of Lords. Major-General Ker had been served nearest lawful heir-male on the 18 June 1804 of Robert, first Earl of Roxburghe and his son Harry, Lord Ker. Sir James Innes attempted to impugn this service, but withdrew his action 11 December 1811, when the Court of Session assailed Major-General Ker and found him entitled to his expenses, thus establishing his pedigree as tenth in descent from Mark Ker of Dolphingston and Littledean, second son of Walter Ker of Cessford 1481-1504, and also, as such, his right to the character of undoubted heir-male of the ancient family of Ker of Cessford, now Roxburghe. The long litigation, lasting seven years, ruined Major-General Ker.

INNES OF THAT ILK.

The family of Innes, whose representative succeeded to the Roxburghe title was one of great antiquity. There is historical proof that

Williamus de Innes held the lands in 1296. According to the family account by Duncan Forbes of Culoden, the father of the distinguished Lord President of that name, he was the ninth laird who had held the lands. He was the ancestor of

Sir Walter de Innes, who died in or before 1490, leaving a son,

Robert Innes, who had a precept of infeftment in the lands of Aberchirder from John, Lord Lindsay of the Byres, 4 July 1456. He left a son,

James Innes, who had a precept of sasine from Alexander, Earl of Huntly, on 24 October 1494. He died shortly after 1491, having married, first, Janet Gordon, natural daughter of Alexander, first Earl of Huntly; and, secondly, before 29 October 1473, Margaret Culane. By her he had four sons, but by his first wife he had issue, besides two daughters:—

1. Alexander, who succeeded.
2. Robert, first designed of Cromie and then of Rothmacenzie, whose descendants ultimately succeeded to the headship of the family.

Alexander Innes died between 12 December 1537 and 3 June 1538, at which date his son had a precept of sasine. He married (contract 4 December 1493) Cristina, daughter of Sir James

1 Wood's Douglas. 2 Famille of Innes, Spalding Club. 3 Cf. vol. iv. 520.
Dunbar of Cumnock, with a tocher of 1100 merks, and had by her, with other issue,

ALEXANDER INNES. He died before 1553, having married Elizabeth, daughter of John, sixth Lord Forbes, and widow of Gilbert Keith of Troup. She survived her second husband, but left no male issue, and Alexander was succeeded by his brother.

WILLIAM INNES. Previous to the date of his succession he was designed of Forrestersent. He was dead before 1574, having married, before 7 February 1547-48, Elizabeth Hepburne, by whom he had issue, besides one daughter:—
1. ALEXANDER, who succeeded.
2. JOHN, who succeeded his brother.

ALEXANDER INNES succeeded his father, but apparently did not hold the estates long, for having killed his kinsman Innes of Pethnik in quarrel in the streets of Edinburgh, he was executed in 1578. He married Janet, second daughter of John, Earl of Sutherland; she survived him, and is said to have married, secondly, Thomas Gordon, son of George, fourth Earl of Huntly. She died January 1584, leaving no lawful male issue. Alexander Innes was succeeded by his brother.

JOHN INNES. He was evidently a person of no great capacity. On 15 March 1577 he entered into a mutual entail with Alexander Innes of Cromie to the effect that, falling heirs-male of their bodies, the other should succeed to the whole estates. This arrangement afterwards occasioned much ill-feeling and tragic consequences in the family. John Innes was alive in 1585, but was obliged to give up all his interest in the estates. He married, in 1580, Elizabeth, daughter of Alexander Abernethy, sixth Lord Saltoun, and widow of John, eighth Lord Glamis.

As by her he had no issue, the whole male line of Alexander, son of James Innes, came to an end, and the representation of the family devolved upon James Innes of Cromie, descended from

ROBERT INNES, second son of James Innes of that Ilk. He was usually designed of Rothmackenzie; he married a daughter of William Meldrum of Fyvie, by whom he had two sons:—
1. JAMES.
2. ALEXANDER, ancestor of the Inneses of Coitts.

JAMES INNES of Rothmackenzie got a charter of the lands of Cromie in 1542, and was afterwards designed of Cromie. He fell in the battle of Pinkie, 1547, having married, first, Catherine, a daughter of Sir William Gordon of Gight, and, secondly, his cousin, Margaret, daughter of Alexander Innes of that Ilk, and Cristina Dunbar. By his second wife only he had issue,

1 Reg. Mag. Sig., 8 July 1574. 2 Cf. vol. iv, 539. 3 Frasers of Philorth. II. 2. 4 Reg. Mag. Sig., 18 March 1542-43. 5 See ante, p. 234.
ALEXANDER INNES of Cromie. It was he who entered into the mutual entail with John Innes of that Ilk, mentioned above. This transaction gave so much umbrage to the other branches of the Innes family that Alexander was murdered by Robert Innes of Innermarkie in a treacherous and brutal manner at his house, in Aberdeen, in April 1580. He married, first, Elizabeth Dunbar; she died between 10 March 1559-60, when she had had a charter, along with her husband, from the Prior of Pluscarden, and 2 June 1566, when the charter was confirmed by the King.\(^1\) He married, secondly, Isabel, daughter of Arthur Forbes of Putachie.\(^2\) By her he had one son,

ROBERT INNES of that Ilk. In his time the family funds were arranged by the interposition of friends. He died 15 September 1596, having married, 1 November 1582, Elizabeth, daughter of Robert, third Lord Elphinstone,\(^3\) by whom he had, along with other issue,

SIR ROBERT INNES. He was created a Baronet of Nova Scotia 20 or 29 May 1625, with remainder to heirs-male whomsoever. He married (contract 18 December 1611) Grizel Stewart, daughter of James, Earl of Moray,\(^4\) and had by her, with other children,

SIR ROBERT INNES, who married Jean Ross, daughter of James, Lord Ross of Halkhead, and had

SIR JAMES INNES. He married (contract 18 July 1660) Margaret, daughter and coheiress of Harry Ker, styled Lord Ker, only surviving son of Robert, first Earl of Roxburghe, who died \(vita patris\). In 1694 Sir James resigned his estates to his son

SIR HARRY INNES, who died 12 November 1721, having married (contract 3 September 1694) Jean, daughter of Duncan Forbes of Culloden. His eldest son died \(vita patris\) and unmarried, and he was succeeded by his second son,

SIR HARRY INNES, who died 31 October 1762, having married (contract 9 October 1727) Anne, second daughter of Sir James Grant, Bart., of Grant. By her, who died at Elgin 9 February 1711, he had, with other issue, a second but eldest surviving son,

IX. SIR JAMES INNES, fifth Duke of Roxburghe. He was born at Innes House, Elgin, 10 January 1736;\(^4\) educated at Leyden; captain 88th Regiment 1759, and 58th Regiment 1779; succeeded to the baronetcy 1762; sold the family estates of Innes 1767. He preferred his claim

\(^1\) Reg. Mag. Sig., 2 June 1596. \(^2\) Cf. vol. iv. 55. \(^3\) Ibid., iii. 336. \(^4\) Ibid., vi. 315. \(^5\) Complete Peerage.
to the Roxburghe titles and estates, under the settle-
ment of the first Earl of Roxburghe in 1805, and on 11
May 1812 was adjudged to be fifth Duke and ninth Earl
of Roxburghe. He died at Floors Castle 19 July 1823,
aged eighty-five, and was buried at Bowden. He married,
first, 19 April 1769, at St. James’s Church, Westminster,
Mary, eldest daughter of Sir John Wray of Glentworth,
in the county of Lincoln, Baronet, by Frances, daughter
of Fairfax Norcliffe of Langton, in the county of York,
which estate being settled on Lady Innes, he took by royal
licence the name of Norcliffe before that of Innes, 31 May
1769. She died without issue 20 July 1807. After her
death Sir James dropped the name Norcliffe, taking the
name Ker, in addition to Innes, her estates passing by
settlement to her nephew. Sir James married, secondly,
eight days after his first wife’s death, Harriet, daughter
of Benjamin Charlwood of Windlesham, Surrey, at Ken-
sington, 28 July 1807, who survived him, and married,
secondly, at Chelsea, Lieut.-Colonel Walter Frederick
O’Reilly, C.B., 41st Regiment (who died 4 March 1844),
and died at Brighton 19 January 1855, aged seventy-seven.
By his second wife the Duke had an only son,

X. JAMES ROBERT, sixth Duke of Roxburghe, born at
Floors Castle 12 July 1816; succeeded his father 19 July
1823; educated at Eton and at Christ Church, Oxford;
created a Peer of the United Kingdom, as EARL INNES,
11 August 1837; Knight of the Thistle, 18 March 1840;
a Lieut.-General of the Royal Archers, Scotland; Lord-
Lieutenant of Berwickshire, 1873-79. He married, 29
December 1836, Susanna Stephanie, only child of Lieut.-
General Sir Charles Dalbiac, K.C.H. He died at Genoa
23 April 1879. His widow, who was Lady of the Bed-
chamber to Queen Victoria from 1868, and V.A., died 6
May 1895. Issue:—

1. JAMES HENRY ROBERT, seventh Duke of Rox-
burghe.

2. Charles John, captain and lieut.-colonel Scots
Guards; born 31 December 1852; married, 15
January 1866, Blanche Mary, fourth daughter