION AND WITH THE
PROVISIONS
THEREIN EXPRESSED ALL ESTATE AND EFFECTS REAL AND
PERSONAL
HERITABLE AND MOVEABLE THAT SHOULD PERTAIN AND
BELONG TO
HIM AT THE TIME OF HIS DEATH AND HE NOMINATED AND
APPOINTED
THE SAID ALEXANDER MACKENZIE WHOM FAILING THE
PERSONS THEREIN
MENTIONED TO BE HIS SOLE EXECUTERS AND MOREOVER AS
HE JUDGED
IT PRUDENT TO NAME TUTORS AND CURATORS TO THE SAID
ALEXANDER
MACKENZIE HIS SON AND TO ANY OTHER CHILD OR CHILDREN
WHO
MIGHT BE PROCREATED OF THE MARRIAGE TWIXT HIM AND ME
THE SAID
MRS KATHARINE MACKENZIE AND HAVING ENTIRE
CONFIDENCE
IN US THE SAID MRS KATHARINE MACKENZIE AND GEORGE
SACKVILLE
SUTHERLAND AND IN COLONEL LEWIS GRANT OF ACHINOCHE
LATE
IN THE SERVICE OF THE HONOURABLE EAST INDIA COMPANY
CAPTAIN CHARLES GRANT IN THE SERVICE OF THE
HONOURABLE
EAST INDIA COMPANY ON THE BENGAL ESTABLISHMENT
COLONEL
WILLIAM DUNCAN IN THE SERVICE OF THE HONOURABLE
EAST
INDIA COMPANY CAPTAIN HENRY WHITE IN THE SERVICE OF
THE SAID COMPANY AND SOMETIME AID DE CAMP TO THE

MARQUIS
WELLESLY AND COLIN MACKENZIE WRITER TO THE SIGNET
ONE OF THE PRINCIPAL CLERKS OF SESSION HE THEREFOR
NOMINATED
APPOINTED US AND THE SAID LEWIS GRANT CHARLES GRANT
WILLIAM
DUNCAN HENRY WHITE AND COLIN MACKENZIE AND THE
ACCEPTING
SURVIVORS OR SURVIVOR OF US AND THEM TO BE TUTUTORS
AND
CURATORS TO THE SAID ALEXANDER MACKENZIE HIS SON
AND
TO SUCH OTHER CHILD OR CHILDREN AS MIGHT BE
PROCREATED
OF THE SAID MARRIAGE DURING THE WHOLE PERIOD OF
THEIR
RESPECTIVE PUPILLARITIES AND MINORITIES DECLARING
THAT THE
MAJORITY OF THE PERSONS THEREIN AND ABOVE NAMED
ACCEPTING
AND ALIVE AT THE TIME OR ANY ONE OF THEM ACCEPTING
AND
SURVIVING THE REST SHOULD BE A QUORUM AND WHEREAS
THE SAID LEWIS GRANT CHARLES GRANT WILLIAM DUNCAN
HENRY WHITE AND COLIN MCKENZIE HAVE DECLINED TO
ACCEPT
OR ACT FOR THE NOMINATION OF TUTORS AND CURATORS IN
NAME
ABOVE NARRATED SO THAT THE SAID MRS KATHARINE
MACKENZIE
AND GEORGE SACKVILLE SUTHERLAND ARE THE ONLY
ACCEPTING
TUTORS NOMINATE OF THE SAID ALEXANDER MCKENZIE AND
OF
ELIZABETH BAILLIE MCKENZIE MARGARET SUTHERLAND
MACKENZIE
AND JAMES SUTHERLAND MACKENZIE THE YOUNGER
CHILDREN
OF THE SAID COLONEL ROBERT MACKENZIE PROCREATED OF
HIS
SAID MARRIAGE ALL OF WHOM ARE MINORS WHITHIN THE
YEARS OF
PUPILLARITY AND ON ENTERING ON THE ADMINISTRATION
AND
MANAGEMENT OF THE ESTATE WHICH PERTAINED TO THE
SAID
COLONEL ROBERT MACKENZIE BEHOOF OF OUR SAID PUPILS

AS TUTORS
FORSAID WE FIND IT NECESSARY FOR THE PURPOSE OF
SPEEDILY AND
EFFECTUALLY EXTRICATING THE SAME BY PAYMENT OF THE
DEBTS
DUE BY THE SAID DECEASED COLONEL ROBERT MACKENZIE
AND
INVESTING THE RESIDUE OF THE SAID ESTATE IN THE MANNER
MOST
BENEFICIAL FOR OUR SAID PUPILS AND ALL OTHERS
CONCERNED
TO ASSIST A FIT PERSON TO BE OUR AGENT AND FACTOR
WITH
POWER TO INTROMIT WITH THE SAID ESTATE AND AFFECTS
FOR
US AND IN OUR NAMES AS TUTORS FORESAID AND HAVING
ENTIRE
CONFIDENCE IN THE CAPACITY AND INTEGRITY OF JOSEPH
GORDON
WRITER TO THE SIGNET THEREFOR WE HAVE NOMINATED
CONSTITUTED
AND APPOINTED US WE DO HEREBY NOMINATE CONSTITUTE
AND
APPOINT THE SAID JOSEPH GORDON TO BE OUR AGENT AND
FACTOR GIVING GRANTING AND COMMITTING POWER TO HIM
FOR AND IN NAME OF THE SAID ALEXANDER MACKENZIE AND
FOR US AND IN OUR NAMES AS TUTORS FORESAID TO
INTROMIT WITH
AND ENTER ON THE POSSESSION AND MANAGEMENT OF THE
WHOLE
ESTATE AND EFFECTS REAL AND PERSONAL HERITABLE AND
MOVEABLE OF EVERY DENOMINATION AND WHERESOEVER
SITUATED
WHICH PERTAINED TO THE SAID DECEASED COLONEL
ROBERT MACKENZIE
AND TO RESPECT THE SAID ALEXANDER MCKENZIE HAS NOW
RIGHT IN
VIRTUE OF THE GENERAL DISPOSITION ABOVE NOMINATED
TO SUE FOR
UPLIFT AND RECOVER ALL DEBTS AND SUMS OF MONEY DUE
AND ADEBTED
TO THE SAID DECEASED COLONEL ROBERT MACKENZIE IE
AND ON
PAYMENT TO GRANT RECEIPTS AND DISCHARGE FOR THE
SAME
WHICH SHALL BE AS VALID AND EFFECTUAL TO THE
RECEIVERS AS

IF GRANTED BY US TO SETTLE COMPOUND AND TRANSACT
FOR ALL
DEBTS CLAIMS AND DEMANDS DUE AND UNPAID FROM THE
ESTATE OF THE SAID DECEASED COLONEL ROBERT
MACKENZIE
OR FOR WHICH THE SAID ALEXANDER MCKENZIE MAY ANY
WAYS
BE LIABLE AS REPRESENTING HEIRS AND TO PURSUE AND
DEFEND ALL
ACTIONS AT LAW THAT MAY BE NECESSARY FOR
ASCERTAINING
THE AMOUNT OF THE SAID DEBTS AND SUMS OF MONEY DUE
TO THE SAID
DECEASED COLONEL ROBERT MCKENZIE AS WELL AS THE
SUMS
DUE AND UNPAID AFFECTING HIS ESTATE AND TO ENTER INTO
THE GENERAL OR PARTICULAR SUBMISSIONS IN REGARD TO
SUCH DEBTS CLAIMS AND DEMANDS BINDING AND OBLIGING
US
AND THE SAID ALEXANDER MACKENZIE TO ABIDE BY AND
IMPLEMENT
AND FULFIL OUR PART OF THE AMICABLE DECISIONS AND
DECREETS ARBITRAL TO BE PRONOUNCED IN SUCH
SUBMISSIONS
AND GENERALLY WITH FULL POWER TO OUR SAID FACTOR TO
DO
EVERY OTHER THING FOR EFFECTING A SPEEDY AND
DISTINCT
ARRANGEMENT OF THE AFFAIRS OF THE SAID DECEASED
COLONEL
ROBERT MACKENZIE AND BRINGING HIS ESTATE AND
EFFECTS TO THE
BEST ACCOUNT FOR BEHOOF OF THE SAID ALEXANDER
MACKENZIE
AND OUR OTHER PUPILS ABOVE NAMED THAT WE COULD DO
OUR
SELVES AS TUTORS NOMINATE OR THAT IT IS LEGALLY
COMPETENT
FOR ANY FACTOR AND AGENT TO DO IN THE LIKE CASE TO
BINDING
THEREBY AND OBLIGING US TO RATIFY CONFIRM APPROVE
WHATEVER OUR SAID FACTOR SHALL LAWFULLY DO OR
CAUSE TO
BE DONE IN THE PREMISES AND DECLARING THAT HE SHALL
NOT BE LIABLE FOR OMISSIONS BUT ONLY FOR HIS ACTUAL
INTROMISSIONS OF WHICH BY ACCEPTANCE HEREOF HE
SHALL

BE BOUND AND OBLIGED TO
ACCOUNT AS OFTEN AS REQUIRED AND
REGISTRATION HEREOF IN THE BOOKS OF COUNCIL AND
SESSION
OR ANY OTHERS COMPETENT
AND FOR THAT PART IN FULL CONSTITUTE
IN WITNESS WHEREOF THESE PRESENTS WRITEN UPON THIS
AND
TWO PRECEEDING PAGES OF STAMPED PAPER BY ALEXANDER
DUFF CLERK TO THE SAID JOSEPH GORDON ARE
SUBSCRIBED
BY US AS FOLLOWS BY US AS FOLLOWS VIZ... BY ME THE SAID
CAPTAIN GEORGE SACKVILLE SUTHERLAND AT EDINBURGH
THE
SIXTH DAY OF SEPTEMBER 1809 YEARS IS BEFORE THE SAID
ALEXANDER
STUART WRITER IN EDINBURGH AND THE SAID ALEXANDER
DUFF
AND BY ME THE SAID MRS
KATHARINE MCKENZIE AT MILMOUNT
THE 30/ 11 / 1809 FORSAID BEFORE THESE JAMES
MACGOWAN
TEACHER AT MILLMOUNT AND JOHN MONTGOMERY
POSTMASTER
PARKHILL.
SIGNED JAMES MACGOWAN 30/ 11 / 1809
JOHN MONTGOMERY
ALEXANDER STUART 26/09/ 1809
ALEXANDER DUFF
KATHARINE MACKENZIE
GEORGE SACKVILLE SUTHERLAND
GD305/ 1 / 128/ 17.
IT IS CONTRACTED AGREED AND MATRIMONIALY ENDED
BETWIXT THE
PARTIES FOLLOWING VIZ. COLLONELL ROBERT MCKINZIE IN
THE SERVICE
OF THE HONOURABLE EAST INDIA COMPANY ON THE ONE
PART AND MISS
KATHERINE SUTHERLAND ELDEST LAWFULL DAUGHTER OF
THE DECEAST
COLL. JAMES SUTHERLAND OF UPPAT WITH THE ADVICE AND
CONSENT
OF CAPTAIN GEORGE SACKVILLE SUTHERLAND OF UPPAT
HER BROTHER
GERMAN ON THE OTHER PART IN MANNER FOLLOWING THAT
IS TO SAY
THE SAID COLL ROBERT MACKENZIE AND MISS KATHERINE

SUTHERLAND
HAVING CONCURRED A MUTUAL LOVE AND AFFECTION FOR
ONE
ANOTHER HAVE ACCEPTED AND DO HEREBY ACCEPT OF
EACH OTHER
FOR LAWFULL SPOUSES AND HEREBY BIND AND OBLIGE
THEM TO
SOLEMISE THE HOLY BONDS OF MATRIMONY WITH ALL
CONCONCIENT
SPEED IN CONTEMPLATION OF WHICH MARRIAGE THE SAID
COLL ROBERT
MCKINZIE HEREBY BINDS AND OBLIGES HIM HIS HEIRS
EXECUTERS
AND SUCCESSORS TO CONTENT AND PAY TO THE SAID MISS
KATHERINE
SUTHERLAND IN THE EVENTS OF HER SURVIVING HIM AND
INDEPENDENT
OF THE ADDITION THERETO IN THE EVENT HEREIN AFTER
MENTIONED
ALL AND HAILL OF FREE YEARLY ANNUITY OF TWO HUNDRED
POUNDS
STERLING AND THAT AT TWO TERMS IN THE YEAR
WHITSUNDAY
AND MARTINMAS BY EQUALL PORTIONS BEGINNING THE
FIRST TERMS
PAYMENT THEREOF THE FIRST SUM OF WHITSUNDAY ON
MARTINMAS AFTER
HIS DECEASE FOR THE HALF YEAR PRECEEDING AND SO ON
HALF YEARLY
DURING ALL THE DAYS OF HER LIFETIME WITH A FIFTH PART
MORE
OF EACH TERM PAYMENT OF LIQUIDATE PENALTY INCREASE
OF HAILLE
AND THE DUE AND ORDINARY ANNUAL RENT THEREOF
THEREAFTER
DURING THE NOT PAYMENT AND FURTHER THE SAID
COLL.ROBERT
BINDS AND OBLIGES HIM AND HIS FORSAID IN THE EVENT OF
ONE
CHILD MALE OR FEMALE BEING PROCREATED OF THIS
MARRIAGE BETWIXT
HIM AND THE SAID MISS KATHERINE SUTHERLAND TO
CONTEND
AND PAY TO SUCH CHILD THE SUM OF THREE THOUSANT
POUNDS
STERLING TWO CHILDREN MALE OR FEMALE THE SUM OF
TWO THOUSANT

POUNDS STERLING EACH AND IF THREE OR MORE CHILDREN
THE SUM
OF SIX THOUSAND POUNDS STERLING THE ELDEST CHILD TO
RECEIVE OF THAT SUM OF THREE THOUSAND POUNDS
STERLING AND
THE REMAINING THREE THOUSAND POUNDS STERLING TO BE
DIVIDED AMONGST THE YOUNGER CHILDREN IN SUCH
PROPORTIONS
AS THEIR FATHER AND MOTHER OR SURVIVOR OF THEM MAY
THINK
PROPER AT ANY TIME IN THEIR LIFETIME AND THAT AT AND
AGAINST
THE FIRST TERM OF WHITSUNDAY OR MARTINMAS AFTER HIS
DECEASE
WITH A FIFTH PART MORE OF EACH CHILD PROVISION OF
LIQUIDATE
PENALTY IN CASE OF HAILLE AND THE DUE AND ORDINARY
ANNUAL
RENT THEREOF THEREAFTER DURINGTHE NOT PAYMENT BUT
DECLARING
THAT INTHE EVENT OF THE SAID COLL ROBERT MCKINZIES
PREDECEASING
THE SAID MISS KATHERINE SUTHERLAND AND THAT THE
DISSOLUTION
THE MARRIAGE BY HIS DECEASED ARE OTHERWAYS THERE
SHOULD
BE AND CHILD OR CHILDREN EXISTING THEREOF AS THE TIME
THEM
THAT CASE THE SAID COLL.ROBERT MCKINZIE PROVIDES HER
IN AND
SHE SHALL BE ENTITLED TO RECEIVE AND IS HEREBY
EMPOWERED
TO DEMAND AND RECEIVE THE INTEREST OF THE SAID SIX
THOUSANT
POUNDS STERLING PROVIDED TO THE CHILDREN OF THE
MARRIAGE
IN MANNER BEFORE MENTIONED DECLAIRING ALSO THAT IN
THE EVENT
OF THE DECEASE OF THE SAID COLL. ROBERT MCKINZIE
BEFORE THE
SAID MISS KATHERINE SUTHERLAND AND THAT THERE
SHOULD
BE ONE OR MORE CHILDREN OF THE MARRIAGE ENDING AT
THE TIME AND
THAT THERE SHOULD BE A DEFICIENCY IN HIS FUNDS FOR
ANSWERING THE
SEVERAL PROVISIONS IN THEIR FAVOUR BEFORE MENTIONED

AND PAYING
THE SAID ANNUITY OF TWO HUNDRED POUNDS STERLING TO
THE SAID
KATHERINE SUTHERLAND YET THAT SUCH DEFICIENCY SHALL
IN THE
MEANTIME FALL UPON THE CHILDREN PROVISIONS UNTILL
THE DECEASED
OF THE SAID MISS KATHERINE SUTHERLAND AND THAT IN
EVERY EVENT
THE SUM OF FOUR THOUSAND POUNDS STERLING SHALL
REMAIN CLEAR
AND UNTOUCHED FOR ANSWERING THE SAID ANNUITY
DURING ALL
THE DAYS OF HER LIFETIME AND FOR THE FURTHER SECURITY
OF THE SAID
MISS KATHERINE SUTHERLAND FOR PAYMENT OF THE SAID
EVENTUALL
ANNUITY AND FOR THE PROVISIONS TO THE CHILDREN OF
THE MARRIAGE
BEFORE MENTION THE SAID COLL. ROBERT MCKINZIE
ASSIGNS AND
CONVEYS AS MUCH OF THE SEVERALL SUMS OF ANNUITY
AFTER
MENTIONED WITH THE SECURITIES THEREFORE AS WILL
COMPLETELY
SATISFY AND PAY THE SAME VIZ. THE SUM OF SIXTY SEVEN
THOUSANT
EIGHT HUNDRED AND EIGHT DINA RUPEES VESTED BY ME IN
THE
EIGHTY PER CENT EAST INDIA GOVERNMENT SECURITIES
BY SEVERAL INVESTITURES THE FIRST DATED THE 4TH DAY OF
MAY ONE THOUSANT SEVERAL HUNDRED AND NINETY THREE
AND THE LAST DATED THE FIRST DAY OF NOVEMBER ONE
THOUSANT
EIGHT HUNDRED YEAR ALL AS CONTAINED IN AN ACCOUNT
CURRENT
BETWIXT HIM AND MESSRS. DOWNIE AND MAITLAND HIS
AGENTS
AT CALCUTTA DATED 31 / 12 / 1800 YEARS THE FURTHER SUM
OF TWENTY
THOUSANT DIVA RUPEES VESTED BY HIM IN THE SAID
GOVERNMENT
SECURITIES BEING NUMBER FORTY EIGHT OF THE DECENNIAL
LOAN
OBLIGATION DATED THE SIXTEENTH DAY OF NOVEMBER ONE
THOUSAND
SEVEN HUNDRED AND NINETY EIGHT AND ALSO STOCK TO

THE AMOUNT
OF EIGHT THOUSANT ONE HUNDRED AND FORTY ONE
POUNDS VESTED
BY HIM IN THE THREE PERCENT CONSOLIDATED FUNDS OF
GREAT
BRITAIN AND MANAGED ON HIS AMOUNT BY MESSRS. THOMAS
COUTTS
AND CO BANKERS IN LONDON CONFORM TO THEIR AMOUNT
CURRENT
WITH HIM THERE ANENT ENDING THE SIXTEENTH DAY OF MAY
LAST
AND WHICH AMOUNT ARE SIGNED BY THE PARTIES OF THIS
DATE AS
RELATIVE HERETO AND IN WHICH LAST SUM IS INCLUDED THE
SUM
OF SIX HUNDRED POUNDS STERLING VESTED IN THE SAID
FUNDS
SINCE THAT PERIOD WITH POWER TO THE SAID MISS
KATHERINE
SUTHERLAND IN THE EVENT OF HER SURVIVING THE SAID
AFFIDATE
SPOUSE OUT OF BOTH ARE EITHER OF THE SAID FUNDS THE
SAID
YEARLY ANNUITY ACCEPTS AND DISCHARGES TO GRANT
THEREFORE
AND GENERALLY EVERY OTHERTHING THEREANENT TO DO
THAT
HE COULD HAVE DONE HIMSELF DURING HIS LIFETIME AND IF
SHE
SHALL JUDGE IT MORE EXPEDIENT THE SAID COLL.ROBERT
MCKINZIE
BINDS AND OBLIGES HIMSELF WHEN REQUIRED TO INVEST
THE SAID
SUM OF FOUR THOUSANT POUNDS STERLING IN THE BRITISH
FUNDS
IN HER NAME TO———— THE SAID ——— ANNUITY AND TO LAY
OUT THE SAME OR HERITABLE SECURITY AND TO TAKE THE
SECURITY
THEREFORE PAYABLE TO HER IN LIFERENT DURING ALL THE
DAYS
OF HER LIFETIME AND TO THE CHILDREN OF THE MARRIAGE
IN THE
EVENTS PREMENTIONED IN FEE TO ANSWER IN WHOLE OR IN
PART
AS CIRCUMSTANCES MAY BE THEIR SAID PROVISION
DECLARING ALSO
THAT THE CHILDREN TO BE PROCREATE OF THE MARRIAGE

SHALL DURING
THE LIFE OF THEIR FATHER BE MAINTAINED AND EDUCATED
SUITABLE O THEIR STATION BY HIM AND IN THE EVENT OF HIS
DECEASE
PREVIOUS TO THEIR ARRIVING AT THE YEARS OF MAJORITY
THAT THEIR
SAID MOTHER SHALL BE THEIR TUTORS AND CURATORS AND
SHALL
UPLIFT RECEIVE AND DISCHARGE THE INTEREST OF THE
MONEYS
BEFORE PROVIDED TO THEM UNTIL THEIR ARRIVAL AT THE
AGE OF
FIFTEEN YEARS IF MALE CHILDREN ON THEIR MAJORITY AT
MARRIAGE IF FEMALE IN LIEU OF THEIR EDUCATION AND
MAINTAINANCE
AND FURTHER THE SAID COLL. ROBERT MCKINZIE IN THE
EVENT
OF THE SAID MISS KATHERINE SUTHERLAND SURVIVING HIM
ASSIGNS
CONVEYS AND MAKES OVER TO HER HEIRS AND ASSIGNEES
AS HER
OWN UNDOUBTED PROPERTY THE WHOLE HOSEHOLD
FURNITURE
AND PLENISHING OF EVERY DENOMINATION BED AND TABLE
LINEN
— AND TABLE CHINA SILVERPLATE AND IN GENERALL EVERY
ARTICLE OF HOUSEHOLD OF FURNITURE AND PLENISHING
THAT
SHALL PERTAIN AND BELONG TO HIM OR BE IN COMMUNION
BETWIXT THEM AT THE TIME OF HIS DECEASE DISPENSING
WITH THE GENERALITY HEREOF AND ADMITTING THE SAME TO
BE EQUALLY GOOD VALID AND SUFFICIENT AS IF EVERY
ARTICLE
THEN BELONGING TO HIM WERE HEREIN PARTICULARY
INSERTED
MOREOVER THE SAID COLL.ROBERT MCKINZIE HEREBY
RENOUNCES
AND GIVES UP FOR HIMSELF HIS HEIRS AND SUCCESSORS
ANY CLAIM OR TITLE HE MIGHT HAVE JURE MARITE OR
OTHERWAYS
TO ANY MONEY MEANS OR EFFECTS PRESENTLY BELONGING
TO THE
SAID MISS KATHERINE SUTHERLAND OR TO WHICH SHE MAY
HEREAFTER
HAVE RIGHT ANY MANNER OF WAY AND PARTICULARY
WITHOUT
PREDUDICE TO THE GENERALITY FORESAID TO A BOND FOR

FIVE
HUNDRED POUNDS STIRLING GRANTED TO HER BY SIR EWEN
BAILLIE
OF THE EAST INDIA COMPANY SERVICE AND TO ANY CLAIM OF
PROVISION
MADE IN HER FAVOUR BY HEIRS AND DECEASED FATHER
DECLARING
THE SAME HER OWN PROPERTY AND AS HER DISPOSAL IN
ANY
MANNER SHE MAY THINK PROPER WITHOUT HIS CONCENT
ARE APPROBATION AND FURTHER THE SAID COLL.ROBERT
MCKENZIE DISPONES CONVEYS AND MAKES OVER FROM HIM
HIS HEIRS
AND SUCCESSORS TO AND IN FAVOUR OF THE SAID MISS
KATHERINE
SUTHERLAND HIS AFFIDATE SPOUSE HIS HEIRS ASSIGNEES
WHOMSOEVER
UNDER THE BURDEN OF THE PAYMENT OF THE YEARLY FEU
DUTY PAYABLE
OUT THEREOF HERITABLE AND IRREDEEMABLE ALL AND
HAILLE THAT
HOUSE LYING IN THE VILLAGE OF NEW TARBET CALLED
MILMOUNT
CALLED MILLMOUNT WICH THE GARDEN BACK CLOSE
AND WHOLE PARTS PENDICLES AND PERTINENTS THERETO
BELONGING
BOUNDED ON THE WEST BY THE HIGH ROAD LEADING
THROUGH
MILMOUNT AND ON THE SOUTH BY THE WATER – OR AS THE
SAME MAY BE OTHERWAYS BOUNDED AND DESCRIBED IN HIS
RIGHTS AND
INFETMENTS THEREOF ALL LYING IN THE PARISH OF KILMUIR
AND COUNTY
OF ROSS TOGETHER WITH ALL RIGHT AND CLAIM OF RIGHT
OF PROPERTY
AND POSSESSION WHICH HE CAN CLAIM OR PRETEND
THERETO ANY MANNER
OF WAY IN WHICH HOUSE WITH THE GARDEN AND
PERTINENTS BEFORE
MENTIONED THE SAID COLL.ROBERT MCKINZIE BIND AND
OBLIGES HIM HIS
HEIRS SUCCESSORS TO INFET AND LEASE THE SAID MISS
KATHERINE
SUTHERLAND HIS AFFIDATE SPOUSE HERITABLE AND
IRREDEEMABLE
AND THAT BY RESIGNATION OR CONFIRMATION OR BOTH THE
ONE

WITHOUT PREJUDICE OF THE OTHER AND FOR EXPEDING THE
SAID
INFETMENT BY RESIGNATION HEREBY MAKES AND
CONSTITUTES
AND EACH OF THEM CONLLIE AND SEALLIE HIS UNDOUBTED

AND COMMISSIONERS TO THE OFFICE UNDER WRITEN GIVING
GRANTING
AND COMMITTING TO THEM FULL POWER WARRANT AND
COMMISSION
FOR HIM AND IN HIS NAME TO COMPEAR HEREFOR
HIS IMMEDIATE LAWFULL SUPERIORS OF THE SAID SUBJECTS
OR THEIR COMMISSIONERS HAVING POWER TO RECEIVE
RESIGNATIONS
AND TO GRANT NEW INFETMENTS THEREON AND THAT
UPON
THE GROUND THEREOF AT ANY TIME LAWFULL AND
CONVENIENT
AND THEM AND THERE WITH ALL DUE REVERENCE AND
HUMILITY
AS BECOMES PURELY AND SIMPLY BY STAFF AND BATTON AS
USE
IS TO RESIGN AND SURRENDER LIKEAS THE SAID COLL.
ROBERT MCKINZIE
HEREBY RESIGNS RENOUNCES SURRENDERS UP GIVES OVER
GIVES
AND DELIVERS ALL AND HAILLE THE HOUSE GARDEN AND
PERTINENTS
CALLED MILLMOUNT LYING IN THE SAID VILLAGE OF
MILMOUNT OF NEW
TARBET PARISH OF KILMUIR AND COUNTY OF ROSS
AFORESAID AS
DESCRIBED AND HEREHELD AS REPEATED BREVALITIS CAUSA
OR AS
THE SAME ARE MORE PARTICULARLY BOUNDED AND
DESCRIBED IN HIS
RIGHTS AND INFETMENTS THEREOF INTO THE HANDS OF HIS
IMMEDIATE LAWFULL SUPERIORS THEREOF IN FAVOUR AND
FOR
NEW INFETMENTS OF THE SAME TO BE MADE GIVEN AND
GRANTED
TO THE SAID MISS KATHERINE SUTHERLAND HIS AFFIDATE
SPOUSE
IN SUCH DUE AND COMPETENT FORM AS OFFERS ALL
INSTRUMENTS
AND DOCUMENTS THEREAPON TO TAKE AND GENERALLY
EVERY

OTHERTHING THEREANNENT TO DO WHICH HE COULD DO
HIMSELF IF PERSONALLY PRESENT ALL WHICH HE HEREBY
PROMISES
TO HOLD FIRM AND STABLE WITHOUT RESERVATION WHICH
DISPOSITION
AND SUBJECTS THEREBY CONVEYED THE SAID COLL.
ROBERT MCKINZIE
BINDS AND OBLIGES HIM HIS HEIRS AND SUCCESSORS TO
WARRANT TO
THE SAID MISS KATHERINE SUTHERLAND HIS AFFIDATE
SPOUSE AND
HER FORESAIDS AS ALL HANDS AND AGAINST ALL DEADLY AS
LAW
WILL AND HEREBY MAKES AND CONSTITUTES THE SAID MISS
KATHERINE
SUTHERLAND AND HER FORSAIDS HIS COMMISSIONERS AND
ASSIGNEES
NOT ONLY IN AND TO THE RENTS MAILLS AND DUTIES
THEREOF IN TIME
COMING BUT ALSO IN AND TO THE TITLES WRITS AND
EVIDENTS THEREOF
CONCEIVED INFAVOUR OF HIM HIS PREDECESSORS OR
AUTHORS AND WHICH
ASSIGNATION ABOVE WRITEN HE HEREBY BINDS AND
OBLIGES HIM
AND HIS FORESAID TO WARRANT AS FOLLOW VIZ. IN SO FAR
AS CONCERNS
THE WRITS AND EVIDENTS AS ALL HANDS AND AGAINST ALL
DEADLY AS LAW
WILL AND IN SO FAR AS CONCERNS THE RENTS MAILLS AND
DUTIES FROM
HIS OWN PROPER FAILS AND DEEDS ALL NAMELY AND IT IS
HEREBY AGREED
UPON BETWIX THE PARTIES THAT EXECUTION SHALL PASS
HEREON AT THE
INSTANCE OF THE SAID CAPTAIN GEORGE SACKVILLE
SUTHERLAND
ROBERT SUTHERLAND ESQ. OF THE ISLAND OF ST VINCENT
AND COLL.
ALEXANDER BAILLIE OF KNOCHBRACHE OR ANY ONE OR
MORE OF THEM
OR THEIR HEIRS AGAINST THE SAID COLL. ROBERT MCKINZIE
FOR
IMPLEMENT AND PERFORMANCE IN FAVOUYR OF THE SAID
MISS KATHERINE
SUTHERLAND AND THE ISSUE OF THE SAID MARRIAGE OF THE
PROVISION

AND PRESTATIONS ABOVE WRITEN CONCEIVED IN THEIR
FAVOUR AND
DECLARING THAT THE PRESENT MARRIAGE SHOULD ABSOLVE

YEARS AND DAY FROM THE SOLEMNIZATION THEREOF
WITHOUT A
LIVING CHILD BEING HEARD BUT YET THIS PRESENT
CONTRACT SHALL
SUBSIST IN ITS FULL FORCE AND EFFECT IN FAVOUR OF THE
SAID
MISS KATHERINE SUTHERLAND ANY LAW OR PRACTICE TO
THE
CONTRARY NOTWITHSTANDING AND THEY CONSENT TO THE
RESIGNATION HEREOF IN THE BOOKS OF COUNCIL AND
SESSION
OTHER COMPETENT THEREIN TO REMAIN FOR PRESERVATION
AND IF NEED BE THAT ALL EXECUTION NECESSARY MAY
PASS AND BE DIRECT HEREIN AS OFFERS AND THERETO
THEY CONSTITUTE THEIR PROCULATORS AND
COMMISSIONERS
ALL TO THE EFFECT THE SAID MISS KATHERINE SUTHERLAND
MAY BE INFECT AND LEASED IN THE SAID HOUSE GARDEN AND
PERTINENTS THE SAID COLL.ROBERT MCKINZIE HEREBY
DESIRES AND
REQUIRES YOU AND EACH OF YOU CONLLIE AND SEALLIE HIS
BAILLIES
IN THAT PART HEREBY SPEEDILY CONSTITUTE THESE
PRESENTS
----- PASS TO THE SAID SUBJECTS AND THERE GIVE AND
DELIVER
TO THE SAID MISS KATHERINE SUTHERLAND HERITABLE
STATE
AND SASINE REAL AND ACTUALL AND CORPOREAL
POSSESSION
OF ALL AND HAILLE THE HOUSE GARDEN AND PERTINENTS
BEFORE
DESCRIBED OR AS THE SAME ARE MORE PARTICULARY
DESCRIBED
IN HIS RIGHTS AND INFECTMENTS THEREOF AND HERE HELD
AS REPEATED BREVITATIS CAUSA CALLED MILLMOUNT IN THE
SAID VILLAGE OF MILLMOUNT OF NEW TARBET PARISH OF
KILMUIR
AND COUNTY OF ROSS WITH THE WHOLE PARTS PENDICLES
AND
PERTINENTS THERETO BELONGING AND THAT BY DELIVERING
TO THE SAID MISS KATHERINE SUTHERLAND OR HER
ATTORNEY

OR ATTORNEYS WHOM NAME BEARER HEREOF

SYMBOLS USUALL AND NECESSARY BUT ALWAYS UNDER
THE
BURDEN OF THE FEU DUTY PAYABLE OUT THEREOF AND THIS
IN
NOWAYS LEAVE UNDONE THE WHICH TO DO THE SAID COLL.
ROBERT MACKENZIE COMMITTS TO YOU AND EACH OF YOU
CONLLIE AND SEALLIE AS SAID IS HIS FULL POWER BY THIS
HIS
PRECEPT OF SASINE DIRECTED TO YOU FOR THAT EFFECT
IN WITNESS WHEREOF BOTH PARTIES HAVE SUBSCRIBED
THESE
PRESENTS TOGETHER WITH ANOTHER DUPLICATE HEREOF
WROTE
UPON THIS AND THE SIX PRECEEDING PAGES OF PAPER DULY
STAMPED
WORDING TO LAW BY THOMAS SUTER SHERIFF CLERK OF
ROSS
BRAILANGWELL THE FIFETEENTH DAY OF AUGUST 1801
YEARS
BEFORE THESE WITNESSES THE SAID COLL.ALEXANDER
BAILLIE OF
KNOCHBRECK MR ALEXANDER BAILLIE HIS SON AND THE
SAID
THOMAS SUTER WRITER HEREOF.
ROBERT MCKINZIE
KATHARINE SUTHERLAND
GEORGE SACKVILLE SUTHERLAND
ALEXANDER BAILLIE WITNESS
ALEXANDER BAILLIE HIS SON WITNESS
THOMAS SUTER WITNESS
GD305/1/128/17.
IT IS CONTRACTED AGREED AND MATRIMONIALY ENDED
BETWIXT THE
PARTIES FOLLOWING VIZ. COLLONELL ROBERT MCKINZIE IN
THE SERVICE
OF THE HONOURABLE EAST INDIA COMPANY ON THE ONE
PART AND MISS
KATHERINE SUTHERLAND ELDEST LAWFULL DAUGHTER OF
THE DECEAST
COLL.JAMES SUTHERLAND OF UPPAT WITH THE ADVICE AND
CONSENT
OF CAPTAIN GEORGE SACKVILLE SUTHERLAND OF UPPAT
HER BROTHER
GERMAN ON THE OTHER PART IN MANNER FOLLOWING THAT
IS TO SAY

THE SAID COLL ROBERT MACKENZIE AND MISS KATHERINE
SUTHERLAND
HAVING CONCURRED A MUTUAL LOVE AND AFFECTION FOR
ONE
ANOTHER HAVE ACCEPTED AND DO HEREBY ACCEPT OF
EACH OTHER
FOR LAWFULL SPOUSES AND HEREBY BIND AND OBLIGE
THEM TO
SOLEMISE THE HOLY BONDS OF MATRIMONY WITH ALL
CONCONCIENT
SPEED IN CONTEMPLATION OF WHICH MARRIAGE THE SAID
COLL ROBERT
MCKINZIE HEREBY BINDS AND OBLIGES HIM HIS HEIRS
EXECUTERS
AND SUCCESSORS TO CONTENT AND PAY TO THE SAID MISS
KATHERINE
SUTHERLAND IN THE EVENTS OF HER SURVIVING HIM AND
INDEPENDENT
OF THE ADDITION THERETO IN THE EVENT HEREIN AFTER
MENTIONED
ALL AND HAILL OF FREE YEARLY ANNUITY OF TWO HUNDRED
POUNDS
STERLING AND THAT AT TWO TERMS IN THE YEAR
WHITSUNDAY
AND MARTINMAS BY EQUALL PORTIONS BEGINNING THE
FIRST TERMS
PAYMENT THEREOF THE FIRST SUM OF WHITSUNDAY ON
MARTINMAS AFTER
HIS DECEASE FOR THE HALF YEAR PRECEEDING AND SO ON
HALF YEARLY
DURING ALL THE DAYS OF HER LIFETIME WITH A FIFTH PART
MORE
OF EACH TERM PAYMENT OF LIQUIDATE PENALTY INCREASE
OF HAILLE
AND THE DUE AND ORDINARY ANNUAL RENT THEREOF
THEREAFTER
DURING THE NOT PAYMENT AND FURTHER THE SAID
COLL.ROBERT
BINDS AND OBLIGES HIM AND HIS FORSAID IN THE EVENT OF
ONE
CHILD MALE OR FEMALE BEING PROCREATED OF THIS
MARRIAGE BETWIXT
HIM AND THE SAID MISS KATHERINE SUTHERLAND TO
CONTEND
AND PAY TO SUCH CHILD THE SUM OF THREE THOUSANT
POUNDS
STERLING TWO CHILDREN MALE OR FEMALE THE SUM OF

TWO THOUSANT
POUNDS STERLING EACH AND IF THREE OR MORE CHILDREN
THE SUM
OF SIX THOUSAND POUNDS STERLING THE ELDEST CHILD TO
RECEIVE OF THAT SUM OF THREE THOUSAND POUNDS
STERLING AND
THE REMAINING THREE THOUSAND POUNDS STERLING TO BE
DIVIDED AMONGST THE YOUNGER CHILDREN IN SUCH
PROPORTIONS
AS THEIR FATHER AND MOTHER OR SURVIVOR OF THEM MAY
THINK
PROPER AT ANY TIME IN THEIR LIFETIME AND THAT AT AND
AGAINST
THE FIRST TERM OF WHITSUNDAY OR MARTINMAS AFTER HIS
DECEASE
WITH A FIFTH PART MORE OF EACH CHILD PROVISION OF
LIQUIDATE
PENALTY IN CASE OF HAILLE AND THE DUE AND ORDINARY
ANNUAL
RENT THEREOF THEREAFTER DURINGTHE NOT PAYMENT BUT
DECLARING
THAT INTHE EVENT OF THE SAID COLL ROBERT MCKINZIES
PREDECEASING
THE SAID MISS KATHERINE SUTHERLAND AND THAT THE
DISSOLUTION
THE MARRIAGE BY HIS DECEASED ARE OTHERWAYS THERE
SHOULD
BE AND CHILD OR CHILDREN EXISTING THEREOF AS THE TIME
THEM
THAT CASE THE SAID COLL.ROBERT MCKINZIE PROVIDES HER
IN AND
SHE SHALL BE ENTITLED TO RECEIVE AND IS HEREBY
EMPOWERED
TO DEMAND AND RECEIVE THE INTEREST OF THE SAID SIX
THOUSANT
POUNDS STERLING PROVIDED TO THE CHILDREN OF THE
MARRIAGE
IN MANNER BEFORE MENTIONED DECLAIRING ALSO THAT IN
THE EVENT
OF THE DECEASE OF THE SAID COLL. ROBERT MCKINZIE
BEFORE THE
SAID MISS KATHERINE SUTHERLAND AND THAT THERE
SHOULD
BE ONE OR MORE CHILDREN OF THE MARRIAGE ENDING AT
THE TIME AND
THAT THERE SHOULD BE A DEFICIENCY IN HIS FUNDS FOR
ANSWERING THE

SEVERAL PROVISIONS IN THEIR FAVOUR BEFORE MENTIONED
AND PAYING
THE SAID ANNUITY OF TWO HUNDRED POUNDS STERLING TO
THE SAID
KATHERINE SUTHERLAND YET THAT SUCH DEFICIENCY SHALL
IN THE
MEANTIME FALL UPON THE CHILDREN PROVISIONS UNTILL
THE DECEASED
OF THE SAID MISS KATHERINE SUTHERLAND AND THAT IN
EVERY EVENT
THE SUM OF FOUR THOUSAND POUNDS STERLING SHALL
REMAIN CLEAR
AND UNTOUCHED FOR ANSWERING THE SAID ANNUITY
DURING ALL
THE DAYS OF HER LIFETIME AND FOR THE FURTHER SECURITY
OF THE SAID
MISS KATHERINE SUTHERLAND FOR PAYMENT OF THE SAID
EVENTUALL
ANNUITY AND FOR THE PROVISIONS TO THE CHILDREN OF
THE MARRIAGE
BEFORE MENTION THE SAID COLL. ROBERT MCKINZIE
ASSIGNS AND
CONVEYS AS MUCH OF THE SEVERALL SUMS OF ANNUITY
AFTER
MENTIONED WITH THE SECURITIES THEREFORE AS WILL
COMPLETELY
SATISFY AND PAY THE SAME VIZ. THE SUM OF SIXTY SEVEN
THOUSANT
EIGHT HUNDRED AND EIGHT DINA RUPEES VESTED BY ME IN
THE
EIGHTY PER CENT EAST INDIA GOVERNMENT SECURITIES
BY SEVERAL INVESTITURES THE FIRST DATED THE 4TH DAY OF
MAY ONE THOUSANT SEVERAL HUNDRED AND NINETY THREE
AND THE LAST DATED THE FIRST DAY OF NOVEMBER ONE
THOUSANT
EIGHT HUNDRED YEAR ALL AS CONTAINED IN AN ACCOUNT
CURRENT
BETWIXT HIM AND MESSRS. DOWNIE AND MAITLAND HIS
AGENTS
AT CALCUTTA DATED 31 / 12 / 1800 YEARS THE FURTHER SUM
OF TWENTY
THOUSANT DIVA RUPEES VESTED BY HIM IN THE SAID
GOVERNMENT
SECURITIES BEING NUMBER FORTY EIGHT OF THE DECENNIAL
LOAN
OBLIGATION DATED THE SIXTEENTH DAY OF NOVEMBER ONE
THOUSAND

SEVEN HUNDRED AND NINETY EIGHT AND ALSO STOCK TO
THE AMOUNT
OF EIGHT THOUSANT ONE HUNDRED AND FORTY ONE
POUNDS VESTED
BY HIM IN THE THREE PERCENT CONSOLIDATED FUNDS OF
GREAT
BRITAIN AND MANAGED ON HIS AMOUNT BY MESSRS. THOMAS
COUTTS
AND CO BANKERS IN LONDON CONFORM TO THEIR AMOUNT
CURRENT
WITH HIM THERE ANENT ENDING THE SIXTEENTH DAY OF MAY
LAST
AND WHICH AMOUNT ARE SIGNED BY THE PARTIES OF THIS
DATE AS
RELATIVE HERETO AND IN WHICH LAST SUM IS INCLUDED THE
SUM
OF SIX HUNDRED POUNDS STERLING VESTED IN THE SAID
FUNDS
SINCE THAT PERIOD WITH POWER TO THE SAID MISS
KATHERINE
SUTHERLAND IN THE EVENT OF HER SURVIVING THE SAID
AFFIDATE
SPOUSE OUT OF BOTH ARE EITHER OF THE SAID FUNDS THE
SAID
YEARLY ANNUITY ACCEPTS AND DISCHARGES TO GRANT
THEREFORE
AND GENERALLY EVERY OTHERTHING THEREANENT TO DO
THAT
HE COULD HAVE DONE HIMSELF DURING HIS LIFETIME AND IF
SHE
SHALL JUDGE IT MORE EXPEDIENT THE SAID COLL.ROBERT
MCKINZIE
BINDS AND OBLIGES HIMSELF WHEN REQUIRED TO INVEST
THE SAID
SUM OF FOUR THOUSANT POUNDS STERLING IN THE BRITISH
FUNDS
IN HER NAME TO----- THE SAID ----- ANNUITY AND TO LAY
OUT THE SAME OR HERITABLE SECURITY AND TO TAKE THE
SECURITY
THEREFORE PAYABLE TO HER IN LIFERENT DURING ALL THE
DAYS
OF HER LIFETIME AND TO THE CHILDREN OF THE MARRIAGE
IN THE
EVENTS PREMENTIONED IN FEE TO ANSWER IN WHOLE OR IN
PART
AS CIRCUMSTANCES MAY BE THEIR SAID PROVISION
DECLARING ALSO

THAT THE CHILDREN TO BE PROCREATE OF THE MARRIAGE
SHALL DURING
THE LIFE OF THEIR FATHER BE MAINTAINED AND EDUCATED
SUITABLE O THEIR STATION BY HIM AND IN THE EVENT OF HIS
DECEASE
PREVIOUS TO THEIR ARRIVING AT THE YEARS OF MAJORITY
THAT THEIR
SAID MOTHER SHALL BE THEIR TUTORS AND CURATORS AND
SHALL
UPLIFT RECEIVE AND DISCHARGE THE INTEREST OF THE
MONEYS
BEFORE PROVIDED TO THEM UNTIL THEIR ARRIVAL AT THE
AGE OF
FIFTEEN YEARS IF MALE CHILDREN ON THEIR MAJORITY AT
MARRIAGE IF FEMALE IN LIEU OF THEIR EDUCATION AND
MAINTAINANCE
AND FURTHER THE SAID COLL. ROBERT MCKINZIE IN THE
EVENT
OF THE SAID MISS KATHERINE SUTHERLAND SURVIVING HIM
ASSIGNS
CONVEYS AND MAKES OVER TO HER HEIRS AND ASSIGNEES
AS HER
OWN UNDOUBTED PROPERTY THE WHOLE HOSEHOLD
FURNITURE
AND PLENISHING OF EVERY DENOMINATION BED AND TABLE
LINEN
— AND TABLE CHINA SILVERPLATE AND IN GENERALL EVERY
ARTICLE OF HOUSEHOLD OF FURNITURE AND PLENISHING
THAT
SHALL PERTAIN AND BELONG TO HIM OR BE IN COMMUNION
BETWIXT THEM AT THE TIME OF HIS DECEASE DISPENSING
WITH THE GENERALITY HEREOF AND ADMITTING THE SAME TO
BE EQUALLY GOOD VALID AND SUFFICIENT AS IF EVERY
ARTICLE
THEN BELONGING TO HIM WERE HEREIN PARTICULARY
INSERTED
MOREOVER THE SAID COLL.ROBERT MCKINZIE HEREBY
RENOUNCES
AND GIVES UP FOR HIMSELF HIS HEIRS AND SUCCESSORS
ANY CLAIM OR TITLE HE MIGHT HAVE JURE MARITE OR
OTHERWAYS
TO ANY MONEY MEANS OR EFFECTS PRESENTLY BELONGING
TO THE
SAID MISS KATHERINE SUTHERLAND OR TO WHICH SHE MAY
HEREAFTER
HAVE RIGHT ANY MANNER OF WAY AND PARTICULARY
WITHOUT

PREDUDICE TO THE GENERALITY FORESAID TO A BOND FOR FIVE HUNDRED POUNDS STIRLING GRANTED TO HER BY SIR EWEN BAILLIE OF THE EAST INDIA COMPANY SERVICE AND TO ANY CLAIM OF PROVISION MADE IN HER FAVOUR BY HEIRS AND DECEASED FATHER DECLARING THE SAME HER OWN PROPERTY AND AS HER DISPOSAL IN ANY MANNER SHE MAY THINK PROPER WITHOUT HIS CONCENT ARE APPROBATION AND FURTHER THE SAID COLL.ROBERT MCKENZIE DISPONES CONVEYS AND MAKES OVER FROM HIM HIS HEIRS AND SUCCESSORS TO AND IN FAVOUR OF THE SAID MISS KATHERINE SUTHERLAND HIS AFFIDATE SPOUSE HIS HEIRS ASSIGNEES WHOMSOEVER UNDER THE BURDEN OF THE PAYMENT OF THE YEARLY FEU DUTY PAYABLE OUT THEREOF HERITABLE AND IRREDEEMABLE ALL AND HAILLE THAT HOUSE LYING IN THE VILLAGE OF NEW TARBET CALLED MILMOUNT CALLED MILLMOUNT WICH THE GARDEN BACK CLOSE AND WHOLE PARTS PENDICLES AND PERTINENTS THERETO BELONGING BOUNDED ON THE WEST BY THE HIGH ROAD LEADING THROUGH MILMOUNT AND ON THE SOUTH BY THE WATER – OR AS THE SAME MAY BE OTHERWAYS BOUNDED AND DESCRIBED IN HIS RIGHTS AND INFETMENTS THEREOF ALL LYING IN THE PARISH OF KILMUIR AND COUNTY OF ROSS TOGETHER WITH ALL RIGHT AND CLAIM OF RIGHT OF PROPERTY AND POSSESSION WHICH HE CAN CLAIM OR PRETEND THERETO ANY MANNER OF WAY IN WHICH HOUSE WITH THE GARDEN AND PERTINENTS BEFORE MENTIONED THE SAID COLL.ROBERT MCKINZIE BIND AND OBLIGES HIM HIS HEIRS SUCCESSORS TO INFET AND LEASE THE SAID MISS KATHERINE SUTHERLAND HIS AFFIDATE SPOUSE HERITABLE AND IRREDEEMABLE AND THAT BY RESIGNATION OR CONFIRMATION OR BOTH THE

ONE
WITHOUT PREJUDICE OF THE OTHER AND FOR EXPEDING THE
SAID
INFETMENT BY RESIGNATION HEREBY MAKES AND
CONSTITUTES
AND EACH OF THEM CONLLIE AND SEALLIE HIS UNDOUBTED
—
AND COMMISSIONERS TO THE OFFICE UNDER WRITEN GIVING
GRANTING
AND COMMITTING TO THEM FULL POWER WARRANT AND
COMMISSION
FOR HIM AND IN HIS NAME TO COMPEAR HEREFOR
HIS IMMEDIATE LAWFULL SUPERIORS OF THE SAID SUBJECTS
OR THEIR COMMISSIONERS HAVING POWER TO RECEIVE
RESIGNATIONS
AND TO GRANT NEW INFETMENTS THEREON AND THAT
UPON
THE GROUND THEREOF AT ANY TIME LAWFULL AND
CONVENIENT
AND THEM AND THERE WITH ALL DUE REVERENCE AND
HUMILITY
AS BECOMES PURELY AND SIMPLY BY STAFF AND BATTON AS
USE
IS TO RESIGN AND SURRENDER LIKEAS THE SAID COLL.
ROBERT MCKINZIE
HEREBY RESIGNS RENOUNCES SURRENDERS UP GIVES OVER
GIVES
AND DELIVERS ALL AND HAILLE THE HOUSE GARDEN AND
PERTINENTS
CALLED MILLMOUNT LYING IN THE SAID VILLAGE OF
MILMOUNT OF NEW
TARBET PARISH OF KILMUIR AND COUNTY OF ROSS
AFORESAID AS
DESCRIBED AND HEREHELD AS REPEATED BREVALITIS CAUSA
OR AS
THE SAME ARE MORE PARTICULARY BOUNDED AND
DESCRIBED IN HIS
RIGHTS AND INFETMENTS THEREOF INTO THE HANDS OF HIS
IMMEDIATE LAWFULL SUPERIORS THEREOF IN FAVOUR AND
FOR
NEW INFETMENTS OF THE SAME TO BE MADE GIVEN AND
GRANTED
TO THE SAID MISS KATHERINE SUTHERLAND HIS AFFIDATE
SPOUSE
IN SUCH DUE AND COMPETENT FORM AS OFFERS ALL
INSTRUMENTS
AND DOCUMENTS THEREAPON TO TAKE AND GENERALLY

EVERY
OTHERTHING THEREANNT TO DO WHICH HE COULD DO
HIMSELF IF PERSONALLY PRESENT ALL WHICH HE HEREBY
PROMISES
TO HOLD FIRM AND STABLE WITHOUT RESERVATION WHICH
DISPOSITION
AND SUBJECTS THEREBY CONVEYED THE SAID COLL.
ROBERT MCKINZIE
BINDS AND OBLIGES HIM HIS HEIRS AND SUCCESSORS TO
WARRANT TO
THE SAID MISS KATHERINE SUTHERLAND HIS AFFIDATE
SPOUSE AND
HER FORESAIDS AS ALL HANDS AND AGAINST ALL DEADLY AS
LAW
WILL AND HEREBY MAKES AND CONSTITUTES THE SAID MISS
KATHERINE
SUTHERLAND AND HER FORSAIDS HIS COMMISSIONERS AND
ASSIGNEES
NOT ONLY IN AND TO THE RENTS MAILLS AND DUTIES
THEREOF IN TIME
COMING BUT ALSO IN AND TO THE TITLES WRITS AND
EVIDENTS THEREOF
CONCEIVED INFAVOUR OF HIM HIS PREDECESSORS OR
AUTHORS AND WHICH
ASSIGNATION ABOVE WRITEN HE HEREBY BINDS AND
OBLIGES HIM
AND HIS FORESAID TO WARRANT AS FOLLOW VIZ. IN SO FAR
AS CONCERNS
THE WRITS AND EVIDENTS AS ALL HANDS AND AGAINST ALL
DEADLY AS LAW
WILL AND IN SO FAR AS CONCERNS THE RENTS MAILLS AND
DUTIES FROM
HIS OWN PROPER FAILS AND DEEDS ALL NAMELY AND IT IS
HEREBY AGREED
UPON BETWIX THE PARTIES THAT EXECUTION SHALL PASS
HEREON AT THE
INSTANCE OF THE SAID CAPTAIN GEORGE SACKVILLE
SUTHERLAND
ROBERT SUTHERLAND ESQ. OF THE ISLAND OF ST VINCENT
AND COLL.
ALEXANDER BAILLIE OF KNOCHBRACHE OR ANY ONE OR
MORE OF THEM
OR THEIR HEIRS AGAINST THE SAID COLL. ROBERT MCKINZIE
FOR
IMPLEMENT AND PERFORMANCE IN FAVOUYR OF THE SAID
MISS KATHERINE
SUTHERLAND AND THE ISSUE OF THE SAID MARRIAGE OF THE

PROVISION
AND PRESTATIONS ABOVE WRITEN CONCEIVED IN THEIR
FAVOUR AND
DECLARING THAT THE PRESENT MARRIAGE SHOULD ABSOLVE
——
YEARS AND DAY FROM THE SOLEMNIZATION THEREOF
WITHOUT A
LIVING CHILD BEING HEARD BUT YET THIS PRESENT
CONTRACT SHALL
SUBSIST IN ITS FULL FORCE AND EFFECT IN FAVOUR OF THE
SAID
MISS KATHERINE SUTHERLAND ANY LAW OR PRACTICE TO
THE
CONTRARY NOTWITHSTANDING AND THEY CONSENT TO THE
RESIGNATION HEREOF IN THE BOOKS OF COUNCIL AND
SESSION
OTHER COMPETENT THEREIN TO REMAIN FOR PRESERVATION
AND IF NEED BE THAT ALL EXECUTION NECESSARY MAY
PASS AND BE DIRECT HEREIN AS OFFERS AND THERETO
THEY CONSTITUTE THEIR PROCULATORS AND
COMMISSIONERS
ALL TO THE EFFECT THE SAID MISS KATHERINE SUTHERLAND
MAY BE INFERT AND LEASED IN THE SAID HOUSE GARDEN AND
PERTINENTS THE SAID COLL.ROBERT MCKINZIE HEREBY
DESIRES AND
REQUIRES YOU AND EACH OF YOU CONLLIE AND SEALLIE HIS
BAILLIES
IN THAT PART HEREBY SPEEDILY CONSTITUTE THESE
PRESENTS
—— PASS TO THE SAID SUBJECTS AND THERE GIVE AND
DELIVER
TO THE SAID MISS KATHERINE SUTHERLAND HERITABLE
STATE
AND SASINE REAL AND ACTUALL AND CORPOREAL
POSSESSION
OF ALL AND HAILLE THE HOUSE GARDEN AND PERTINENTS
BEFORE
DESCRIBED OR AS THE SAME ARE MORE PARTICULARY
DESCRIBED
IN HIS RIGHTS AND INFERTMENTS THEREOF AND HERE HELD
AS REPEATED BREVITATIS CAUSA CALLED MILLMOUNT IN THE
SAID VILLAGE OF MILLMOUNT OF NEW TARBET PARISH OF
KILMUIR
AND COUNTY OF ROSS WITH THE WHOLE PARTS PENDICLES
AND
PERTINENTS THERETO BELONGING AND THAT BY DELIVERING
TO THE SAID MISS KATHERINE SUTHERLAND OR HER

ATTORNEY
OR ATTORNEYS WHOM NAME BEARER HEREOF

SYMBOLS USUALL AND NECESSARY BUT ALWAYS UNDER
THE
BURDEN OF THE FEU DUTY PAYABLE OUT THEREOF AND THIS
IN
NOWAYS LEAVE UNDONE THE WHICH TO DO THE SAID COLL.
ROBERT MACKENZIE COMMITTS TO YOU AND EACH OF YOU
CONLLIE AND SEALLIE AS SAID IS HIS FULL POWER BY THIS
HIS
PRECEPT OF SASINE DIRECTED TO YOU FOR THAT EFFECT
IN WITNESS WHEREOF BOTH PARTIES HAVE SUBSCRIBED
THESE
PRESENTS TOGETHER WITH ANOTHER DUPLICATE HEREOF
WROTE
UPON THIS AND THE SIX PRECEEDING PAGES OF PAPER DULY
STAMPED
WORDING TO LAW BY THOMAS SUTER SHERIFF CLERK OF
ROSS
BRAILANGWELL THE FIFETEENTH DAY OF AUGUST 1801
YEARS
BEFORE THESE WITNESSES THE SAID COLL.ALEXANDER
BAILLIE OF
KNOCHBRECK MR ALEXANDER BAILLIE HIS SON AND THE
SAID
THOMAS SUTER WRITER HEREOF.
ROBERT MCKINZIE
KATHARINE SUTHERLAND
GEORGE SACKVILLE SUTHERLAND
ALEXANDER BAILLIE WITNESS
ALEXANDER BAILLIE HIS SON WITNESS
THOMAS SUTER WITNESS
RD 3.331.831. FACTORY
ROBERT MCKENZIESOMETIMES IN THE SERVICE OF THE
HONOURABLE EAST
INDIA COMPANY AND CAPTAIN GEORGE SACKVILLE
SUTHERLAND RESIDING
AT RHIVES WHEREAS THE SAID DECEASED COLONEL ROBERT
MCKENZIE
BY DISPOSITION AND DEED OF SETTLEMENT BEARING DATE
THE TWENTY
SIXTH DAY OF NOVEMBER EIGHTEEN HUNDRED AND TWO
YEARS AND
RECORDED IN THE BOOKS OF COUNCIL AND SESSION
(OFFICE W.B.)
THE THIRTIETH DAY OF JULY EIGHTEEN HUNDRED AND NINE

GAVE
GRANTED AND DISPONED TO AND IN FAVOUR OF ALEXANDER
MACKENZIE HIS ELDEST LAWFUL SON WHOM FAILING AS
THEREIN
MENTIONED UNDER THE CONDITIONS AND WITH THE
PROVISIONS
THEREIN EXPRESSED ALL ESTATE AND EFFECTS REAL
PERSONAL
HERITABLE AND MOVEABLE THAT SHOULD PERTAIN AND
BELONG
TO HIM AT THE TIME OF HIS DEATH AND HE NOMINATED AND
APPOINTED THE SAID ALEXANDER MACKENZIE WHOM FAILING
THE PERSONS THEREIN MENTIONED TO BE HIS SOLE
EXECUTORS
AND MOREOVER AS HE JUDGED IT PRUDENT TO NAME
TUTORS
AND CURATORS TO THE SAID ALEXANDER MACKENZIE HIS
SON
AND TO ANY OTHER CHILD OR CHILDREN WHO MIGHT BE
PROCREATED OF THE MARRIAGE TWIXT HIM AND ME THE SAID
MRS KATHERINE MACKENZIE AND HAVING ENTIRE
CONFIDENCE
IN US THE SAID MRS KATHARINE MACKENZIE AND GEORGE
SACKVILLE
SUTHERLAND AND IN COLONEL LEWIS GRANT OF
ACHAIRNOCH
LATE IN THE SERVICE OF THE HONOURABLE EAST INDIA
COMPANY
CAPTAIN CHARLES GRANT IN THE SERVICE OF THE
HONOURABLE
EAST INDIA COMPANY ON THE BENGAL ESTABLISHMENT
COLONEL WILLIAM DUNCAN IN THE SERVICE OF THE
HONOURABLE
EAST INDIA COMPANY CAPTAIN HENRY WHITE IN THE SERVICE
OF THE SAID COMPANY AND SOMETIME AID DE CAMP TO THE
MARQUIS WELLESBY AND COLIN MACKENZIE WRITER TO THE
SIGNET
ONE OF THE PRINCIPAL CLERKS OF SESION HE THEREFOR
NOMINATED AND APPOINTED US AND THE SAID LEWIS GRANT
CHARLES GRANT WILLIAM DUNCAN HENRY WHITE AND COLIN
MACKENZIE AND THE ACCEPTING SURVIVORS OR SURVIVOR
OF US AND THEM TO BE TUTORS AND CURATORS TO THE SAID
ALEXANDER MACKENZIE HIS SON AND TO SUCH OTHER CHILD
OR CHILDREN AS MIGHT BE PROCREATED OF THE SAID
MARRIAGE
OF THE SAID ALEXANDER MACKENZIE AND FOR US AND IN
OUR

NAMES AS TUTORS AS AFORESAID TO INTROMET WITH AND
ENTER ON THE POSSESSION AND MANAGEMENT OF THE
WHOLE ESTATE AND EFFECTS REAL AND PERSONAL
HERITABLE
AND MOVEABLE OF EVERY DENOMINATION AND
WHERESOEVER
SITUATED WHICH PERTAINED TO THE SAID DECEASED
COLONEL
ROBERT MACKENZIE AND TO WHICH THE SAID ALEXANDER
MACKENZIE
HAS NOW RIGHT IN VIRTUE OF THE GENERAL DISPOSITION
ABOVE
NARRATED TO SUE FOR UPLIFT AND RECOVER ALL ADDEBTED
TO THE SAID DECEASED COLONEL ROBERT MCKENZIE AND
ON
PAYMENT TO GRANT RECEIPTS AND DISCHARGES FOR THE
SAME
WHICH SHALL BE AS VALID AND EFFECTUAL TO THE
RECEIVERS
IF GRANTED BY US TO SETTLE COMPOUND AND TRANSACT
FOR ALL
DEBTS CLAIMS AND DEMANDS DUE AND UNPAID FROM THE
ESTATE
OF THE DECEASED COLONEL ROBERT MACKENZIE FOR
WHICH THE
SAID ALEXANDER MACKENZIE MAY ANYWAYS BE LIABLE
AS REPRESENTING HIM AND TO PURSUE AND DEFENDABLE
ACTION
AT LAW THAT MAY BE NECESSARY FOR ASCERTAINING THE
AMOUNTS OF THE SAID DEBTS AND SUMS OF MONEY DUE TO
THE SAID
DECEASED COLONEL ROBERT MACKENZIE AS WELL AS THE
SUMS
DUE AND UNPAID AFFECTING HIS ESTATE AND TO ENTER INTO
GENERAL OR PARTICULAR SUBMISSIONS IN REGARDS TO
SUCH DEBTS
CLAIMS AND DEMANDS BINDING AND OBLIGING US AND THE
SAID
ALEXANDER MACKENZIE TO ABIDE BY AND IMPLEMENT AND
FULFILL
OUR PART OF THE AMICABLE DECISIONS AND DECREETS
ARBITRAL
TO BE PRONOUNCED IN SUCH SUBMISSIONS AND
GENERALLY
WITH FULL POWER TO OUR SAID FACTOR TO DO EVERY
OTHER
THING FOR EFFECTING A SPEEDY AND DISTINCT

ARRANGEMENT
OF THE AFFAIRS OF THE SAID DECEASED COLONEL ROBERT
MACKENZIE AND BRINGING HIS ESTATE AND EFFECTS TO THE
BEST ACCOUNT FOR BEHOOF OF THE SAID ALEXANDER
MACKENZIE
AND OUR OTHER PUPILS ABOVE NAMED THAT WE COULD DO
OURSELVES
AS TUTORS NOMINATE OR THAT IT IS LEGALLY COMPETENT
FOR
MARRIAGE DURING THE WHOLE PERIOD OF THEIR
RESPECTIVE
PUPILARITIES AND MINORITIES DECLARING THAT THE
MAJORITY
OF THE PERSONS THEREIN AND ABOVE NAMED ACCEPTING
AND ALIVE
AT THE TIME OR ANY ONE OF THEM ACCEPTING AND
SURVIVING THE REST
SHOULD BE A QUORUM AND WHEREEAS THE SAID LEWIS
GRANT
CHARLES GRANT WILLIAM DUNCAN HENRY WHITE AND COLIN
MCKENZIE
HAVE DECLINED TO ACCEPT OR ACT UNDER THE NOMINATION
OF
TUTORS AND CURATORS ABOVE NARRATED SO THAT WE THE
SAID
MRS KATHARINE MACKENZIE AND GEORGE SACKVILLE
SUTHERLAND
ARE THE ONLY ACCEPTING TUTORS NOMINATED OF THE SAID
ALEXANDER MACKENZIE AND OF ELIZABETH BAILLIE
MACKENZIE
MARGARET SUTHERLAND MACKENZIE AND JAMES
SUTHERLAND MACKENZIE THE YOUNGER CHILDREN OF THE
SAID
COLONEL ROBERT MACKENZIE PROCREATED OF HIS SAID
MARRIAGE
ALL OF WHOM ARE MINORS WITHIN THE YEARS OF
PUPILLARITY AND
ON ENTERING ON THE ADMINISTRATION AND MANAGEMENT
OF THE ESTATE
WHICH PERTAINED TO THE SAID COLONEL ROBERT
MACKENZIE
FOR BEHOOF OF OUR SAID PUPILS TUTORS FORESAID WE
FIND IT NECESSARY
FOR THE PURPOSE OF SPEADILY AND EFFECTING
EXTRICATINGTHE SAME
BY PAYMENT OF THE DEBTS DUE BY THE SAID DECEASED
COLONEL

ROBERT MACKENZIE AND INVESTING THE RESIDUE OF THE SAID ESTATE
IN THE MANNER MOST BENEFICIAL FOR OUR SAID PUPILS AND ALL
OTHERS CONCERNED TO APPOINT A FIT PERSON TO BE OUR AGENT AND
FACTOR WITH POWERS TO BE OUR AGENT AND FACTOR WITH POWERS
TO INTROMIT WITH THE SAME ESTATE AND EFFECTS FOR US AND IN OUR
NAMES AS TUTORS FORESAID AND HAVING ENTIRE CONFIDENCE
IN THE CAPACITY AND INTEGRITY OF JOSEPH GORDON WRITER
TO THE SIGNET THEREFOR WE HAVE NOMINATED CONSTITUTED
AND APPOINTED US WE DO HEREBY NOMINATED CONSTITUTE AND
APPOINT THE SAID JOSEPH GORDON TO BE OUR AGENT AND FACTOR
GIVING GRANTING AND COMMITTING POWER TO HIM FOR AND IN THE NAME FOR ANY FACTOR OR ANY AGENT TO DO IN THE LIKE CASE
BINDING HEREBY AND OBLIGING US TO RATIFY CONFIRM AND APPOINT
WHATEVER OUR SAID FACTOR SHALL LAWFULLY DO OR CAUSE TO BE DONE
IN THE PREMISES AND DECLARING THAT HE SHALL NOT BE LIABLE FOR
OMISSIONS BUT ONLY FOR HIS ACTUAL INTROMISSIONS OF WHICH
BY ACCEPTING HEREOF HE SHALL BE BOUND AND OBLIGED TO RENDER
A TRUE AND JUST ACCOUNT AS OFTEN AS REQUIRES AND WE CONSENT
TO THE REGISTRATION HEREOF IN THE BOOKS OF COUNCIL AND
SESSION OR ANY OTHERS COMPETENT THEREIN TO REMAIN FOR
PRESENTATION AND FOR THAT EFFECT WE CONSTITUTE MR THOMAS
THOMSON ADVOCATE PROCURATOR IN WITNESS WHEREOF THESE
PRESENTS WRITEN UPON THIS AND THE TWO PRECEEDING PAGES OF STAMPED PAPER BY ALEXANDER DUFF CLERK TO THE SAID JOSEPH GORDON ARE SUBSCRIBED BY US
FOLLOWS

VIZ. BY THE SAID CAPTAIN GEORGE SACKVILLE SUTHERLAND
AT EDINBURGH THE 26/09/1809 YEARS BEFORE THESE
WITNESSES
ALEXANDER STUART WRITER EDINBURGH
ALEXANDER DUFF CLERK
MRS KATHARINE MACKENZIE MILMOUNT 30/11/1809
BEFORE THESE WITNESSES
MR JAMES MACGOWAN TEACHER MILMOUNT
MR JOHN MONTGOMERY POSTMASTER PARKHILL
SIGNED KATHARINE MACKENZIE GEORGE SUTHERLAND
JAMES MACGOWAN WITNESS JOHN MONTGOMERY
WITNESS ALEXANDER STUART ALEXANDER DUFF
GEORGE COLIN JANET MACKENZIE * DONALD MCDONALD SIR
RODERICK MCKENZIE OF
TARBET
SEAFORTH SEAFORTH SISTER TO EARL OF
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MCKENZIE
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WILL REG CC 8. 7/1/1684
DONALD MCDONALD 3RD BT * MARY DOUGLAS
DONALD MCDONALD 4TH BT * MARY MCDONALD
SIMON MCKENZIE KNOWN * AGNES FRASER D. 1718
AS WILLIAM FRASER OF OF CULBOCKIE
CULBOKIE
SIR DONALD MCDONALD 5TH BT
B. 1697.
D. UNN 1720
KENNETH MCKENZIE OF SIR JAMES MCDONALD 6TH BT * JANET
MCLEOD
DUNDONEL HAD A DAUGHTER SIR ALEXANDER MCDONALD 7TH BT
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BROTHER TO EARL OF CROMARTY. D.26/7/1766 UNM. ROME
SIR ALEXANDER MCDONALD 9TH BT
1ST LORD MCDONALD PEERAGE IRELAND 17TH JULY 1776
JOHN MACKENZIE OF ARDLOCH * SIBELLA BARON MCDONALD OF
SLATE AND CO ANTRIM

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N.1691

D.1726

SIR ALEXANDER WENTWORTH MCDONALD 10TH BT.

ALEXANDER MACKENZIE OF ARDLOCH B.9.DECEMBER 1773

B.1692 ARDLOCH AND ASSYNT ROSS. D.19 JUNE 1824

SUCCEEDED BY HIS BROTHER.

M.16/9/1732

D.21/5/1778 SIR GODFREY BOSVILLE MCDONALD * LOUISA MARIA LA
COAST

BARONY OF TROTTERNISH KILMUIR SKYE NATURAL DAUGHTER
OF DUKE

CS 235.11.1.MISC. OF GLOUCESTER.

11TH BT. BARONY OF NOVA

SCOTIA AND IRISH BARONY

B.14/10/1775 EDINBURGH.

ROBERT MCKENZIE * KATHARINE SUTHERLAND M.29/5/1803.

OF H.E.I.C. INDIA. B.09/1/1773

B.1743 ARDLOCH ROSS D.1840 KILMUIR ROSS.

M.15.8.1801 BRAILANGWELL ROSS

D.28TH APRIL 1809 ROSS.

ALEXANDER MACKENZIE

OF ROYSTON,CROMARTY GRANDVILLE DECREET 1826.

ETC.B.16/5/1802 CASTLE STREET EDINBURGH

M. KILMUIR EASTER ROSS NEAR MILTON.

GEORGE COLIN JANET MACKENZIE * DONALD MCDONALD SIR

RODERICK MCKENZIE OF TARBET

SEAFORTH SEAFORTH SISTER TO EARL OF

B.23/1/1627 SEAFORTH 1ST JAMES MCDONALD MARGARET
MCKENZIE

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WILL REG CC 8. 7/1/1684

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M. KILMUIR EASTER ROSS NEAR MILTON.
D. 28/4/1841 CALCUTTA INDIA
GD305/1/128/17.
IT IS CONTRACTED AGREED AND MATRIMONIALY ENDED
BETWIXT THE
PARTIES FOLLOWING VIZ. COLLONELL ROBERT MCKINZIE IN
THE SERVICE
OF THE HONOURABLE EAST INDIA COMPANY ON THE ONE
PART AND MISS
KATHERINE SUTHERLAND ELDEST LAWFULL DAUGHTER OF
THE DECEAST
COLL. JAMES SUTHERLAND OF UPPAT WITH THE ADVICE AND
CONSENT
OF CAPTAIN GEORGE SACKVILLE SUTHERLAND OF UPPAT
HER BROTHER
GERMAN ON THE OTHER PART IN MANNER FOLLOWING THAT
IS TO SAY
THE SAID COLL ROBERT MACKENZIE AND MISS KATHERINE
SUTHERLAND
HAVING CONCURRED A MUTUAL LOVE AND AFFECTION FOR
ONE
ANOTHER HAVE ACCEPTED AND DO HEREBY ACCEPT OF
EACH OTHER
FOR LAWFULL SPOUSES AND HEREBY BIND AND OBLIGE
THEM TO
SOLEMISE THE HOLY BONDS OF MATRIMONY WITH ALL
CONCONCIENT
SPEED IN CONTEMPLATION OF WHICH MARRIAGE THE SAID
COLL ROBERT
MCKINZIE HEREBY BINDS AND OBLIGES HIM HIS HEIRS
EXECUTERS
AND SUCCESSORS TO CONTENT AND PAY TO THE SAID MISS
KATHERINE

SUTHERLAND IN THE EVENTS OF HER SURVIVING HIM AND
INDEPENDENT
OF THE ADDITION THERETO IN THE EVENT HEREIN AFTER
MENTIONED
ALL AND HAILL OF FREE YEARLY ANNUITY OF TWO HUNDRED
POUNDS
STERLING AND THAT AT TWO TERMS IN THE YEAR
WHITSUNDAY
AND MARTINMAS BY EQUALL PORTIONS BEGINNING THE
FIRST TERMS
PAYMENT THEREOF THE FIRST SUM OF WHITSUNDAY ON
MARTINMAS AFTER
HIS DECEASE FOR THE HALF YEAR PRECEEDING AND SO ON
HALF YEARLY
DURING ALL THE DAYS OF HER LIFETIME WITH A FIFTH PART
MORE
OF EACH TERM PAYMENT OF LIQUIDATE PENALTY INCREASE
OF HAILLE
AND THE DUE AND ORDINARY ANNUAL RENT THEREOF
THEREAFTER
DURING THE NOT PAYMENT AND FURTHER THE SAID
COLL.ROBERT
BINDS AND OBLIGES HIM AND HIS FORSAID IN THE EVENT OF
ONE
CHILD MALE OR FEMALE BEING PROCREATED OF THIS
MARRIAGE BETWIXT
HIM AND THE SAID MISS KATHERINE SUTHERLAND TO
CONTEND
AND PAY TO SUCH CHILD THE SUM OF THREE THOUSANT
POUNDS
STERLING TWO CHILDREN MALE OR FEMALE THE SUM OF
TWO THOUSANT
POUNDS STERLING EACH AND IF THREE OR MORE CHILDREN
THE SUM
OF SIX THOUSAND POUNDS STERLING THE ELDEST CHILD TO
RECEIVE OF THAT SUM OF THREE THOUSAND POUNDS
STERLING AND
THE REMAINING THREE THOUSAND POUNDS STERLING TO BE
DIVIDED AMONGST THE YOUNGER CHILDREN IN SUCH
PROPORTIONS
AS THEIR FATHER AND MOTHER OR SURVIVOR OF THEM MAY
THINK
PROPER AT ANY TIME IN THEIR LIFETIME AND THAT AT AND
AGAINST
THE FIRST TERM OF WHITSUNDAY OR MARTINMAS AFTER HIS
DECEASE
WITH A FIFTH PART MORE OF EACH CHILD PROVISION OF

LIQUIDATE
PENALTY IN CASE OF HAILLE AND THE DUE AND ORDINARY
ANNUAL
RENT THEREOF THEREAFTER DURING THE NOT PAYMENT BUT
DECLARING
THAT IN THE EVENT OF THE SAID COLL ROBERT MCKINZIES
PREDECEASING
THE SAID MISS KATHERINE SUTHERLAND AND THAT THE
DISSOLUTION
THE MARRIAGE BY HIS DECEASED ARE OTHERWAYS THERE
SHOULD
BE AND CHILD OR CHILDREN EXISTING THEREOF AS THE TIME
THEM
THAT CASE THE SAID COLL. ROBERT MCKINZIE PROVIDES HER
IN AND
SHE SHALL BE ENTITLED TO RECEIVE AND IS HEREBY
EMPOWERED
TO DEMAND AND RECEIVE THE INTEREST OF THE SAID SIX
THOUSANT
POUNDS STERLING PROVIDED TO THE CHILDREN OF THE
MARRIAGE
IN MANNER BEFORE MENTIONED DECLAIRING ALSO THAT IN
THE EVENT
OF THE DECEASE OF THE SAID COLL. ROBERT MCKINZIE
BEFORE THE
SAID MISS KATHERINE SUTHERLAND AND THAT THERE
SHOULD
BE ONE OR MORE CHILDREN OF THE MARRIAGE ENDING AT
THE TIME AND
THAT THERE SHOULD BE A DEFICIENCY IN HIS FUNDS FOR
ANSWERING THE
SEVERAL PROVISIONS IN THEIR FAVOUR BEFORE MENTIONED
AND PAYING
THE SAID ANNUITY OF TWO HUNDRED POUNDS STERLING TO
THE SAID
KATHERINE SUTHERLAND YET THAT SUCH DEFICIENCY SHALL
IN THE
MEANTIME FALL UPON THE CHILDREN PROVISIONS UNTILL
THE DECEASED
OF THE SAID MISS KATHERINE SUTHERLAND AND THAT IN
EVERY EVENT
THE SUM OF FOUR THOUSAND POUNDS STERLING SHALL
REMAIN CLEAR
AND UNTOUCHED FOR ANSWERING THE SAID ANNUITY
DURING ALL
THE DAYS OF HER LIFETIME AND FOR THE FURTHER SECURITY
OF THE SAID

MISS KATHERINE SUTHERLAND FOR PAYMENT OF THE SAID
EVENTUALL
ANNUITY AND FOR THE PROVISIONS TO THE CHILDREN OF
THE MARRIAGE
BEFORE MENTION THE SAID COLL. ROBERT MCKINZIE
ASSIGNS AND
CONVEYS AS MUCH OF THE SEVERALL SUMS OF ANNUITY
AFTER
MENTIONED WITH THE SECURITIES THEREFORE AS WILL
COMPLETELY
SATISFY AND PAY THE SAME VIZ. THE SUM OF SIXTY SEVEN
THOUSANT
EIGHT HUNDRED AND EIGHT DINA RUPEES VESTED BY ME IN
THE
EIGHTY PER CENT EAST INDIA GOVERNMENT SECURITIES
BY SEVERAL INVESTITURES THE FIRST DATED THE 4TH DAY OF
MAY ONE THOUSANT SEVERAL HUNDRED AND NINETY THREE
AND THE LAST DATED THE FIRST DAY OF NOVEMBER ONE
THOUSANT
EIGHT HUNDRED YEAR ALL AS CONTAINED IN AN ACCOUNT
CURRENT
BETWIXT HIM AND MESSRS. DOWNIE AND MAITLAND HIS
AGENTS
AT CALCUTTA DATED 31 / 12 / 1800 YEARS THE FURTHER SUM
OF TWENTY
THOUSANT DIVA RUPEES VESTED BY HIM IN THE SAID
GOVERNMENT
SECURITIES BEING NUMBER FORTY EIGHT OF THE DECENNIAL
LOAN
OBLIGATION DATED THE SIXTEENTH DAY OF NOVEMBER ONE
THOUSAND
SEVEN HUNDRED AND NINETY EIGHT AND ALSO STOCK TO
THE AMOUNT
OF EIGHT THOUSANT ONE HUNDRED AND FORTY ONE
POUNDS VESTED
BY HIM IN THE THREE PERCENT CONSOLIDATED FUNDS OF
GREAT
BRITAIN AND MANAGED ON HIS AMOUNT BY MESSRS. THOMAS
COUTTS
AND CO BANKERS IN LONDON CONFORM TO THEIR AMOUNT
CURRENT
WITH HIM THERE ANENT ENDING THE SIXTEENTH DAY OF MAY
LAST
AND WHICH AMOUNT ARE SIGNED BY THE PARTIES OF THIS
DATE AS
RELATIVE HERETO AND IN WHICH LAST SUM IS INCLUDED THE
SUM

OF SIX HUNDRED POUNDS STERLING VESTED IN THE SAID FUNDS
SINCE THAT PERIOD WITH POWER TO THE SAID MISS KATHERINE SUTHERLAND IN THE EVENT OF HER SURVIVING THE SAID AFFIDATE SPOUSE OUT OF BOTH ARE EITHER OF THE SAID FUNDS THE SAID YEARLY ANNUITY ACCEPTS AND DISCHARGES TO GRANT THEREFORE AND GENERALLY EVERY OTHERTHING THEREANENT TO DO THAT HE COULD HAVE DONE HIMSELF DURING HIS LIFETIME AND IF SHE SHALL JUDGE IT MORE EXPEDIENT THE SAID COLL.ROBERT MCKINZIE BINDS AND OBLIGES HIMSELF WHEN REQUIRED TO INVEST THE SAID SUM OF FOUR THOUSANT POUNDS STERLING IN THE BRITISH FUNDS IN HER NAME TO----- THE SAID ----- ANNUITY AND TO LAY OUT THE SAME OR HERITABLE SECURITY AND TO TAKE THE SECURITY THEREFORE PAYABLE TO HER IN LIFERENT DURING ALL THE DAYS OF HER LIFETIME AND TO THE CHILDREN OF THE MARRIAGE IN THE EVENTS PREMENTIONED IN FEE TO ANSWER IN WHOLE OR IN PART AS CIRCUMSTANCES MAY BE THEIR SAID PROVISION DECLARING ALSO THAT THE CHILDREN TO BE PROCREATE OF THE MARRIAGE SHALL DURING THE LIFE OF THEIR FATHER BE MAINTAINED AND EDUCATED SUITABLE O THEIR STATION BY HIM AND IN THE EVENT OF HIS DECEASE PREVIOUS TO THEIR ARRIVING AT THE YEARS OF MAJORITY THAT THEIR SAID MOTHER SHALL BE THEIR TUTORS AND CURATORS AND SHALL UPLIFT RECEIVE AND DISCHARGE THE INTEREST OF THE MONEYS BEFORE PROVIDED TO THEM UNTIL THEIR ARRIVAL AT THE AGE OF FIFTEEN YEARS IF MALE CHILDREN ON THEIR MAJORITY AT MARRIAGE IF FEMALE IN LIEU OF THEIR EDUCATION AND MAINTAINANCE

AND FURTHER THE SAID COLL. ROBERT MCKINZIE IN THE
EVENT
OF THE SAID MISS KATHERINE SUTHERLAND SURVIVING HIM
ASSIGNS
CONVEYS AND MAKES OVER TO HER HEIRS AND ASSIGNEES
AS HER
OWN UNDOUBTED PROPERTY THE WHOLE HOSEHOLD
FURNITURE
AND PLENISHING OF EVERY DENOMINATION BED AND TABLE
LINEN
— AND TABLE CHINA SILVERPLATE AND IN GENERALL EVERY
ARTICLE OF HOUSEHOLD OF FURNITURE AND PLENISHING
THAT
SHALL PERTAIN AND BELONG TO HIM OR BE IN COMMUNION
BETWIXT THEM AT THE TIME OF HIS DECEASE DISPENSING
WITH THE GENERALITY HEREOF AND ADMITTING THE SAME TO
BE EQUALLY GOOD VALID AND SUFFICIENT AS IF EVERY
ARTICLE
THEN BELONGING TO HIM WERE HEREIN PARTICULARY
INSERTED
MOREOVER THE SAID COLL.ROBERT MCKINZIE HEREBY
RENOUNCES
AND GIVES UP FOR HIMSELF HIS HEIRS AND SUCCESSORS
ANY CLAIM OR TITLE HE MIGHT HAVE JURE MARITE OR
OTHERWAYS
TO ANY MONEY MEANS OR EFFECTS PRESENTLY BELONGING
TO THE
SAID MISS KATHERINE SUTHERLAND OR TO WHICH SHE MAY
HEREAFTER
HAVE RIGHT ANY MANNER OF WAY AND PARTICULARY
WITHOUT
PREDUDICE TO THE GENERALITY FORESAID TO A BOND FOR
FIVE
HUNDRED POUNDS STIRLING GRANTED TO HER BY SIR EWEN
BAILLIE
OF THE EAST INDIA COMPANY SERVICE AND TO ANY CLAIM OF
PROVISION
MADE IN HER FAVOUR BY HEIRS AND DECEASED FATHER
DECLARING
THE SAME HER OWN PROPERTY AND AS HER DISPOSAL IN
ANY
MANNER SHE MAY THINK PROPER WITHOUT HIS CONCENT
ARE APPROBATION AND FURTHER THE SAID COLL.ROBERT
MCKENZIE DISPONES CONVEYS AND MAKES OVER FROM HIM
HIS HEIRS
AND SUCCESSORS TO AND IN FAVOUR OF THE SAID MISS
KATHERINE

SUTHERLAND HIS AFFIDATE SPOUSE HIS HEIRS ASSIGNEES
WHOMSOEVER
UNDER THE BURDEN OF THE PAYMENT OF THE YEARLY FEU
DUTY PAYABLE
OUT THEREOF HERITABLE AND IRREDEEMABLE ALL AND
HAILLE THAT
HOUSE LYING IN THE VILLAGE OF NEW TARBET CALLED
MILMOUNT
CALLED MILLMOUNT WICH THE GARDEN BACK CLOSE
AND WHOLE PARTS PENDICLES AND PERTINENTS THERETO
BELONGING
BOUNDED ON THE WEST BY THE HIGH ROAD LEADING
THROUGH
MILMOUNT AND ON THE SOUTH BY THE WATER – OR AS THE
SAME MAY BE OTHERWAYS BOUNDED AND DESCRIBED IN HIS
RIGHTS AND
INFETMENTS THEREOF ALL LYING IN THE PARISH OF KILMUIR
AND COUNTY
OF ROSS TOGETHER WITH ALL RIGHT AND CLAIM OF RIGHT
OF PROPERTY
AND POSSESSION WHICH HE CAN CLAIM OR PRETEND
THERETO ANY MANNER
OF WAY IN WHICH HOUSE WITH THE GARDEN AND
PERTINENTS BEFORE
MENTIONED THE SAID COLL.ROBERT MCKINZIE BIND AND
OBLIGES HIM HIS
HEIRS SUCCESSORS TO INFET AND LEASE THE SAID MISS
KATHERINE
SUTHERLAND HIS AFFIDATE SPOUSE HERITABLE AND
IRREDEEMABLE
AND THAT BY RESIGNATION OR CONFIRMATION OR BOTH THE
ONE
WITHOUT PREJUDICE OF THE OTHER AND FOR EXPEDING THE
SAID
INFETMENT BY RESIGNATION HEREBY MAKES AND
CONSTITUTES
AND EACH OF THEM CONLLIE AND SEALLIE HIS UNDOUBTED
—
AND COMMISSIONERS TO THE OFFICE UNDER WRITEN GIVING
GRANTING
AND COMMITTING TO THEM FULL POWER WARRANT AND
COMMISSION
FOR HIM AND IN HIS NAME TO COMPEAR HEREFOR
HIS IMMEDIATE LAWFULL SUPERIORS OF THE SAID SUBJECTS
OR THEIR COMMISSIONERS HAVING POWER TO RECEIVE
RESIGNATIONS
AND TO GRANT NEW INFETMENTS THEREON AND THAT

UPON
THE GROUND THEREOF AT ANY TIME LAWFULL AND
CONVENIENT
AND THEM AND THERE WITH ALL DUE REVERENCE AND
HUMILITY
AS BECOMES PURELY AND SIMPLY BY STAFF AND BATTON AS
USE
IS TO RESIGN AND SURRENDER LIKEAS THE SAID COLL.
ROBERT MCKINZIE
HEREBY RESIGNS RENOUNCES SURRENDERS UP GIVES OVER
GIVES
AND DELIVERS ALL AND HAILLE THE HOUSE GARDEN AND
PERTINENTS
CALLED MILLMOUNT LYING IN THE SAID VILLAGE OF
MILMOUNT OF NEW
TARBET PARISH OF KILMUIR AND COUNTY OF ROSS
AFORESAID AS
DESCRIBED AND HEREHELD AS REPEATED BREVALITIS CAUSA
OR AS
THE SAME ARE MORE PARTICULARY BOUNDED AND
DESCRIBED IN HIS
RIGHTS AND INFETMENTS THEREOF INTO THE HANDS OF HIS
IMMEDIATE LAWFULL SUPERIORS THEREOF IN FAVOUR AND
FOR
NEW INFETMENTS OF THE SAME TO BE MADE GIVEN AND
GRANTED
TO THE SAID MISS KATHERINE SUTHERLAND HIS AFFIDATE
SPOUSE
IN SUCH DUE AND COMPETENT FORM AS OFFERS ALL
INSTRUMENTS
AND DOCUMENTS THEREAPON TO TAKE AND GENERALLY
EVERY
OTHERTHING THEREANNENT TO DO WHICH HE COULD DO
HIMSELF IF PERSONALLY PRESENT ALL WHICH HE HEREBY
PROMISES
TO HOLD FIRM AND STABLE WITHOUT RESERVATION WHICH
DISPOSITION
AND SUBJECTS THEREBY CONVEYED THE SAID COLL.
ROBERT MCKINZIE
BINDS AND OBLIGES HIM HIS HEIRS AND SUCCESSORS TO
WARRANT TO
THE SAID MISS KATHERINE SUTHERLAND HIS AFFIDATE
SPOUSE AND
HER FORESAIDS AS ALL HANDS AND AGAINST ALL DEADLY AS
LAW
WILL AND HEREBY MAKES AND CONSTITUTES THE SAID MISS
KATHERINE

SUTHERLAND AND HER FORSAIDS HIS COMMISSIONERS AND
ASSIGNEES
NOT ONLY IN AND TO THE RENTS MAILLS AND DUTIES
THEREOF IN TIME
COMING BUT ALSO IN AND TO THE TITLES WRITS AND
EVIDENTS THEREOF
CONCEIVED INFAVOUR OF HIM HIS PREDECESSORS OR
AUTHORS AND WHICH
ASSIGNATION ABOVE WRITEN HE HEREBY BINDS AND
OBLIGES HIM
AND HIS FORESAID TO WARRANT AS FOLLOW VIZ. IN SO FAR
AS CONCERNS
THE WRITS AND EVIDENTS AS ALL HANDS AND AGAINST ALL
DEADLY AS LAW
WILL AND IN SO FAR AS CONCERNS THE RENTS MAILLS AND
DUTIES FROM
HIS OWN PROPER FAILS AND DEEDS ALL NAMELY AND IT IS
HEREBY AGREED
UPON BETWIX THE PARTIES THAT EXECUTION SHALL PASS
HEREON AT THE
INSTANCE OF THE SAID CAPTAIN GEORGE SACKVILLE
SUTHERLAND
ROBERT SUTHERLAND ESQ. OF THE ISLAND OF ST VINCENT
AND COLL.
ALEXANDER BAILLIE OF KNOCHBRACHE OR ANY ONE OR
MORE OF THEM
OR THEIR HEIRS AGAINST THE SAID COLL. ROBERT MCKINZIE
FOR
IMPLEMENT AND PERFORMANCE IN FAVOUYR OF THE SAID
MISS KATHERINE
SUTHERLAND AND THE ISSUE OF THE SAID MARRIAGE OF THE
PROVISION
AND PRESTATIONS ABOVE WRITEN CONCEIVED IN THEIR
FAVOUR AND
DECLARING THAT THE PRESENT MARRIAGE SHOULD ABSOLVE
——
YEARS AND DAY FROM THE SOLEMNIZATION THEREOF
WITHOUT A
LIVING CHILD BEING HEARD BUT YET THIS PRESENT
CONTRACT SHALL
SUBSIST IN ITS FULL FORCE AND EFFECT IN FAVOUR OF THE
SAID
MISS KATHERINE SUTHERLAND ANY LAW OR PRACTICE TO
THE
CONTRARY NOTWITHSTANDING AND THEY CONSENT TO THE
RESIGNATION HEREOF IN THE BOOKS OF COUNCIL AND
SESSION

OTHER COMPETENT THEREIN TO REMAIN FOR PRESERVATION
AND IF NEED BE THAT ALL EXECUTION NECESSARY MAY
PASS AND BE DIRECT HEREIN AS OFFERS AND THERETO
THEY CONSTITUTE THEIR PROCULATORS AND
COMMISSIONERS

ALL TO THE EFFECT THE SAID MISS KATHERINE SUTHERLAND
MAY BE INFECT AND LEASED IN THE SAID HOUSE GARDEN AND
PERTINENTS THE SAID COLL.ROBERT MCKINZIE HEREBY
DESIRES AND

REQUIRES YOU AND EACH OF YOU CONLLIE AND SEALLIE HIS
BAILLIES

IN THAT PART HEREBY SPEEDILY CONSTITUTE THESE
PRESENTS

—— PASS TO THE SAID SUBJECTS AND THERE GIVE AND
DELIVER

TO THE SAID MISS KATHERINE SUTHERLAND HERITABLE
STATE

AND SASINE REAL AND ACTUALL AND CORPOREAL
POSSESSION

OF ALL AND HAILLE THE HOUSE GARDEN AND PERTINENTS
BEFORE

DESCRIBED OR AS THE SAME ARE MORE PARTICULARY
DESCRIBED

IN HIS RIGHTS AND INFECTMENTS THEREOF AND HERE HELD
AS REPEATED BREVITATIS CAUSA CALLED MILLMOUNT IN THE
SAID VILLAGE OF MILLMOUNT OF NEW TARBET PARISH OF
KILMUIR

AND COUNTY OF ROSS WITH THE WHOLE PARTS PENDICLES
AND

PERTINENTS THERETO BELONGING AND THAT BY DELIVERING
TO THE SAID MISS KATHERINE SUTHERLAND OR HER
ATTORNEY

OR ATTORNEYS WHOM NAME BEARER HEREOF

SYMBOLS USUALL AND NECESSARY BUT ALWAYS UNDER
THE

BURDEN OF THE FEU DUTY PAYABLE OUT THEREOF AND THIS
IN

NOWAYS LEAVE UNDONE THE WHICH TO DO THE SAID COLL.
ROBERT MACKENZIE COMMITTS TO YOU AND EACH OF YOU
CONLLIE AND SEALLIE AS SAID IS HIS FULL POWER BY THIS
HIS

PRECEPT OF SASINE DIRECTED TO YOU FOR THAT EFFECT
IN WITNESS WHEREOF BOTH PARTIES HAVE SUBSCRIBED
THESE

PRESENTS TOGETHER WITH ANOTHER DUPLICATE HEREOF
WROTE

UPON THIS AND THE SIX PRECEEDING PAGES OF PAPER DULY
STAMPED
WORDING TO LAW BY THOMAS SUTER SHERIFF CLERK OF
ROSS
BRAILANGWELL THE FIFETEENTH DAY OF AUGUST 1801
YEARS
BEFORE THESE WITNESSES THE SAID COLL.ALEXANDER
BAILLIE OF
KNOCHBRECK MR ALEXANDER BAILLIE HIS SON AND THE
SAID
THOMAS SUTER WRITER HEREOF.
ROBERT MCKINZIE
KATHARINE SUTHERLAND
GEORGE SACKVILLE SUTHERLAND
ALEXANDER BAILLIE WITNESS
ALEXANDER BAILLIE HIS SON WITNESS
THOMAS SUTER WITNESS
RS3 / 1528
LORD MCDONALD TO THE COMMISSIONERS TO HIGHLAND
CHURCH'S
AT EDINBURGH 26 DECEMBER 1828 YEARS BETWEEN THE
HOURS OF
THREE AND FOUR AFTER NOON THE CONVEYANCE UNDER
WRITEN
WAS PRESENTED BY ADAM HATTON WRITER IN EDINBURGH
AND
IS RECORDED IN THE ONE THOUSANT FIVE HUNDRED AND
TWENTY
EIGHTH BOOK OF THE NEW GENERAL REGISTER OF SASINES
REVERSIONS AND CONFORM TO THE ACT OF PARLIAMENT
MADE
THEREANENT IN JUNE 1617 AND WHEREOF THE TENOR
FOLLOWS
VIZ... I THE RIGHT HONOURABLE SIR GODFREY BOSVILLE
MACDONALD BARONET LORD MACDONALD HERITABLE
PROPRIETOR
OF THE SUBJECTS AFTER CONVEYED AS HEIR OF ENTAIL
SPECIALLY
EMPOWERED TO AUTHORISED TO GRANT THE CONVEYANCE
UNDER
WRITTEN BY VIRTUE OF THE ACT OF PARLIAMENT HEREIN
AFTER
RECITED WHEREBY SECTION NINTH IT IS INTER ALIA ENACTED
THAT IT SHALL AND MAY BE LAWFUL FOR ANY HEIR OF ENTAIL
IN SCOTLAND WITH OR WITHOUT VALUABLE CONSIDERATION
TO GIVE AND GRANT HERITABLY AND IRREDEMABLY TO THE
COMMISSIONERS ACTING IN THE EXECUTION OF THE SAID

ACT OF PARLIAMENT SUCH LAND OR HERITAGE BELONGING TO THEM AS MAY BE NECESSARY FOR ALL OR ANY OF THE PURPOSES SPECIFIED THEREIN DO HEREBY GRANT DISPONE AND CONVEY FROM ME AND MY HEIRS OF ENTAIL IN THE LANDS AND OTHERS AFTER MENTIONED TO THE COMMISSIONERS ACTING IN THE EXECUTION OF THE SAID ACT OF PARLIAMENT PASSED IN THE FIFTH YEAR OF THE REIGN OF HIS MAJESTY KING GEORGE THE FOURTH ENTITLED AN ACT TO AMEND AN ACT FOR BUILDING ADDITIONAL PLACES OF WORSHIP IN THE HIGHLANDS AND ISLANDS OF SCOTLAND ALL AND WHOLE THAT PIECE OF GROUND NEARLY OF A RECTANGULAR FORM PART OF THE FARM GEARRIGHFADA AND JOINING THE FARM OF STENSCHOLL DISTRICT OF TROTTERNISH IN THE ISLAND OF SKYE UPON WHICH THE SAID COMMISSIONERS HAVE UNDER THE PROVISIONS OF THE SAID ACT OF PARLIAMENT ERECTED A CHURCH AND A MANSE OR DWELLING HOUSE FOR THE MINISTER TO BE APPOINTED TO OFFICIATE AT THE SAID CHURCH A PORTION OF WHICH GROUND LYING TOWARD THE CENTRE OF THE SAID PIECE OF GROUND AND APON WHICH BOTH THE SAID CHURCH AND MANSE HAVE BEEN BUILT AS APPROPRIATED AS A GARDEN BEING INCLOSED WITH STONE WALLS ERECTED BY THE SAID COMMISSIONERS AND THE REMAINDER OF WHICH PIECE OF GROUND LYING BOTH TO THE SOUTH AND NORTH OF THE SAID GARDEN IS APPROPRIATED AS A GLEBE FOR THE USE OF THE SAID MINISTER WHICH PIECE OF GROUND INCLUDING THE SITE OF THE SAID CHURCH AND MANSE THE GARDEN AND THE GLEBE CONTAINED AN AREA OF 2 ACRES 3 ROODS 19 FALLS AND ONE EL OR THEREBY IN SCOTS LAND MEASURE LIES WHOLLY WITHIN THE SAID FARM OF GEARRIGHFADA ON THE SOUTH SIDE OR RIGHT BANK OF THE RIVER KILMARTIN WHICH IS THE BOUNDARY OF THE SAID PIECE OF LAND ON THE NORTH AND OPPOSITE TO THE FARM OF STENSCHOLL AND THE BOUNDERIES OF WHICH SO FAR AS NOT DESIGNATED BY THE STONE

WALLS OF THE SAID GARDEN AND THE SAID RIVER OF
KILMARTIN
ARE MARKED ON THE SOUTH EAST AND WEST SIDES BY
MARCH
STONES INFIXED AND WHICH PIECE OF GROUND IS
DESCRIBED
ON A PLAN OR SKETCH MADE BY MR JOSEPH MITCHELL
SURVEYOR
EMPLOYED BY THE SAID COMMISSIONERS AND SUBSCRIBED
BY ME AS
RELATIVE TO THESE PRESENTS AND IS PART AND PORTION
OF
MY SAID FARM OF GEARRIGHFADA LYING IN THE ISLAND OF
SKYE
WITHIN THE BARONY OF MACDONALD PARISH OF KILMUIR
LORDSHIP OF THE ISLES AND SHERIFFDOM OF INVERNESS
TOGETHER WITH THE LANDS PARSONAGE AND VICARAGE
OF THE SAID PIECE OF GROUND HEREBY CONVEY AND
ALL MY RIGHT TITLE AND INTEREST IN AND TO THE SAID
SUBJECT AND EVERY PART THEREOF WITH FREE ISH AND
ENTRY TO THE SAID PIECE OF GROUND HEREBY DISPONED
AND WITH THE PRIVILIGE TO THE MINISTER OF STENSCHOLL
OR GEARRIGHFADA AND HIS SUCCESSORS IN OFFICE OF
CUTTING WINNING AND CARVING AWAY PEATS FROM
ONE OF THE MOSSES IN THE CONVENIENT NEIGHBOURHOOD
BELONGING TO ME AND ALSO WITH THE PRIVILEGE OF
GRAZING HIS HORSE AND TWO COWS UPON ONE OF THE
FARMS IN THE CONVENIENT NEIGHBORHOOD BELONGING
TO ME AS THE SAME SHALL BE FIXED FOR THE TIME BEING
BY ME AND MY FORESAIDS AND SHALL BE POINTED OUT BY
OUR
CHAMBERLAIN TO HOLD TO THE SAME COMMISSIONERS OR
SUCH
PERSON OR PERSONS AS THEY SHALL APPOINT TO BE
DEVOTED
FOR EVER TO THE PURPOSES SPECIFIED IN AND BY VIRTUE
OF AND ACCORDING TO THE TRUE INTENT AND MEANING
OF THE SAID ACT PASSED IN THE FIFTH YEAR OF THE REIGN
OF HIS PRESENT MAJESTY AND I THE SAID LORD MACDONALD
BIND AND OBLIGE MY SELF AND THE HEIRS OF ENTAIL
SUCCEEDING TO ME IN THE SAID BARONY OF MACDONALD
TO FREE AND RELIEVE THE SAID SUBJECTS BEFORE
DISPONED
OF ALL CESS MINISTERS STIPEND SCHOOLMASTERS SALARY
FEU DUTY AND ALL OTHES PUBLIC AND PAROCHIAL BURDENS
FROM AND AFTER THE TERM OF WHITSUNDAY 1828
WHICH IS HEREBY DECLARED TO HAVE BEEN THE TERM

OF THE SAID COMMISSIONERS ENTRY TO THE PREMISES AND FURTHER IN RESPECT THAT IT IS NECESSARY THAT EFFECTUAL PROVISION SHOULD BE MADE FOR THE REPAIR OF SUCH PLACES OF WORSHIP AND DWELLING HOUSES AND PREMISES THERETO ATTACHED AFTER THEY SHALL HAVE BEEN BUILT OR PROVIDED SO IT IS BY THE EIGHTEENTH SECTION OF THE SAID RECITED ACT ENACTED THAT WITH RESPECT TO EVERY SUCH ADDITIONAL PLACE OF WORSHIP THE HERITOR OR ANY TWO OF THE HERITORS APPLYING FOR THE SAME HIS OR THEIR HEIRS AND SUCCESSORS IN THE LANDS SITUATED WITHIN THE DISTRICT FOR WHICH SUCH ADDITIONAL PLACE OF WORSHIP SHALL BE SET APART TO BE SPECIFIED AND DESCRIBED FOR THAT PURPOSE SHALL BY SUCH APPLICATION

BE AND BECOME BOUND TO KEEP AND MAINTAIN SUCH ADDITIONAL PLACE OF WORSHIP IN GOOD AND SUFFICIENT REPAIR TO THE EXTENT HEREIN AFTER LIMITED THAT IS TO SAY PROVIDED ALWAYS THAT THE PRESENT OF SUCH ADDITIONAL PLACE OF WORSHIP SHALL BE APPLIED TOWARDS THE REPAIR

OF SUCH ADDITIONAL PLACE OF WORSHIP AND ALSO OF THE DWELLING HOUSE AND OFFICES OF THE MINISTER IN FIRST INSTANCE UNDER THE DIRECTION OF THE SURVEYOR APPOINTED BY THE COMMISSIONERS AND IN DEFAULT OF HIS GIVING SUCH DIRECTIONS DURING ONE WHOLE YEAR THEN UNDER THE DIRECTIONS OF THE HERITOR OR HERITORS UNDERTAKING FOR THE REPAIR OF SUCH ADDITIONAL

PLACE OF WORSHIP OF THE MINISTER AND OF THE OFFICIATING

ELDERS WHO ARE ALSO HEREBY EMPOWERED TO GIVE DIRECTION

FOR SMALL REPAIRS AT ANY TIME WHEN REQUISITE AND PROVIDED

FURTHER THAT AFTER THE APPLICATION OF THE PEW RENTS THE

EXPENSE TO BE DEFRAIDED BY THE SAID HERITOR OR HERITORS

SO APPLYING HIS OR THEIR HEIRS AND SUCCESSORS AS AFORESAID SHALL NOT IN ANY ONE YEARS EXCEED THE SUM OF

ONE PER CENTUM UPON THE AMOUNT OF THE MONEY ORIGINALLY

EXPENDED IN THE BUILDING OR PURCHASING AND COMPLETING

SUCH ADDITIONAL PLACE OF WORSHIP OR IN CASE OF GIFT
OF ANY
BUILDING FOR THAT PURPOSE IN LIKE MANNER NOT
EXCEEDING
ONE PER CENTUM UPON THE ORIGINAL VALUE OF THE SAME
AS
ESTIMATED BY THE SURVEYOR OF THE COMMISSIONERS TO
WHICH EXTENT AND NO FURTHER THE SAID HERITOR OR
HERITOR SHALL BE COMPELLABLE TO REPAIR THE SAME IN
SUCH MANNER AS HERITORS ARE COMPELLABLE BY LAW
TO REPAIR PARISH CHURCHS IN SCOTLAND BUT IT IS
FURTHER
ENACTED THAT THE PEW RENTS AS BEFORE MENTIONED
SHALL
ALSO BE SET APART AND APPLIED TO A CERTAIN EXTENT TO
THE REPAIR OF THE MINISTERS DWELLING HOUSE AND
OFFICES
AS WELL AS TO THE REPAIR OF THE SAID ADDITIONAL PLACE
OF WORSHIP THEREFOR I THE SAID LORD MACDONALD DO
CONFESS
AND DECLARE THAT IN RESPECT OF MY HAVING BEEN THE
APPLYING
HERITOR FOR THE SAID ADDITIONAL PLACE OF WORSHIP AT
STENSCHOLL THE FOLLOWING PARTS AND PORTIONS OF MY
LANDS
AT LEAST SO MUCH THEREFOR AS SHALL BE FOUND TO LYE
WITHIN
THE DISTRICT TO BE SET APART FOR THE SAID ADDITIONAL
PLACE OF WORSHIP TOGETHER WITH ANY OTHER LANDS
BELONGING
TO ME WHICH SHALL BE FOUND TO LYE WITHIN THE DISTRICT
TO
BE SET APART FOR THE SAID ADDITIONAL PLACE OF
WORSHIP
ARE UNDER THE SAID ACT OF PARLIAMENT BURDENED AND
AFFECTED IN THE PERSONS OF ME AND MY HEIRS OF ENTAIL
IN THE SAID LANDS IN A REAL BURDEN IS ERECTED THEREON
IN FAVOUR OF THE SAID COMMISSIONER BY AND THROUGH
THE
OBLIGATION TO KEEP AND MAINTAIN THE SAID ADDITIONAL
PLACE OF WORSHIP IN GOOD AND SUFFICIENT REPAIR IN THE
MANNER WHICH IS IN THE SAID ACT OF PARLIAMENT
PROVIDED VIZ... ALL AND WHOLE THE SAID FARMS OF
GARRIGHFADA AND STENSCHOLL PARTS OF THE LANDS AND
BARONY
OF MACDONALD PARISH OF KILMUIR WESTER AND
SHERIFFDOM

OF INVERNESS AND IN FURTHER CORROBORATION OF THE SAID OBLIGATION I DO BY THESE PRESENTS BEND AND OBLIGE MYSELF AND MY HEIRS AND SUCCESSORS AND SPECIALLY MY HEIRS AND SUCCESSIONS IN THE LANDS SITUATED WITHIN THE DISTRICT TO BE SET APART FOR THE SAID ADDITIONAL PLACE OF WORSHIP TO KEEP AND MAINTAIN THE SAID ADDITIONAL PLACE OF WORSHIP IN GOOD AND SUFFICIENT REPAIR TO THE EXTENT LIMITED AND AS PROVIDED BY THE SAID ACT OF PARLIAMENT THE MAXIMUM IN ANY ONE YEAR BEING IN THE PRESENT CASE ONE PER CENTUM UPON THE SUM OF SEVEN HUNDRED AND FIFTY POUNDS STERLING BEING THE AMOUNT OF THE MONEY ORIGINALLY EXPENDED IN BUILDING THE SAID CHURCH AND I DO FURTHER BEND AND OBLIGE MYSELF AND MY FORESAIDS TO GRANT SUBSCRIBE AND DELIVER AT THE EXPENSE OF THE SAID COMMISSIONERS AND OTHER OBLIGATION DEED OR OTHER WRITING WHICH THEY MAY REQUIRE OR DEMAND FOR BETTER OR MORE EFFECTUALLY CONVEYING THE SAID PIECE OF GROUND AND OTHER TO THE SAID COMMISSIONERS AND CONFIRMING THE SAID OBLIGATION HEREIN CONTAINED AGAINST ME MY HEIRS AND SUCCESSORS AND SPECIALLY MY HEIRS AND SUCCESSORS IN THE LANDS SITUATED WITHIN THE SAID DISTRICT DECLARING ALWAYS AS IT IS HEREBY EXPRESSLY PROVIDED AND DECLARED THAT NOTHING CONTAINED IN THE PRECEDING OBLIGATION SHALL INFER AN IRRITANCY AGAINST ME OR MY FORESAIDS UNDER THE ENTAIL OF SAID LANDS AND BARONY OF MACDONALD NOR BE CONSTRUED TO AFFECT OR BURDEN THE LANDS BEFORE DESCRIBED FOR THE PURPOSE OF THE REPAIR OF THE SAID PLACE OF WORSHIP IN ANY MANNER INCONSISTENT WITH THE CONDITIONS OF THE SAID ENTAIL EXCEPT IN SO FAR AS I AM AUTHORISED TO GRANT THE SAID OBLIGATION TO THE EFFECT FORESAID BY AND THROUGH THE BEFORE RECITED ACT OF PARLIAMENT AND WITH AND UNDER WHICH

PROVISION
AND DECLARATION THE FORESAID OBLIGATION IN
SO FAR AS AFFECTS THE SAID ENTAILED ESTATE OR ANY PART
OF IT
IS GRANTED AND NO OTHERWISE AND I CONSENT TO THE
REGISTRATION HEREOF IN THE GENERAL OR PARTICULAR
REGISTER OF SASINES FOR PUBLICATION AND IN THE BOOKS
OF
COUNCIL AND SESSION FOR PRESERVATION AND THAT ALL
NECESSARY EXECUTION MAY PASS HEREON IN FORM AS
EFFECTS
AND FOR THAT PURPOSE CONSTITUTE MY PROCURATORS
AND IN WITNESS WHEREOF I HAVE SET MY HAND TO THESE
PRESENTS WRITTEN APON THIS AND THE TWO PRECEDING
PAGES OF STAMPED PAPER BY JAMES HATTON CLERK TO
JAMES HOPE WRITER TO THE SIGNET TOGETHER WITH
THE MARGINAL NOTE ON PAGE THIRD HEREOF ALSO WRITTEN
BY THE SAID JAMES HATTON AT EDINBURGH THE TWENTY
SECOND DAY OF DECEMBER EIGHTEEN HUNDRED AND
TWENTY
EIGHT BEFORE THESE WITNESSES EDWARD HILLMAN
FOOTMAN
AND L.HALLMAN UNDER BUTLER TO ME THE SAID LORD
MACDONALD SIGNED MACDONALD EDWARD HILLMAN
WITNESS
L.HALLAM WRITEN BY A.RUSSELL.
RS3 / 1528
LORD MCDONALD TO THE COMMISSIONERS TO HIGHLAND
CHURCH'S
AT EDINBURGH 26 DECEMBER 1828 YEARS BETWEEN THE
HOURS OF
THREE AND FOUR AFTER NOON THE CONVEYANCE UNDER
WRITEN
WAS PRESENTED BY ADAM HATTON WRITER IN EDINBURGH
AND
IS RECORDED IN THE ONE THOUSANT FIVE HUNDRED AND
TWENTY
EIGHTH BOOK OF THE NEW GENERAL REGISTER OF SASINES
REVERSIONS AND CONFORM TO THE ACT OF PARLIAMENT
MADE
THEREANENT IN JUNE 1617 AND WHEREOF THE TENOR
FOLLOWS
VIZ... I THE RIGHT HONOURABLE SIR GODFREY BOSVILLE
MACDONALD BARONET LORD MACDONALD HERITABLE
PROPRIETOR
OF THE SUBJECTS AFTER CONVEYED AS HEIR OF ENTAIL
SPECIALLY

EMPOWERED TO AUTHORISED TO GRANT THE CONVEYANCE
UNDER
WRITTEN BY VIRTUE OF THE ACT OF PARLIAMENT HEREIN
AFTER
RECITED WHEREBY SECTION NINTH IT IS INTER ALIA ENACTED
THAT IT SHALL AND MAY BE LAWFUL FOR ANY HEIR OF ENTAIL
IN SCOTLAND WITH OR WITHOUT VALUABLE CONSIDERATION
TO GIVE AND GRANT HERITABLY AND IRREDEMABLY TO THE
COMMISSIONERS ACTING IN THE EXECUTION OF THE SAID
ACT OF PARLIAMENT SUCH LAND OR HERITAGE BELONGING
TO
THEM AS MAY BE NECESSARY FOR ALL OR ANY OF THE
PURPOSES SPECIFIED THEREIN DO HEREBY GRANT DISPONE
AND CONVEY FROM ME AND MY HEIRS OF ENTAIL IN THE
LANDS
AND OTHERS AFTER MENTIONED TO THE COMMISSIONERS
ACTING IN THE EXECUTION OF THE SAID ACT OF PARLIAMENT
PASSED IN THE FIFTH YEAR OF THE REIGN OF HIS MAJESTY
KING GEORGE THE FOURTH ENTITLED AN ACT TO AMEND
AN ACT FOR BUILDING ADDITIONAL PLACES OF WORSHIP
IN THE HIGHLANDS AND ISLANDS OF SCOTLAND ALL
AND WHOLE THAT PIECE OF GROUND NEARLY OF A
RECTANGULAR
FORM PART OF THE FARM GEARRIGHFADA AND JOINING THE
FARM OF STENSCHOLL DISTRICT OF TROTTERNISH IN THE
ISLAND OF SKYE UPON WHICH THE SAID COMMISSIONERS
HAVE
UNDER THE PROVISIONS OF THE SAID ACT OF PARLIAMENT
ERECTED A CHURCH AND A MANSE OR DWELLING HOUSE
FOR THE MINISTER TO BE APPOINTED TO OFFICIATE
AT THE SAID CHURCH A PORTION OF WHICH GROUND LYING
TOWARD THE CENTRE OF THE SAID PIECE OF GROUND AND
APON
WHICH BOTH THE SAID CHURCH AND MANSE HAVE BEEN
BUILT
AS APPROPRIATED AS A GARDEN BEING INCLOSED WITH
STONE WALLS
ERECTED BY THE SAID COMMISSIONERS AND THE REMAINDER
OF WHICH PIECE OF GROUND LYING BOTH TO THE SOUTH
AND NORTH
OF THE SAID GARDEN IS APPROPRIATED AS A GLEBE FOR THE
USE OF THE SAID MINISTER WHICH PIECE OF GROUND
INCLUDING
THE SITE OF THE SAID CHURCH AND MANSE THE GARDEN
AND THE GLEBE CONTAINED AN AREA OF 2 ACRES 3 ROODS
19 FALLS AND ONE EL OR THEREBY IN SCOTS LAND
MEASURE LIES WHOLLY WITHIN THE SAID FARM OF

GEARRIGHFADA
ON THE SOUTH SIDE OR RIGHT BANK OF THE RIVER
KILMARTIN
WHICH IS THE BOUNDARY OF THE SAID PIECE OF LAND ON
THE
NORTH AND OPPOSITE TO THE FARM OF STENSCHOLL AND
THE
BOUNDERIES OF WHICH SO FAR AS NOT DESIGNATED BY THE
STONE
WALLS OF THE SAID GARDEN AND THE SAID RIVER OF
KILMARTIN
ARE MARKED ON THE SOUTH EAST AND WEST SIDES BY
MARCH
STONES INFIXED AND WHICH PIECE OF GROUND IS
DESCRIBED
ON A PLAN OR SKETCH MADE BY MR JOSEPH MITCHELL
SURVEYOR
EMPLOYED BY THE SAID COMMISSIONERS AND SUBSCRIBED
BY ME AS
RELATIVE TO THESE PRESENTS AND IS PART AND PORTION
OF
MY SAID FARM OF GEARRIGHFADA LYING IN THE ISLAND OF
SKYE
WITHIN THE BARONY OF MACDONALD PARISH OF KILMUIR
LORDSHIP OF THE ISLES AND SHERIFFDOM OF INVERNESS
TOGETHER WITH THE LANDS PARSONAGE AND VICARAGE
OF THE SAID PIECE OF GROUND HEREBY CONVEY AND
ALL MY RIGHT TITLE AND INTEREST IN AND TO THE SAID
SUBJECT AND EVERY PART THEREOF WITH FREE ISH AND
ENTRY TO THE SAID PIECE OF GROUND HEREBY DISPONED
AND WITH THE PRIVILIGE TO THE MINISTER OF STENSCHOLL
OR GEARRIGHFADA AND HIS SUCCESSORS IN OFFICE OF
CUTTING WINNING AND CARVING AWAY PEATS FROM
ONE OF THE MOSSES IN THE CONVENIENT NEIGHBOURHOOD
BELONGING TO ME AND ALSO WITH THE PRIVILEGE OF
GRAZING HIS HORSE AND TWO COWS UPON ONE OF THE
FARMS IN THE CONVENIENT NEIGHBORHOOD BELONGING
TO ME AS THE SAME SHALL BE FIXED FOR THE TIME BEING
BY ME AND MY FORESAIDS AND SHALL BE POINTED OUT BY
OUR
CHAMBERLAIN TO HOLD TO THE SAME COMMISSIONERS OR
SUCH
PERSON OR PERSONS AS THEY SHALL APPOINT TO BE
DEVOTED
FOR EVER TO THE PURPOSES SPECIFIED IN AND BY VIRTUE
OF AND ACCORDING TO THE TRUE INTENT AND MEANING
OF THE SAID ACT PASSED IN THE FIFTH YEAR OF THE REIGN

OF HIS PRESENT MAJESTY AND I THE SAID LORD MACDONALD
BIND AND OBLIGE MY SELF AND THE HEIRS OF ENTAIL
SUCCEEDING TO ME IN THE SAID BARONY OF MACDONALD
TO FREE AND RELIEVE THE SAID SUBJECTS BEFORE
DISPONED

OF ALL CESS MINISTERS STIPEND SCHOOLMASTERS SALARY
FEU DUTY AND ALL OTHES PUBLIC AND PAROCHIAL BURDENS
FROM AND AFTER THE TERM OF WHITSUNDAY 1828

WHICH IS HEREBY DECLARED TO HAVE BEEN THE TERM
OF THE SAID COMMISSIONERS ENTRY TO THE PREMISES
AND FURTHER IN RESPECT THAT IT IS NECESSARY
THAT EFFECTUAL PROVISION SHOULD BE MADE FOR THE
REPAIR OF SUCH PLACES OF WORSHIP AND DWELLING
HOUSES AND PREMISES THERETO ATTACHED AFTER THEY
SHALL HAVE BEEN BUILT OR PROVIDED SO IT IS BY
THE EIGHTEENTH SECTION OF THE SAID RECITED
ACT ENACTED THAT WITH RESPECT TO EVERY SUCH
ADDITIONAL PLACE OF WORSHIP THE HERITOR OR ANY
TWO OF THE HERITORS APPLYING FOR THE SAME HIS OR
THEIR HEIRS AND SUCCESSORS IN THE LANDS SITUATED
WITHIN THE DISTRICT FOR WHICH SUCH ADDITIONAL PLACE
OF WORSHIP SHALL BE SET APART TO BE SPECIFIED AND
DESCRIBED FOR THAT PURPOSE SHALL BY SUCH
APPLICATION

BE AND BECOME BOUND TO KEEP AND MAINTAIN SUCH
ADDITIONAL PLACE OF WORSHIP IN GOOD AND SUFFICIENT
REPAIR TO THE EXTENT HEREIN AFTER LIMITED THAT IS
TO SAY PROVIDED ALWAYS THAT THE PRESENT OF SUCH
ADDITIONAL
PLACE OF WORSHIP SHALL BE APPLIED TOWARDS THE
REPAIR

OF SUCH ADDITIONAL PLACE OF WORSHIP AND ALSO OF THE
DWELLING HOUSE AND OFFICES OF THE MINISTER IN FIRST
INSTANCE UNDER THE DIRECTION OF THE SURVEYOR
APPOINTED BY THE COMMISSIONERS AND IN DEFAULT OF
HIS GIVING SUCH DIRECTIONS DURING ONE WHOLE
YEAR THEN UNDER THE DIRECTIONS OF THE HERITOR OR
HERITORS UNDERTAKING FOR THE REPAIR OF SUCH
ADDITIONAL

PLACE OF WORSHIP OF THE MINISTER AND OF THE
OFFICIATING

ELDERS WHO ARE ALSO HEREBY EMPOWERED TO GIVE
DIRECTION

FOR SMALL REPAIRS AT ANY TIME WHEN REQUISITE AND
PROVIDED

FURTHER THAT AFTER THE APPLICATION OF THE PEW RENTS
THE

EXPENSE TO BE DEFRAYED BY THE SAID HERITOR OR
HERITORS
SO APPLYING HIS OR THEIR HEIRS AND SUCCESSORS AS
AFORESAID SHALL NOT IN ANY ONE YEARS EXCEED THE SUM
OF
ONE PER CENTUM UPON THE AMOUNT OF THE MONEY
ORIGINALLY
EXPENDED IN THE BUILDING OR PURCHASING AND
COMPLETING
SUCH ADDITIONAL PLACE OF WORSHIP OR IN CASE OF GIFT
OF ANY
BUILDING FOR THAT PURPOSE IN LIKE MANNER NOT
EXCEEDING
ONE PER CENTUM UPON THE ORIGINAL VALUE OF THE SAME
AS
ESTIMATED BY THE SURVEYOR OF THE COMMISSIONERS TO
WHICH EXTENT AND NO FURTHER THE SAID HERITOR OR
HERITOR SHALL BE COMPELLABLE TO REPAIR THE SAME IN
SUCH MANNER AS HERITORS ARE COMPELLABLE BY LAW
TO REPAIR PARISH CHURCHS IN SCOTLAND BUT IT IS
FURTHER
ENACTED THAT THE PEW RENTS AS BEFORE MENTIONED
SHALL
ALSO BE SET APART AND APPLIED TO A CERTAIN EXTENT TO
THE REPAIR OF THE MINISTERS DWELLING HOUSE AND
OFFICES
AS WELL AS TO THE REPAIR OF THE SAID ADDITIONAL PLACE
OF WORSHIP THEREFOR I THE SAID LORD MACDONALD DO
CONFESS
AND DECLARE THAT IN RESPECT OF MY HAVING BEEN THE
APPLYING
HERITOR FOR THE SAID ADDITIONAL PLACE OF WORSHIP AT
STENSCHOLL THE FOLLOWING PARTS AND PORTIONS OF MY
LANDS
AT LEAST SO MUCH THEREFOR AS SHALL BE FOUND TO LYE
WITHIN
THE DISTRICT TO BE SET APART FOR THE SAID ADDITIONAL
PLACE OF WORSHIP TOGETHER WITH ANY OTHER LANDS
BELONGING
TO ME WHICH SHALL BE FOUND TO LYE WITHIN THE DISTRICT
TO
BE SET APART FOR THE SAID ADDITIONAL PLACE OF
WORSHIP
ARE UNDER THE SAID ACT OF PARLIAMENT BURDENED AND
AFFECTED IN THE PERSONS OF ME AND MY HEIRS OF ENTAIL
IN THE SAID LANDS IN A REAL BURDEN IS ERECTED THEREON
IN FAVOUR OF THE SAID COMMISSIONER BY AND THROUGH

THE
OBLIGATION TO KEEP AND MAINTAIN THE SAID ADDITIONAL
PLACE OF WORSHIP IN GOOD AND SUFFICIENT REPAIR IN THE
MANNER WHICH IS IN THE SAID ACT OF PARLIAMENT
PROVIDED VIZ... ALL AND WHOLE THE SAID FARMS OF
GARRIGHFADA AND STENSCHOLL PARTS OF THE LANDS AND
BARONY
OF MACDONALD PARISH OF KILMUIR WESTER AND
SHERIFFDOM
OF INVERNESS AND IN FURTHER CORROBORATION OF THE
SAID
OBLIGATION I DO BY THESE PRESENTS BEND AND OBLIGE
MYSELF AND MY HEIRS AND SUCCESSORS AND SPECIALLY
MY HEIRS AND SUCCESSIONS IN THE LANDS SITUATED WITHIN
THE DISTRICT TO BE SET APART FOR THE SAID ADDITIONAL
PLACE OF WORSHIP TO KEEP AND MAINTAIN THE SAID
ADDITIONAL PLACE OF WORSHIP IN GOOD AND SUFFICIENT
REPAIR TO THE EXTENT LIMITED AND AS PROVIDED BY THE
SAID
ACT OF PARLIAMENT THE MAXIMUM IN ANY ONE YEAR BEING
IN THE
PRESENT CASE ONE PER CENTUM UPON THE SUM OF SEVEN
HUNDRED
AND FIFTY POUNDS STERLING BEING THE AMOUNT OF THE
MONEY
ORIGINALLY EXPENDED IN BUILDING THE SAID CHURCH AND I
DO FURTHER BEND AND OBLIGE MYSELF AND MY FORESAIDS
TO GRANT SUBSCRIBE AND DELIVER AT THE EXPENSE OF THE
SAID
COMMISSIONERS AND OTHER OBLIGATION DEED OR OTHER
WRITING
WHICH THEY MAY REQUIRE OR DEMAND FOR BETTER OR
MORE
EFFECTUALLY CONVEYING THE SAID PIECE OF GROUND AND
OTHER
TO THE SAID COMMISSIONERS AND CONFIRMING THE SAID
OBLIGATION HEREIN CONTAINED AGAINST ME MY HEIRS
AND SUCCESSORS AND SPECIALLY MY HEIRS AND
SUCCESSORS
IN THE LANDS SITUATED WITHIN THE SAID DISTRICT
DECLARING
ALWAYS AS IT IS HEREBY EXPRESSLY PROVIDED AND
DECLARED
THAT NOTHING CONTAINED IN THE PRECEDING OBLIGATION
SHALL
INFER AN IRRITANCY AGAINST ME OR MY FORESAIDS UNDER
THE

ENTAIL OF SAID LANDS AND BARONY OF MACDONALD NOR
BE CONSTRUED TO AFFECT OR BURDEN THE LANDS BEFORE
DESCRIBED FOR THE PURPOSE OF THE REPAIR OF THE SAID
PLACE OF WORSHIP IN ANY MANNER INCONSISTENT
WITH THE CONDITIONS OF THE SAID ENTAIL EXCEPT IN SO FAR
AS

I AM AUTHORISED TO GRANT THE SAID OBLIGATION TO THE
EFFECT FORESAID BY AND THROUGH THE BEFORE RECITED
ACT OF PARLIAMENT AND WITH AND UNDER WHICH
PROVISION

AND DECLARATION THE FORESAID OBLIGATION IN
SO FAR AS AFFECTS THE SAID ENTAILED ESTATE OR ANY PART
OF IT

IS GRANTED AND NO OTHERWISE AND I CONSENT TO THE
REGISTRATION HEREOF IN THE GENERAL OR PARTICULAR
REGISTER OF SASINES FOR PUBLICATION AND IN THE BOOKS
OF

COUNCIL AND SESSION FOR PRESERVATION AND THAT ALL
NECESSARY EXECUTION MAY PASS HEREON IN FORM AS
EFFECTS

AND FOR THAT PURPOSE CONSTITUTE MY PROCURATORS
AND IN WITNESS WHEREOF I HAVE SET MY HAND TO THESE
PRESENTS WRITTEN UPON THIS AND THE TWO PRECEDING
PAGES OF STAMPED PAPER BY JAMES HATTON CLERK TO
JAMES HOPE WRITER TO THE SIGNET TOGETHER WITH
THE MARGINAL NOTE ON PAGE THIRD HEREOF ALSO WRITTEN
BY THE SAID JAMES HATTON AT EDINBURGH THE TWENTY
SECOND DAY OF DECEMBER EIGHTEEN HUNDRED AND
TWENTY

EIGHT BEFORE THESE WITNESSES EDWARD HILLMAN
FOOTMAN

AND L.HALLMAN UNDER BUTLER TO ME THE SAID LORD
MACDONALD SIGNED MACDONALD EDWARD HILLMAN
WITNESS

L.HALLAM WRITTEN BY A.RUSSELL.

MINUTES EARL OF SUTHERLAND AG MCKENZIE OF ARDLOCH
J.K.K. 1742. L OF DRUMMORE.

CS 229/MC1/127.

14 JULY 1742 L OF DRUMMORE MINUTE WILLIAM EARL OF
SUTHERLAND

AGAINST

ALEXANDER MACKENZIE OF ARDLOCK

ACTION.

CHA. ERSKINE FOR THE CHARGES REPEATS THE CHARGES ON
THE SUPERIORS OWN ACCEPTED

BILL FOR 2965

MERKS DRAWN UPON HIM BY LADY ASSINT AND INDORSED TO

THE CHARGES FOR VALUE AND
CAUSE THE
LETTERS MIGHT BE FOUND IN DULY —————
KEN.HOME FOR THE SUSPENSION REPEATS THE REASONS OF
SUSPENSION THAT THE BILL
CHARGED ON BEING
DRAWN BY A LADY WITH A HUSBAND THE SAME RULES UNDER
THE HUSBAND JUS MA
AND THEREFOR CANNOT BE
THE BILL IS OF AN OLD DATE VIS. MAY THE THIRD 1736 AND
PAYABLE ONLY AT MARTIMAS 1741
AND ANY
MONEY IN EFFECTS RESTING BY THE SUSPENSION TO
MCKENZIE OF ASSYNT JUNIOR TO MY
INDIGNATION
WAS ARRESTED IN THE SUSPENSION BINDS—— THE CAUSE
OF ACCEPTING THE BILL WAS FOR
PART
OF THE AGREED PRICE OF A PROROGATION OF A WADSET
RIGHT OF CERTAIN LANDS
TO THE UNDER BELONGING TO MCKENZIE OF ASSINT AND AS
AN EVIDENCE THEREOF THE
PROROGATION AND
BILL THE MUCH ABOUT THE SAME DATE BESIDES THE FACT
WILL NOT BE DEEMED BY THE LADY
ASSINT WHO
IS PRESENTLY IN TOWN AND IS FURTHER INSTRUCTED BY
THIS ADVICE AND CIRCUMSTANCE THAT
THE SUMMONS
CHARGED FOR TOGETHER WITH 1025 MERKS MORE
CONTAINED IN ANOTHER BILL OF THE SAME
DATE AND
WHEREOF THE—— HAS ALREADY CLAIMED SUSPENSION
WHICH IS PRESENTLY BEFORE MY
LORD—— WHEN ADDED TOGETHER ANSWERS PRECISELY TO
THE SUM AGREED TO BE PAID IN THE
PROROGATION
VIZ. 4000 MERKS AND TIME IT IS THAT ASSINT HIMSELF NOT
ONLY GUARDS AND HATH ACTUALLY
PAYED
REDUCTION AND IMPROBATION OF THE SUPERIOR RIGHTS OF
WADSET AND OF THE FORSAID
PROROGATION
THEMSELF BUT HUGH MCLEOD OF GENIES A CREDITOR AND
ASSIGNEE TO ALEXANDER MCKENZIE
OF
FRASERDALE AND THE PREFERABLE CREDITORS HAVE

OBTAINED DECREETS OF MAILS AND
DUTIES
AGAINST THE ——— AND SUCCESSORS OF THE ESTATE TO
THAT THE BILL CHARGED ON THE
GRANTED—————
CHA. ERSKINE ANSWERS TO THE FIRST AND SECOND THAT
HIS NOTION AND THE LADY ASSINT
WAS FACTOR
AND MANAGER FOR HER AND DID MANAGE ALL HIS AFFAIRS
WITH REGARD TO
HIS
ESTATE AND RENTS THEREOF AND AS THE SUSPENSION HAS
A CURATIVE WADSETT BY THE SAID
PROROGATION
THE BILL BEING INDORSED TO THE CHARGES FOR VALUE HE
OUGHT TO MAKE PAY TO THE THIRD
THAT THERE
IS NO EVICTION OF THE WADSETT RIGHT OR PROROGATION
THEREOF AND AS TO ASSINT OWN
GRANTING THE WADSETT RIGHT THAT REDUCTION AND
IMPROBATION AT HIS INSTANCE IS ——— SLEEPING
AND AS TO
MCLEOD OF GENIES AND MCKENZIE OF FRASERDALE THEIR
PRETENDED RIGHT THERE PROCESSES
ARE LIKENESS
SLEEPING AND AS THERE IS NO EVICTION THE SUSPENSION
HAS NO PRETENSE WHY HE OUGHT
NOT TO PAY HIS
OWN ACCEPTED BILL WHICH CAME IN PLACE OF THE
PROROGATION THE BENIFIT WHEREOF THE
SUSPENSION
PRESENTS ———
THE LORD ORDINARY HAVING CONFINDED THE DEBATE
BEFORE AND EVER ORDAINS THE SAID
CHARGES—
CURATORS TO PRODUCE THE FACTORY TO THE LADY ASSINT
AND ORDAIN THE SUSPENDERS
PROCURATOR
TO CONDESCEND MORE PARTICULARLY ON THE GROUNDS
OF EVICTION.
HEW DALR——
GR 12 8 INVERNESS 13/3/1871
DR ADAM HUNTER SURGEON EDINBURGH HAD 2 UNGATES OF
LAND EXTENDING TO 8 MERKS TROTTERNISH ONCE
BELONGING
TO MCNEIL OF BARRA PART OF THE ESTATE OF MACDONALD
DR ADAM HUNTER CERTIFICATE FOR THE COMMITAL OF

SIR JAMES SUTHERLAND MACKENZIE BROTHER OF
ALEXANDER
MACKENZIE BARONET OF THE 48TH NATIVE INFANTRY
BENGAL
WHOS MOTHER IS KATHARINE MACKENZIE AND BY HER
BELOW
PETITION CLAIMS CURATOR BONIS AND APPOINTS
ALEXANDER
STUART TO OFFICE OF JAMES S. MACKENZIE.
UNTO THE RIGHT HONOURABLE
THE LORDS OF COUNCIL AND SESSION
THE PETITION OF MRS KATHARINE MACKENZIE RELICT OF
COLONEL ROBERT MACKENZIE OF THE SERVICE OF THE
HONOURABLE THE EAST INDIA COMPANY MOTHER OF
SIR JAMES SUTHERLAND MACKENZIE OF TARBET BARONET
HUMBLY SHEWETH
THAT THE SAID SIR JAMES SUTHERLAND MACKENZIE HAVING
SOME MONTHS AGO EXHIBITED UNEQUIVOCAL SYMPTONS OF
MENTAL DERANGEMENT TO AN EXTENT DANGEROUS TO
HIMSELF
AND TO THE LIEGES WAS BY WARRANT OF THE SHERIFF OF
EDINBURGH PROCEEDING ON CERTIFICATION UNDER THE
HANDS OF DR ABERCROMBIE AND DR ADAM HUNTER PLACED
IN DR JOHN SMITHS ASYLUM AT SAUGHTON HALL WHERE
HE NOW REMAINS UNDER THE NECESSARY RESTRAINT
THAT FROM THE CERTIFICATES HEREWITH PRODUCED IT
APPEARS
THAT ALTHOUGH THE SAID SIR JAMES SUTHERLAND
MACKENZIE
HAS SINCE HIS RESIDENCE IN SAUGHTON HALL BECOME
LESS
VIOLENT AND IRRITABLE THAN HE WAS YET THAT HE STILL
LABOURS
UNDER SUCH REMAINS OF ABBERATION OF MIND AS
RENDERS
HIM UNFIT FOR BEING AT LARGE OR FOR MANAGING HIS OWN
AFFAIRS AND THE PETITIONER HAS THE DISTRESS AND
MORTIFICATION TO BELIEVE THAT HIS SPEEDY RESTORATION
TO MENTAL
SOUNDNESS CANNOT BE LOOKED FOR.
THAT IN THESE CIRCUMSTANCES AND AS HIS INTEREST IS
SUFFERING
FROM A SMALL PENSION FROM THE EAST INDIA COMPANY
BEING TILL A DULY AUTHORIZED PARTY BE APPOINTED
TO RECEIVE AND DISCHARGE THE SAME IT HAS BECOME
NECESSARY FOR THE PROTECTION OF THE SIR
JAMES SUTHERLAND MACKENZIE PROPERTY AS WELL AS

THE DUE CARE OF HIS PERSON TO APPLY TO YOUR LORDSHIPS TO APPOINT A CURATOR BONIS TO HIM AND THE PETITIONER BEGS LEAVE HUMBLY TO SUGGEST MR ALEXANDER

STUART WRITER IN EDINBURGH WHO WAS HER SONS CONFIDENTIAL AGENT BEFORE HIS AFFLICTION AS AN ELIGIBLE

PERSON FOR THE OFFICE.

THE PETITIONER THEREFOR MAKES THE PRESENT APPLICATION

MAY IT THEREFOR PLEASE YOUR LORDSHIPS TO NOMINATE AND APPOINT THE SAID ALEXANDER STUART TO BE CURATOR BONIS TO THE SAID SIR JAMES SUTHERLAND MACKENZIE WITH THE USUAL POWERS AND IN TERMS OF THE ACT OF SEDERUNT THE SAID APPOINTMENT TO SUBSIST UNTIL IT BE COMPETENTLY RECALLED ANDS THE CURATOR FINDING SUFFICIENT CAUTION BEFORE EXTRACT OR TO DO OTHERWISE IN THE PREMISES AS TO YOUR LORDSHIPS SHALL SEEM PROPER.

ACCORDING TO JUSTICE & C.

JOHN GORDON

APPENDIX

MANDATE BY MRS KATHARINE MACKENZIE TO JOSEPH GORDON

JOSEPH GORDON W.S. EDINBURGH

ELGIN 24/2/1843

MY DEAR SIR IN CONSEQUENCE OF THE LAMENTABLE STATE OF INCAPACITY INTO WHICH MY SON SIR JAMES SUTHERLAND MACKENZIE BART HAS FALLEN I AM UNDER THE PAINFUL NECESSITY OF REQUESTING THAT FOR THE PRESERVATION AND MANAGEMENT OF HIS PROPERTY AS WELL AS PROVIDING

FOR THE PROPER CARE OF HIS PERSON YOU PRESENT THE NECESSARY APPLICATION TO THE COURT OF SESSION FOR THE APPOINTMENT OF A CURATOR BONIS TO HIM WITH THE

USUAL POWERS IF MR ALEXANDER STUART CIRCUIT CLERK OF JUDICIARY WILL UNDERTAKE THE OFFICE I REQUEST THAT HE MAY BE SUGGESTED TO THE COURT AS A PERSON IN WHOM

I HAVE THE UTMOST CONFIDENCE AND WHOM I CONSIDER WELL

QUALIFIED TO TAKE THE CHARGE I AM MY DEAR SIR YOUR MOST

OBEDIENT HUMBLE SERVANT

SIGNED KATHARINE MACKENZIE

CERTIFICATE BY DR ABERCROMBIE AND DR ADAM HUNTER

EDINBURGH 23/11/1842

WE JOHN ABERCROMBIE AND DR ADAM HUNTER PHYSICIANS
IN

EDINBURGH HEREBY CERTIFY ON SOUL AND CONSCIENCE
THAT WE HAVE VISITED AND DULY EXAMINED SIR JAMES
SUTHERLAND

MACKENZIE OF TARBET BARONET NOW RESIDING AT
SAUGHTON

HALL LUNATIC ASYLUM UNDER THE CHARGE OF DR SMITH
AND FOUND HIM LABOURING UNDER SUCH MENTAL
IMBECILITY

AS TO RENDER HIM FOR THE PRESENT INCAPABLE OF
MANAGING

HIS OWN AFFAIRS

SIGNED JOHN ABERCROMBIE

ADAM HUNTER M.D.

CERTIFICATE BY DR ABERCROMBIE AND DR HUNTER
WE CERTIFY APON SOUL AND CONSCIENCE THAT WE HAVE
VISITED AND EXAMINED SIR JAMES SUTHERLAND MACKENZIE
NOW RESIDENT IN THE ASYLUM AT SAUGHTON HALL
AND WHILE WE FIND HIM CONSIDERABLY IMPROVED SINCE
THE DATE OF OUR LAST REPORT WE ARE OF OPINION
THAT HE STILL LABOURS UNDER SUCH REMAINS OF
ABBERATION OF MIND AS FOR THE PRESENT RENDERS HIM
UNFIT FOR BEING AT LARGE OR FOR MANAGING HIS OWN
AFFAIRS

SIGNED JOHN ABERCROMBIE

ADAM HUNTER M.D.

EDINBURGH 10/3/1843 PETITION TO BE INTIMATED IN THE
MINUTE BOOK

SIGNED BOYLE

EDINBURGH 22/5/1843 THEREBY CERTIFY THAT THE
FOREGOING

PETITION HAS BEEN DULY INTIMATED IN THE MINUTE BOOK
JOSEPH GORDON

HUGH ROSS

CS 235/INM/MISCM11.1 1720 ALEXANDER MACKENZIE HAD IN
THIS DEED REFERENCE THE BARONY OF TROTTERNISH
ISLE OF SKYE AND IT IS THIS ALEXANDER MACKENZIE OF
ARDLOCH WHO IS GRANDFATHER TO SIR JAMES
SUTHERLAND MACKENZIE WHOS DOCTOR HAD THE
2 UNGATES TROTTERNISH SKYE.

GR 12 8 INVERNESS 13/3/1871

DR ADAM HUNTER SURGEON EDINBURGH HAD 2 UNGATES OF
LAND EXTENDING TO 8 MERKS TROTTERNISH ONCE
BELONGING

TO MCNEIL OF BARRA PART OF THE ESTATE OF MACDONALD

DR ADAM HUNTER CERTIFICATE FOR THE COMMITAL OF
SIR JAMES SUTHERLAND MACKENZIE BROTHER OF
ALEXANDER
MACKENZIE BARONET OF THE 48TH NATIVE INFANTRY
BENGAL
WHOS MOTHER IS KATHARINE MACKENZIE AND BY HER
BELOW
PETITION CLAIMS CURATOR BONIS AND APPOINTS
ALEXANDER
STUART TO OFFICE OF JAMES S. MACKENZIE.
UNTO THE RIGHT HONOURABLE
THE LORDS OF COUNCIL AND SESSION
THE PETITION OF MRS KATHARINE MACKENZIE RELICT OF
COLONEL ROBERT MACKENZIE OF THE SERVICE OF THE
HONOURABLE THE EAST INDIA COMPANY MOTHER OF
SIR JAMES SUTHERLAND MACKENZIE OF TARBET BARONET
HUMBLY SHEWETH
THAT THE SAID SIR JAMES SUTHERLAND MACKENZIE HAVING
SOME MONTHS AGO EXHIBITED UNEQUIVOCAL SYMPTONS OF
MENTAL DERANGEMENT TO AN EXTENT DANGEROUS TO
HIMSELF
AND TO THE LIEGES WAS BY WARRANT OF THE SHERIFF OF
EDINBURGH PROCEEDING ON CERTIFICATION UNDER THE
HANDS OF DR ABERCROMBIE AND DR ADAM HUNTER PLACED
IN DR JOHN SMITHS ASYLUM AT SAUGHTON HALL WHERE
HE NOW REMAINS UNDER THE NECESSARY RESTRAINT
THAT FROM THE CERTIFICATES HEREWITH PRODUCED IT
APPEARS
THAT ALTHOUGH THE SAID SIR JAMES SUTHERLAND
MACKENZIE
HAS SINCE HIS RESIDENCE IN SAUGHTON HALL BECOME
LESS
VIOLENT AND IRRITABLE THAN HE WAS YET THAT HE STILL
LABOURS
UNDER SUCH REMAINS OF ABBERATION OF MIND AS
RENDERS
HIM UNFIT FOR BEING AT LARGE OR FOR MANAGING HIS OWN
AFFAIRS AND THE PETITIONER HAS THE DISTRESS AND
MORTIFICATION TO BELIEVE THAT HIS SPEEDY RESTORATION
TO MENTAL
SOUNDNESS CANNOT BE LOOKED FOR.
THAT IN THESE CIRCUMSTANCES AND AS HIS INTEREST IS
SUFFERING
FROM A SMALL PENSION FROM THE EAST INDIA COMPANY
BEING TILL A DULY AUTHORIZED PARTY BE APPOINTED
TO RECEIVE AND DISCHARGE THE SAME IT HAS BECOME
NECESSARY FOR THE PROTECTION OF THE SIR

JAMES SUTHERLAND MACKENZIE PROPERTY AS WELL AS
THE DUE CARE OF HIS PERSON TO APPLY TO YOUR
LORDSHIPS TO APPOINT A CURATOR BONIS TO HIM AND THE
PETITIONER BEGS LEAVE HUMBLY TO SUGGEST MR
ALEXANDER

STUART WRITER IN EDINBURGH WHO WAS HER SONS
CONFIDENTIAL AGENT BEFORE HIS AFFLICTION AS AN
ELIGIBLE

PERSON FOR THE OFFICE.

THE PETITIONER THEREFOR MAKES THE PRESENT
APPLICATION

MAY IT THEREFOR PLEASE YOUR LORDSHIPS TO NOMINATE
AND APPOINT THE SAID ALEXANDER STUART TO BE CURATOR
BONIS TO THE SAID SIR JAMES SUTHERLAND MACKENZIE
WITH THE USUAL POWERS AND IN TERMS OF THE ACT OF
SEDERUNT THE SAID APPOINTMENT TO SUBSIST UNTIL
IT BE COMPETENTLY RECALLED ANDS THE CURATOR
FINDING SUFFICIENT CAUTION BEFORE EXTRACT OR TO DO
OTHERWISE IN THE PREMISES AS TO YOUR LORDSHIPS
SHALL SEEM PROPER.

ACCORDING TO JUSTICE & C.

JOHN GORDON

APPENDIX

MANDATE BY MRS KATHARINE MACKENZIE TO JOSEPH
GORDON

JOSEPH GORDON W.S. EDINBURGH

ELGIN 24/2/1843

MY DEAR SIR IN CONSEQUENCE OF THE LAMENTABLE STATE
OF INCAPACITY INTO WHICH MY SON SIR JAMES SUTHERLAND
MACKENZIE BART HAS FALLEN I AM UNDER THE PAINFUL
NECESSITY OF REQUESTING THAT FOR THE PRESERVATION
AND MANAGEMENT OF HIS PROPERTY AS WELL AS
PROVIDING

FOR THE PROPER CARE OF HIS PERSON YOU PRESENT THE
NECESSARY APPLICATION TO THE COURT OF SESSION
FOR THE APPOINTMENT OF A CURATOR BONIS TO HIM WITH
THE

USUAL POWERS IF MR ALEXANDER STUART CIRCUIT CLERK
OF JUDICIARY WILL UNDERTAKE THE OFFICE I REQUEST THAT
HE MAY BE SUGGESTED TO THE COURT AS A PERSON IN
WHOM

I HAVE THE UTMOST CONFIDENCE AND WHOM I CONSIDER
WELL

QUALIFIED TO TAKE THE CHARGE I AM MY DEAR SIR YOUR
MOST

OBEDIENT HUMBLE SERVANT

SIGNED KATHARINE MACKENZIE

CERTIFICATE BY DR ABERCROMBIE AND DR ADAM HUNTER
EDINBURGH 23/11/1842
WE JOHN ABERCROMBIE AND DR ADAM HUNTER PHYSICIANS
IN
EDINBURGH HEREBY CERTIFY ON SOUL AND CONSCIENCE
THAT WE HAVE VISITED AND DULY EXAMINED SIR JAMES
SUTHERLAND
MACKENZIE OF TARBET BARONET NOW RESIDING AT
SAUCHTON
HALL LUNATIC ASYLUM UNDER THE CHARGE OF DR SMITH
AND FOUND HIM LABOURING UNDER SUCH MENTAL
IMBECILITY
AS TO RENDER HIM FOR THE PRESENT INCAPABLE OF
MANAGING
HIS OWN AFFAIRS
SIGNED JOHN ABERCROMBIE
ADAM HUNTER M.D.

CERTIFICATE BY DR ABERCROMBIE AND DR HUNTER
WE CERTIFY APON SOUL AND CONSCIENCE THAT WE HAVE
VISITED AND EXAMINED SIR JAMES SUTHERLAND MACKENZIE
NOW RESIDENT IN THE ASYLUM AT SAUGHTON HALL
AND WHILE WE FIND HIM CONSIDERABLY IMPROVED SINCE
THE DATE OF OUR LAST REPORT WE ARE OF OPINION
THAT HE STILL LABOURS UNDER SUCH REMAINS OF
ABBERATION OF MIND AS FOR THE PRESENT RENDERS HIM
UNFIT FOR BEING AT LARGE OR FOR MANAGING HIS OWN
AFFAIRS
SIGNED JOHN ABERCROMBIE
ADAM HUNTER M.D.

EDINBURGH 10/3/1843 PETITION TO BE INTIMATED IN THE
MINUTE BOOK
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THIS DEED REFERENCE THE BARONY OF TROTTERNISH
ISLE OF SKYE AND IT IS THIS ALEXANDER MACKENZIE OF
ARDLOCH WHO IS GRANDFATHER TO SIR JAMES
SUTHERLAND MACKENZIE WHOS DOCTOR HAD THE
2 UNGATES TROTTERNISH SKYE.

RD 3.331.831. FACTORY
ROBERT MCKENZIESOMETIMES IN THE SERVICE OF THE
HONOURABLE EAST
INDIA COMPANY AND CAPTAIN GEORGE SACKVILLE

SUTHERLAND RESIDING
AT RHIVES WHEREAS THE SAID DECEASED COLONEL ROBERT
MCKENZIE
BY DISPOSITION AND DEED OF SETTLEMENT BEARING DATE
THE TWENTY
SIXTH DAY OF NOVEMBER EIGHTEEN HUNDRED AND TWO
YEARS AND
RECORDED IN THE BOOKS OF COUNCIL AND SESSION
(OFFICE W.B.)
THE THIRTIETH DAY OF JULY EIGHTEEN HUNDRED AND NINE
GAVE
GRANTED AND DISPONED TO AND IN FAVOUR OF ALEXANDER
MACKENZIE HIS ELDEST LAWFUL SON WHOM FAILING AS
THEREIN
MENTIONED UNDER THE CONDITIONS AND WITH THE
PROVISIONS
THEREIN EXPRESSED ALL ESTATE AND EFFECTS REAL
PERSONAL
HERITABLE AND MOVEABLE THAT SHOULD PERTAIN AND
BELONG
TO HIM AT THE TIME OF HIS DEATH AND HE NOMINATED AND
APPOINTED THE SAID ALEXANDER MACKENZIE WHOM FAILING
THE PERSONS THEREIN MENTIONED TO BE HIS SOLE
EXECUTORS
AND MOREOVER AS HE JUDGED IT PRUDENT TO NAME
TUTORS
AND CURATORS TO THE SAID ALEXANDER MACKENZIE HIS
SON
AND TO ANY OTHER CHILD OR CHILDREN WHO MIGHT BE
PROCREATED OF THE MARRIAGE TWIXT HIM AND ME THE SAID
MRS KATHERINE MACKENZIE AND HAVING ENTIRE
CONFIDENCE
IN US THE SAID MRS KATHARINE MACKENZIE AND GEORGE
SACKVILLE
SUTHERLAND AND IN COLONEL LEWIS GRANT OF
ACHAIRNOCH
LATE IN THE SERVICE OF THE HONOURABLE EAST INDIA
COMPANY
CAPTAIN CHARLES GRANT IN THE SERVICE OF THE
HONOURABLE
EAST INDIA COMPANY ON THE BENGAL ESTABLISHMENT
COLONEL WILLIAM DUNCAN IN THE SERVICE OF THE
HONOURABLE
EAST INDIA COMPANY CAPTAIN HENRY WHITE IN THE SERVICE
OF THE SAID COMPANY AND SOMETIME AID DE CAMP TO THE
MARQUIS WELLESBY AND COLIN MACKENZIE WRITER TO THE
SIGNET

ONE OF THE PRINCIPAL CLERKS OF SESION HE THEREFOR
NOMINATED AND APPOINTED US AND THE SAID LEWIS GRANT
CHARLES GRANT WILLIAM DUNCAN HENRY WHITE AND COLIN
MACKENZIE AND THE ACCEPTING SURVIVORS OR SURVIVOR
OF US AND THEM TO BE TUTORS AND CURATORS TO THE SAID
ALEXANDER MACKENZIE HIS SON AND TO SUCH OTHER CHILD
OR CHILDREN AS MIGHT BE PROCREATED OF THE SAID
MARRIAGE
OF THE SAID ALEXANDER MACKENZIE AND FOR US AND IN
OUR
NAMES AS TUTORS AS AFORESAID TO INTROMET WITH AND
ENTER ON THE POSSESSION AND MANAGEMENT OF THE
WHOLE ESTATE AND EFFECTS REAL AND PERSONAL
HERITABLE
AND MOVEABLE OF EVERY DENOMINATION AND
WHERESOEVER
SITUATED WHICH PERTAINED TO THE SAID DECEASED
COLONEL
ROBERT MACKENZIE AND TO WHICH THE SAID ALEXANDER
MACKENZIE
HAS NOW RIGHT IN VIRTUE OF THE GENERAL DISPOSITION
ABOVE
NARRATED TO SUE FOR UPLIFT AND RECOVER ALL ADDEBTED
TO THE SAID DECEASED COLONEL ROBERT MCKENZIE AND
ON
PAYMENT TO GRANT RECEIPTS AND DISCHARGES FOR THE
SAME
WHICH SHALL BE AS VALID AND EFFECTUAL TO THE
RECEIVERS
IF GRANTED BY US TO SETTLE COMPOUND AND TRANSACT
FOR ALL
DEBTS CLAIMS AND DEMANDS DUE AND UNPAID FROM THE
ESTATE
OF THE DECEASED COLONEL ROBERT MACKENZIE FOR
WHICH THE
SAID ALEXANDER MACKENZIE MAY ANYWAYS BE LIABLE
AS REPRESENTING HIM AND TO PURSUE AND DEFENDABLE
ACTION
AT LAW THAT MAY BE NECESSARY FOR ASCERTAINING THE
AMOUNTS OF THE SAID DEBTS AND SUMS OF MONEY DUE TO
THE SAID
DECEASED COLONEL ROBERT MACKENZIE AS WELL AS THE
SUMS
DUE AND UNPAID AFFECTING HIS ESTATE AND TO ENTER INTO
GENERAL OR PARTICULAR SUBMISSIONS IN REGARDS TO
SUCH DEBTS
CLAIMS AND DEMANDS BINDING AND OBLIGING US AND THE

SAID
ALEXANDER MACKENZIE TO ABIDE BY AND IMPLEMENT AND
FULFILL
OUR PART OF THE AMICABLE DECISIONS AND DECREETS
ARBITRAL
TO BE PRONOUNCED IN SUCH SUBMISSIONS AND
GENERALLY
WITH FULL POWER TO OUR SAID FACTOR TO DO EVERY
OTHER
THING FOR EFFECTING A SPEEDY AND DISTINCT
ARRANGEMENT
OF THE AFFAIRS OF THE SAID DECEASED COLONEL ROBERT
MACKENZIE AND BRINGING HIS ESTATE AND EFFECTS TO THE
BEST ACCOUNT FOR BEHOOF OF THE SAID ALEXANDER
MACKENZIE
AND OUR OTHER PUPILS ABOVE NAMED THAT WE COULD DO
OURSELVES
AS TUTORS NOMINATE OR THAT IT IS LEGALLY COMPETENT
FOR
MARRIAGE DURING THE WHOLE PERIOD OF THEIR
RESPECTIVE
PUPILARITIES AND MINORITIES DECLARING THAT THE
MAJORITY
OF THE PERSONS THEREIN AND ABOVE NAMED ACCEPTING
AND ALIVE
AT THE TIME OR ANY ONE OF THEM ACCEPTING AND
SURVIVING THE REST
SHOULD BE A QUORUM AND WHEREEAS THE SAID LEWIS
GRANT
CHARLES GRANT WILLIAM DUNCAN HENRY WHITE AND COLIN
MCKENZIE
HAVE DECLINED TO ACCEPT OR ACT UNDER THE NOMINATION
OF
TUTORS AND CURATORS ABOVE NARRATED SO THAT WE THE
SAID
MRS KATHARINE MACKENZIE AND GEORGE SACKVILLE
SUTHERLAND
ARE THE ONLY ACCEPTING TUTORS NOMINATED OF THE SAID
ALEXANDER MACKENZIE AND OF ELIZABETH BAILLIE
MACKENZIE
MARGARET SUTHERLAND MACKENZIE AND JAMES
SUTHERLAND MACKENZIE THE YOUNGER CHILDREN OF THE
SAID
COLONEL ROBERT MACKENZIE PROCREATED OF HIS SAID
MARRIAGE
ALL OF WHOM ARE MINORS WITHIN THE YEARS OF
PUPILLARITY AND

ON ENTERING ON THE ADMINISTRATION AND MANAGEMENT
OF THE ESTATE
WHICH PERTAINED TO THE SAID COLONEL ROBERT
MACKENZIE
FOR BEHOOF OF OUR SAID PUPILS TUTORS FORESAID WE
FIND IT NECESSARY
FOR THE PURPOSE OF SPEADILY AND EFFECTING
EXTRICATING THE SAME
BY PAYMENT OF THE DEBTS DUE BY THE SAID DECEASED
COLONEL
ROBERT MACKENZIE AND INVESTING THE RESIDUE OF THE
SAID ESTATE
IN THE MANNER MOST BENEFICIAL FOR OUR SAID PUPILS
AND ALL
OTHERS CONCERNED TO APPOINT A FIT PERSON TO BE OUR
AGENT AND
FACTOR WITH POWERS TO BE OUR AGENT AND FACTOR WITH
POWERS
TO INTROMIT WITH THE SAME ESTATE AND EFFECTS FOR US
AND IN OUR
NAMES AS TUTORS FORESAID AND HAVING ENTIRE
CONFIDENCE
IN THE CAPACITY AND INTEGRITY OF JOSEPH GORDON
WRITER
TO THE SIGNET THEREFOR WE HAVE NOMINATED
CONSTITUTED
AND APPOINTED US WE DO HEREBY NOMINATED CONSTITUTE
AND
APPOINT THE SAID JOSEPH GORDON TO BE OUR AGENT AND
FACTOR
GIVING GRANTING AND COMMITTING POWER TO HIM FOR AND
IN THE NAME FOR ANY FACTOR OR ANY AGENT TO DO IN THE
LIKE CASE
BINDING HEREBY AND OBLIGING US TO RATIFY CONFIRM AND
APPOINT
WHATEVER OUR SAID FACTOR SHALL LAWFULLY DO OR
CAUSE TO BE DONE
IN THE PREMISES AND DECLARING THAT HE SHALL NOT BE
LIABLE FOR
OMISSIONS BUT ONLY FOR HIS ACTUAL INTROMISSIONS OF
WHICH
BY ACCEPTING HEREOF HE SHALL BE BOUND AND OBLIGED
TO RENDER
A TRUE AND JUST ACCOUNT AS OFTEN AS REQUIRES AND WE
CONSENT
TO THE REGISTRATION HEREOF IN THE BOOKS OF COUNCIL
AND

SESSION OR ANY OTHERS COMPETENT THEREIN TO REMAIN
FOR
PRESENTATION AND FOR THAT EFFECT WE CONSTITUTE MR
THOMAS
THOMSON ADVOCATE PROCURATOR IN WITNESS WHEREOF
THESE
PRESENTS WRITEN UPON THIS AND THE TWO PRECEEDING
PAGES OF STAMPED PAPER BY ALEXANDER DUFF CLERK TO
THE SAID JOSEPH GORDON ARE SUBSCRIBED BY US
FOLLOWS
VIZ. BY THE SAID CAPTAIN GEORGE SACKVILLE SUTHERLAND
AT EDINBURGH THE 26/09/1809 YEARS BEFORE THESE
WITNESSSES
ALEXANDER STUART WRITER EDINBURGH
ALEXANDER DUFF CLERK
MRS KATHARINE MACKENZIE MILMOUNT 30/11/1809
BEFORE THESE WITNESSES
MR JAMES MACGOWAN TEACHER MILMOUNT
MR JOHN MONTGOMERY POSTMASTER PARKHILL
SIGNED KATHARINE MACKENZIE GEORGE SUTHERLAND
JAMES MACGOWAN WITNESS JOHN MONTGOMERY
WITNESS ALEXANDER STUART ALEXANDER DUFF
CS238/T/3/16
UNTO THE RIGHT HONOURABLE THE LORD WESTHALL THE
REPRESENTATION
OF THOMAS FREDERICK MACKENZIE HUMBERSTON ESQ.
COLLONEL OF THE 78TH REGIMENT OF FOOT
HUMBLY SHEWETH
THAT THE ESTATE OF SEAFORTH WAS FORFEITED TO HIS
MAJESTY
IN 1715 UPON THE ATTAINDER OF WILLIAM THEN EARL OF
SEAFORTH
BY SEVERAL ACTS OF PARLIAMENT ANENT THE FORFEITED
ESTATES AFTER
THE YEAR 1715 AND PARTICULARLY BY THE ACT OF GEO. 1
CAP. [CAPITA IE CHAPTER]
50 AND THE ACT 4 GEO. 1 CAP. 8 - 5 GEO. 1 CAP. 22 THESE
ESTATES WERE VESTED
IN CERTAIN COMMISSIONERS WHO WERE EMPOWERED TO
SELL THEM AND
BY ANOTHER ACT 13. GEO. 1 CAP. 18 THE BARONS OF
EXCHEQUER WERE
EMPOWERED TO SELL SUCH OF THE FORFEITED ESTATES AS
AT THAT TIME
REMAINED UNSOLD
BY THESE ACTS OF PARLIAMENT THE COMMISSIONERS OF
ENQUIRY AND

THE BARONS OF EXCHEQUER WERE EMPOWERED TO GRANT DISPOSITIONS CHARTERS AND OTHER RIGHTS TO THE PURCHASERS WHO WERE DECLARED TO HOLD THE SUBJECTS SO PURCHASED BLANCH OF HIS MAJESTY FOR PAYMENT OF A PENNY SCOTS NOTWITHSTANDING THE FORMER PROPRIETORS THE FORFEITING PERSONS HELD THEM FEE WARD OR OTHERWISE UNDER THE AUTHORITY OF THESE STATUTES THE COMMISSIONERS OF ENQUIRY SOLD SEVERAL OF THE FORFEITED ESTATES BUT THE ESTATE OF SEAFORTH AND SOME OTHERS REMAINED UNSOLD WHEN BY THE 13TH OF GEO. 1 THE BARONS OF EXCHEQUER WERE SUBSTITUTED IN PLACE OF THE COMMISSIONERS OF ENQUIRY TO SELL SUCH OF THESE ESTATES AS HAD NOT BEEN SOLD BY THE COMMISSIONERS THE BARONS EXPOSED THE ESTATE OF SEAFORTH TO SALE AND IT WAS OF THIS DATE 31 JULY 1730 PURCHASED BY MR JOHN NAIRNE OF GREENYARDS WHO RECEIVED A DISPOSITION 12 FEBRUARY 1734 AND AFTERWARDS OF THIS DATE A CHARTER OF THE WHOLE ESTATE OF SEAFORTH INCLUDING THE ISLAND OF LEWIS WHICH CHARTER AFTER DESCRIBING THE DIFFERENT LANDS CONTAINS THE FOLLOWING CLAUSE " UNA CUM OMNIBUS DOMIBUS AEDIFICIIS & PARTIBUS PENDICULIS ET PERTINEN [TIIS] EARUNDEM QUIBUSCUNG [UE] DECIMIS PARSONAGIIS ET VICCARIIS EARUND [EM] " [TOGETHER WITH ALL HOUSES BUILDINGS AND DEPENDENT PARTS AND APPURTENANCES OF THE SAME WHATSOEVER THE TITHES PARSONAGES AND VICARAGES OF THE SAME] ".

18TH NOVEMBER 1734 MR NAIRN DISPONED THIS ESTATE TO JOHN FORBES ESQ.

16TH DECEMBER 1738 MR JOHN FORBES CONVEYED IT TO COLIN MACKENZIE BY A DISPOSITION OF THIS DATE..... LINE NOT COPIED.

07TH APRIL 1739 THE FORESAID CHARTER AND

DISPOSITIONS OF THIS DATE
COLIN MACKENZIE DISPONED THE ESTATE TO
KENNETH
02ND FEBRUARY 1741
MACKENZIE ELDEST LAWFULL SON OF WILLIAM EARL
OF
SEAFORTH BY A DISPOSITION OF THIS DATE
12TH FEBRUARY 1741 WHO OBTAINED A CHARTER OF
RESIGNATION AND
CONFIRMATION UNDER THE GREAT SEAL OF THE
WHOLE
25TH MARCH 1741 FORESAID LANDS UPON WHICH
INFETMENT FOLLOWED
10TH DECEMBER 1738 AND OF THIS DATE KENNETH
MACKENZIE AFTERWARDS
EARL OF SEAFORTH OBTAINED A CHARTER UNDER
THE
GREAT SEAL IN HIS FAVOURS UPON WHICH
INFETMENT
04TH JULY 1764 AFTERWARDS FOLLOWED
IN ALL OF THESE TITLES WHICH ARE PRODUCED THE TEINDS
PARSONAGES AND VICARAGE
ARE EXPRESSLY GRANTED AND THE PROPRIETORS UNDER
THESE TITLES HAVE CONSTANTLY
AND UNIFORMLY POSSESSED BOTH LANDS AND TEINDS
WITHOUT PAYING TO THE CROWN
OR ANY PERSON ELSE ANYTHING UPON ACCOUNT OF THE
ACCOUNT OF THE TEINDS FATHER
THAN THE STIPEND DUE TO THE MINISTERS OF THE
RESPECTIVE PARISHES IN WHICH THE
LANDS LIE
THE LATE EARL OF SEAFORTH SOLD THE WHOLE ESTATE OF
SEAFORTH AND
AS A PART THEREOF THE ISLAND OF LEWIS TO THE
REPRESENTER WHO
IS NOW IN THE FULL RIGHT AND POSSESSION OF THAT
ESTATE UNDER THE
TITLES ABOVE MENTIONED
THE SOLICITOR OF THE TYTHES HAS LATELY BROUGHT AN
ACTION AGAINST
THE REPRESENTER THE SUMMONS OF WHICH BEARS DATE
20TH DECEMBER LAST
CONCLUDING FOR PAYMENT OF THE SUM OF £133.3.7.
STERLING AS THE VALUE
OF THE BISHOPS THIRD OF THE TITHES OF THE ISLAND OF
LEWIS FOR
CROP 1781 AND THE LIKE SUM YEARLY IN TIME COMING

THIS PROCESS CAME IN COARSE BEFORE YOUR LORDSHIPS
AND AFTER HEARING
PARTIES YOU PRONOUNCED THIS INTERLOCTOR 27TH JUNE
1782
THE LORD ORDINARY HAVING HEARD PARTIES PROCURATORS
DECERNS
AGAINST THE DEFENDER IN TERMS OF THE LIBEL
SHOULD THIS INTERLOCTOR BE ADHERED TO IT WOULD
BRING A VERY
HEAVY AND UNEXPECTED BURDEN UPON THE
REPRESENTERS ESTATE
HE THEREFOR SUBMITS IT TO REVIEW AND IS CONFIDENT
WHEN YOUR
LORDSHIPS SHALL HABE RECONSIDERED THE CAUSE YOU
WILL SEE JUST
REASON FOR ALTERING THE INTERLOCTOR AND
ASSORTZIEING
THE REPRESENTER WHEN THE ESTATE OF SEAFORTH WAS
SOLD.
SASINE IN FAVOUR OF ELIZABETH BAILLIE
IN LIFERENT AND MRS KATHERINE SUTHERLAND
AND WIFE
AT INVERNESS THE 23 DAY OF DECEMBER ONE THOUSANT
EIGHT HUNDRED AND THREE BETWEEN THE HOURS OF TWO
AND THREE O CLOCK IN THE AFTER NOON THE SASINE
UNDER WRITTEN WAS PRESENTED BY DAVID PHERSON
WRITEN IN INVERNESS AND RECORDED AS FOLLOWS VIZ...
IN THE SASINE OF GOD AMEN BE IT KNOWN TO ALL MEN
BY THIS PRESENT PUBLIC INSTRUMENT THAT UPON THE
TWENTIETH DAY OF DECEMBER IN THE YEAROF OUR LORD
EIGHTEEN HUNDRED AND THREE AND OF THE REIGN OF
OUR SOVEREIGN LORD GEORGE THIRD BY THE GRACE
OF GOD OF THE UNITED KINGDOM OF GREAT BRITAIN AND
IRELAND KING DEFENDER OF THE FAITH THE FORTY FOURTH
YEAR
IN PRESENCE OF ME NOTARY PUBLIC AND WITNESS
SUBSCRIBING COMPEARED PERSONALLY KENNETH
MACLENNAN
SERVANT TO ME NOTARY PUBLIC AS PROCURATOR AND
ATTORNEY FOR AND IN NAME AND BEHALF OF MRS
ELIZABETH
BAILLIE WIDOW OF THE DECEASED LIEUTENANT AND
COLONEL
JAMES SUTHERLAND OF UPPAT MRS KATHERINE
SUTHERLAND
SPOUSE TO COLONEL ROBERT MACKENZIE DAUGHTER OF
THE

SAID LIEUTENANT COLONEL JAMES SUTHERLAND-----
LORD SEAFORTH MARY MAXWELL SUTHERLAND SPOUSE TO
LIEUTENANT ALEXANDER SUTHERLAND FORMERLY OF THE
SECOND BATTALION OF THE SEVENTY EIGHTH REGIMENT OF
FOOT

ALSO DAUGHTER OF THE SAID LIEUTENANT ALEXANDER
SUTHERLAND FORMERLY OF THE SECOND BATTALION OF
THE
SEVENTY EIGHTH REGIMENT OF FOOT ALSO DAUGHTER OF
THE

SAID LIEUTENANT COLONEL JAMES SUTHERLAND AND
GEORGE SACKVILLE SUTHERLAND ESQUIRE LATE OF UPPAT
ELDEST SON OF THE SAID LIEUTENANT COLONEL JAMES
SUTHERLAND WHOSE POWER OF PROCURATORY WAS
SUFFICIENT KNOWN TO ME NOTARY PUBLIC

SUBSCRIBING HAVING AND HOLDING IN HIS HANDS A
BOND AND DISPOSITION IN SECURITY OF THE DATE
UNDERWRITTEN CONTAINING THEREIN THE PRECEPT
OF SASINE HEREIN AFTER INSERTED MADE AND GRANTED
BY BRIGADIER GENERAL NOW MAJOR GENERAL
ALEXANDER MACKENZIE LIEUTENANT COLONEL OF THE
36TH REGIMENT OF FOOT WHEREBY HE BOUND AND
OBLIGED HIMSELF HIS HEIRS EXECUTORS AND SUCCESSORS
WHOMSOEVER THAT IS FULLY TO CONTEND AND PAY THE
SUM OF ONE THOUSANT POUNDS STERLING TO THE SAID
MRS ELIZABETH BAILLIE IN LIFERENT AND FOR HER
LIFERENT USE OF THE INTEREST THEREOF ALTERNATIVELY
AND GIVE ALL THE FEE ONE HALF OF THE SAID SUM BEING
FIVEHUNDRED POUNDS STERLING TO THE AFORESAID
MRS KATHARINE SUTHERLAND AND TO HER HEIRS
AND ASSIGNIES BUT SUBJECT TO THE DECLARATIONS
AND QUALIFICATIONS THEREIN AND HEREIN AFTER
MENTIONED AND THE OTHER OR REMAINING HALF
BEING AN OTHER FIVE HUNDRED POUNDS FINDING OF THE
SAID PRINCIPAL SUM TO THE SAID FRANCIS LORD SEAFORTH
AND TO HIS HEIRS AND ASSIGNEES BUT IN SECURITY
ONLY AFTER MENTIONED AND SUBJECT TO THE
DECLARATIONS

AND QUALIFICATIONS THEREIN AND HEREIN AFTER
MENTIONED AND THAT AS AND AGAINST THE TERM
OF WHITSUNDAY NEXT TO COME WITH ONE FIFTH
PART NOW OF THE SAID PRINCIPAL SUM OF LIQUIDATE
PENALTY IN CASE OF FAILURE IN THE
PAYMENT OF THE SAID LAND AND INTEREST THEREOF
IN THE CASE OF THE SAID BOND AND DISPOSE NOW
IN SECURITY TO THE SAID TERM OF PAYMENT AND THERE
AFTER AT TWO TERMS IN THE YEAR WHITESUNDAY

AND————— BY EQUAL PORTIONS BEGINNING
THE FIRST TERMS PAYMENT THEREOF AT WHITSUNDAY
NEXT FOR WHAT INTEREST MIGHT BE THEIR DUE AND
SEVERELY AND HALF YEARLY BY THEREAFTER
AT THE SAID TWO TERMS SO LONG AS THE ——— SHALL
————— UNPAID DECLARING ALWAYS THAT THE RIGHT OF
THE SAID FRANCIS LORD SEAFORTH WAS ONLY IN SECURITY
OF
A DEBT DUE TO HIM BY THE SAID LIEUTENANT ALEXANDER
SUTHERLAND HUSBAND OF THE SAID MARY MAXWELL
SUTHERLAND IN TERMS OF THEIR BOND DISPOSITION
AND ————— TO HIS LORDSHIP CONVEYING
THE SAID MARY MAXWELL SUTHERLAND INTEREST IN THE
SUM CONTAINED IN AN HERITABLE BOND GRANTED BY MAJOR
GENERAL MACKAY HUGH BAILLIE OF ROSEHALL AND THAT
UPON THE SAID DEBT BY LIEUTENANT ALEXANDER
SUTHERLAND
TO THE SAID FRANCIS LORD SEAFORTH BEING PAID OR
OTHERWISE
EXTINGUISHED HIS LORDSHIPS INTEREST UNDER THE SAID
SECURITY SHOULD CEASE AND BE AT AN END AND THE
PROVISIONS OF THE SAID MARY MAXWELL SUTHERLAND
OR THAT HALF OF THE SUM CONTAINED IN THE SAID
BOND ARISING WITH THE INTEREST AFTER THE DEATH
OF THE SAID MRS ELIZABETH BAILLIE HER MOTHER
AND PENALTY CORRESPONDING THERETO SHOULD
BECAUSE PAYABLE TO HERESELF AND HEIRS AND
EXECUTIONERS BUT FURTHER PROVIDING AS IF
WAS THEIR BY SPECIALY PROVIDED AND DECLARED
THAT IN THE EVENT OF THE AFORESAID KATHARINE
AND MARY MAXWELL SUTHERLAND OR EITHER
OF THEM DYING BEFORE THE SAID MRS ELIZABETH
BAILLIE THEIR MOTHER THEIR BIND AND IN THAT CASE
THEIR————— AND PROVISIONS AS THOSE AFORESAID
INRESPECTIVE SUMS OF FIVE HUNDRED POUNDS EACH
THEREFROM CONTAINED IN THE SAID BOND AND
DISPOSITION
IN SECURITY WITH INTEREST AND PENALTY CORRESPONDING
THERETO SHALL RESPECTIVELY BELONG TO THE PERSON
AFORESAID TO WHOM THE SASINE WHICH IN THE
EVENTS MENTIONED AND DEED OF SETTLEMENT BY THE SAID
LIEUTENANT COLONEL SUTHERLAND NARRATED IN THE
SAID BOND AND DISPOSITION IN SECURITY HAVE BELONGED
IF THEY HAVE TILL RECEIVED UPENALTY FORMER SECURITY
AND IN CASE IF SHOULD BE FOUND THAT BY THE TRUE
CONSTRUCTION OF THE SAID DEED OF SETTLEMENT THE
PROVISION THEREBY LEFT TO THE SAID MARY MAXWELL

SUTHERLAND IN THE EVENT OF HEIRS DYING BEFORE HER MOTHER WOULD BE EVACUATED SO THAT THE SAME WOULD FALL INTO HER BROTHER THE SAID GEORGE SACKVILLE SUTHERLAND IN THAT CASE AND IN THE SAME EVENTS THE RIGHT OF THE SAID FRANCIS LORD SEAFORTH THOUGH BY THE TENOR OF THE SAID BOND AND DISPONE NOW IN SECURITY HIS LORDSHIP WAS MADE DIRECT CREDITOR SHOULD CEASE AND BECOME VOID AND THE FIVEHUNDRED POUNDS MADE PAYABLE TO HIS LORDSHIP WITH THE INTEREST THEREOF FROM THE DEATH OF THE LIFERENTING SHOULD BECOME PAYABLE TO THE SAID GEORGE LACKWELL SUTHERLAND BUT OTHERWAYS

THE RIGHT TO THE SAID FIVEHUNDRED POUNDS SHOULD REMAIN

WITH HIS LORDSHIP IN THE SAID EVENT AS WELL AS IN ANY OTHER IN SECURITY OF THE SAID DEBT DUE TO HIM AND FOR THE FURTHER SECURITY AND MORE SURE PAYMENT OF THE SAID SUMS PRINCIPAL INTEREST AND PENALTY THE SAID ALEXANDER MACKENZIE DID DISPONE ASSIGN AND MAKE OVER TO THE AFORESAID MRS ELIZABETH BAILLIE IN LIFERENT AND MRS KATHARINE SUTHERLAND AND FRANCIS LORD SEAFORTH THEIR HEIRS AND SUCCESSORS FOR THEIR RESPECTIVE INTERESTS INFEE AS AFORESAID BUT ALWAYS WITH AND UNDER THIS CONDITION PROVISION AND DECLARATIONS BEFORE SPECIFIED AND IN THE EVENT FORESAID TO THE SAID MARY MAXWELL SUTHERLAND AND GEORGE SACKVILLE SUTHERLAND FOR THEIR RESPECTIVE INTERESTS AND TO THEIR HEIRS AND SUCCESSORS RESPECTIVE

BY HERITABLY BUT UNDER REVERSION AS THEREIN MENTIONED

ALL AND WHOLE THE LANDS OF MANAV WITH THE HOUSES GARDEN ORCHARDS SHEILDING PARTS AND PENDICLES AND UNIVERSAL PERTINENTS OF THE SAME ALL LYING WITHIN THE PARISH OF URRAY AND COUNTY OF ROSS AND ALL AND WHOLE THE LANDS AND ESTATE AND COUNTY OF STRATHCONNON

COMPREHENDING THE PARTICULAR TOWNS AND TENEMENTS SPECIFIED IN THE RIGHTS AND INFETMENTS THEREOF CONCEIVED

IN FAVOUR OF THE SAID ALEXANDER MACKENZIE HIS PREDECESSORS

AND ALL HEIRS AND BY WHATSOEVER DENOMINATION THEY GO

AND ARE DESCRIBED THEIR WILL WHICH IN WHOLE EXTEND TO TWO DAVOCHS AND IN HALF DAVOCH LAND WITH THE

WOOD
GRAZING SHEALING MOSSES PASTURAGES PARTS
PENDICLES
AND PERTINENTS KNOWN TO PERTAIN AND BELONG
THERETO
AND WHICH LANDS IN THE RESPECTIVE PARISHES OF URRAY
FODDERTY AND CONTIN IN THE SHERIFFDOM OF ROSS
TOGETHER
WITH ALL RIGHT AND INTEREST CLAIM OF RIGHT PROPERLY
AND POSSESSION WHICH THE SAID ALEXANDER MACKENZIE
HIS AUTHORS AND PREDECESSORS HAD OR ANY WAYS
RIGHTS
HAVE CLAIM OR PRETEND TO THE SAID LANDS AND OTHERS
OR TO ANY PART APPORTION THEREOF AND THEIR REAL
SECURITY
SASINE IN FAVOUR OF ELIZABETH BAILLIE
IN LIFERENT AND MRS KATHERINE SUTHERLAND
AND WIFE
AT INVERNESS THE 23 DAY OF DECEMBER ONE THOUSANT
EIGHT HUNDRED AND THREE BETWEEN THE HOURS OF TWO
AND THREE O CLOCK IN THE AFTER NOON THE SASINE
UNDER WRITTEN WAS PRESENTED BY DAVID PHERSON
WRITEN IN INVERNESS AND RECORDED AS FOLLOWS VIZ...
IN THE SASINE OF GOD AMEN BE IT KNOWN TO ALL MEN
BY THIS PRESENT PUBLIC INSTRUMENT THAT UPON THE
TWENTIETH DAY OF DECEMBER IN THE YEAROF OUR LORD
EIGHTEEN HUNDRED AND THREE AND OF THE REIGN OF
OUR SOVEREIGN LORD GEORGE THIRD BY THE GRACE
OF GOD OF THE UNITED KINGDOM OF GREAT BRITAIN AND
IRELAND KING DEFENDER OF THE FAITH THE FORTY FOURTH
YEAR
IN PRESENCE OF ME NOTARY PUBLIC AND WITNESS
SUBSCRIBING COMPEARED PERSONALLY KENNETH
MACLENNAN
SERVANT TO ME NOTARY PUBLIC AS PROCURATOR AND
ATTORNEY FOR AND IN NAME AND BEHALF OF MRS
ELIZABETH
BAILLIE WIDOW OF THE DECEASED LIEUTENANT AND
COLONEL
JAMES SUTHERLAND OF UPPAT MRS KATHERINE
SUTHERLAND
SPOUSE TO COLONEL ROBERT MACKENZIE DAUGHTER OF
THE
SAID LIEUTENANT COLONEL JAMES SUTHERLAND-----
LORD SEAFORTH MARY MAXWELL SUTHERLAND SPOUSE TO
LIEUTENANT ALEXANDER SUTHERLAND FORMERLY OF THE
SECOND BATTALION OF THE SEVENTY EIGHTH REGIMENT OF

FOOT

ALSO DAUGHTER OF THE SAID LIEUTENANT ALEXANDER SUTHERLAND FORMERLY OF THE SECOND BATTALION OF THE SEVENTY EIGHTH REGIMENT OF FOOT ALSO DAUGHTER OF THE

SAID LIEUTENANT COLONEL JAMES SUTHERLAND AND GEORGE SACKVILLE SUTHERLAND ESQUIRE LATE OF UPPAT ELDEST SON OF THE SAID LIEUTENANT COLONEL JAMES SUTHERLAND WHOSE POWER OF PROCURATORY WAS SUFFICIENT KNOWN TO ME NOTARY PUBLIC SUBSCRIBING HAVING AND HOLDING IN HIS HANDS A BOND AND DISPOSITION IN SECURITY OF THE DATE UNDERWRITTEN CONTAINING THEREIN THE PRECEPT OF SASINE HEREIN AFTER INSERTED MADE AND GRANTED BY BRIGADIER GENERAL NOW MAJOR GENERAL ALEXANDER MACKENZIE LIEUTENANT COLONEL OF THE 36TH REGIMENT OF FOOT WHEREBY HE BOUND AND OBLIGED HIMSELF HIS HEIRS EXECUTORS AND SUCCESSORS WHOMSOEVER THAT IS FULLY TO CONTEND AND PAY THE SUM OF ONE THOUSANT POUNDS STERLING TO THE SAID MRS ELIZABETH BAILLIE IN LIFERENT AND FOR HER LIFERENT USE OF THE INTEREST THEREOF ALTERNATIVELY AND GIVE ALL THE FEE ONE HALF OF THE SAID SUM BEING FIVEHUNDRED POUNDS STERLING TO THE AFORESAID MRS KATHARINE SUTHERLAND AND TO HER HEIRS AND ASSIGNIES BUT SUBJECT TO THE DECLARATIONS AND QUALIFICATIONS THEREIN AND HEREIN AFTER MENTIONED AND THE OTHER OR REMAINING HALF BEING AN OTHER FIVE HUNDRED POUNDS FINDING OF THE SAID PRINCIPAL SUM TO THE SAID FRANCIS LORD SEAFORTH AND TO HIS HEIRS AND ASSIGNEES BUT IN SECURITY ONLY AFTER MENTIONED AND SUBJECT TO THE DECLARATIONS

AND QUALIFICATIONS THEREIN AND HEREIN AFTER MENTIONED AND THAT AS AND AGAINST THE TERM OF WHITSUNDAY NEXT TO COME WITH ONE FIFTH PART NOW OF THE SAID PRINCIPAL SUM OF LIQUIDATE PENALTY IN CASE OF FAILURE IN THE PAYMENT OF THE SAID LAND AND INTEREST THEREOF IN THE CASE OF THE SAID BOND AND DISPOSE NOW IN SECURITY TO THE SAID TERM OF PAYMENT AND THERE AFTER AT TWO TERMS IN THE YEAR WHITESUNDAY AND————— BY EQUAL PORTIONS BEGINNING THE FIRST TERMS PAYMENT THEREOF AT WHITSUNDAY NEXT FOR WHAT INTEREST MIGHT BE THEIR DUE AND SEVERELY AND HALF YEARLY BY THEREAFTER

AT THE SAID TWO TERMS SO LONG AS THE ——— SHALL
———— UNPAID DECLARING ALWAYS THAT THE RIGHT OF
THE SAID FRANCIS LORD SEAFORTH WAS ONLY IN SECURITY
OF
A DEBT DUE TO HIM BY THE SAID LIEUTENANT ALEXANDER
SUTHERLAND HUSBAND OF THE SAID MARY MAXWELL
SUTHERLAND IN TERMS OF THEIR BOND DISPOSITION
AND ————— TO HIS LORDSHIP CONVEYING
THE SAID MARY MAXWELL SUTHERLAND INTEREST IN THE
SUM CONTAINED IN AN HERITABLE BOND GRANTED BY MAJOR
GENERAL MACKAY HUGH BAILLIE OF ROSEHALL AND THAT
UPON THE SAID DEBT BY LIEUTENANT ALEXANDER
SUTHERLAND
TO THE SAID FRANCIS LORD SEAFORTH BEING PAID OR
OTHERWISE
EXTINGUISHED HIS LORDSHIPS INTEREST UNDER THE SAID
SECURITY SHOULD CEASE AND BE AT AN END AND THE
PROVISIONS OF THE SAID MARY MAXWELL SUTHERLAND
OR THAT HALF OF THE SUM CONTAINED IN THE SAID
BOND ARISING WITH THE INTEREST AFTER THE DEATH
OF THE SAID MRS ELIZABETH BAILLIE HER MOTHER
AND PENALTY CORRESPONDING THERETO SHOULD
BECAUSE PAYABLE TO HERESELF AND HEIRS AND
EXECUTIONERS BUT FURTHER PROVIDING AS IF
WAS THEIR BY SPECIALY PROVIDED AND DECLARED
THAT IN THE EVENT OF THE AFORESAID KATHARINE
AND MARY MAXWELL SUTHERLAND OR EITHER
OF THEM DYING BEFORE THE SAID MRS ELIZABETH
BAILLIE THEIR MOTHER THEIR BIND AND IN THAT CASE
THEIR———— AND PROVISIONS AS THOSE AFORESAID
INRESPECTIVE SUMS OF FIVE HUNDRED POUNDS EACH
THEREFROM CONTAINED IN THE SAID BOND AND
DISPOSITION
IN SECURITY WITH INTEREST AND PENALTY CORRESPONDING
THERETO SHALL RESPECTIVELY BELONG TO THE PERSON
AFORESAID TO WHOM THE SASINE WHICH IN THE
EVENTS MENTIONED AND DEED OF SETTLEMENT BY THE SAID
LIEUTENANT COLONEL SUTHERLAND NARRATED IN THE
SAID BOND AND DISPOSITION IN SECURITY HAVE BELONGED
IF THEY HAVE TILL RECEIVED UPENALTY FORMER SECURITY
AND IN CASE IF SHOULD BE FOUND THAT BY THE TRUE
CONSTRUCTION OF THE SAID DEED OF SETTLEMENT THE
PROVISION THEREBY LEFT TO THE SAID MARY MAXWELL
SUTHERLAND IN THE EVENT OF HEIRS DYING BEFORE
HER MOTHER WOULD BE EVACUATED SO THAT THE SAME
WOULD FALL INTO HER BROTHER THE SAID GEORGE
SACKVILLE SUTHERLAND IN THAT CASE AND IN THE

SAME EVENTS THE RIGHT OF THE SAID FRANCIS
LORD SEAFORTH THOUGH BY THE TENOR OF THE SAID
BOND AND DISPONE NOW IN SECURITY HIS LORDSHIP
WAS MADE DIRECT CREDITOR SHOULD CEASE AND BECOME
VOID AND THE FIVEHUNDRED POUNDS MADE PAYABLE TO
HIS LORDSHIP WITH THE INTEREST THEREOF FROM
THE DEATH OF THE LIFERENTING SHOULD BECOME PAYABLE
TO THE SAID GEORGE LACKWELL SUTHERLAND BUT
OTHERWAYS

THE RIGHT TO THE SAID FIVEHUNDRED POUNDS SHOULD
REMAIN

WITH HIS LORDSHIP IN THE SAID EVENT AS WELL AS IN ANY
OTHER IN SECURITY OF THE SAID DEBT DUE TO HIM
AND FOR THE FURTHER SECURITY AND MORE SURE PAYMENT
OF THE SAID SUMS PRINCIPAL INTEREST AND PENALTY
THE SAID ALEXANDER MACKENZIE DID DISPONE ASSIGN AND
MAKE OVER TO THE AFORESAID MRS ELIZABETH BAILLIE
IN LIFERENT AND MRS KATHARINE SUTHERLAND AND
FRANCIS LORD SEAFORTH THEIR HEIRS AND SUCCESSORS
FOR THEIR RESPECTIVE INTERESTS INFEE AS AFORESAID
BUT ALWAYS WITH AND UNDER THIS CONDITION PROVISION
AND DECLARATIONS BEFORE SPECIFIED AND IN THE EVENT
FORESAID TO THE SAID MARY MAXWELL SUTHERLAND AND
GEORGE SACKVILLE SUTHERLAND FOR THEIR RESPECTIVE
INTERESTS AND TO THEIR HEIRS AND SUCCESSORS
RESPECTIVE

BY HERITABLY BUT UNDER REVERSION AS THEREIN
MENTIONED

ALL AND WHOLE THE LANDS OF MANAV WITH THE HOUSES
GARDEN ORCHARDS SHEILDING PARTS AND PENDICLES AND
UNIVERSAL PERTINENTS OF THE SAME ALL LYING WITHIN THE
PARISH OF URRAY AND COUNTY OF ROSS AND ALL AND
WHOLE THE LANDS AND ESTATE AND COUNTY OF
STRATHCONNON

COMPREHENDING THE PARTICULAR TOWNS AND TENEMENTS
SPECIFIED IN THE RIGHTS AND INFETMENTS THEREOF
CONCEIVED

IN FAVOUR OF THE SAID ALEXANDER MACKENZIE HIS
PREDECESSORS

AND ALL HEIRS AND BY WHATSOEVER DENOMINATION THEY
GO

AND ARE DESCRIBED THEIR WILL WHICH IN WHOLE EXTEND
TO TWO DAVOCHS AND IN HALF DAVOCH LAND WITH THE
WOOD

GRAZING SHEALING MOSSES PASTURAGES PARTS
PENDICLES

AND PERTINENTS KNOWN TO PERTAIN AND BELONG

THERETO
AND WHICH LANDS IN THE RESPECTIVE PARISHES OF URRAY
FODDERTY AND CONTIN IN THE SHERIFFDOM OF ROSS
TOGETHER
WITH ALL RIGHT AND INTEREST CLAIM OF RIGHT PROPERLY
AND POSSESSION WHICH THE SAID ALEXANDER MACKENZIE
HIS AUTHORS AND PREDECESSORS HAD OR ANYWAYS
RIGHTS
HAVE CLAIM OR PRETEND TO THE SAID LANDS AND OTHERS
OR TO ANY PART APPORTION THEREOF AND THEIR REAL
SECURITY
GERALDINE LINE
X1 COLIN
X11 KENNETH RODERICK MACKENZIE * MARGARET MCLEOD
X111 COLIN DIED 1626
X1V GEORGE
XV KENNETH JOHN MACKENZIE * MARGARET
ERSKINE
OF TARBET
DIED 1654
XV1 KENNETH JOHN OF ASSINT * SIBELLA
4TH EARL OF CS 235/11/1 MISC DEED.
SEAFORTH ISLE OF SKYE.
KENNETH OF ASSINT * FRANCIS ALEXANDER MACKENZIE
* BARBARA
DIED 1723 1ST OF ARDLOCH DIED
1736
COLONEL ALEXANDER OF
CONANSBAY BROTHER TO JOHN
MAJOR WILLIAM MACKENZIE
SON
XV11 WILLIAM
XV111 KENNETH COLONEL THOMAS F MACKENZIE
X1X KENNETH BARON ARDELVE HUMBERSTON FRANCIS
HUMBERSTON
MACKENZIE
BROTHER TO FRANCIS
DIED 1815
SASINE WILLIAM FRASER OF CULBOKIE INVERNESS
RS2788/3.
AT EDINBURGH 23/5/1856 BETWEEN THE HOURS OF TWO
AND THREE IN
THE AFTERNOON THE INSTRUMENT OF SASINE UNDER
WRITTEN WAS BY
JAMES MASON SOLICITOR SUPREME COURTS EDINBURGH
PRESENTED
FOR REGISTRATION AND IS INGROSSED IN THE TWO

THOUSAND
SEVEN HUNDRED AND EIGHTY EIGHT BOOK OF THE NEW
GENERAL
REGISTER OF SASINES REVERSIONS AS FOLLOWS VIZ. AT
EDINBURGH
THERE WAS BY OR ON BEHALF OF WILLIAM FRASER ESQUIRE
OF
CULBOKIE LATE CAPTAIN IN THE SEVENTY SIXTH REGIMENT
OF
INVERNESSHIRE MILITIA PRESENTED TO ME NOTARY PUBLIC
SUBSCRIBING A CHARTER OF SALE UNDER THE SEAL NOW
USED
FOR THE GREAT SEAL OF SCOTLAND AND BEARING DATE AS
IN
THE PRECEPT OF SASINE AND SEALING HEREINAFTER
INSERTED
BY WHICH CHARTER VICTORIA BY THE GRACE OF GOD OF THE
UNITED KINGDOM OF GREAT BRITAIN AND IRELAND QUEEN
DEFENDER
OF THE FAITH GAVE AND GRANTED AND DISPONED AND FOR
EVER
CONFIRMED TO THE SAID WILLIAM FRASER AND HIS HEIRS
AND
ASSIGNEES WHOMSOEVER HERITABLY AND IRREDEEMABLY
ALL
AND WHOLE THE FOLLOWINGPARTS AND PORTIONS OF THE
LANDS
AND BARONY OF MACDONALD VIZ. ALL AND WHOLE THOSE
PARTS
AND PORTIONS LYING TO THE NORTH OF THE MARCHS OF
THE FARMS
OR LANDS OF KINGSBURGH AND SCORRIEBRECK OF THE
FOLLOWING
PARTS AND PORTIONS OF THE SAID LANDS OF THE BARONY
OF
MACDONALD VIZ. THE TEN PENNY LAND KILLIEVAXTER IN
TROTTERNISH WITH PARTS PENDICLES AND PERTINENTS ALL
AND WHOLE THE 80 MERKS LANDS OF TROTTERNISH WITH
CASTLE
TOWERS FORTALICES MANOR PLACES MILLS MULTURES
WOODS
FISHING AS WELL OF SALMON AND AS WELL IN SALT WATER
AS IN FRESH
WATER MOUNTAINS HILLS MUIRS MARSHES COMMONTIES
PRIVILEGES
PASTURAGES PARTS PENDICLES ANNEXIS CONNEXIS
OUTSETS

COMPREHENDING OR CONSISTING THE SAID LANDS AND
OTHERS
OF THE ENTIRE OR ALMOST THE ENTIRE PARISH OF KILMUIR
AND PART OF
THE PARISH OF SNIGZORT IN THE ISLE OF SKYE OF SKYE ALL
AS
DESCRIBED IN THE ARTICLES AND CONDITIONS OF ROUP
THEREOF
DATED 30/5/1855 YEARS AND WHICH NOT WITHSTANDING
THE
DESCRIPTION THEREIN AND ABOVE GIVEN FROM THE TITLE
DEEDS
OF THE ESTATE IT IS BY SAID CHARTERS AS IT WAS BY THE
SAID ARTICLES AND CONDITIONS OF ROUP DECLARED
SHOULD
BE HELD TO COMPREHEND AND TO CONSIST OF THOSE
PARTS
AND PORTIONS OF THE SAID LANDS AND BARONY OF
MCDONALD
IN THE THE PARISHES OF KILMUIR AND SNZORT AND ISLAND
OF SKYE SITUATED AND LYING TO THE NORTH OF THE
PRESENT
MARCHES OF THE FARMS OF KINGSBURGH AND
SCORRIEBRECK
AS IN THE SAID FARMS ARE NOW POSSESSED BY MR DONALD
MCLEOD THE PRESENT TENANT THEREOF AS THE SAID LINES
OF MARCH WERE SOMETIME MARKED AND PITTED OFF BY
ALEXANDER
KENNETH MACKINNON ESQ. THE FACTOR FOR THE RIGHT
HONOURABLE
GODFREY WILLIAM WENTWORTH LORD MACDONALD AND NO
OTHER
LANDS AND THAT FREE FROM THE FETTERS OF THE
CONTRACT OR DEED
OF ENTAIL OF THE LANDS AND BARONY OF MCDONALD
DATED THE
07/9/ AND 08/11/1726 AND REGISTERED IN THE REGISTER
OF TALZIES
ON THE 23/6/1836 MADE AND GRANTED BY AND BETWEEN
MR KENNETH
MACKENZIE ADVOCATE OF THE ONE PART AND ALEXANDER
MACDONALD
ONLY SON THEN IN LIFE OF THE DECEASED JAMES
MACDONALD BROTHER
TO THE LATE SIR DONALD MACDONALD OF THAT ILK OF THE
OTHER
PART AND FREE OF ALL DEBTS DILEGENCES AND

INCUMBRANCES
AFFECTING THE SAID LANDS AND OTHERS ABOVE
DESCRIBED UNDER
ALL THE CONDITIONS PROVISIONS AND DECLARATIONS
SPECIFIED
AND CONTAINED IN THE ARTICLES AND CONDITIONS OF
ROUP BEFORE
MENTIONED WHICH ARE IN SAID CHARTER SPECIALLY
REFERED TO
BREVITATIS CAUSA AND WHICH TEN PENNY LAND OF
KILLEVAXTER
AND EIGHTY MERK LANDS OF TROTTERNISH AND OTHERS
ABOVE
DESCRIBED ARE PART OF THE LANDS AND BARONY OF
MACDONALD
CONTAINED IN A PRECEPT FROM CHANCERY DATED SEVENTH
MAY
EIGHTEEN HUNDRED AND THIRTY THREE FOR INFECTING THE
SAID
RIGHT HONORABLE GODFREY WILLIAM WENTWORTH LORD
MCDONALD
THEREIN DESIGNED THE RIGHT HONOURABLE LORD
GODFREY WILLIAM
WENTWORTH MACDONALD OF THE ISLES BARONET OF
MACDONALD
LORD OF SLATE BARON MACDONALD IN THE SAID LANDS
AND BARONY
OF MACDONALD AS ELDEST SON AND NEAREST AND LAWFUL
HEIR OF
TALZIE AND PROVISION IN SPECIAL OF LIEUTENANT GENERAL
LORD
GODFREY BOSVILLE MACDONALD OF THE ISLES BARONET
OF MACDONALD
LORD OF SLATE BARON MACDONALD HIS FATHER AND
INSTRUMENT OF
SASINE FOLLOWING THEREON IN FAVOUR OF THE SAID RIGHT
HONOURABLE
GODFREY WILLIAM WENTWORTH LORD MACDONALD IN THE
SAID LANDS
AND BARONY OF MACDONALD DATED 15/05/ 1833 AND
RECORDED IN THE
GENERAL REGISTER OF SASINES AT EDINBURGH THE
11/07/ 1833 AND
WHICH LANDS AND OTHERS ABOVE DESCRIBED ARE BY THE
SAID CHARTER
DISUNITED FROM ALL AND SUNDRY EARLDOMS LORDSHIPS
BARONIES AND

OTHERS WHATSOEVER WHEREUNTO THEY WERE FORMERLY
UNITED AND
ANNEXED OR WHEREOF THEY WERE PARTS AND PERTINENTS
TO BE HOLDEN
THE SAID LANDS AND OTHERS OF THE CROWN IN FREE
BLENCH FARM
FEE AND HERITAGE FOR EVER FOR PAYMENT THEREFOR OF A
PENNY SCOTS
AT WHITSUNDAY YEARLY OF BLENCH DUTY IF ASKED ONLY
WHICH CHARTER
ONLY WHICH CONTAINS A PRECEPT OF SASINE IN THE
FOLLOWING TERMS
MOREOVER WE DESIRE ANY NOTARY PUBLIC TO WHOM THIS
CHARTER
MAY BE PRESENT TO GIVE TO THE SAID WILLIAM FRASER OR
HIS FORESAIDS
SASINE OF THE LANDS AND OTHERS ABOVE DESCRIBED AND
THAT FREED
FROM THE FETTERS OF THE CONTRACT OR DEED OF ENTAIL
ABOVE
REFERRED TO AND OF ALL DEBTS DILEGENCE AND
INCUMBRANCES
AFFECTING THE SAME IN WITNESS WHEREOF WE HAVE
ORDERED THE SEAL
NOW USED FOR THE GREAT SEAL OF SCOTLAND TO BE
APPENDED HERETO
OF THIS DATE AND THE SAME IS ACCORDINGLY APPENDED AT
EDINBURGH
THE 16/05/1856 YEARS. ARCHIBALD MCNEILL DIRECTOR OF
CHANCERY
F.W.L.GORDON SUBSTITUTE KEEPER OF THE SEAL 24
POUNDS SCOTTS
MONEY IN VIRTUE OF WHICH PRECEPT I HERBY GIVE SASINE
TO THE SAID
WILLIAM FRASER OF THE LANDS AND OTHERS ABOVE
DESCRIBED AND THAT
FREED FROM THE FETTERS OF THE SAID CONTRACT OR DEED
OF ENTAIL
BEFORE REFERED TO AND OF ALL DEBTS DILEGENCES AND
INCUMBRANCES
AFFECTING THE SAME IN WITNESS WHEREOF I HAVE
SUBSCRIBED THESE
PRESENTS WRITEN APON THIS AND THE TWO PRECEEDING
PAGES
BY ALEXANDER ARCHIBALD APPRENTICE TO JAMES MASON
SOLICITOR
SUPREME COURTS EDINBURGH BEFORE THESE WITNESSES

THE SAID
JAMES MASON AND ALEXANDER ARCHIBALD BOTH ABOVE
DESIGNED
PEIEGI WILLIAM MASON NOTARY PUBLIC JAMES MASON
WITNESS
ALEXANDER WITNESS COLLATED BY JAMES LINDSAY
WRITTEN BY
GEORGE Y. RUTHERFORD.
SASINE WILLIAM FRASER OF CULBOKIE INVERNESS
RS2788/3.
AT EDINBURGH 23/5/1856 BETWEEN THE HOURS OF TWO
AND THREE IN
THE AFTERNOON THE INSTRUMENT OF SASINE UNDER
WRITEN WAS BY
JAMES MASON SOLICITOR SUPREME COURTS EDINBURGH
PRESENTED
FOR REGISTRATION AND IS INGROSSED IN THE TWO
THOUSAND
SEVEN HUNDRED AND EIGHTY EIGHT BOOK OF THE NEW
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REGISTER OF SASINES REVERSIONS AS FOLLOWS VIZ. AT
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THERE WAS BY OR ON BEHALF OF WILLIAM FRASER ESQUIRE
OF
CULBOKIE LATE CAPTAIN IN THE SEVENTY SIXTH REGIMENT
OF
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SUBSCRIBING A CHARTER OF SALE UNDER THE SEAL NOW
USED
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INSERTED
BY WHICH CHARTER VICTORIA BY THE GRACE OF GOD OF THE
UNITED KINGDOM OF GREAT BRITAIN AND IRELAND QUEEN
DEFENDER
OF THE FAITH GAVE AND GRANTED AND DISPONED AND FOR
EVER
CONFIRMED TO THE SAID WILLIAM FRASER AND HIS HEIRS
AND
ASSIGNEES WHOMSOEVER HERITABLY AND IRREDEEMABLY
ALL
AND WHOLE THE FOLLOWING PARTS AND PORTIONS OF THE
LANDS
AND BARONY OF MACDONALD VIZ. ALL AND WHOLE THOSE
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AND PORTIONS LYING TO THE NORTH OF THE MARCHS OF

THE FARMS
OR LANDS OF KINGSBURGH AND SCORRIEBRECK OF THE
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MACDONALD VIZ. THE TEN PENNY LAND KILLIEVAXTER IN
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AND WHOLE THE 80 MERKS LANDS OF TROTTERNISH WITH
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TOWERS FORTALICES MANOR PLACES MILLS MULTURES
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FISHING AS WELL OF SALMON AND AS WELL IN SALT WATER
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PRIVILEGES
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COMPREHENDING OR CONSISTING THE SAID LANDS AND
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OF THE ENTIRE OR ALMOST THE ENTIRE PARISH OF KILMUIR
AND PART OF
THE PARISH OF SNIGZORT IN THE ISLE OF SKYE OF SKYE ALL
AS
DESCRIBED IN THE ARTICLES AND CONDITIONS OF ROUP
THEREOF
DATED 30/5/1855 YEARS AND WHICH NOT WITHSTANDING
THE
DESCRIPTION THEREIN AND ABOVE GIVEN FROM THE TITLE
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OF THE ESTATE IT IS BY SAID CHARTERS AS IT WAS BY THE
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AND PORTIONS OF THE SAID LANDS AND BARONY OF
MCDONALD
IN THE THE PARISHES OF KILMUIR AND SNZORT AND ISLAND
OF SKYE SITUATED AND LYING TO THE NORTH OF THE
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AS IN THE SAID FARMS ARE NOW POSSESSED BY MR DONALD
MCLEOD THE PRESENT TENANT THEREOF AS THE SAID LINES
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MACDONALD BROTHER
TO THE LATE SIR DONALD MACDONALD OF THAT ILK OF THE
OTHER
PART AND FREE OF ALL DEBTS DILEGENCES AND
INCUMBRANCES
AFFECTING THE SAID LANDS AND OTHERS ABOVE
DESCRIBED UNDER
ALL THE CONDITIONS PROVISIONS AND DECLARATIONS
SPECIFIED
AND CONTAINED IN THE ARTICLES AND CONDITIONS OF
ROUP BEFORE
MENTIONED WHICH ARE IN SAID CHARTER SPECIALLY
REFERED TO
BREVITATIS CAUSA AND WHICH TEN PENNY LAND OF
KILLEVAXTER
AND EIGHTY MERK LANDS OF TROTTERNISH AND OTHERS
ABOVE
DESCRIBED ARE PART OF THE LANDS AND BARONY OF
MACDONALD
CONTAINED IN A PRECEPT FROM CHANCERY DATED SEVENTH
MAY
EIGHTEEN HUNDRED AND THIRTY THREE FOR INFECTING THE
SAID
RIGHT HONORABLE GODFREY WILLIAM WENTWORTH LORD
MCDONALD
THEREIN DESIGNED THE RIGHT HONOURABLE LORD
GODFREY WILLIAM
WENTWORTH MACDONALD OF THE ISLES BARONET OF
MACDONALD
LORD OF SLATE BARON MACDONALD IN THE SAID LANDS
AND BARONY
OF MACDONALD AS ELDEST SON AND NEAREST AND LAWFUL
HEIR OF
TALZIE AND PROVISION IN SPECIAL OF LIEUTENANT GENERAL

LORD
GODFREY BOSVILLE MACDONALD OF THE ISLES BARONET
OF MACDONALD
LORD OF SLATE BARON MACDONALD HIS FATHER AND
INSTRUMENT OF
SASINE FOLLOWING THEREON IN FAVOUR OF THE SAID RIGHT
HONOURABLE
GODFREY WILLIAM WENTWORTH LORD MACDONALD IN THE
SAID LANDS
AND BARONY OF MACDONALD DATED 15/05/1833 AND
RECORDED IN THE
GENERAL REGISTER OF SASINES AT EDINBURGH THE
11/07/1833 AND
WHICH LANDS AND OTHERS ABOVE DESCRIBED ARE BY THE
SAID CHARTER
DISUNITED FROM ALL AND SUNDRY EARLDOMS LORDSHIPS
BARONIES AND
OTHERS WHATSOEVER WHEREUNTO THEY WERE FORMERLY
UNITED AND
ANNEXED OR WHEREOF THEY WERE PARTS AND PERTINENTS
TO BE HOLDEN
THE SAID LANDS AND OTHERS OF THE CROWN IN FREE
BLENCH FARM
FEE AND HERITAGE FOR EVER FOR PAYMENT THEREFOR OF A
PENNY SCOTS
AT WHITSUNDAY YEARLY OF BLENCH DUTY IF ASKED ONLY
WHICH CHARTER
ONLY WHICH CONTAINS A PRECEPT OF SASINE IN THE
FOLLOWING TERMS
MOREOVER WE DESIRE ANY NOTARY PUBLIC TO WHOM THIS
CHARTER
MAY BE PRESENT TO GIVE TO THE SAID WILLIAM FRASER OR
HIS FORESAIDS
SASINE OF THE LANDS AND OTHERS ABOVE DESCRIBED AND
THAT FREED
FROM THE FETTERS OF THE CONTRACT OR DEED OF ENTAIL
ABOVE
REFERRED TO AND OF ALL DEBTS DILEGENCE AND
INCUMBRANCES
AFFECTING THE SAME IN WITNESS WHEREOF WE HAVE
ORDERED THE SEAL
NOW USED FOR THE GREAT SEAL OF SCOTLAND TO BE
APPENDED HERETO
OF THIS DATE AND THE SAME IS ACCORDINGLY APPENDED AT
EDINBURGH
THE 16/05/1856 YEARS. ARCHIBALD MCNEILL DIRECTOR OF
CHANCERY

F.W.L.GORDON SUBSTITUTE KEEPER OF THE SEAL 24
POUNDS SCOTTS
MONEY IN VIRTUE OF WHICH PRECEPT I HERBY GIVE SASINE
TO THE SAID
WILLIAM FRASER OF THE LANDS AND OTHERS ABOVE
DESCRIBED AND THAT
FREED FROM THE FETTERS OF THE SAID CONTRACT OR DEED
OF ENTAIL
BEFORE REFERED TO AND OF ALL DEBTS DILEGENCES AND
INCUMBRANCES
AFFECTING THE SAME IN WITNESS WHEREOF I HAVE
SUBSCRIBED THESE
PRESENTS WRITEN APON THIS AND THE TWO PRECEEDING
PAGES
BY ALEXANDER ARCHIBALD APPRENTICE TO JAMES MASON
SOLICITOR
SUPREME COURTS EDINBURGH BEFORE THESE WITNESSES
THE SAID
JAMES MASON AND ALEXANDER ARCHIBALD BOTH ABOVE
DESIGNED
PEIEGI WILLIAM MASON NOTARY PUBLIC JAMES MASON
WITNESS
ALEXANDER WITNESS COLLATED BY JAMES LINDSAY
WRITTEN BY
GEORGE Y. RUTHERFORD.
CS 235/11/MISC-3
DEPOSITIONS OF MR ALEXANDER MACKENZIE AND EDWARD
CALLENDER
1720
ANSWERS FOR MR ALEXANDER MACKENZIE ONE OF THE
PRINCIPAL
CLERKS OF SESSION
THE PETITION OF THE COMMISSIONERS AND TRUSTEES FOR
SALE OF
FORFEITED ESTATES
THE SAID COMMISSIONERS AND TRUSTEES HAVE EXHIBITED A
PETITION
AGAINST THE SAID MR ALEXANDER MACKENZIE COMPLAINING
OF HIS
REFUSEING TO GIVE THEM AN EXTRAIT OF A DECREET
PRONOUNCED
ON AN EXEPTION OF KENNETH MACKENZIE OF ASSINT AND
COLLONEL
ALEXANDER MACKENZIE OF CONASBAY HIS CURATOR AS
SUPERIOR OF
THE LANDS OF TROTTERNESS LATE THE PROPERTY OF THE
LATE SIR

DONALD MACDONALD.
AND CRAVEING THAT HE AND HIS SERVANT MAY BE EXAMINED
UPON
THE MATTER CONTAINED IN THE SAID PETITION AND THAT HE
MAY
BE ORDAINED TO GIVE AN EXTRACT OF THE PROCESS OR TO
SECURE
THE TRUSTEES AGAINST FUTURE EXTRAITES AND TO ORDAIN
HIM
TO FIND CAUTION FOR SUCH DAMAGES AS MAY ARISE TO THE
TRUSTEES
AND THAT HE MAY BE CENSURED AND TO PRODUCE THE
GROUNDS AND
WARRANDS OF THE PROCESS THE SAID MR ALEXANDER
MACKENZIE WILL
WITH GREAT EASE MAKE ANSWER TO WHAT IS CHARGED
UPON HIM
AND FIRST HE SAYS THERE WAS AN EXEPTION AS TO THE
LANDS OF
TROTTERNISH EXHIBITED IN THE MANNER MENTIONED IN THE
PETITION AND THAT THERE WERE ANSWERS PUTT IN BY THE
COMMISSIONERS TO THE SAID EXCEPTION
BUT THEN HE SAYS THAT THERE WAS NO SUCH
INTERLOQUITORY
SENTENCE AS MENTIONED IN THE PETITION PRONOUNCED
BY THE
COURT NOR DID HE DELIVER A COPIE OF SUCH AN
INTERLOQUITOR
TO THOMAS FORDYCE AGENT AND DOER FOR THE TRUSTEES
NOR
DOES HE BELIEVE THAT EDWARD CALLENDER HIS SERVANT
DID
DID DELIVER ANY SUCH INTERLOQUITOR OR DECREE IN THE
TERMS MENTIONED IN THE PETITION
THAT WHAT ENDEVOURS WERE USED FOR OBTAINING AN
EXTRACT
WAS A FRUITLESS LABOUR FOR REASONS FORESAID
AFFIRMS THAT ASSINT WHO PRESENTED THE EXEPTION DID
AGAIN
WITHDRAW HIS EXCEPTION AND QUITT ANY CLAIM HE
THEREBY
AND THIS APPEARS BY WHAT IS WRITT ON THE BACK OF THE
EXCEPTION
HE IS ALTOGETHER UNCONCERNED WHAT MAY BE THE
CONSEQUENCE
OF THE PETITIONERS WANT OF AN EXTRACT OF A SENTENCE
THAT

WAS NEVER GIVEN
THAT HE NEITHER HAS ANY SUCH INTERLOQUITOR NOR DOES
BELIEVE
THAT ANY SUCH EVER WAS PRONOUNCED
THAT HE WAS WILLING TO PRODUCE AND LAY BEFORE YOUR
LORDSHIPS
AS NOW HE HAS DONE THE PRINCIPAL EXCEPTION WITH THE
ANSWER
DELIVERED
NOR IS HE CONCERNED IN THE REASONING PART OF THE
PETITION
WHERE THE PETITIONERS WOULD FORM AN ARGUMENT
AGAINST
HIM AS IF IT WERE INCREDIBLE THAT ASSINT WOULD MOVE AN
OBJECTION AGAINST HIMSELF THOUGH HE BELIEVES THE
TRUE
REASON WAS THAT WHEN ASSINTES PROCURATORS CAME
TO LOOK INTO THE DEBT OF MAILLS AND DUTIES OBTAINED AT
HIS
INSTANCE AGAINST THE VASSALLS THEY FOUND THAT SIR
DONALDS
TENNETTS WERE NOT CALLED THEREIN NOR HAD HE
OBTAINED HIMSELF
INFECT IN THE SAID LANDS IN THE TERME OF THE ACT FOR
ENCOURAGEING
SUPERIORS ETC
AND IT IS SOMEWHAT TOO SUBTILL TO SAY THAT IF ASSINT
HAS WITHDRAWN
ANYTHING TIS SUSPECTED TO BE SIGNED INTERLOQUITOR
FOR BY THE
TERM **"** WITHDRAWN**"**; HERE NOTHING ELSE
COULD BE MEANT BUT
THAT ASSINT HAD WAVED OR PASSED FROM HIS EXCEPTION
HE SAYS THAT HE HAD NOT WITHDRAWN THE PROCESS NOR
ANY
PART OF THE PROCESS ALL IS STILL EXTANT AND IS
HEREWITH
PRODUCED.

CS 235/11/MISC-4

AS TO WHAT IS ALLEGED THAT THE INTERLOQUITOR WAS
ACTUALLY
SIGNED UPON AN AGREEMENT ADDUCED FROM THE ACT OF
REGULATION
1672 THAT DOES NOT CONCERNE HIM NO DOUBT THE
COMMISSIONERS
MIGHT HAVE OBTAINED PROTESTATION BUT THEY DO NOT
PRETENT

THAT THE SAME WAS SOUGHT AND THEY MIGHT HAVE GOT
NOTTICE
FROM THE PROCURATORS COMPEARING FOR THEM THAT THE
EXCEPTANT DID WAVE HIS CLAIM WITHOUT ANY OPPOSITION
ON THEIRSIDE
NOR IS IT HIS BUSINESS MUCH TO NOTICE WHAT IS ARGUED
FROM THE PRESIDENTES ROLL IT IS SUFFICIENT FOR HIS
EXONERATION TO SAY THAT NO SUCH INTERLOQUITOR
WAS SIGNED BY THE PRESEDENT AND THEREFORE HE IS NOT
FARTHER CONCERNED
HE SUBMITTS HIMSELF TO ONE EXAMINATION AND TO YOUR
LORDSHIPS JUDGEMENTS AFTER THE EXAMINATION IS MADE
AND HOPES THAT AFTER TRIAL THE PETITION WILL BE FOUND
GROUNDLESS ONLY THIS HE MUST OBSERVE THAT SEEING
THE PETITIONERS PRETEND TO HAVE A COPY OF THE
INTERLOQUITOR UNDER EDWARD CALENDERS HAND THE
SAME
OUGHT TO HAVE BEEN PRODUCED AND TILL IT BE PRODUCED
HE WILL BEG LEAVE TO SAY THAT HE HAS GREAT DIFFERENCE
THEREOF.
YOUR LORDSHIPS MAY PROCEED TO EXAMINATION
AND TRYALL WHEN YOU PLEASE MR MACKENZIE
IS READY TO MAKE ANSWERS BUT IN THE MEAN
TIME HE EXPECTES THAT YOUR LORDSHIPS WILL
ORDAIN THE COPIE OF THE INTERLOQUITOR
MENTIONED IN THE PETITION TO BE EXHIBITED WHICH
HE FIRMLY BELEIVES WAS NOT DELIVERED TO THOMAS
FORDYCE THE AGENT
ALEXANDER HAY.
UPON THE FIRST DAY AUGUST 1M [1000] VIJC [700] AND
NINETEEN
YEARS I THOMAS GRAME ONE OF THE MACERS BEFORE THE
RIGHT
HONOURABLE THE LORDS OF COUNCIL AND SESION BY
VIRTUE
OF AND IN OBEDIENCE TO THE SAID LORDS THEIR ACT OF
SEDERUNT
DATED THE FOURTEENTH OF JULY LAST FOR RECORDING
EXEPTIONS
IN A PARLAR REGISTER CONFORM TO THE ACT OF
PARLIAMENT
QUINTO GEORGII IN THE FIFTH OF GEORGE
DID PASS WITH THE WITNESSES AFTERNAMED AND HERETO
SUBSCRIBING
TO THE OFFICE WITHIN THE PARLIAMENT CLOSS OF THE
COMMISSIONERS
OF INQUIRE AND TRUSTEES FOR DISPOSING OF FORFEITED

ESTATES
AND THEN AND THERE DID INTIMATE TO THE COMMISSIONERS
AND TRUSTEES
THAT THE EXCEPTIONS FOR KENNETH MCKENZIE OF ASSINT
AND HIS
CURATORS FOR THE INTEREST EXCIPIENTS WERE UPON THE
THIRTY
FIRST DAY OF JULY LAST PRESENTED TO THE SAID LORDS OF
SESSION
TO THE INTENT THE SAID EXCIPIENTS THEIR RIGHT AND TITLE
TO THE
FOURSCORE MERK LANDS OF TROTTERNESS MIGHT BE
ASCERTAINED AND
DECLARED NOTWITHSTANDING OF THE ATTAINER OR
CONVICTION OF
SIR DONALD MACDONALD OF SLATE AND LATE EARL OF
SEAFORTH
AND WITH THE VOUCHERS AND INSTRUCTIONS THEREOF ARE
LODGED
AND IN THE OFFICE OF MR ALEXANDER MACKENZIE ONE OF
THE
PRINCIPAL CLERKS OF SESSION WHERE THE SAME ARE TO BE
SEEN
THIS I DID BY LEAVING WITH AND DELIVERING A FULL DOUBLE
OF
THE SAID EXCEPTIONS AN AUTHENTICK COPY HEREOF
THERETO
SUBJOINED WITHIN THE SAID OFFICE TO ALEXANDER MONRO
HOUSEKEEPER IN ABSENCE OF THE SAID COMMISSIONERS
AFTER
I ENQUIRED IF ANY OF THEM WERE PRESENT AND IN THE
OFFICE
AT THAT TIME BEFORE AND IN PRESENCE OF ARCHIBALD AND
DUGALD CAMPBELLS BOTH WRITERS IN EDINBURGH AND
FOR THE MORE VERIFICATION HEREOF I THE SAID WITNESSES
SUBSCRIBED THESE PRESENTS DAY AND DATE SAID.
CS 235/11/MISC-5
COPY INTERLOQUITOR ASSINT AGAINST SIR DONALD
MCDONALD
LANDS TROTTERNISH 1719
3 SEPTEMBER 1719
THE LORDS HAVING ADVISED THE EXCEPTIONS PRESENTED
BY
KENNETH MCKENZIE OF ASSINT AND COLLONEL ALEXANDER
MCKENZIE OF CANNASBY HIS CURATOR ACTS OF
PARLIAMENT
REFERED TO THEREIN ANSWERS FOR THE PUBLIC WITH THE

WRITS PRODUCED AND DEBAITE
THEY FIND THAT THE EXCEPTANT HATH RIGHT TO THE
PROPERTY
OF FOURSCORE MARK LAND OF TROTTERNESS LYING WITHIN
THE PAROCHIAL DISTRICT AND SHERIFDOM OF _____
WHICH WERE HOLDEN OF THE EXIPIENT AS SUPERIOR BY THE
LATE SIR DONALD MCDONALD WHO WAS ATTAINED OF HIGH
TREASON BY AN ACT 1 GEORGII OF THE 1ST OF GEORGE
INTITLED AN ACT FOR THE ATTAINER OF GEORGE EARL
MARSHALL
ETC
AND FIND THE EXCEPTANT HATH RIGHT TO THE RENTS
PROFITS AND
ISSUES PAYABLE FOR THE SAID LANDS FROM AND SINCE THE
27TH
OF JUNE 1715 WITH THE BURDEN OF PROPORTION OF THE
DEBTS IN
THE TERMS OF THE ACT OF PARLIAMENT 5 GEORGII OF THE
5TH
OF GEORGE INTITLED ACT FOR ENLARGING THE TIME TO
DETERMINE
CLAIMS ON FORFEIT ESTATES AND THAT THE PUBLIC HATH
NO
RIGHT THERETO AND FIND DECERN AND DECLARE
ACCORDINGLY
SIC SUB SCRIB ITUR THUS IT IS SUBSCRIBED JAMES ERSKINE
4TH FEBRUARY 1720
LORD PENCAILLAND
THIS IS THE COPY OF THE ALLEGED INTERLOQUITOR STO
WHICH
ALEXANDER MCKENZIE ONE OF THE CLERKS OF SESSION HIS
OATH OF THIS DATE RELATES
J.HAMILTON
CS 235/11/MISC-6
ANSWERS FROM MR ALEXANDER MACKENZIE TO THE
PETITION
GIVEN IN BY THE TRUSTEES TO FORFEITED ESTATE 1720
4 FEBRUARY 1720
IN THE PRESENCE OF THE LORD PENCAILLAND COMPEARED
ALEXANDER
MCKENZIE ONE OF THE CLERKS OF SESSION
AND BEING SOLEMNLY SWORN EXAMINED AND INTERROGAT
IN TERMS
OF THE INTERLOQUITOR OF THIS DATE
DISPONES THAT THE DEPONENT DID NEVER WRITE ANY
INTERLOQUITOR
SUSTAINING THE EXEPTION AT THE INSTANCE OF KENNETH

MCKENZIE
OF ASSINT AND HIS CURATORS AGAINST THE PUBLIC FINDING
THAT
THE EXEPTANT HAD RIGHT TO THE PROPERTY OF THE LANDS
OF
TROTTERNISH WHICH WERE HOLDEN BY THE LATE SIR
DONALD
MCDONALD OF THE EXCEPTANT.
AND THAT IT DOES NOT CONSIST WITH HIS KNOWLEDGE THAT
ANY
SUCH INTERLOQUITOR WAS WRITE BY ANY OTHER OF THE
CLERKS
OF SESSION AS MENTIONED IN THE PETITION AND
COMPLAINT
OFFERED IN NAME OF THE COMMISSIONERS AND TRUSTEES
FOR
THE SALE OF FORFEITED ESTATES AN ALLEDGED COPY
WHEREOF IS PRESENTLY PRODUCED AND MARKED BY THE
LORD EXAMINATOR
AND THAT THE DEPONENT DID NEVER SEE ANY SUCH
INTERLOQUITOR
SIGNED BY THE LORD GRANGE THEN PRESIDENT OF THE
COURT OF
SESSION WHICH BEARS TO BE DATED THE THIRD DAY OF
SEPTEMBER
LAST
AND THAT THE DEPONENT DOES NOT REMEMBER THAT ANY
SUCH
INTERLOQUITOR PAST IN THE SAID COURT OF SESSION
AND FURTHER PRODUCED THE PRINCIPAL EXCEPTION WHICH
HAS NO SIGNED INTERLOQUITOR UPON IT EXCEPT THAT OF
THE
LAST OF JULIE ORDERING THE SAME TO BE INTIMATED AT THE
ENQUIRIE OFFICE
AND APON THE BACK OF THE SAID EXEPTION THERE IS
WRITEN
THE WORD "WITHDRAWN" WITH THE DEPONENTS
OWN HAND
AND THAT IT WAS NOT ORDINARY IN OTHER CASES TO SIGN
THAT WORD "WITHDRAWN" WHEN THERE WAS NO
MORE
UPON IT
HE ALSO PRODUCES THE EXECUTION OF THE SAID
EXCEPTION WITH
TWO ANSWERS GIVEN IN BY PUBLIC TO THE EXCEPTION
ALEXANDER MACKENZIE
J.HAMILTON

PRESENTED BY MCKENZIE OF ASSINT AND HIS CURATORS
ONE DATED
TENTH OF AUGUST AND THE OTHER THE THIRD SEPTEMBER
LAST
WHICH ARE THE ONLY ANSWERS GIVEN IN BY THE
COMMISSIONERS
TO THE HAILL EXCEPTIONS PRESENTED BY ASSINT
AND DEPONES HE HAS NO OTHER GROUNDS OR WARRADS
IN RELATION TO THE SAID INTERLOQUITOR NOR DOES
HE REMEMBER THAT THERE WERE ANY WRITES PRODUCED
RELATING TO THE LANDS MENTIONED IN THE SAID
EXCEPTION
EXCEPT SUCH AS WERE PRODUCED BY THE EXCEPTANTS
AND TAKEN UP BY THEM OR THEIR DOERS
AND THIS IS THE TRUTH AS HE SHALL ANSWER TO GOD
ALEXANDER MACKENZIE
J.HAMILTON
CS 235/11/MISC-7
23 FEBRUARY 1720
EDWARD CALLENDER SERVITOR TO MR ALEXANDER
MCKENZIE
ONE OF THE CLERKS OF SESSION AND BEING SOLEMNLY
SWORN
EXAMINED AND INTEROGATED IN THE TERMS OF THE
INTERLOQUITOR
OF THE 4 TH FEBRUARY INSTANT
DEPONES THAT HE DID NOT DELIVER TO MR FORDYCE OR TO
ANY
OTHER DOER FOR THE COMMISSIONERS OR TRUSTEES FOR
FORFEITTED
ESTATES THE COPY OF THE INTERLOQUITOR MENTIONED IN
THE SAID
TRUSTEES THEIR PETITION DATED TWENTY FIRST JANUARY
LAST
FINDING THAT KENNETH MCKENZIE OF ASSINT AND
COLLONEL
MCKENZIE HIS CURATOR HAD RIGHT AS SUPERIORS TO THE
PROPERTY
OF THE LANDS OF TROTTERNISH WHICH HELD OF HIM BY THE
LATE
SIR DONALD MCDONALD
IN SO FAR AS THE DEPONENT REMEMBERS
AND THAT HE KNOWS NOTHING OF THE GIVING OUT DOUBLE
OF THE
SAID INTERLOQUITOR TO THE SAID COMMISSIONERS OR
THEIR DOERS
WHICH COPY OF THE SAID INTERLOQUITOR AS MENTIONED IN

THE
SAID PETITION IS MARKED BY THE LORD EXAMINATOR
AND BEING EXAMINED AND INTERROGATED BY THE
PROCURATORS
OF THE SAID TRUSTEES IF THE PAPER PRESENTLY PRODUCED
BY
THEM AND MARKED BY THE ORDINARY WHICH CONTAINS AN
INTERLOQUITOR IN FAVOUR OF KENNETH MCKENZIE IN
RELATION
TO THE PROPERTY OF THE LANDS AND ESTATE OF
APPLECROSS
WHICH HE CLAIMED AS SUPERIOR OF THE SAID LANDS
EDWARD CALLENDER
J.HAMILTON
AND TO WHICH IS ADJECTED A MEMORIAL IN THESE TERMS
VIZ..
THE LIKE INTERLOQUITOR IS APON THE OTHER EXCEPTIONS
AGAINST
THE VASSALS MUTATIS MUTANDIS NECESSARY CHANGES
BEING
MADE EXCEPT THESE AGAINST WHOM THE
CONDISCENDANCE
WAS GIVEN AND WHEREON THEY ARE ALLOWED A
DILLIGENCE TO
PROVE THAT THE LANDS HOLD OF ASSINT
IF THE SAID PAPERS MARKED AS SAID IS WAS THE HAND
WRITING OF THE
DEPONENT AND DELIVERED BY HIM TO THE SAID THOMAS
AND DEPONES THAT HE DID DELIVERED THE SAID PAPER TO
THE BEST
OF THE DEPONENTS MEMORY TO THE SAID THOMAS FORDYCE
OR
HIS SERVANT AS DOERS FOR THE SAID COMISSIONERS
AND DEPONES THAT HE DID NEVER DELIVER ANY OTHER
COPY OF
AN INTERLOQUITOR IN RELATION TO ASSINT RIGHT OF
PROPERTY
TO THE LATE SIR DONALD MCDONALD LANDS TROTTERNISH
OR THE OTHER VASSALS OF THE LATE EARL OF SEAFORTH
EXCEPT WHAT IS ABOVE DEPONED ON TO THE BEST OF THE
DEPONENTS MEMORE
AND BEIND INTERROGATED IF THE DATES WRITEN ON THE
MARGINS
OF THE SAID PAPER BE THE TRUE DATES DEPONES HE DOES
NOT
KNOW BUT IS WILLING TO PRODUCE THE PRINCIPAL
WARANDS

THEMSELVES
AND THAT ORDINARILY THE COMMISSIONERS DOERS GET
COPIES
OF THE INTERLOQUITORS BEFORE THE SAME WERE SIGNED
BY THE LORD PRESIDENT
AND THIS IS THE TRUTH AS HE SHALL ANSWER TO GOD
EDWARD CALLENDER
J.HAMILTON
MR CARDEN PROCURATOR OR FOR THE SAID TRUSTEES
DECLAIED
THAT HE HAS CONCLUDED HIS PROBATION BY THE ABOVE
OATHS
THE LORD ORDINARY IS TO REPORT THE SAME TO THE LORD
WITH
HIS FIRST CONVENIENCE AND ALLOWS TH SAID
PROCURATORS
IN THE MEAN TIME TO SEE THE INTERLOQUITOR AS TO THE
PROPERTY OF APPECROSS TO THE END THEY MAY KNOW
THE DATE
THEREOF
J.HAMILTON
CS235/ 11 /MISC-1
EXCEPTIONS FOR KENNETH MACKENZIE OF ASSINT AND HIS
CURRATORS
ANENT THE LANDS OF TROTTERNISH BELONGING TO THE
DECEASED
SIR DONALD MACDONALD WITHDRAWN 1719 MCKENZIE
CLERK
T.G. THOM.GRAEM
AD & DC SIGNED
EXCEPTIONS FOR KENNETH MACKENZIE OF ASSINT AND
COLLONEL
ALEXANDER MACKENZIE OF CONANSBAY HIS CURATOR FOR
HIS
INTEREST AGAINST THE POSSESSION TAKEN OR TO BE TAKEN
OF THE FOURSCORE MERK LAND TROTTERNISH SURVEYED
BY ORDER OF THE COMMISSIONERS AND TRUSTEES
APPOINTED
FOR FORFEITED ESTATES
HUMBLY PRESENTED IN PURSUANCE OF THE ACT QUINTO
GEORGII IN
THE FIFTH YEAR OF GEORGE ENTITLED ACT FOR ENLARGEING
THE TIME TO DETERMINE CLAIMS ON THE FORFEITED
ESTATES
TO THE RIGHT HONOURABLE THE LORDS OF COUNCIL AND
SESSION
TO THE INTENT HIS RIGHT AND TITLE TO THE SAID

FOURSCORE
MERK LANDS TROTTERNISH HOLDEN BY SIR DONALD
MCDONALD
LATE OF SLATE OF THE SAID EXCIPIENT AS SUPERIOR
THEREOF
MAY IN THE TERMS OF TH ACT OF THE FIRST OF THE KING
ENTITLED
ACT FOR ENCOURAGEING ALL SUPERIORS VASSALS ETC BE
ASCERTAINED
BY THE FORESAID ACT OF THE FIRST OF THE KING ENTITLED
ACT FOR
ENCOURAGING ALL SUPERIOR VASSALLS LANDLORDS AND
TENNANTS
IN SCOTLAND IT IS AMONGS OTHER THINGS ENACTED THAT IF
ANY SUBJECT
OF GREAT BRITAIN HOLDING LANDS OF A SUBJECT SUPERIOR
IN SCOTLAND
HAS BEEN OR SHALL BE GUILTY OF SUCH HIGH TREASON OR
TREASONS
AS ARE MENTIONED IN THE SAID ACT EVERY SUCH OFFENDER
WHO
SHALL BE THEREOF DUELY CONVINCED AND ATTAINED SHALL
BE LIABLE TO THE PAINS PENALTIES AND FORFEITURES OF
HIGH
TREASON AND HIS LANDS OR TENEMENTS HELD OF ANY
SUBJECT
SUPERIOR IN SCOTLAND SHALL RECOGNISE AND RETURN
INTO
THE HANDS OF THE SUPERIOR AND THE PROPERTY SHALL BE
AND
IS HEREBY CONSOLIDATED WITH THE SUPERORITY IN THE
SAME
MANNERAS IF THE LANDS OR TENEMENTS HAD BEEN BY THE
VASSAL
RESIGNED INTO THE LANDS OF THE SUPERIOR AD
PERPETUAM REMANENTIAM
REMAING THERE FOR EVER
AND IT IS FURTHER ENACTED THAT IF THE SUPERIORS TO
WHOM THE LANDS
AND TENEMENTS ABOVE MENTIONED ARE DECLAIRED AND
ORDAINED
TO BELONG SHALL SHALL NOT WITHIN SIX MONTHS TO BE
RECKONED FORM
THE TIME OF THE ATTAINER OF THE OFFENDERS
RESPECTIVELY OBTAIN
THEMSELVES INFECT OR DO DILLIGENCE REALLY AND
WITHOUT COLLUSION

FOR ATTAINING POSSESSION IN EVERY SUCH CASE THE
FORFEITURES
SHALL BELONG TO HIS MAJESTY HIS HEIRS AND
SUCCESSORS
BY A SUBSEQUENT ACT OF THE SAME YEAR OF HIS MAJESTYS
REIGN
ENTITLED ACT FOR THE ATTAINDER OF GEORGE EARL OF
MARISHAL
WILLIAM EARL OF SEAFORTH AND OTHERS OF HIGH TREASON
UNLESS THEY SHALL SURRENDER THEMSELVES TO JUSTICE
BY A DAY
CERTAIN HEREIN MENTIONED
IT IS ENACTED
THAT IF THE ABOVE PERSONS AND OTHERS THEREIN NAMED
AMONG
WHOM IS THE SAID SIR DONALD MCDONALD OF SLATE
SHOULD
NOT RENDER THEMSELVES TO ONE OF HIS MAJESTYS
JUSTICE
OF THE PEACE ON OR BEFORE THE LAST DAY OF JUNE 1716
THEN EVERY OF THEM NOT RENDERING HIMSELF AS
AFORESAID
SHOULD FROM AND AFTER THE 13 OF NOVEMBER 1715
STAND
AND BE ADJUDGED ATTAINED OF THE SAID HIGH TREASON TO
ALL INTENTS AND PURPOSES WHATSOEVER AND SHOULD
SUFFER
AND FORFEIT AS A PERSON ATTAINED OF HIGH TREASON BY
THE LAWS
OF THE LAND OUGHT TO SUFFER AND FORFEIT
CS235/11/MISC-2
THE ESTATE OF SEAFORTH WAS AFFECTED WITH MANY AND
VARIOUS
APPRISINGS ALL LED BEFORE THE YEAR 1650 FOR SUMS
FAR
EXCEEDING THE VALUE OF THE ESTATE AND WHEREOF THE
LEGAL
WAS EXPIRED AND WHICH WERE PURCHASED BY SIR GEORGE
MACKENZIE
OF TARBET AFTERWARDS EARL OF CROMARTY AND CERTAIN
OTHER
PERSONS WHO UPON THE RIGHTS ACQUIRED BY THEM DID
EXPEDE
INFETEMENTS IN THEIR OWN PERSON AS WILL APPEAR BY
THE CHARTER
UNDER THE GREAT SEAL DATED 30TH SEPTEMBER 1678
WHICH IS APON

PUBLIC RECORD AND THEIR INFERTMENT FOLLOWING
THEREUPON
IS DATED THE 15 OF NOVEMBER 1680 AND PRODUCED WITH
THE
VOUCHERS OF MY EXCEPTIONS FOR ASCERTAINING MY RIGHT
AND TITLE TO THE ESTATE OF SEAFORTH
THE SAID GEORGE MACKENZIE AND OTHER PERSONS
DENUDED
THEMSELVES OF THE SAID LANDS AND ESTATE IN FAVOUR OF
KENNETH MACKENZIE BROTHER TO SIR GEORGE MCKENZIE
OF ROSEHAUGH IN THE YEAR 1680
AND THE SAID KENNETH MCKENZIE DISPONED THE SAME IN
FAVOUR OF ISOBELL COUNTESS OF SEAFORTH IN THE YEAR
1681 WHO IN VIRTUE OF HER RIGHT POSSESSED THE SAID
ESTATE
AND PERTINENTS THEREOF UNTIL THE MONTH OF FEBRUARY
1715
UPON THE DEMISE OF THE SAID ISOBELL COUNTESS OF
SEAFORTH
THE RIGHT OF THE SAID ESTATE DEVOLVED UPON THE
EXCIPIENT
AS HEIR NEAREST PROTESTANT HEIR WILLIAM LATE EARL OF
SEAFORTH THOUGH A NEARER HEIR BY BLOOD THAN THE
EXIPIENT
BEING EXCLUDED BY THE ACT 23RD NOVEMBER 1700
ENTITLED ACT
FOR PREVENTING THE GROWTH OF POVERTY
THE FOURSCORE MERK LAND TROTTERNESS LYING WITHIN
THE
PAROCHIAL OF SNIZORT SKYE AND SHERIFDOM OF
INVERNESS
AND WHICH BELONGED TO THE SAID SIR DONALD
MCDONALD
LATE OF SLATE NOW ATTAINED BY THE FORECITED ACT ARE
PART AND
PORTION OF THE FORESAID ESTATE OF SEAFORTH AND
WERE HOLDEN
BY THE SAID SIR DONALD MCDONALD OR HIS
PREDECESSORS OF—
EARL OF SEAFORTH AND THE RIGHT OF THE SUPERIORITY OF
THE
SAID LANDS IS NOW IN THE PERSON OF THE EXCIPIENT BY HIS
TITLE
ABOVE DEDUCED
THE SAID EXCIPIENT AS HAVING THUS RIGHT TO THE SAID
FOUR
SCORE MERKLANDS OF TROTTERNESS LYING AS SAID IS DID

IN
PURSUANCE OF THE FORESAID ACT OF PARLIAMENT PRIMO
GEORGII IN THE FIRST YEAR OF GEORGE ENTITLED ACT FOR
ENCOURAGEING SUPERIORS VASSALS ETC DO DILIGENCE
REALLY AND WITHOUT COLLUSION FOR ATTAINING THE
POSSESSION
OF THE SAID LANDS
THEREFOR THE SAID EXCIPIENT AND HIS SAID CURATOR AS
HAVING
RIGHT AND TITLE TO THE SAID FOURSCORE MERK LAND IN
MANNER
AFORESAID AND BY VIRTUE OF THE ABOVE RECITED ACT OF
THE
FIRST OF HIS MAJESTYS REIGN ENTITLED ACT FOR
ENCOURAGING
SUPERIORS VASSALS ETC DOES PRESENT THE ABOVE
EXCEPTIONS HUMBLY
PRAYING THAT HIS RIGHT MAY BE DECLAIRED AND
ASCERTAINED
TO THE SAID FOURSCORE MERK LAND WITH PARTS AND
PERTINENTS
THEREOF AND THAT THE RENTS PROFITS AND ISSUES
THERETO
BELONGING AND PRESENTLY PAY OR THAT MAY BE PAYABLE
BY
THE TENENTS TACKSMEN OR POSSESSERS THEREOF SINCE
THE
TERM PRECEEDING THE SAID ATTAINER AND IN ALL TIME
COMEING
MAY BE DECLARED TO PERTAIN AND BELONG TO THE
EXCIPIENT
AND THAT THE COMMISSIONERS AND TRUSTEES APPOINTED
FOR
FORFEITED ESTATES MAY BE DISCHARGED FROM
DISQUIETING
AND MOLESTING THE EXCIPIENT IN THE PEACEABLE
POSSESSION
THEREOF
SAVEING AND RESERVING TO THE SAID EXCIPIENT ALL AND
SUNDRY
HIS FURTHER ALLEGATIONS ANSWERS AND REPLIES WHICH
HE
MAY HAVE OR SHALL HEREAFTER MAKE USE OF IN ORDER TO
THE
FURTHER CLEARING AND MAKING GOOD HIS RIGHT IF NEED
BE
KENNETH MACKENZIE

ALEX MACKENZIE
EXAMINED 31 JULY 1719
THE LORDS HAVING HEARD THE WITHIN EXCEPTIONS ORDAIN
THE SAME TO BE INTIMATE TO THE COMMISSIONERS OF
ENQUIRY
AT THEIR OFFICE AND RECORDED IN THE PARLAR REGISTER
APPOINTED
FOR THAT EFFECT CONFORM TO THE ACT OF SEDERUNT
W.ERCHNIES J.P.L.

THOMAS FRASER OF NEWTON * ISABEL MACKINTOSH
OF DRAKIES

CAPTAIN WILLIAM FRASER HUGH FRASER MARGARET CHISHOLM
OF NEWTON SECOND SON

THOMAS FRASER OF NEWTON * KATHERINE
MACKINTOSH

ALEXANDER FRASER OF NEWTON
B.15.6.1807 HEIC BENGAL

CAPTAIN WILLIAM FRASER OF CULBOKIE
76TH REGIMENT DIED 31 /8/ 1844

INVERNESS SHERIFF COURT

SC29/44/6. SERVICE OF HEIR 1844

THOMAS FRASER OF NEWTON * ISABEL MACKINTOSH
OF DRAKIES

CAPTAIN WILLIAM FRASER HUGH FRASER MARGARET CHISHOLM
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INVERNESS SHERIFF COURT

SC29/44/6. SERVICE OF HEIR 1844

HUGH FRASER OF BELLADRUM

MARGARET FRASER 2ND WIFE * JAMES FRASER OF DUNBALLOCH * MARY
FRASER 1ST WIFE

RECEIVED A WADSET FROM LOVAT. OF ALEXANDER OF REELICK
OF DUNBALLOCH.

B.

M.

D. 24/6/1705 AGE 86 BURIED BEAULY.

THOMAS FRASER ANDREW FRASER HUGH FRASER 3RD FOOT
GAURDS LIUTENANT COLONEL

OF DUNBALLOCH. 1741 PURCHASED LANDS

SHERIFF DEPUTE KILMUIR AND EASTER SLIGO

INVERNESS. IN 1744.

SASINE IN BARONY B.

OF DRUMCHARDINY M. CHRISTIAN MACNAUGHTON
12/5/1713 ON A CROWN CHARTER D. 1745 FONTENROY
OF ADJUDICATION.

B.

M. ISOBELL MACKINTOSH
OF BLERVIE

D.29/7/1754. BURIED BEAULY.

HUGH FRASER OF NEWTON CAPTAIN WILIAM FRASER
FEU CHARTER FROM HUGH

AND DUNBALLOCH FRASER OF DUNBALLOCH

HEIR MALE OF LINE GENERAL 3/3/1755 KINGILLIE

TO HIS GRANDFATHER IE JAMES WILL 22/3/1792

FRASER OF DUNBALLOCH 27/10/1757. B.

FREEHOLDER OF BARONY LANDS M. CHRISTIAN FRASER OF BELLUDRUM
DRUMCHARDING AND BARONY KINGILLIE BORN 1730 KILTARLITY
BELONGED TO HIS FATHER. WILL 22.12.1795 KINGILLIE.

B.

M. MARGARET CHISHOLM OF CHISHOLM
DAUGHTER OF ALEXANDER CHISHOLM
OF CHISHOLM.

DIED. 13/8/1785 HUGH.

THOMAS FRASER OF NEWTON
ELDEST SON 1ST ROYALS

B.

M.5/1/1793 KATHERINE MACKINTOSH
OF WESTER DRAKIES.

D. 01/6/1833 BEAULY

INFERT 1787 BARONIES DRUMCHARDING. PR 202/178. PR
202/186. 16/5/1895 YEAR.

AND KINGILLIE. SASINE REFERENCE PR 15/202. PR 19/37,44. PR
16/168. PR 22/259.

PR 23/231. PR 45/116. HUGH FRASER OF NEWTON TO
WILLIAM MCDONALD.

HUGH FRASER OF NEWTON ALEXANDER FRASER WILHELMINE FRASER
B. OF NEWTON YOUNGEST OF

D. 1843 B. 15/6/1807 THOMAS OF NEWTON

ESTATES MADE OVER TO

THOMAS PORTER BONELL BISCOE H.E.I.C.

DISCHARGE TO HIM OVER LANDS

DRUMCHARDING AND BOND BY

THOMAS FRASER OF NEWTON TO

RODERICK MCLEOD 18/6/1858

PR 61/6. SASINE REFERENCE

THOMAS FRASER OF NEWTON * KATHERINE MACKINTOSH

HIS SON ALEX FRASER H.E.I.C DIED 23/1/1849.

CS238/T/3/16

UNTO THE RIGHT HONOURABLE THE LORD WESTHALL THE

REPRESENTATION
OF THOMAS FREDERICK MACKENZIE HUMBERSTON ESQ.
COLLONEL OF THE 78TH REGIMENT OF FOOT
HUMBLY SHEWETH
THAT THE ESTATE OF SEAFORTH WAS FORFEITED TO HIS
MAJESTY
IN 1715 UPON THE ATTAINDER OF WILLIAM THEN EARL OF
SEAFORTH
BY SEVERAL ACTS OF PARLIAMENT ANENT THE FORFEITED
ESTATES AFTER
THE YEAR 1715 AND PARTICULARLY BY THE ACT OF GEO. 1
CAP. [CAPITA IE CHAPTER]
50 AND THE ACT 4 GEO. 1 CAP. 8 - 5 GEO. 1 CAP. 22 THESE
ESTATES WERE VESTED
IN CERTAIN COMMISSIONERS WHO WERE EMPOWERED TO
SELL THEM AND
BY ANOTHER ACT 13. GEO. 1 CAP. 18 THE BARONS OF
EXCHEQUER WERE
EMPOWERED TO SELL SUCH OF THE FORFEITED ESTATES AS
AT THAT TIME
REMAINED UNSOLD
BY THESE ACTS OF PARLIAMENT THE COMMISSIONERS OF
ENQUIRY AND
THE BARONS OF EXCHEQUER WERE EMPOWERED TO GRANT
DISPOSITIONS
CHARTERS AND OTHER RIGHTS TO THE PURCHASERS WHO
WERE DECLARED
TO HOLD THE SUBJECTS SO PURCHASED BLANCH OF HIS
MAJESTY FOR
PAYMENT OF A PENNY SCOTS NOTWITHSTANDING THE
FORMER PROPRIETORS
THE FORFEITING PERSONS HELD THEM FEE WARD OR
OTHERWISE
UNDER THE AUTHORITY OF THESE STATUTES THE
COMMISSIONERS
OF ENQUIRY SOLD SEVERAL OF THE FORFEITED ESTATES
BUT THE ESTATE
OF SEAFORTH AND SOME OTHERS REMAINED UNSOLD WHEN
BY THE 13TH
OF GEO. 1 THE BARONS OF EXCHEQUER WERE SUBSTITUTED
IN PLACE
OF THE COMMISSIONERS OF ENQUIRY TO SELL SUCH OF
THESE ESTATES AS HAD
NOT BEEN SOLD BY THE COMMISSIONERS
THE BARONS EXPOSED THE ESTATE OF SEAFORTH TO SALE
AND IT WAS
OF THIS DATE 31 JULY 1730 PURCHASED BY MR JOHN NAIRNE

OF GREENYARDS
WHO RECEIVED A DISPOSITION 12 FEBRUARY 1734 AND
AFTERWARDS OF THIS DATE
A CHARTER OF THE WHOLE ESTATE OF SEAFORTH
INCLUDING THE ISLAND
OF LEWIS WHICH CHARTER AFTER DESCRIBING THE
DIFFERENT LANDS CONTAINS
THE FOLLOWING CLAUSE " UNA CUM OMNIBUS
DOMIBUS AEDIFICIIS & PARTIBUS
PENDICULIS ET PERTINEN [TIIS] EARUNDEM QUIBUSCUNG [UE]
DECIMIS
PARSONAGIIS ET VICCARIIS EARUND [EM] " [TOGETHER
WITH ALL HOUSES BUILDINGS
AND DEPENDENT PARTS AND APPURTENANCES OF THE SAME
WHATSOEVER
THE TITHES PARSONAGES AND VICARAGES OF THE SAME]
".

18TH NOVEMBER 1734 MR NAIRN DISPONED THIS ESTATE TO
JOHN FORBES ESQ.

16TH DECEMBER 1738 MR JOHN FORBES CONVEYED IT TO
COLIN MACKENZIE

BY A DISPOSITION OF THIS DATE.....

LINE NOT COPIED

07TH APRIL 1739 THE FORESAID CHARTER AND
DISPOSITIONS OF THIS

DATE COLIN MACKENZIE DISPONED THE ESTATE TO

02ND FEBRUARY 1741 KENNETH MACKENZIE

ELDEST LAWFULL SON OF WILLIAM EARL OF

SEAFORTH BY A DISPOSITION OF THIS DATE

12TH FEBRUARY 1741 WHO OBTAINED A CHARTER OF
RESIGNATION AND

CONFIRMATION UNDER THE GREAT SEAL OF THE WHOLE

25TH MARCH 1741 FORESAID LANDS UPON WHICH

INFETMENT FOLLOWED

10TH DECEMBER 1738 AND OF THIS DATE KENNETH

MACKENZIE AFTERWARDS

EARL OF SEAFORTH OBTAINED A CHARTER UNDER THE

GREAT SEAL IN HIS FAVOURS UPON WHICH INFETMENT

04TH JULY 1764 AFTERWARDS FOLLOWED

IN ALL OF THESE TITLES WHICH ARE PRODUCED THE TEINDS

PARSONAGES AND VICARAGE

ARE EXPRESSLY GRANTED AND THE PRPRIETORS UNDER

THESE TITLES HAVE CONSTANTLY

AND UNIFORMLY POSSESSED BOTH LANDS AND TEINDS

WITHOUT PAYING TO THE CROWN

OR ANY PERSON ELSE ANYTHING UPON ACCOUNT OF THE

ACCOUNT OF THE TEINDS FATHER

THAN THE STIPEND DUE TO THE MINISTERS OF THE
RESPECTIVE PARISHES IN WHICH THE
LANDS LIE
THE LATE EARL OF SEAFORTH SOLD THE WHOLE ESTATE OF
SEAFORTH AND
AS A PART THEREOF THE ISLAND OF LEWIS TO THE
REPRESENTER WHO
IS NOW IN THE FULL RIGHT AND POSSESSION OF THAT
ESTSATE UNDER THE
TITLES ABOVE MENTIONED
THE SOLICITOR OF THE TYTHES HAS LATELY BROUGHT AN
ACTION AGAINST
THE REPRESENTER THE SUMMONS OF WHICH BEARS DATE
20TH DECEMBER LAST
CONCLUDING FOR PAYMENT OF THE SUM OF £133.3.7.
STERLING AS THE VALUE
OF THE BISHOPS THIRD OF THE TITHES OF THE ISLAND OF
LEWIS FOR
CROP 1781 AND THE LIKE SUM YEARLY IN TIME COMING
THIS PROCESS CAME IN COARSE BEFORE YOUR LORDSHIPS
AND AFTER HEARING
PARTIES YOU PRONOUNCED THIS INTERLOCTOR 27TH JUNE
1782
THE LORD ORDINARY HAVING HEARD PARTIES PROCURATORS
DECERNS
AGAINST THE DEFENDER IN TERMS OF THE LIBEL
SHOULD THIS INTERLOCTOR BE ADHERED TO IT WOULD
BRING A VERY
HEAVY AND UNEXPECTED BURDEN UPON THE
REPRESENTERS ESTATE
HE THEREFOR SUBMITS IT TO REVIEW AND IS CONFIDENT
WHEN YOUR
LORDSHIPS SHALL HABE RECONSIDERED THE CAUSE YOU
WILL SEE JUST
REASON FOR ALTERING THE INTERLOCTOR AND
ASSORTZIEING
THE REPRESENTER WHEN THE ESTATE OF SEAFORTH WAS
SOLD.
EGYPT SUCCESSION
EARLY DYNASTIC I DYNASTY 3050-2890
MENES-AHA
DJER
WADJ
DEN UDIMU
ANEDJOB
SEMERKAT
QA`A

SECOND DYNASTY 3890-2686

HETEPSEKHEMWEY

RENEB

NINETJER

PERIBSEN

KEASEKHEMWEY

OLD KINGDOM- AGE OF THE PYRAMIDS 3RD DYNASTY 2650-2575

SANAKHTE NEBKA 2650-2575

DJOSER-NETJERYKHET 2630-2611

KHABA 2603-2599

HUHI 2599-2575

4TH DYNASTY

SIEFRU 2575-2551

KHUFU (CHEOPS) 2551-2528

DJEDEFRE 2528-2520

KHAFRE (CHEPHREN) 2520-2494

MENKAURE (MYCERINUS) 2490-2472

SHEPSESKAF 2472-2467

5TH DYNASTY 2465-2345

USERKAF 2465-2458

SAHURE 2458-2446

NEFERIRKARE 2477-2467

SHEPSESKANE INI 2426-2419

NEFEREFFRE 2419-2416

NIUSERRE IZI 2453-2422

MENKAUHOR 2422-2414

DJEDKARE IZ & ZI 2388-2356

UNAS 2375-2345

6TH DYNASTY 2345-2184

TETI 2345-2333

PEP I (MERYRE) 2332-2283

MERENNE NEMTYEMZAF 2283-2278

PEPY II (NEFERKARE) 2278-2184

FIRST INTERMEDIATE PERIOD

7TH - 10TH DYNASTIES 2150-1986

7TH - 8TH DYNASTIES

NETRIKARE

MENKARE

NEFERKARE II

NEFERKARE III

DJEDKARE IV

MERENHOR

MENKAMIN

NI KARE

NEFERKARE V

NEFERKAHOR

NEFERKARE VI
NEFERKAMIN II
IBI I
NEFERKAURE
NEFERKAUHOR
NEFERIRKARE II
WADJKARE
SEKHEMKARE
ITI
IMHOTEP
ISU
YTENU
9TH & 10TH DYNASTIES
NETERKARE
SEVERAL KINGS NAMED KHETI
MERI-HATHOR
MERI KARE
MIDDLE KINGDOM 11TH DYNASTY
ANTEF I
ANTEF II
ANTEF III
MENTUHOTEP II 2055-2004
MENTUHOTEP III (SANKHKARE) 2004-1992
MENTUHOTEP IV (NEBTAWYRE) 1992-1987
12TH DYNASTY
AMENEMHET (SEHETEPIBRE) 1991-1962
SENSRET I (KHEPERKARE) 1956-1911
AMENEMHET II (NUBKAURE) 1911-1877
SUNURET II (KHAKHEPERRE) 1877-1870
SENSRET III (KHAKAURE) 1836-1817
AMENEMHET III (NIMAATRE) 1817-1772
AMENEMHET IV (MAAKHERURE) 1772-1763
NEFERUSOBEK (SOBEKKARE) 1763-1759
SECOND INTERMEDIATE PERIOD
13TH - 17TH DYNASTY
WEGOF 1783-1779
AMENEMHAT-SENBET
SEKHEMRE KHUTAWI
AMENEMHAT V
SEHETEPIBRE I
IUFNI
AMENEMHAT
SEMENKARE
SEHETEPIBRE II
SEWADJKARE
NEDJEMIBRE
SOBEKHOTEP

REISENEB
HORI
AMENEMHAT VII
SOBEKHOTEP II
KHENDJER
IMIRA-MESHA
ANTEF IV
SETH
SOBEKHOTEP III
NEFERHOTEP I
SIHATHOR 1685-1685
SOBEKHOTEP 1685-1678
SOBEKHOTEP V 1678-1674
IAIB 1674-1664
AY 1664-1641
INI I
SEWADJTU
INED
HORI
SOBEKHOTEP
DEDUMES
IBI II
HOR III
SENEBMIU
SEKHANRE
SEKHANRE I
MERKHOPERNE
MERIKARE
14TH DYNASTY
NEHESI
KHATIRE
NEBFAURE
SEHABRE
MERIDJEFARE
SEWADJKARE
HERIBRE
SANKHIBRE
KANEFERTEMRE
NEFERIBRE
ANKHKARE
15TH DYNASTY
SALITIS
BNON
APACHAN (KHIAN)
APOPHIS (AUSERREAPEPI)
KHAMUDI
16TH DYNASTY

ANAT-HER
USER-ANAT
SEMGEN
ZAKET
WASA
QAR
PEPI III
BEBANKH
NEBMAATRE
NIKARE II
AANETERIRE
NUBANKHRE
NUBUSERRE
KHAUSERRE
KHAMURE
JACOB-BAAL
YAKBAN
YOAM
AMU
17TH DYNASTY
ANTEF V
RAHOTEP
SOBEKEMZAF
DJEHUTI
MENTUHOTEP
NEBIRAU
NEBIRAU II
SEMENENRE
SUSERENRE
SOBEKEMZAF II
ANTEF VI
ANTEF VII
TAO I (SENAKHTENRE)
TAO II (SEKENERRE)
KAMOSE (WADJKHEPERRE)
18TH DYNASTY
AHMOSE (NEBPEHTYRE) 1539-1514
AMENHOTEP I (DJESERKARE) 1514-1493
THUTMOSE I (AKHEPERKARE) 1493-1481
THUTMOSE II (AKHEPERENRE) 1491-1479
HATSHEPSUT (MAATKARE) 1473-1458
THUTMOSE III (MENKHEPERRE) 1504-1450
AMENHOTEP II (AKHEPERURE) 1427-1392
THUTMOSE IV (MENKHEPERURE) 1419-1386
AMENHOTEP III (NEBMAATRE) 1382-1344
AMENHOTEP IV (AKHENATEN) 1350-1334
SMENKHAMUN (NEBKHEPERURE) 1334-1325

AY (KHEPERKHEPERURE) 1325-1321
HOREMTEB (DJESERKHEPERURE 1323-1295
19TH DYNASTY
RAMESES I (MENPEHTYRE) 1295-1294
SETI MENMAATRE 1394-1279
RAMESSES II USERMAATRESETEPENRE) 1279-1213
MERENPTAH (BAENREHOTEPHIRMAAT) 1213-1203
AMENMESSE (MENMIRE) 1203-1200
SETI II (USERKHEPERUESETEPENRE)
SIPTAH (AKHENRESETEPENRE) 1194-1188
TAUSERT (SITREMERITAMUN) 1185-1187
20TH DYNASTY
SETAKHT (USERKHAUREMERYAMUN) 1186-1184
RAMESSES III (USERMAATREMERYAMUN) 1184-1153
RAMESES IV (HEKAMAATRESETEPENAMUN) 1153-1147
RAMESSES V (USERMAATRESEKHEPERENRE) 1147-1143
RAMESSES VI NEBMAATREMERYAMUN) 1143-1136
RAMESSES VII (USERMAATRESETEPERRE) 1136-1129
RAMESSES VIII USERMAATREAKHENAMUN) 1129-1126
RAMESSES IX (NEFERKARESETEPENRE) 1126-1108
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RAMESSES XI (MENMAATRESETEPENPTAH) 1099-1069
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AMENEMNISU 1040
AMENOPE 993-984
OSOCHOR 984-978
SIAMUN 978-959
PSUSENNES II 959-945
22TH DYNASTY
SHOSHENQ I 945-924
OSORKON I 924-909
TAKELOT 909-
SKOSHENQ II 883
OSORKON II 883-855
TAKELOT II 860-835
SHOSH III 835-783
PAMI 783-773
SHOSHENQ 773-735
OSORKON IV 735-712
23TH DYNASTY
EDUBASTE I 828-803
OSORKON IV 777-749
PETTJAUWYBAST 740-725
24TH DYNASTY
SHEPSESRE TEFNAKHT I 725-720

WAHKARE BAKENRANEF 720-715
LATE KINGDOM
25TH DYNASTY
PIYE 747-716
SHEBAKA 712-698
SHEBITKU 698-690
TAHARQA 690-664
TANTAMANI 664-657
26TH DYNASTY
PSAMMETICHUS I (PSAM-TIK) 664-610
NEKAU (NECHO) II 610-595
PSAMMETICHUS II 595-589
APRIES 589-570
AMASIS 570-526
`PSAMMETICHUS III 526-525
27TH DYNASTY
CAMBYSES 525-522
DARIUS I 521-486
XERXES I 486-466
ARTAXERXES I 465-424
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AMYRTAIOS 404-399
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NEPHERITES I 399-393
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HAKORIS 393-380
NEPHERITES II 380
30TH DYNASTY
NECTANEBO 380-362
TEOS 365-360
NECTANEBO II 360-343
31ST DYNASTY
OCHUS (ARTAXERXES III) 343-338
ARSES 338-336
DARIUS III (CODOMANNUS) 335-332
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ALEXANDER THE GREAT 332-323
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CLEOPATRA III & PTOLEMY X ALEXANDER I 107-88
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METHUSAEL LAMECH NOAH SHEM ARPHAXAD SALAH EBER
PELEG REU SHERUG NAHOR TERAH ABRAM ISSAC JACOB
LEVI KOHATH AMRAM AARCH ITHAMAR ELEAZAR PHINEHAS
ABISHUA BUKKI UZZI ZERAHIAH MERAHIAH AMARIAH
AHIMELECH ABIATHE AHITUB ZADOK AHIMAAZ AHINOAM
MARRIED SAUL LINE ASCENDING TO KISH NER ABIEL
BECHORATH ALAMETH ANATHOTH ABIAH\APHIAH
JERIMOTH OMRI ELIOENAI ELIEZAR JOASH ZEMIRA BECHER
BENJAMIN JOSEPH RACHEL LARAN BETHIEL MILCAH HARAN

DESCENDING FROM LARAN JUDAH PHAREZ HEZRON
JERAMEEL

SHSHAH AHALI ATTAI NATHAN ZABAD OBED JESSIE DAVID
HUSBAND OF MICHAL SON OF SAUL. URIEL SON OF MICHAL
AND URIEL HUSBAND OF ABSALOM SON OF DAVID.
MAACHAH SON OF ABSALOM AND MAACHAH MARRIED TO
REHOBOAM SON OF SOLOMON WHERE THE 10 TRIBES
REVOLTED 975 BC. ABIJAH HEIR OF REHOBOAM THEN
ASA JOSAPHAT JORAM OZIAS JOATHAM AHAZ THEN
A CHRONOLOGICAL SPACE TO AHAZ HEZEKIAH MANASSEH
AMON IOSIAH JOHANAM EZEKIAS MANASSEH AMON
KING JEHOIKIM/ELIAKIM JECONIAH ASSIR SHEALTIEL
SALATHIEL ZORABABEL ABIUD ELLAKIM AZOR SADO
ACHIM ELUID ELEAZAR MATHAT HAD HELI BARNABAS
BARNABAS IS A SURNAME WHO HAD MARY BARNABAS
WHO WAS MARRIED TO JOSEPH MARCUS WHERE THEY
HAD JUSTUS MARCUS OR JESUS SON OF GOD AND SISTERS
AND BROTHERS JOSES BARNABAS SIMON BARNABAS
JUDE BARNABAS SALOME BARNABAS AND JAMES.
MARY MARCUS LAZARUS AND MARTHA DESCENDING

FROM JOHN MARCUS NEPHEW OF JOSES BARNABAS
AND JOHN FROM MARY MARCUS MARRIED TO
CLEOPHAS HALF SISTER TO THE VIRGIN MARY BARNABAS
AND MARY DESCENDING FROM JOSEPH MARCUS AND FROM
JACOB MARCUS AND ASCENDING BACK AGAIN TO MATHAN
LEVI MELCHI JANNA JOSEPH MATTATHIAS AMOS
NAUM ESLI NAGGE MAATH MATTATHIAS SEMEI JOSEPH
JUDA JOANNA RHESA ZOROBABEL SALATHIEL NERI
MELCHI ADDI COSAM ELMODAM ER JOSE ELIEZER
JORIM MATTHAT LEVI SIMEON JUDA JOSEPH JONAN
ELIAKIM MELEA HENAN MATTATHA NATHAN AND
TO DAVID OF JESSIE.

TWO LINES OF DESCENT EITHER FROM MATHAT AND
MATHAN CONNECT INTO THE ROMAN PERIOD THROUGH
EITHER GENEALOGICAL STEMS IE 83BC - 30BC ANTONIUS
MARCUS AN ANCESTRAL NAME ON THE PATRONOMIC SIDE
OF JESUS. DESCENDING MARCUS JUNIUS BRUTIS
MARCUS ULPIUS TRAJAN AGGRIPPA MARCUS VIPSANIUS
AUGUSTUS 27BC-AD14 CESARION

44-30

TIBERIUS 14 -AD37

CALIGULA 37-41

NERO 54-68

GALBA 68-69

OTHO 69

VITELLIUS 69

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481AD 511 CLOVIS.
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840 77 CHARLES LE BEGUE
877 79 LOUIS 11 BEGUE
879 82 LOUIS 111
882 84 CARLOMAN
894 87 CHARLES LE GROS
887 98 CONTU EUDES
898 922 CHARLES LE SIMPLE
936 54 LOUIS 1V
954 86 LOTHAIRE
986 87 LOUIS V LE FAINEANT
CAPETIANS
987 96 HUGUES CAPET
996 1031 ROBERT LE PIEUX
1031 60 HENRY
1060 1108 PHILIPPE
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1137 80 LOUIS V11 LE JEUNE
1180 1223 PHILIPPPE
1223 26 LOUIS V11 LE LION
1226 70 LOUIS 1X ST LOUIS
1270 85 PHILIPPE 111 LE HARDI
1285 1314 PHILIPPE
1314 16 LOUIS X LE HUTIN
JEAN 1
1316 22 PHILIPPE LE LONG
1322 28 CHARLES 1V LE BEL
VALOIS
1328AD 50 PHILIPPE
1350 64 JEAN 11 LE BON
1364 80 CHARLES V LE SAGE
1380 1422 CHARLES V1 LE BIEN AIME
1422 61 CHARLES V11 LE VICTORIEUX
1461 83 LOUIS X1
1483 98 CHARLES V111 L AFFABLE
1498 1515 LOUIS X11
1515 47 FRANCOIS

BOURBON

FRENCH RULE CROSSING INTO BRITAIN

TUDOR

1456 HENRY V 11

1498 1515 LOUIS X 11 * MARY TUDOR MARGARET TUDOR *

JAMES

1489-1541 1473-1513

VALOIS

1498 1515 LOUIS X 11 * ANN OF BRETANYE

ANNE OF BRETANYE MARRIED ALSO CHARLES V 111

SHE HAD A DAUGHTER WHO MARRIED FRANCOIS

WHERE THEY HAD MADELEINE 1537.

MADELEINE HAD MARY QUEEN OF SCOTS WHO

HAD FRANCOIS 11 AND HIS HEIR HENRY 11

1547-59. HENRY 111 1551-89. HENRY 1111

1553-1610 WHO WAS MARRIED TO MARIA DE MEDICS

WHO HAD LOUIS X 11 WHO WAS MARRIED TO

HENRIETTA MARIA ALSO MARRIED TO CHARLES

FIRST BORN 1600.

MARY QUEEN OF SCOTS DESCENDING FROM JAMES V

1512-42 JAMES 1V 1473-1513. JAMES 111 1451-88.

JAMES 11 1430-60. JAMES 1 MARRIED TO JOANNA

BEAUFORT QUEEN OF SCOTLAND 1424 WHO HAD

JAMES STEWART WHO HAD JOHN 1ST EARL OF

ATHOL WHO HAD JOHN KNOWN AS 1 EARL OF

ARGYLL WHO HAD LADY ELIZABETH STEWART

BRITISH LINE CROSSING INTO NORMAN GERALDINE

OF IRELAND.

KENNETH MACKENZIE 10TH IN DESCENT FROM

COLIN OR CAILEAN OF CELTIC ORIGIN.

LADY ELIZABETH STEWART FOUR GREATS GRANDFATHER

KING EDWARD 111 OF ENGLAND HIS GRANDSONS

BROTHER WAS HENRY 1V OF ENGLAND.

HENRY 111 OF ENGLANDS DAUGHTER

MARRIED ALEXANDER THE 111 OF SCOTLAND.

ALEXANDER 111 ASCENDS FROM ALL SCOTTISH LINE.

KENNETH MACALPINE FIRST KING OF SCOTLAND.

DONALD.

CONSTANTINE THE SECOND

ETHUS

GREGORY

DONALD

CONSTANTINE THE 111

MALCOLM 1

KENNETH 111

CONSTANTINE 1111

KENNETH 1111

MALCOLM 11
DUNCAN 1
MACBETH
MALCOLM 111
ALEXANDER 1
DAVID 1 WHO MARRIED MAUD DAUGHTER OF WALDEOFF
BY JUDITH NIECE OF WILLIAM THE CONQUEROR.
DAVID 1
MALCOLM 1111
WILLIAM THE LION
ALEXANDER 11 WHO MARRIED JOAN DAUGHTER OF
KING JOHN OF ENGLAND WHO HAD
ALEXANDER 111 OF SCOTLAND.
KENNETH MACKENZIE ABOVE WHO MARRIED INTO
SCOTTISH LINE LADY ELIZABETH STEWART
HAD A SON KENNETH MACKENZIE OF SCOTLAND
AND HAD SIMON MACKENZIE HAD KENNETH
MACKENZIE WHO HAD BARBARA MACKENZIE
WHO MARRIED ALEXANDER MACKENZIE WHO
HAD JOHN MACKENZIE OF ASSYNT REFERENCE
IN DEED RH 8 1100 1726.
HIS SON ALEXANDER IN CS 235 M11 2. HAD
LANDS IN THE ISLAND OF SKYE
THESE LANDS KNOWN AS TROUTERNISH
MENTION OF HIM IN SIG 2.17 DATED
6.8.1787 AND DEED RD 4 232 .2 DATED 11 8 1778.
ALEXANDER MARRIED 16.9.1732
BORN 1692 DIED 21 5 1778.
JOHN HIS FATHER WAS BORN 1664 MARRIED 1691
DIED 1726. JOHNS FATHER ALEXANDER OF ARDLOCH
BORN 1652 ARDLOCH MARRIED 1675 DIED 1736 ARDLOCH.
HE HAD THE LANDS OF ASSYNT AND KINNELLAN.
JOHN BORN IN 1664 WAS MARRIED TO SIBELLA
OF DUNDONNEL BORN 1671 WHOS GRANDFATHER
SIMON MACKENZIE OF LOCHSLIN WAS ALSO
KNOWN AS WILLIAM FRASER OF CULBOKIE AND
WAS MARRIED TO AGNUS FRASER HE HAD LANDS
IN WESTER KILMUIR ISLAND OF SKYE.
SIMON MACKENZIE IS SON OF GEORGE
SECOND EARL OF SEAFORTH MARRIED 23.1. 1627
DIED AUGUST 1651 A WILL TO HIM REFERENCE
CC8 DATED 7 JAN 1684. DIED HOLLAND.
ALEXANDER BORN 1652 HAD A BROTHER 1ST EARL
OF CROMARTY WHO MARRIED TWICE IN
1654 ANNA SINCLAIR
1700 MARGARET WEMYSS THE EARL DIED 27/8/1714.
THE EARL HAD ELIZABETH WEMYSS WHO MARRIED

JAMES WEMYSS ALSO KNOWN AS LORD BURNISLAND.
THE EARLS GRANDAUGHTER MARRIED A STEWART
AND HAD JEAN MACKENZIE WHO MARRIED
THOMAS STEWART OF BALCASKIE HE HAD
JOHN STEWART WHO WAS MARRIED TO
JEAN DOUGLAS DAUGHTER OF THE DUKE OF
DOUGLAS JEAN HAD ARCHIBALD STEWART
SERVED HEIR TO HIS UNCLE AND CREATED
DUKE OF HAMILTON 9/9/1761.

1ST EARL OF CROMARTY HAD A BROTHER
JOHN 2 EARL OF CROMARTY BORN
1656 MARRIED 10 JAN 1685.

MARRIED AGAIN 25/4/1701 MARY ELIBANK
FROM 3RD LORD ELIBANK.

3 EARL OF CROMARTY BORN 1703

MARRIED 23/9/1724

DIED 23 /4/1769

GEORGE 3 EARL MARRIED ISABELL GORDON.
GEORGE DIED LORD GORDON OF INVERGORDON.
ISOBELL DAUGHTER OF 3RD EARL MARRIED
8 JANUARY 1760 DIED 28 DECEMBER 1802.

SHE HAD MARIA MURRAY BORN 1766 EDINBURGH
MARRIED 3 MAY 1790 DIED 10 AUGUST 1858.

MARIA MURRAY IS ON 1851 CENSUS EDINBURGH.

AT AGE 85 AND LIVED AT 10 ROYAL CIRCUS ST
EDINBURGH.

MARIA WAS MARRIED TO EDWARD HAY MACKENZIE
BORN 1773 NEWHALL ROSS DIED 5/12/1814.

MARIA MURRAY HAD A SON JOHN HAY MACKENZIE
BORN 1791 AND DIED 9/7/1849 HE MARRIED ANN GIBSON
CRAIG BORN 1805 RICARTON MIDDLOTHIAN EDINBURGH.

MARRIED 23/4/1828 LADY YESTER PARISH EDINBURGH.

ANN HAY MACKENZIE DAUGHTER OF JOHN BORN

21/4/1829 OF NEWHALL ROSSHIRE MARRIED 20/6/1849
MAIDENHEAD KENT DIED 25/11/1888.

ANN WAS MARRIED TO WILLIAM MCDONALD HE IS
ALSO KNOWN AS WILLIAM SUTHERLAND BORN

19/12/1828 WESTMINSTER. HE HAD A SON FRANCIS
SUTHERLAND BORN 3/8/1852 TARBAT HOUSE ROSS.

A JOHN MACKENZIE KNOWN AS LORD MCLEOD

BORN 1727 MARRIED 4/6/1786 EDINBURGH DIED
3/10/1842.

HE MARRIED TWICE AGAIN IN 11/4/1794.

HIS DAUGHTER MARIA ANN MACKENZIE MARRIED
GODFREY WILLIAM WENTWORTH BOSVILLE

MCDONALD 4 TH BARON OF SLATE SKYE.

HE WAS BORN 16/3/1809 AND HAD JAMES MCDONALD

OF SLATE HE WAS BORN 2/10/1847 DIED 25/12/1874.
HE HAD RONALD ARCHIBALD MCDONALD
BORN 9/6/1853 AND LILIAN JANET BOSVILLE MCDONALD
BORN 21 JANUARY 1856 MARRIED 2/8/1876.
LILIAN WAS MARRIED TO THE LATER 2ND EARL
OF CROMARTY.

ALEXANDER MACKENZIE OF ARDLOCH LISTED ABOVE
WHO HAD TITLE IN THE BARONY OF TROTTERNISH
ISLE OF SKYE CS 235 M11 1. MISCELLANEOUS SECTION.
HAD A SON COLONEL ROBERT MACKENZIE OF THE
INDIAN ARMY HONORABLE EAST INDIA COMPANY
HE WAS BORN 1743 ARDLOCH ROSSHIRE
MARRIED TWICE 01/5/1780 AND 15/08/1801
AT BRAILANGWELL ROSS MARRIAGE REFERENCE
GD305/1/128/17. AND RD13/149. DATED 31 JULY 1809.
HIS FIRST WIFE WAS HARRIET ANN MACKENZIE
DAUGHTER OF DOCTOR MACKENZIE.

HE DIED 28/4/1809 AT MILLMOUNT EASTER KILMUIR
ROSSHIRE.

HIS SECOND WIFE KATHERINE SUTHERLAND
BORN 9/1/1773 GOLSPIE CO.SUTHERLAND.
AND OF THE KINGSTARIE SUTHERLAND FAMILY.
HER PARENTS WERE COLONEL JAMES SUTHERLAND
OF UPPAT AND ELIZABETH BAILLIE OF CLYNE.
KATHERINE HAD BROTHERS ROBERT SUTHERLAND
GEORGE LACKWELL SUTHERLAND EVAN BAILLIE
SUTHERLAND DUNCAN FORBES SUTHERLAND.
ROBERT AND KATHERINE HAD TWO SONS AND TWO
DAUGHTERS ALEXANDER MACKENZIE BORN 16/5/1802
AT CASTLE STREET EDINBURGH AND MARRIED
31 MAY KILMUIR EASTER NEAR BAYFIELD
ROSSHIRE DIED 28/4/1841 AGE 39 CIRCULAR ROAD
CALCUTTA INDIA AFTER SERVICE IN THE HEIC
BENGAL NATIVE INFANTRY 48TH REGIMENT.
HIS BROTHER JAMES SUTHERLAND MACKENZIE
BORN 21/7/1805 DIED 24/11/1858 KENSINGTON
ASSYLUM MIDDLESEX LONDON.

HIS SISTER MARGARET SUTHERLAND MACKENZIE
BORN 16/8/1804 MARRIED 5/8/1835 NIGG AT
BAYFIELD ROSSHIRE MARGARET WAS MARRIED
TO REVERENT JAMES HENDRY HUGHS MA
BOMBAY ARMY INDIA.

HIS SISTER ELIZABETH BAILLIE MACKENZIE
BORN GEORGE STREET EDINBURGH 16/6/1803
AND MARRIED LT. EWAN BAILLIE SUTHERLAND
HE DIED 1830. THEY HAD A DAUGHTER EVINA
BAILLIE SUTHERLAND BORN 20/1/1831.

KILMUIR EASTER ROSSHIRE.

MARGARET SUTHERLAND HAD TWO SONS AND TWO DAUGHTERS HENRY ERSKINE MACKENZIE BORN 19/7/1839.

ALEXANDER MACKENZIE BORN 4/11/1845.

ELIZABETH MARY MACKENZIE

MARGARET ALEXANDRIA MACKENZIE

CS238/T/3/16

UNTO THE RIGHT HONOURABLE THE LORD WESTHALL THE REPRESENTATION

OF THOMAS FREDERICK MACKENZIE HUMBERSTON ESQ.

COLLONEL OF THE 78TH REGIMENT OF FOOT

HUMBLY SHEWETH

THAT THE ESTATE OF SEAFORTH WAS FORFEITED TO HIS MAJESTY

IN 1715 UPON THE ATTAINER OF WILLIAM THEN EARL OF SEAFORTH

BY SEVERAL ACTS OF PARLIAMENT ANENT THE FORFEITED ESTATES AFTER

THE YEAR 1715 AND PARTICULARLY BY THE ACT OF GEO. 1 CAP. [CAPITA IE CHAPTER]

50 AND THE ACT 4 GEO. 1 CAP. 8 - 5 GEO. 1 CAP. 22 THESE ESTATES WERE VESTED

IN CERTAIN COMMISSIONERS WHO WERE EMPOWERED TO SELL THEM AND

BY ANOTHER ACT 13. GEO. 1 CAP. 18 THE BARONS OF EXCHEQUER WERE

EMPOWERED TO SELL SUCH OF THE FORFEITED ESTATES AS AT THAT TIME

REMAINED UNSOLD

BY THESE ACTS OF PARLIAMENT THE COMMISSIONERS OF ENQUIRY AND

THE BARONS OF EXCHEQUER WERE EMPOWERED TO GRANT DISPOSITIONS

CHARTERS AND OTHER RIGHTS TO THE PURCHASERS WHO WERE DECLARED

TO HOLD THE SUBJECTS SO PURCHASED BLANCH OF HIS MAJESTY FOR

PAYMENT OF A PENNY SCOTS NOTWITHSTANDING THE FORMER PROPRIETORS

THE FORFEITING PERSONS HELD THEM FEE WARD OR OTHERWISE

UNDER THE AUTHORITY OF THESE STATUTES THE COMMISSIONERS

OF ENQUIRY SOLD SEVERAL OF THE FORFEITED ESTATES BUT THE ESTATE

OF SEAFORTH AND SOME OTHERS REMAINED UNSOLD WHEN

BY THE 13TH
OF GEO. 1 THE BARONS OF EXCHEQUER WERE SUBSTITUTED
IN PLACE
OF THE COMMISSIONERS OF ENQUIRY TO SELL SUCH OF
THESE ESTATES AS HAD
NOT BEEN SOLD BY THE COMMISSIONERS
THE BARONS EXPOSED THE ESTATE OF SEAFORTH TO SALE
AND IT WAS
OF THIS DATE 31 JULY 1730 PURCHASED BY MR JOHN NAIRNE
OF GREENYARDS
WHO RECEIVED A DISPOSITION 12 FEBRUARY 1734 AND
AFTERWARDS OF THIS DATE
A CHARTER OF THE WHOLE ESTATE OF SEAFORTH
INCLUDING THE ISLAND
OF LEWIS WHICH CHARTER AFTER DESCRIBING THE
DIFFERENT LANDS CONTAINS
THE FOLLOWING CLAUSE " UNA CUM OMNIBUS
DOMIBUS AEDIFICIIS & PARTIBUS
PENDICULIS ET PERTINEN [TIIS] EARUNDEM QUIBUSCUNG [UE]
DECIMIS
PARSONAGIIS ET VICCARIIS EARUND [EM] " [TOGETHER
WITH ALL HOUSES BUILDINGS
AND DEPENDENT PARTS AND APPURTENANCES OF THE SAME
WHATSOEVER
THE TITHES PARSONAGES AND VICARAGES OF THE SAME]
".
18TH NOVEMBER 1734 MR NAIRN DISPONED THIS ESTATE TO
JOHN FORBES ESQ.
16TH DECEMBER 1738 MR JOHN FORBES CONVEYED IT TO
COLIN MACKENZIE
BY A DISPOSITION OF THIS DATE.....
LINE NOT COPIED
07TH APRIL 1739 THE FORESAID CHARTER AND
DISPOSITIONS OF THIS
DATE COLIN MACKENZIE DISPONED THE ESTATE TO
02ND FEBRUARY 1741 KENNETH MACKENZIE
ELDEST LAWFULL SON OF WILLIAM EARL OF
SEAFORTH BY A DISPOSITION OF THIS DATE
12TH FEBRUARY 1741 WHO OBTAINED A CHARTER OF
RESIGNATION AND
CONFIRMATION UNDER THE GREAT SEAL OF THE WHOLE
25TH MARCH 1741 FORESAID LANDS UPON WHICH
INFETMENT FOLLOWED
10TH DECEMBER 1738 AND OF THIS DATE KENNETH
MACKENZIE AFTERWARDS
EARL OF SEAFORTH OBTAINED A CHARTER UNDER THE
GREAT SEAL IN HIS FAVOURS UPON WHICH INFETMENT

04TH JULY 1764 AFTERWARDS FOLLOWED
IN ALL OF THESE TITLES WHICH ARE PRODUCED THE TITLES
PARSONAGES AND VICARAGE
ARE EXPRESSLY GRANTED AND THE PROPRIETORS UNDER
THESE TITLES HAVE CONSTANTLY
AND UNIFORMLY POSSESSED BOTH LANDS AND TITLES
WITHOUT PAYING TO THE CROWN
OR ANY PERSON ELSE ANYTHING UPON ACCOUNT OF THE
ACCOUNT OF THE TITLES FATHER
THAN THE STIPEND DUE TO THE MINISTERS OF THE
RESPECTIVE PARISHES IN WHICH THE
LANDS LIE
THE LATE EARL OF SEAFORTH SOLD THE WHOLE ESTATE OF
SEAFORTH AND
AS A PART THEREOF THE ISLAND OF LEWIS TO THE
REPRESENTER WHO
IS NOW IN THE FULL RIGHT AND POSSESSION OF THAT
ESTATE UNDER THE
TITLES ABOVE MENTIONED
THE SOLICITOR OF THE TITHES HAS LATELY BROUGHT AN
ACTION AGAINST
THE REPRESENTER THE SUMMONS OF WHICH BEARS DATE
20TH DECEMBER LAST
CONCLUDING FOR PAYMENT OF THE SUM OF £133.3.7.
STERLING AS THE VALUE
OF THE BISHOPS THIRD OF THE TITHES OF THE ISLAND OF
LEWIS FOR
CROP 1781 AND THE LIKE SUM YEARLY IN TIME COMING
THIS PROCESS CAME IN COURSE BEFORE YOUR LORDSHIPS
AND AFTER HEARING
PARTIES YOU PRONOUNCED THIS INTERLOCUTOR 27TH JUNE
1782
THE LORD ORDINARY HAVING HEARD PARTIES PROCURATORS
DECERNED
AGAINST THE DEFENDER IN TERMS OF THE LIBEL
SHOULD THIS INTERLOCUTOR BE ADHERED TO IT WOULD
BRING A VERY
HEAVY AND UNEXPECTED BURDEN UPON THE
REPRESENTERS ESTATE
HE THEREFOR SUBMITS IT TO REVIEW AND IS CONFIDENT
WHEN YOUR
LORDSHIPS SHALL HAVE RECONSIDERED THE CAUSE YOU
WILL SEE JUST
REASON FOR ALTERING THE INTERLOCUTOR AND
ASSORTZIEING
THE REPRESENTER WHEN THE ESTATE OF SEAFORTH WAS
SOLD.

SASINE IN FAVOUR OF ELIZABETH BAILLIE
IN LIFERENT AND MRS KATHERINE SUTHERLAND
AND WIFE

AT INVERNESS THE 23 DAY OF DECEMBER ONE THOUSANT
EIGHT HUNDRED AND THREE BETWEEN THE HOURS OF TWO
AND THREE O CLOCK IN THE AFTER NOON THE SASINE
UNDER WRITTEN WAS PRESENTED BY DAVID PHERSON
WRITEN IN INVERNESS AND RECORDED AS FOLLOWS VIZ...
IN THE SASINE OF GOD AMEN BE IT KNOWN TO ALL MEN
BY THIS PRESENT PUBLIC INSTRUMENT THAT UPON THE
TWENTIETH DAY OF DECEMBER IN THE YEAR OF OUR LORD
EIGHTEEN HUNDRED AND THREE AND OF THE REIGN OF
OUR SOVEREIGN LORD GEORGE THIRD BY THE GRACE
OF GOD OF THE UNITED KINGDOM OF GREAT BRITAIN AND
IRELAND KING DEFENDER OF THE FAITH THE FORTY FOURTH
YEAR

IN PRESENCE OF ME NOTARY PUBLIC AND WITNESS
SUBSCRIBING COMPEARED PERSONALLY KENNETH
MACLENNAN

SERVANT TO ME NOTARY PUBLIC AS PROCURATOR AND
ATTORNEY FOR AND IN NAME AND BEHALF OF MRS
ELIZABETH

BAILLIE WIDOW OF THE DECEASED LIEUTENANT AND
COLONEL

JAMES SUTHERLAND OF UPPAT MRS KATHERINE
SUTHERLAND

SPOUSE TO COLONEL ROBERT MACKENZIE DAUGHTER OF
THE

SAID LIEUTENANT COLONEL JAMES SUTHERLAND-----
LORD SEAFORTH MARY MAXWELL SUTHERLAND SPOUSE TO
LIEUTENANT ALEXANDER SUTHERLAND FORMERLY OF THE
SECOND BATTALION OF THE SEVENTY EIGHTH REGIMENT OF
FOOT

ALSO DAUGHTER OF THE SAID LIEUTENANT ALEXANDER
SUTHERLAND FORMERLY OF THE SECOND BATTALION OF
THE

SEVENTY EIGHTH REGIMENT OF FOOT ALSO DAUGHTER OF
THE

SAID LIEUTENANT COLONEL JAMES SUTHERLAND AND
GEORGE SACKVILLE SUTHERLAND ESQUIRE LATE OF UPPAT
ELDEST SON OF THE SAID LIEUTENANT COLONEL JAMES
SUTHERLAND WHOSE POWER OF PROCURATORY WAS
SUFFICIENT KNOWN TO ME NOTARY PUBLIC

SUBSCRIBING HAVING AND HOLDING IN HIS HANDS A
BOND AND DISPOSITION IN SECURITY OF THE DATE
UNDERWRITTEN CONTAINING THEREIN THE PRECEPT
OF SASINE HEREIN AFTER INSERTED MADE AND GRANTED

BY BRIGADIER GENERAL NOW MAJOR GENERAL
ALEXANDER MACKENZIE LIEUTENANT COLONEL OF THE
36TH REGIMENT OF FOOT WHEREBY HE BOUND AND
OBLIGED HIMSELF HIS HEIRS EXECUTORS AND SUCCESSORS
WHOMSOEVER THAT IS FULLY TO CONTEND AND PAY THE
SUM OF ONE THOUSANT POUNDS STERLING TO THE SAID
MRS ELIZABETH BAILLIE IN LIFERENT AND FOR HER
LIFERENT USE OF THE INTEREST THEREOF ALTERNATIVELY
AND GIVE ALL THE FEE ONE HALF OF THE SAID SUM BEING
FIVEHUNDRED POUNDS STERLING TO THE AFORESAID
MRS KATHARINE SUTHERLAND AND TO HER HEIRS
AND ASSIGNIES BUT SUBJECT TO THE DECLARATIONS
AND QUALIFICATIONS THEREIN AND HEREIN AFTER
MENTIONED AND THE OTHER OR REMAINING HALF
BEING AN OTHER FIVE HUNDRED POUNDS FINDING OF THE
SAID PRINCIPAL SUM TO THE SAID FRANCIS LORD SEAFORTH
AND TO HIS HEIRS AND ASSIGNEES BUT IN SECURITY
ONLY AFTER MENTIONED AND SUBJECT TO THE
DECLARATIONS
AND QUALIFICATIONS THEREIN AND HEREIN AFTER
MENTIONED AND THAT AS AND AGAINST THE TERM
OF WHITSUNDAY NEXT TO COME WITH ONE FIFTH
PART NOW OF THE SAID PRINCIPAL SUM OF LIQUIDATE
PENALTY IN CASE OF FAILURE IN THE
PAYMENT OF THE SAID LAND AND INTEREST THEREOF
IN THE CASE OF THE SAID BOND AND DISPOSE NOW
IN SECURITY TO THE SAID TERM OF PAYMENT AND THERE
AFTER AT TWO TERMS IN THE YEAR WHITESUNDAY
AND————— BY EQUAL PORTIONS BEGINNING
THE FIRST TERMS PAYMENT THEREOF AT WHITSUNDAY
NEXT FOR WHAT INTEREST MIGHT BE THEIR DUE AND
SEVERELY AND HALF YEARLY BY THEREAFTER
AT THE SAID TWO TERMS SO LONG AS THE ——— SHALL
————— UNPAID DECLARING ALWAYS THAT THE RIGHT OF
THE SAID FRANCIS LORD SEAFORTH WAS ONLY IN SECURITY
OF
A DEBT DUE TO HIM BY THE SAID LIEUTENANT ALEXANDER
SUTHERLAND HUSBAND OF THE SAID MARY MAXWELL
SUTHERLAND IN TERMS OF THEIR BOND DISPOSITION
AND ————— TO HIS LORDSHIP CONVEYING
THE SAID MARY MAXWELL SUTHERLAND INTEREST IN THE
SUM CONTAINED IN AN HERITABLE BOND GRANTED BY MAJOR
GENERAL MACKAY HUGH BAILLIE OF ROSEHALL AND THAT
UPON THE SAID DEBT BY LIEUTENANT ALEXANDER
SUTHERLAND
TO THE SAID FRANCIS LORD SEAFORTH BEING PAID OR
OTHERWISE

EXTINGUISHED HIS LORDSHIPS INTEREST UNDER THE SAID SECURITY SHOULD CEASE AND BE AT AN END AND THE PROVISIONS OF THE SAID MARY MAXWELL SUTHERLAND OR THAT HALF OF THE SUM CONTAINED IN THE SAID BOND ARISING WITH THE INTEREST AFTER THE DEATH OF THE SAID MRS ELIZABETH BAILLIE HER MOTHER AND PENALTY CORRESPONDING THERETO SHOULD BECAUSE PAYABLE TO HERESELF AND HEIRS AND EXECUTIONERS BUT FURTHER PROVIDING AS IF WAS THEIR BY SPECIALY PROVIDED AND DECLARED THAT IN THE EVENT OF THE AFORESAID KATHARINE AND MARY MAXWELL SUTHERLAND OR EITHER OF THEM DYING BEFORE THE SAID MRS ELIZABETH BAILLIE THEIR MOTHER THEIR BIND AND IN THAT CASE THEIR ~~AND~~ AND PROVISIONS AS THOSE AFORESAID INRESPECTIVE SUMS OF FIVE HUNDRED POUNDS EACH HEREFROM CONTAINED IN THE SAID BOND AND DISPOSITION IN SECURITY WITH INTEREST AND PENALTY CORRESPONDING THERETO SHALL RESPECTIVELY BELONG TO THE PERSON AFORESAID TO WHOM THE SASINE WHICH IN THE EVENTS MENTIONED AND DEED OF SETTLEMENT BY THE SAID LIEUTENANT COLONEL SUTHERLAND NARRATED IN THE SAID BOND AND DISPOSITION IN SECURITY HAVE BELONGED IF THEY HAVE TILL RECEIVED UPENALTY FORMER SECURITY AND IN CASE IF SHOULD BE FOUND THAT BY THE TRUE CONSTRUCTION OF THE SAID DEED OF SETTLEMENT THE PROVISION THEREBY LEFT TO THE SAID MARY MAXWELL SUTHERLAND IN THE EVENT OF HEIRS DYING BEFORE HER MOTHER WOULD BE EVACUATED SO THAT THE SAME WOULD FALL INTO HER BROTHER THE SAID GEORGE SACKVILLE SUTHERLAND IN THAT CASE AND IN THE SAME EVENTS THE RIGHT OF THE SAID FRANCIS LORD SEAFORTH THOUGH BY THE TENOR OF THE SAID BOND AND DISPONE NOW IN SECURITY HIS LORDSHIP WAS MADE DIRECT CREDITOR SHOULD CEASE AND BECOME VOID AND THE FIVEHUNDRED POUNDS MADE PAYABLE TO HIS LORDSHIP WITH THE INTEREST THEREOF FROM HE DEATH OF THE LIFERENTING SHOULD BECOME PAYABLE TO THE SAID GEORGE LACKWELL SUTHERLAND BUT OTHERWAYS THE RIGHT TO THE SAID FIVEHUNDRED POUNDS SHOULD REMAIN WITH HIS LORDSHIP IN THE SAID EVENT AS WELL AS IN ANY OTHER IN SECURITY OF THE SAID DEBT DUE TO HIM AND FOR THE FURTHER SECURITY AND MORE SURE PAYMENT OF THE SAID SUMS PRINCIPAL INTEREST AND PENALTY THE SAID ALEXANDER MACKENZIE DID DISPONE ASSIGN AND

MAKE OVER TO THE AFORESAID MRS ELIZABETH BAILLIE
IN LIFERENT AND MRS KATHARINE SUTHERLAND AND
FRANCIS LORD SEAFORTH THEIR HEIRS AND SUCCESSORS
FOR THEIR RESPECTIVE INTERESTS INFEE AS AFORESAID
BUT ALWAYS WITH AND UNDER THIS CONDITION PROVISION
AND DECLARATIONS BEFORE SPECIFIED AND IN THE EVENT
FORESAID TO THE SAID MARY MAXWELL SUTHERLAND AND
GEORGE SACKVILLE SUTHERLAND FOR THEIR RESPECTIVE
INTERESTS AND TO THEIR HEIRS AND SUCCESSORS
RESPECTIVE
BY HERITABLY BUT UNDER REVERSION AS THEREIN
MENTIONED

ALL AND WHOLE THE LANDS OF MANAV WITH THE HOUSES
GARDEN ORCHARDS SHEILDING PARTS AND PENDICLES AND
UNIVERSAL PERTINENTS OF THE SAME ALL LYING WITHIN THE
PARISH OF URRAY AND COUNTY OF ROSS AND ALL AND
WHOLE THE LANDS AND ESTATE AND COUNTY OF
STRATHCONNON

COMPREHENDING THE PARTICULAR TOWNS AND TENEMENTS
SPECIFIED IN THE RIGHTS AND INFETMENTS THEREOF
CONCEIVED

IN FAVOUR OF THE SAID ALEXANDER MACKENZIE HIS
PREDECESSORS

AND ALL HEIRS AND BY WHATSOEVER DENOMINATION THEY
GO

AND ARE DESCRIBED THEIR WILL WHICH IN WHOLE EXTEND
TO TWO DAVOCHS AND IN HALF DAVOCH LAND WITH THE
WOOD

GRAZING SHEALING MOSSES PASTURAGES PARTS
PENDICLES

AND PERTINENTS KNOWN TO PERTAIN AND BELONG
THERETO

AND WHICH LANDS IN THE RESPECTIVE PARISHES OF URRAY
FODDERTY AND CONTIN IN THE SHERIFFDOM OF ROSS
TOGETHER

WITH ALL RIGHT AND INTEREST CLAIM OF RIGHT PROPERLY
AND POSSESSION WHICH THE SAID ALEXANDER MACKENZIE
HIS AUTHORS AND PREDECESSORS HAD OR ANY WAYS
RIGHTS

HAVE CLAIM OR PRETEND TO THE SAID LANDS AND OTHERS
OR TO ANY PART APPORTION THEREOF AND THEIR REAL
SECURITY

RD 13/149/BOX657. DATE 31/JULY 1809

DISPOSITION AND DEED OF SETTLEMENT BY COLONEL
ROBERT MACKENZIE

26 NOVEMBER 1802 WB OFFICE 31/07/1809

PRESENTED BY JOSEPH GORDON

MR THOMAS THOMSON ADVOCATE 5 SHEETS.
I COLONEL ROBERT MACKENZIE IN THE SERVICE OF THE
HONOURABLE EAST
INDIA COMPANY FOR THE LOVE FAVOUR AND AFFECTION
WHICH I HAVE AND
BEAR TO ALEXANDER MACKENZIE MY SON PROCREATED OF
THE MARRIAGE
BETWEEN ME AND MRS KATHARINE SUTHERLAND NOW
MACKENZIE MY WIFE
AND OTHER GOOD CAUSES AND CONSIDERATIONS MOVING
ME DO BY THESE
PRESENTS IN THE EVENT OF MY DECEASE GIVE GRANT AND
DISPONE TO AND
IN FAVOUR OF THE SAID ALEXANDER MACKENZIE MY SON AND
THE HEIRS
WHATSOEVER OF HIS BODY WHOM FAILING TO THE HEIRS
WHATSOEVER OF MY
BODY WHOM FAILING TO ROBERT MACKENZIE LIEUTENANT IN
THE MAHRATTA
SERVICE MURDOCK MACKENZIE SON OF KATHARINE MCLEOD
IN ASSYNT IN
THE COUNTY OF SUTHERLAND AND HUME MACKENZIE
LIEUTENANT IN THE
SERVICE OF THE HONOURABLE EAST INDIA COMPANY ON THE
MADRAS
ESTABLISHMENT ALL THREE MY NATURAL SONS EQUALLY
AMONG THEM AND
THE HEIRS WHATSOEVER OF THEIR BODIES AND FAILING ANY
ONE OR TWO
OF THEM AND THE HEIRS WHATSOEVER OF THEIR BODIES TO
THE OTHER ONE
OR TWO OF THEM EQUALLY BETWEEN THEM IF TWO AND THE
HEIRS
WHATSOEVER OF HIS OR THEIR BODIES WHOM ALL FAILING
TO MY OWN
NEAREST AND LAWFUL HEIRS AND ASSIGNEES WHATSOEVER
ALL AND
SUNDRY LANDS HERITAGES ANNUAL RENTS TEINDS
ADJUDICATIONS
REVERSIONS WOODS MILLS FISHINGS TACKS HEADING AND
POSSESSION
BELONGING TO ME OR WHICH SHALL BELONG TO ME AT MY
DEATH AS
ALSO ALL AND SUNDRY DEBTS AND SUMS OF MONEY BOTH
HERITABLE AND
MOVEABLE DUE AND OWING OR WHICH SHALL BE DUE AND
OWING BY ANY

PERSON OR PERSONS TO ME AT MY DEATH BY BOND BILL
DECREE ACCOUNT
PREMISE OR FACTION AS RENT OF LANDS OR ANNUAL RENTS
OF MONEY OR IN
ANY OTHER MANNER OF WAY WHATSOEVER WITH THE WHOLE
VOUCHERS
INSTRUCTIONS AND CONVEYANCES THEREOF WRITS AND
DEEDS GRANTED
AND DILIGENCE AND EXECUTION ISSUED AND OBTAINED FOR
PAYMENT AND
SECURITY OF THE SAME AND ALSO ALL AND SUNDRY CORNS
CATTLE HORSE
SHEEP HOUSEHOLD PLENISHINGS AND FURNITURE
INCLUDING BED AND
TABLE LINEN SILVER PLATE JEWELS TRINKETS BANK NOTES
GOLD AND SILVER
COINED AND UNCOINED AND LYING MONEY CLOATHS BOOKS
AND OTHER
MOVEABLE GOODS GEAR AND EFFECTS OF WHATSOEVER
NATURE OR
DENOMINATION INCLUDING HEIRSHIP MOVEABLE BELONGING
OR THAT MAY
BELONG TO ME AT MY DEATH WHEREVER OR IN WHOSE
CUSTODY SOEVER
THE SAME MAY THEN BE DISPENSING WITH THE GENERALITY
HEREOF AND
DECLARING THESE PRESENTS TO BE EQUALLY GOOD AND
EFFECTUAL
TO ALL INTENTS AND PURPOSES AS IF THE SAID LANDS
HERITAGES
MOVEABLE DEBTS AND OTHERS HEREBY CONVEYED WERE
HEREIN
PARTICULARLY SPECIFIED AND ENUMERATED DECLARING
ALWAYS AS IT IS
WHEREBY EXPRESSLY PROVIDED AND DECLARED THAT THE
SAID ALEXANDER
MACKENZIE MY SON AND THE OTHER HEIRS SUBSTITUTES
AND SUCCESSORS
BEFORE NAMED IN THEIR ORDER SHALL BE BOUND AND
OBLIGED TO CONTENT
AND PAY MY FUNERAL EXPENSES AND ALL MY JUST AND
LAWFUL DEBTS
AND PARTICULARLY WITHOUT PREDUDICE TO THE SAID
GENERALITY THE
PREVIOUS CONTAINED IN A CONTRACT OF MARRIAGE
ENTERED INTO BETWEEN
ME ON THE ONE PART AND THE SAID KATHERINE

SUTHERLAND NOW MACKENZIE
MY WIFE ELDEST LAWFUL DAUGHTER OF THE DECEAST
COLONEL JAMES
SUTHERLAND OF UPPAT WITH THE ADVICE AND CONCENT OF
CAPTAIN GEORGE
SACKVILLE SUTHERLAND OF UPPAT HER BROTHER GERMAN
ON THE OTHER
PART DATED THE 15/07/1801 WHICH PROVISIONS WERE
CONCEIVED IN FAVOUR
OF THE SAID KATHERINE SUTHERLAND NOW MACKENZIE MY
WIFE AS WELL
OF THE CHILDREN TO BE PROCREATED OF THE MARRIAGE
DECLARING THAT
THE SAID ALEXANDER MACKENZIE MY SON SHALL BE
ENTITLED TO THE FULL
BENIFIT OF THE PROVISIONS CONTAINED IN THE SAID
CONTRACT IN SO
FAR AS THE SAME MAY BE INTERPRETED IN HIS FAVOUR OVER
AND ABOVE
WHAT HE MAY DRAW FROM MY ESTATE REAL AND PERSONAL
IN VIRTUE
OF THESE PRESENTS THE SAME BEING MADE AND GRANTED
WITHOUT
PREJUDICE TO THE ABOVE MENTIONED PREVIOUS IN ANY
MANNER OF WAY
AS ALSO MY SAID SON AND THE OTHER HEIRS SUBSTITUTING
AND
SUCCESSORS BEFORE MENTIONED SHALL BE BOUND TO PAY
THE
FOLLOWING LAGACIES VIZ. WHEREAS BY THE SAID
CONTRACT OF MARRIAGE
AMONG OTHER PROVISIONS CONCEIVED IN FAVOUR OF THE
SAID KATHARINE
SUTHERLAND NOW MACKENZIE MY WIFE IT WAS DECLARED
THAT IN THE EVENT
OF MY PREDECEASING THE SAID KATHERINE SUTHERLAND
NOW MACKENZIE
MY WIFE AND THAT AT THE DISSOLUTION OF THE MARRIAGE
BY MY DECEASE
OR OTHERWISE THERE SHOULD BE NO CHILD OR CHILDREN
EXISTING
THEREOF AT THE TIME THEN AND IN THAT CASE I PROVIDED
HEREIN AND
SHE WAS ENTITLED TO RECEIVE AND WAS THEREBY
EMPOWERED TO
DEMAND AND RECEIVE THE INTEREST OF SIX THOUSANT
POUNDS STERLING

PROVIDED TO THE CHILDREN OF THE MARRIAGE IN MANNER
THEREIN
MENTIONED NOW IN CASE THE SAID EVENTUAL PROVISION
SHOULD BE
VACATED IN CONSEQUENCE OF THE EXISTENCE OF A CHILD
OR CHILDREN
PROCREATED OF THE MARRIAGE WHO MAY SURVIVE ME THEN
AND
IN THAT EVENT I HEREBY GIVE AND BEQUEATH TO THE SAID
KATHARINE
SUTHERLAND NOW MACKENZIE MY WIFE THE SUM OF TWO
THOUSANT
POUNDS STERLING THEN TO THE SAID HUME MACKENZIE MY
NATURAL
SON I GIVE AND BEQUEATH THE SUM OF FIVE HUNDRED
POUNDS STERLING
THEN TO THE SAID ROBERT MACKENZIE MY NATURAL SON
THE SUM
OF THREE HUNDRED POUNDS STERLING THEN TO THE SAID
MURDOCH
MACKENZIE MY NATURAL SON THE LIKE SUM OF THREE
HUNDRED
POUNDS STERLING THEN TO FRANCES MACKENZIE NOW
GUNN MY
NATURAL DAUGHTER THE SUM OF TWO HUNDRED POUNDS
STERLING
THEN TO MARIA MACKENZIE NOW MACAULY MY NATURAL
DAUGHTER
THE LIKE SUM OF TWO HUNDRED POUNDS STERLING THEN
TO COLONEL
LOUIS GRANT OF ACHUINACH LATE IN THE SERVICE OF THE
HONOURABLE
EAST INDIA COMPANY THE SUM OF THREE HUNDRED POUNDS
STERLING
THEN TO CAPTAIN CHARLES GRANT IN THE SERVICE OF THE
HONOURABLE
EAST INDIA COMPANY ON THE BENGAL ESTABLISHMENT THE
LIKE
SUM OF THREE HUNDRED POUNDS STERLING THEN TO MRS
ELIZABETH
SUTHERLAND WIDOW OF THE SAID COLONEL JAMES
SUTHERLAND AND
MOTHER OF THE SAID KATHARINE SUTHERLAND NOW
MACKENZIE
WIFE THE SUM OF FIVE HUNDRED POUNDS STERLING AND MY
SAID SON
AND THE OTHER HEIRS SUBSTITUTING AND SUCCESSORS

BEFORE
MENTIONED SHALL BE BOUND TO PAY THE SAID SEVERAL
LEGACIES
AT THE FIRST TERM OF WHITSUNDAY OR MARTINMAS AFTER
MY DEATH
WITH A FIFTH PART MORE OF PENALTY IN CASE OF FAILURE
AND THE
LEGAL INTEREST OF THE SAID SUMS RESPECTIVELY FROM
THE SAID
TERM OF PAYMENT UNTIL PAID DECLAIRING THAT THE JUS
MARITI
AND RIGHT OF ADMINISTRATION OF THE HUSBANDS OF THE
SAID
FRANCIS MACKENZIE NOW GUNN AND OF THE SAID MARIA
MACKENZIE
NOW MACAULY IS HEREBY EXPRESSLY SECLUDED AND
DEBARRED IN SO
FAR AS CONCERNS THE SAID LEGACIES PENALTIES AND
INTEREST
AND FOR CARRYING THESE PRESENTS INTO MORE
EFFECTUAL
EXECUTION I HEREBY NOMINATE AND APPOINT THE SAID
ALEXANDER
MACKENZIE MY SON WHOM FAILING THE SAID KATHARINE
SUTHERLAND
NOW MACKENZIE MY WIFE THE SAID GEORGE SACKVILLE
SUTHERLAND
THE SAID LOUIS GRANT THE SAID CHARLES GRANT COLONEL
WILLIAM
DUNCAN IN THE SERVICE OF THE HONOURABLE EAST INDIA
COMPANY
CAPTAIN HENRY WHITE IN THE SERVICE OF THE HONOURABLE
EAST
INDIA COMPANY ON THE BENGAL ESTABLISHMENT AND NOW
OR LATELY
AIDE DE CAMP TO HIS EXELLENCY MARQUISE WELLESLEY
GOVERNOR
GENERAL OF BENGAL AND COLIN MACKENZIE WRITER TO THE
SIGNET
AND THE ACCEPTING SURVIVORS OR SURVIVOR OF THEM TO
BE MY
SOLE EXECUTORS EXCLUDING MY NEAREST OF KIN AND ALL
OTHERS
FROM THE SAID OFFICE MOREOVER AS I JUDGE IT PRUDENT
TO NAME
TUTORS AND CURATORS TO THE SAID ALEXANDER
MACKENZIE

MY SON OR TO ANY OTHER CHILD OR CHILDREN WHO MAY BE
PROCREATED OF THE SAID MARRIAGE BETWEEN ME AND THE
SAID KATHARINE SUTHERLAND NOW MACKENZIE AND HAVING
ENTIRE CONFIDENCE IN THE SAID KATHARINE SUTHERLAND
NOW MACKENZIE MY WIFE GEORGE SACKVILLE SUTHERLAND
LOUIS GRANT CHARLES GRANT WILLIAM DUNCAN HENRY
WHITE

AND COLIN MACKENZIE DO HEREBY NOMINATE AND APPOINT
THEM AND THE ACCEPTING SURVIVORS OR SURVIVOR OF
THEM TO BE TUTORS AND CURATORS TO THE SAID
ALEXANDER

MACKENZIE MY SON AND TO SUCH OTHER CHILD OR
CHILDREN

AS MAY BE PROCREATED OF THE SAID MARRIAGE DURING
THE WHOLE PERIOD OF THEIR RESPECTIVE PUPILARITIES
AND MINORITIES

DECLARING THAT THE MAJORITY OF THE PERSONS BEFORE
NAMED

ACCEPTING AND ALIVE AT THE TIME OR ANY ONE OF THEM
ACCEPTING AND SURVIVING THE LEAST SHALL BE A QUORUM
AND

DECLAIRING ALSO THAT THEY SHALL NOT AS TUTORS OR
CURATORS

BE LIABLE FOR OMISSIONS NOR SINGULI IN SOLIDUM BUT
EACH

ONLY FOR HIS OWN ACTUAL INTROMISSIONS AND THAT IT
SHALL

BE IN THE POWER OF THE PERSONS BEFORE NAMED TO
ACCEPT

THE OFFICE OF TUTOR AND RENOUNCE THE OFFICE OF
CURATOR

AND I HEREBY REVOKE ALL FORMER DISPOSITION AND
SETTLEMENT

LEGACIES CODICALS AND OTHER TESTAMENTARY DEEDS
MADE

OR GRANTED BY ME IN FAVOR OF WHATEVER PERSON OR
PERSONS

PRECEEDING THE DATE HEREOF AND DECLARE THIS TO BE
MY LAST

WILL AND TESTAMENT RESERVING ALWAYS TO MYSELF FULL
POWER AND LIBERTY AT ANY TIME OF MY LIFE

EVEN IN SICKNESS OR ON DEATHBED TO EVOKE ALTER AND
INNOVATE

THESE PRESENTS IN WHOLE OR IN PART OR TO CANCEL THE
SAME

AT PLEASURE BUT IF I SHALL NOT THINK FIT SO TO DO THESE
PRESENTS

SHALL BE EFFECTUAL THOUGH FOUND IN MY CUSTODY OR IN
THE CUSTODY
OF ANY OTHER PERSON TO WHOM I MAY ENTRUST THE SAME
UNDELIVERED
AT MY DEATH WITH THE DELIVERY WHEREOF I HEREBY
DISPENSE AND
CONSENT TO THE REGISTRATION HEREOF IN THE BOOKS OF
COUNCIL AND
SESSION OR OTHERS COMPETENT THEREIN TO REMAIN FOR
PRESERVATION
AND THERETO CONSTITUTE
MY PROCURATORS IN WITNESS.
WHEREOF SUBSCRIBE THESE PRESENTS WRITTEN ON THIS
AND THE TWO
PRECEEDING PAGES OF STAMPED PAPER BY WILLIAM
MACKENZIE CLERK TO
ALEXANDER AND COLIN MACKENZIE WRITERS TO THE SIGNET
ON EACH
PAGE AT EDINBURGH THE 26/ 11 / 1802 BEFORE THESE
WITNESSES THE
SAID ALEXANDER MACKENZIE WRITER TO THE SIGNET AND
THE SAID
WILLIAM MACKENZIE WRITER HEREOF.
ROBERT MCKENZIE
ALEXANDER MACKENZIE WITNESS
WILLIAM
HUGH FRASER * CHRISTIAN CHISHOLM
OF COMER
DIED 19/ 11 / 1691
SASINE 09/09/ 1675
DRUMCHARDING.
WILLIAM FRASER * MARGARET GRANT
B.
M. 20/09/ 1683
D.
WILLIAM FRASER * MARGARET MCDONALD
OF ARDNABIE
WILLIAM FRASER * MARGARET STEWART
B.
M.CONTRACT OF MARRIAGE 1759.
D.
WILLIAM FRASER * SARAH FRASER
OF CULBOCKIE 3RD DAUGHTER OF
JAMES FRASER OF
BELLADRUM
WILLIAM FRASER * MARGARET CHISHOLM
OF CULBOCKIE

D.13/08/1785

WILLIAM FRASER * JANET BROWN
OF CULBOCKIE DAUGHTER OF
DR ANDREW BROWN

B.

M.

D.SC29/44/6 1844 RECORDED.

HAD IN 1855 TROTTERNISH KILMUIR

WESTER SKYE. BELEIVED TO LIVE

NEWTON HOUSE NAIRN. (NEAR CULBOKIE)</PRE>

</BODY>

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