



ANNO DECIMO SEPTIMO

VICTORIÆ REGINÆ.

Cap. 1.

An Act to authorize Sir *William Milborne Milborne Swinnerton* Baronet, and his Issue, to resume and bear the Surname of *Pilkington* jointly with the Surnames of *Milborne* and *Swinnerton*, and to be called by the Surnames of *Milborne Swinnerton Pilkington*, and for such Purposes to repeal in part an Act of the Sixth and Seventh Years of the Reign of His late Majesty King *William* the Fourth. [16th June 1854.]

WHEREAS *Thomas Swinnerton*, late of *Butterton* in the County of *Stafford*, Esquire, deceased, the maternal Grandfather of *William Milborne Milborne Swinnerton* herein-after named, did by his last Will and Testament in Writing, bearing Date the Fourth Day of *August* One thousand eight hundred and twenty-nine, and executed and attested in such Manner as was then by Law required for rendering valid Devises of Freehold Estates, devise his Capital Mansion House at *Butterton* aforesaid, with the Buildings, Lands, and Hereditaments thereto belonging, and all his Manors, Capital and other Messuages, Farms, Lands, Tenements, and Hereditaments thereto belonging, and all his Manors, Capital and other Messuages, Farms, Lands, Tenements, and Hereditaments situate at or near *Butterton* aforesaid, or elsewhere, in the County of *Stafford*, with their Appurtenances, to the Use of *Henry Allen Wedgwood* and *George Leeke Baker*, respectively therein described, their Executors, Administrators, and Assigns, for the Term of One
[Private.] a 2 thousand

Will of Thomas Swinnerton, dated 4th August 1829.

Swinerton's Name.

thousand Years from his Decease, upon the Trusts therein-after declared, and, subject thereto, to the Use of Sir *Thomas Fletcher Fenton Boughey* Baronet (therein by Mistake called Sir *Thomas Boughey*) and *Francis Twemlow*, therein described, their Executors, Administrators, and Assigns, for the Life of his (the said Testator's) Daughter, Dame *Mary*, the Wife of Sir *William Pilkington* Baronet, herein-after referred to as Dame *Mary Milborne Swinerton Pilkington*, upon the Trusts therein declared, for the Use and Benefit of the said Dame *Mary Milborne Swinerton Pilkington*, with Remainder to the Use of the said Sir *Thomas Fletcher Fenton Boughey* and *Francis Twemlow*, for the Term of Ninety-nine Years, if the said Testator's Daughter, *Martha Bagot*, should so long live, upon the Trusts therein-after declared, and, subject thereto, to the Use of the Second Son of the Body of the said Dame *Mary Milborne Swinerton Pilkington* to be lawfully begotten, and of the Heirs Male of the Body of such Second Son, lawfully issuing, with divers Remainders over; and the said Testator did thereby expressly declare and direct that his said Daughter *Mary* should, within Six Calendar Months next after his Decease, assume, and from thenceforth continue to use, the Surnames of *Milborne* and *Swinerton* jointly with and in addition to her Surname of *Pilkington*, and that all and every other Persons and Person who, under the Uses and Limitations of that his Will, should become seised or entitled at Law or in Equity (by Purchase and not by Limitation) of or to the Freehold in possession or immediate Freehold of and in his said devised Estates and Hereditaments, and the Husband of every such Person being a Female, should, within the Times therein-after mentioned, (that is to say,) as to every other Person becoming seised or entitled as aforesaid (being a Male) within Twelve Calendar Months next after he or any other Person claiming under him should have actually entered and taken possession as aforesaid, or should have attained the Age of Twenty-one Years (which should last happen), and as to every such other Person as last aforesaid (being a Female) within Twelve Calendar Months next after she, or any Husband or other Person in her Right or claiming under her, should have actually entered and taken possession as aforesaid, or after she should have attained the Age of Twenty-one Years (which should last happen), and as to any Person being or becoming the Husband of any such Female Person becoming seised or entitled as aforesaid, within Twelve Calendar Months next after the Marriage by which such Person should become Husband as last aforesaid, or after the Wife of such Husband, or such Husband in her Right, or any Person claiming under them, him, or her, should have actually entered and taken possession as aforesaid (which should last happen), take upon themselves, himself, and herself, and be called by the Surnames of "*Milborne*" and "*Swinerton*" only, except all such Persons as should become entitled in possession as aforesaid, either in their own Right or in Right of their Wives, and should happen to have any Titles or Title of Honour (each and every of whom respectively

Swinnerton's Name.

respectively should take and use the said Surnames of *Milborne* and *Swinnerton* jointly, and in addition with his, her, or their own Name or Names, Title and Titles of Honour), and should from thenceforth style and write themselves, himself, or herself, in all Letters, Deeds, or Instruments, and upon all Occasions whatsoever, by the said Surnames alone (except as aforesaid), and also should quarter the Arms of *Swinnerton of Butterson*, together with the Arms of *Milborne*, with his, her, or their own Family Arms; and every such Person thereby required to assume, use, and bear the said Surnames and quarter the said Arms should, within the Period therein-before mentioned as applicable to his or her Case, or if there should be no Session of Parliament within that Period, then as early as might be in the Session of Parliament then next following, apply to Parliament for an Act to authorize him, her, or them in that Behalf; and the said Testator thereby declared that in case his said Daughter *Mary*, or any such future Husband of hers as aforesaid, should refuse or neglect to assume such Surnames as aforesaid, or to apply for such Act of Parliament as aforesaid, or having assumed such Name or Names should afterwards discontinue to use the same for the Space of Six Calendar Months or more at any One Time, then and in such Case the Trust therein-before declared for the separate Use of his said Daughter *Mary* should absolutely cease, and so much of the Rents and Profits of the said devised Estates as would otherwise have been payable for her sole and separate Use should from thenceforth during her Life be laid out by the Trustees or Trustee thereof in the same Manner as was therein directed with respect to Moneys to arise under the Power of Exchange therein contained; and if any other Person or Persons thereby required to assume, use, and bear such Surnames and quarter such Arms as aforesaid should refuse or decline to assume or use and bear such Surnames and to quarter such Arms within the Period or Periods therein-before limited for that Purpose, and should neglect to make such Application to Parliament as aforesaid within such Time or Period as aforesaid, or, having assumed, used, and borne the said Surnames and quartered the said Arms, should afterwards discontinue to bear or quarter the same or any of them for the Space of Six Calendar Months, then and in such Case, and so often as the same should happen, the Use, Trust, or Limitation under and by virtue of which the Person or Persons so neglecting or refusing should claim or be entitled to his (the said Testator's) said devised Estates respectively, or the Rents and Profits thereof, or any Part thereof, should cease, determine, and be absolutely void, and thereupon the next Remainder or Limitation therein-before limited should be accelerated: And whereas the said Testator did, by a Codicil to his said Will, bearing Date the Sixth Day of *May* One thousand eight hundred and thirty, and executed and attested in like Manner as aforesaid, revoke, annul, and make void every Gift, Devise, and Bequest in his said Will contained in favour of the said *Henry Allen Wedgwood*, and did thereby give, devise, and bequeath the same Manors, Capital, and other Messuages,

Codicil dated
6th May
1830.

[*Private.*]

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Farms,

Swinnerton's Name.

Dame Mary Pilkington and her Second Son and his Issue, authorized to assume the Surnames of Milborne Swinnerton, under 6 & 7 W. 4. c.

Farms, Lands, Tenements, and Hereditaments, unto the said *Thomas Fitzherbert* and *George Leeke Baker*, their Heirs, Executors, Administrators, and Assigns, upon the like Trusts, and for the like Intents and Purposes, and with, under, and subject to the like Powers, Provisoes, and Declarations, as were by his said Will declared and contained of and concerning the same: And whereas the said *Thomas Swinnerton* died on or about the Ninth Day of *May* One thousand eight hundred and thirty-six, without having altered or revoked his said Will, save by the said Codicil, and by Two other Codicils which did not affect the Devise and Proviso in the said Will contained and herein-before recited: And whereas the said Dame *Mary Milborne Swinnerton Pilkington* had Issue by the said Sir *William Pilkington* Three Sons, *Thomas Edward Pilkington*, afterwards Sir *Thomas Edward Pilkington*, since deceased, *William Milborne Pilkington*, and *Lionel Pilkington*: And whereas by an Act of Parliament passed in the Session of Parliament holden in the Sixth and Seventh Years of the Reign of his late Majesty King *William* the Fourth, and intituled *An Act to authorize Dame Mary the Wife of Sir William Pilkington Baronet to bear the Surnames of Milborne and Swinnerton jointly with the Surname of Pilkington, and to be called by the Surnames of Milborne Swinnerton Pilkington; and for authorizing the said Sir William Pilkington and Dame Mary his Wife to bear or quarter the Arms of Swinnerton of Butterson and Milborne; and also for authorizing the Second Son of the said Sir William Pilkington and Dame Mary his Wife and his Issue to assume and bear the Surnames of Milborne Swinnerton in lieu of the Surname of Pilkington, and to bear or quarter the said Arms of Swinnerton of Butterson and Milborne, in compliance with a Condition contained in the Will of Thomas Swinnerton Esquire, deceased, after therein reciting that the said Dame Mary Milborne Swinnerton Pilkington (then Dame Mary Pilkington), with the Consent of the said Sir William Pilkington, her Husband, was desirous of complying with the Directions contained in the Will of her Father, the said Thomas Swinnerton deceased, and to assume and use the Surnames of Milborne and Swinnerton jointly with and in addition to but before the Surname of Pilkington, and that the said Sir William Pilkington and Dame Mary his Wife were respectively desirous of bearing or quartering the said Arms of Swinnerton of Butterson together with the said Arms of Milborne, pursuant to the said Condition and Direction in that Behalf, and in such Manner as might be conformable to the Laws of Arms; and that they the said Sir William Pilkington and Dame Mary his Wife, on behalf of their Second Son, the said William Milborne Pilkington, were desirous that he and his Issue should, in compliance with the Directions of the said Will, assume and take the Surnames of Milborne and Swinnerton only, it was by the said Act now in recital enacted that the said Dame Mary Pilkington, the Wife of the said Sir William Pilkington, should, pursuant to the Directions and Conditions contained in the said Will of the said Thomas Swinnerton*

Swinerton's Name.

nerton deceased, take upon herself the Surnames of *Milborne* and *Swinerton* jointly with and in addition to but before the Surname of *Pilkington*, and should be called by the joint Surnames of *Milborne Swinerton Pilkington*, and also that the said Sir *William Pilkington* should, during the joint Lives of himself and the said Dame *Mary* his Wife, quarter the Arms of *Swinerton* of *Butterton* and the Arms of *Milborne* with his own Arms, as and for or as Part of the Arms of the said Dame *Mary* his Wife, or of such Armorial Bearings as he might claim to use in her Right or as her Husband, and also that the said Dame *Mary Pilkington*, in case she should survive her said Husband, should after his Decease use or quarter the said Arms of *Swinerton* of *Butterton* and the said Arms of *Milborne* alone or together with such other Armorial Bearings as she might otherwise be entitled to use and bear; and it was by the said Act further enacted in manner following, (that is to say,) "And be it further enacted, That the said *William Milborne Pilkington*, the Second Son of the said Dame *Mary Pilkington* by her Husband the said Sir *William Pilkington* Baronet, and his Issue, shall take upon him and themselves respectively the Surnames of *Milborne* and *Swinerton* in lieu of the said Surname of *Pilkington*, and in and by those Surnames only and no other shall henceforth and for ever hereafter continue to name, style, and write himself and themselves respectively in all Deeds, Instruments, and Writings, and upon all Occasions whatsoever;" and it was thereby enacted that he and they should also quarter the Arms of *Swinerton* of *Butterton*, together with the Arms of *Milborne*, with his, her, or their own Family Arms, pursuant to the Directions contained in the said Will; and it was thereby further enacted, that the said Act should be deemed and taken to be a sufficient Performance on the Part of the said Dame *Mary Milborne Swinerton Pilkington*, and of the said *William Milborne Milborne Swinerton*, her Second Son, of the above-recited Direction or Condition in the said Will contained: And whereas in pursuance of the said recited Act the said Dame *Mary* the Wife of the said Sir *William Pilkington* hath taken and continued to use the said Surnames of *Milborne* and *Swinerton* in addition to but before the Surname of *Pilkington*, and the said *William Milborne Pilkington* hath taken and continued to use the said Surnames of *Milborne* and *Swinerton* in lieu of the said Surname of *Pilkington*, and hath styled himself and been called by the Name of *William Milborne Milborne Swinerton*: And whereas the said Sir *William Pilkington* died on or about the Thirtieth Day of *September* One thousand eight hundred and fifty, leaving his said Sons *Thomas Edward Pilkington*, *William Milborne Swinerton*, and *Lionel Pilkington* him surviving, and the Dignity of Baronet, which belonged to the said Sir *William Pilkington*, thereupon descended to the said *Thomas Edward Pilkington*, and he was thenceforth called and known as Sir *Thomas Edward Pilkington* Baronet: And whereas the said *William Milborne Milborne Swinerton* attained his Age of Twenty-one Years on or about the Eighteenth Day of *June* One thousand eight hundred and fifty-two: And whereas by

William Milborne Swinerton has attained the

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Swinnerton's Name.

Age of
Twenty-one
Years.
Deed barring
the Entail,
dated 6th
May 1853.

an Indenture or Deed of Disposition, bearing Date on or about the Sixth Day of *May* One thousand eight hundred and fifty-three, and made or expressed to be made between the said Dame *Mary Milborne Swinnerton Pilkington* of the First Part, the said Sir *Thomas Fletcher Fenton Boughey* and *Francis Twemlow* of the Second Part, the said *William Milborne Milborne Swinnerton* of the Third Part, the said *George Leeke Baker* of the Fourth Part, the said *George Leeke Baker* and *John Jolliffe Tufnell* therein described of the Fifth Part, the said Sir *Thomas Edward Pilkington* of the Sixth Part, the said Dame *Mary Milborne Swinnerton Pilkington* and *William Milborne Milborne Swinnerton* of the Seventh Part, and *Thomas Fletcher Twemlow* therein described, and the said *George Leeke Baker*, of the Eighth Part, and which Indenture was duly enrolled in the High Court of Chancery on the Twenty-fifth Day of *May* One thousand eight hundred and fifty-three, pursuant to the Statute passed for the Abolition of Fines and Recoveries, and for the Substitution of more simple Modes of Assurance, the Manors, Messuages, Farms, Lands, Tenements, and Hereditaments subject to the Uses of the said recited Will of the said *Thomas Swinnerton* deceased, and of which, by virtue or in respect thereof, the said *William Milborne Milborne Swinnerton* was or might become Tenant in Tail, were granted, and released, or otherwise assured, freed, and discharged from the said Estate Tail, and all Remainders, Reversions, Conditions, Estates, Interests, and Powers in Remainder expectant upon or to take effect in defeasance of the said Estate Tail, to the Use of such Person or Persons, for such Estate or Estates, and generally in such Manner as the said Dame *Mary Milborne Swinnerton Pilkington* and *William Milborne Milborne Swinnerton* should by any Deed or Deeds, Instrument or Instruments, in Writing, to be by them sealed and delivered in the Presence of and attested by Two or more credible Witnesses, direct, declare, limit, or appoint, and in default of and subject to any such Direction, Declaration, Limitation, or Appointment, to the Uses in the now reciting Indenture expressed: And whereas by an Indenture or Deed of Appointment by way of Re-settlement, bearing Date on or about the Seventh Day of *May* One thousand eight hundred and fifty-three, and made or expressed to be made between the said Dame *Mary Milborne Swinnerton Pilkington* and *William Milborne Milborne Swinnerton* of the First Part, the said Dame *Mary Milborne Swinnerton Pilkington* of the Second Part, the said *William Milborne Milborne Swinnerton* of the Third Part, the said *Thomas Fletcher Twemlow* and *George Leeke Baker* of the Fourth Part, and *James Milnes Gaskell* therein described, and *Richard Byrd Levett* therein described, of the Fifth Part, (and which Indenture was sealed and delivered by the said Dame *Mary Milborne Swinnerton Pilkington* and *William Milborne Milborne Swinnerton* in the Presence of and attested by Two credible Witnesses in manner by the lastly-recited Indenture required,) the said Dame *Mary Milborne Swinnerton Pilkington* and *William Milborne Milborne Swinnerton* did direct, limit, declare, and appoint that the said Manors, Messuages, Farms, Lands, Tenements,

Deed of Ap-
pointment by
way of Re-
settlement,
dated 7th
May 1853.

Swinnerton's Name.

Tenements, and Hereditaments should thenceforth remain, continue, and be (subject to the yearly Rent-charge and Term of Ninety-nine Years by the now reciting Indenture limited and created) to the Use of the said Dame *Mary Milborne Swinnerton Pilkington* and her Assigns for her Life, with Remainder to the Use of the said *Thomas Fletcher Twemlow* and *George Leeke Baker*, their Executors and Administrators, during the Life of the said Dame *Mary Milborne Swinnerton Pilkington*, in trust to preserve contingent Remainders; with Remainder to the Use of the said *William Milborne Milborne Swinnerton* and his Assigns for his Life; with Remainder to the Use of the said *Thomas Fletcher Twemlow* and *George Leeke Baker*, their Executors and Administrators, during the Life of the said *William Milborne Milborne Swinnerton*, in trust to preserve the contingent Remainders; with Remainder to the Use of the First, Second, Third, Fourth, and all and every other Son and Sons of the Body of the said *William Milborne Milborne Swinnerton* severally and successively in Tail Male; with Remainder to the Use of the said *Lionel Pilkington* and his Assigns for his Life; with Remainder to the Use of the said *Thomas Fletcher Twemlow* and *George Leeke Baker* for the Life of the said *Lionel Pilkington*, upon trust to preserve the contingent Remainders; with Remainder to the Use of the First, Second, Third, Fourth, and every other Son of the Body of the said *Lionel Pilkington*, severally and successively in Tail Male; with Remainder to the Use of the said Sir *Thomas Edward Pilkington* and his Assigns for his Life; with Remainder to the Use of the said *Thomas Fletcher Twemlow* and *George Leeke Baker*, for the Life of the said Sir *Thomas Edward Pilkington*, upon trust to preserve the contingent Remainders, with Remainder to the Use of the Second, Third, Fourth, Fifth, and every other Son (save and except an eldest or only Son) of the Body of the said Sir *Thomas Edward Pilkington*, severally and successively in Tail Male; with Remainder to the Use of the First, Second, Third, Fourth, and every other Son of the Body of the said *William Milborne Milborne Swinnerton*, severally and successively in Tail General; with Remainder to the Use of the First, Second, Third, Fourth, and every other Son of the Body of the said *Lionel Pilkington*, severally and successively in Tail General; with Remainder to the Use of the First, Second, Third, Fourth, and every other Daughter of the Body of the said *William Milborne Milborne Swinnerton* successively in Tail Male; with Remainder to the Use of the First, Second, Third, Fourth, and every other Daughter of the Body of the said *Lionel Pilkington* successively in Tail Male, with divers Remainders over; and in the Indenture now in recital is contained a Proviso, that every Person being a Male, and also every Person being a Female, sole or Widow, (other than and except the said Dame *Mary Milborne Swinnerton Pilkington*,) who by virtue of the Limitations therein-before contained, or of the Proviso now in recital, should become beneficially entitled to the actual Possession or to the Receipt of the Rents and Profits of the said Manors, Hereditaments, and Premises, or any Part thereof, and who should not then use the Surnames of *Milborne* and

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Swinnerton,

Swinnerton's Name.

Swinnerton, and bear the Arms of *Swinnerton* of *Butterton* and *Milborne*, as borne and used by the said *William Milborne Milborne Swinnerton*, should, within the Space of One Year next after they, he, or she respectively should become entitled as aforesaid, (except in the Case of any such Female, sole or Widow, being married within that Space of Time after her becoming so entitled, so far as that Case was therein-after provided for,) and also that every Person with whom any Female so becoming entitled as aforesaid should intermarry, and his Wife, should, if such Parties should be married at the Time of their becoming in Right of the Wife so entitled as aforesaid, within the Space of One Year next after they should become so entitled as aforesaid, but if such Female Person should not be married at the Time of her becoming so entitled as aforesaid, but should afterwards marry, then within the Space of One Year next after the Solemnization of such Marriage, take upon themselves, himself, or herself, and use in all Deeds and Writings whereto or wherein they respectively should or might be Parties, and upon all other Occasions, the Surnames of *Milborne* and *Swinnerton* only, unless he or she should happen to have any Title or Titles of Honour, in which Case such Surnames should or might be assumed with any such Title or Titles, and should also bear the Arms of *Swinnerton* of *Butterton* and *Milborne*, as such Arms were borne and used by the said *William Milborne Milborne Swinnerton*, jointly with his or her own Family Arms, and also should, within the said Space of One Year, in every such Case as therein-before mentioned, apply for and endeavour to obtain an Act of Parliament or proper Licence from the Crown, or take such other Steps as might be requisite or sufficient, to enable him, her, or them to take, use, and bear the said Names of *Milborne* and *Swinnerton*, and to bear the said Arms of *Swinnerton* of *Butterton* and *Milborne*, in manner aforesaid; and it was thereby declared, that in case any such Person or Persons should refuse or neglect, for the Space of Time therein-before limited in reference to his or her Case, to take, use, and bear such Surnames and Arms, or to take such Steps and Means as might be requisite or sufficient to enable him, her, or them so to do, or should at any Time afterwards discontinue to use and bear such Surnames and Arms for the Space of One Year at One Time, then and in every such Case, immediately after the Expiration of the Space of Time therein-before mentioned with reference to such Case, the Use or Limitation under which the Person who, or whose Husband, should so for the Time being, refuse, neglect, or discontinue as aforesaid, should be or become entitled, should cease, and such other Estate or Estates in Remainder should take effect or vest in possession, as in the now-reciting Indenture is or are more particularly expressed: And whereas the said Sir *Thomas Edward Pilkington* died on or about the Eighth Day of *January* One thousand eight hundred and fifty-four without having been married, whereby the Dignity of Baronet, which belonged to the said Sir *William Pilkington*, and after his Decease to the said Sir *Thomas Edward Pilkington*, hath descended upon the
said

Swinnerton's Name.

said *William Milborne Milborne Swinnerton*: And whereas the said Sir *William Milborne Milborne Swinnerton* having succeeded in manner herein-before mentioned to the said Dignity of Baronet, he and the said Dame *Mary Milborne Swinnerton Pilkington* his Mother are desirous that the said Surnames of *Milborne* and *Swinnerton* should be used by the said Sir *William Milborne Milborne Swinnerton* and by his Issue jointly with the said Surname of *Pilkington*, and that he the said Sir *William Milborne Milborne Swinnerton* and his Issue should take and use the said Surname of *Pilkington* jointly with and after his said Surnames of *Milborne* and *Swinnerton*; but no Clause is contained in the herein-before recited Act of Parliament whereby effect can be given to the lastly herein-before stated Desire of the said Sir *William Milborne Milborne Swinnerton* and Dame *Mary Milborne Swinnerton Pilkington*, and the same cannot therefore be effected without the Authority of Parliament: Therefore Your Majesty's most dutiful and loyal Subject, the said Sir *William Milborne Milborne Swinnerton* of *Butterton* aforesaid, Baronet, with the Consent of his Mother the said Dame *Mary Milborne Swinnerton Pilkington* Widow, doth most humbly beseech Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

I. That so much of the herein-before in part recited Act as provides that the said Sir *William Milborne Milborne Swinnerton* and his Issue should take upon him and themselves respectively the Surnames of *Milborne* and *Swinnerton* in lieu of the said Surname of *Pilkington*, and in and by those Surnames only, and no other, should from and after the passing of the said Act, and for ever thereafter, continue to name, style, and write himself and themselves respectively, in all Deeds, Instruments, and Writings, and upon all Occasions whatsoever, shall, so far as the same is inconsistent with the Provisions of this Act, be and the same is hereby repealed.

Repeal of so much of recited Act as provides that Sir William Milborne Swinnerton and his Issue shall take the Surnames of Milborne and Swinnerton only.

II. That the said Sir *William Milborne Milborne Swinnerton* and his Issue shall, notwithstanding anything in the herein-before recited Act, or in the said recited Indenture of the Seventh Day of *May* One thousand eight hundred and fifty-three, contained, resume respectively the Surname of *Pilkington*, and use the same jointly with and in addition to and after the Surnames of *Milborne* and *Swinnerton*, and shall be called by the joint Surnames of *Milborne Swinnerton Pilkington*, and in and by those joint Surnames shall henceforth and for ever hereafter continue to name, style, and write himself and themselves respectively in all Deeds, Instruments, and Writings, and upon all Occasions whatsoever: Provided always, that the Addition hereby made to the Surnames of the said Sir *William Milborne Milborne Swinnerton* by joining the Surname of *Pilkington* to those of *Milborne* and *Swinnerton* shall not in any sort hinder, obstruct, or make void any

Authorizing Sir William Milborne Swinnerton to use the Surname of Pilkington jointly with and after the Names of Milborne and Swinnerton.

Swinerton's Name.

any Deed, Writing, or Instrument whatsoever, at any Time heretofore executed or signed by the said Sir *William Milborne Milborne Swinerton*, or any Proceeding whatsoever heretofore had or carried on by or on behalf of the said Sir *William Milborne Milborne Swinerton*.

Proviso of Deed of 7th May 1853, requiring the Person in possession of the Estates thereby limited (not having any Title of Honour) to use the Surnames of Milborne and Swinerton only, to be void as to Sir W. Milborne Swinerton and his Issue.

III. That the Proviso or Condition in the herein-before in part recited Indenture of the Seventh Day of *May* One thousand eight hundred and fifty-three contained, whereby every Person (other than and except the said Dame *Mary Milborne Swinerton Pilkington*) who in his or her own Right, or, if such Person be a Male, in Right of his Wife, under or by virtue of the Limitations in the said recited Indenture contained, or of the said Proviso, shall become beneficially entitled to the Possession or to the Receipt of the Rents and Profits of the said Messuages, Manors, Lands, Tenements, Hereditaments, and Premises thereby limited and assured, or any Part thereof, and who shall not have any Title or Titles of Honour, is required to take and use the said Surnames of *Milborne* and *Swinerton* only, and to apply for an Act of Parliament or Licence from the Crown to enable him or her so to do, and whereby in the event of any Breach of the said Proviso or Condition such Estates are made to cease, and such other Estates to take effect, as in the said Proviso or Condition are in that Behalf mentioned, shall from and after the passing of this Act, so far as the said Proviso or Condition relates to or affects the said Sir *William Milborne Milborne Swinerton* or his Issue, and the said Surname of *Pilkington* hereby directed or authorized to be taken and assumed by him and them, be deemed and taken to be null and void; and that the said Proviso or Condition shall be read and take effect in the same Manner, to all Intents and Purposes, as if, as to the said Sir *William Milborne Milborne Swinerton* and his Issue, there were an Exception in the said Proviso or Condition of the Surname of *Pilkington*, but that, subject to this Enactment, and in all other respects, the said Proviso or Condition shall be and remain in full force and virtue, in like Manner as if this Act had not been passed.

Recited Act, except as hereby repealed to remain in force.

IV. Provided always, that in all respects, save as the same is hereby repealed or varied, the said Act of the Sixth and Seventh Years of the Reign of His late Majesty King *William* the Fourth shall be and remain in full force and virtue.

Act as printed by Queen's Printers to be Evidence.

V. That this Act shall not be a Public Act, but shall be printed by the several Printers to the Queen's most Excellent Majesty duly authorized to print the Statutes of the United Kingdom, and a Copy thereof so printed by any of them shall be admitted as Evidence thereof by all Judges, Justices, and others.

LONDON:

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1854.