



ANNO DECIMO NONO & VICESIMO

VICTORIÆ REGINÆ.

Cap. 5.

An Act to authorize Sir *Lionel Milborne Swinnerton* Baronet and his Issue to assume 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*.
[23d June 1856.]

WHEREAS *Thomas Swinnerton*, late of *Butterton* in the County of *Stafford*, Esquire, deceased, the maternal Grandfather of *Lionel 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*

Will of
Thomas
Swinnerton,
dated 4th
August 1829.

[Private.]

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Baker

Swinerton's Name.

Baker respectively therein described, their Executors, Administrators, and Assigns, for the Term of One 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 the Heirs Male of the Body of such Second Son lawfully issuing, with Remainder to the Use of the Third, Fourth, Fifth, and all and every other the Son and Sons of the Body of the said Dame *Mary Milborne Swinerton Pilkington*, other than or besides an eldest or only Son, to be begotten severally and successively, in Tail Male, 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

Swinnerton's Name.

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 "*Swinnerton*" 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 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 *Butterton*, 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 Monies 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,

Swinnerton's Name.

Codicil dated
6th May
1830.

6 & 7 W. 4.
c. 52.
(Private),
enabling
Lady Pil-
kington, her
Second Son
and his Issue,
to assume
the Sur-
names of
Milborne
Swinnerton.

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 thousandth 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, Farms, Lands, Tenements, and Hereditaments, unto *Thomas Fitzherbert* and the said *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,

Swinerton's Name.

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 *Swinerton* 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 Swinerton* 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, that the said *William Milborne Pilkington*, the Second Son of the said Dame *Mary Milborne Swinerton Pilkington* (then Dame *Mary Pilkington*) by her Husband the said Sir *William Pilkington* Baronet, and his Issue, should 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, should thenceforth 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; 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 Pilkington* 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* did take and continue to use the said Surnames of *Milborne* and *Swinerton* in addition to but before the Surname of *Pilkington*, and the said *William Milborne Pilkington* did take and continue to use the said Surnames of *Milborne* and *Swinerton* in lieu of the said Surname of *Pilkington*, and did style himself and was

Lady Pilkington and her Second Son take those Surnames accordingly.

[Private.]

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called

Swinerton's Name.

Indenture
dated
6th May
1853.

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 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 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 Swinerton Pilkington* of the First Part, the said Sir *Thomas Fletcher Fenton Boughey* and *Francis Twemlow* of the Second Part, the said *William Milborne Milborne Swinerton* of the Third Part, the said *George Leeke Baker* of the Fourth Part, the said *George Leeke Baker* and *John Joliffe Tufnell* therein described of the Fifth Part, the said Sir *Thomas Edward Pilkington* of the Sixth Part, the said Dame *Mary Milborne Swinerton Pilkington* and *William Milborne Milborne Swinerton* 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 Swinerton* deceased, and of which by virtue or in respect thereof the said *William Milborne Milborne Swinerton* was or might become Tenant in Tail, were granted and released or otherwise assured, freed, and discharged from the said Estate in 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 Swinerton Pilkington* and *William Milborne Milborne Swinerton* 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 Resettlement, bearing Date on or about the Seventh Day of *May* One thousand eight hundred and fifty-three, and made or expressed to be made

Indenture
dated
7th May
1853.

Swinerton's Name:

made between the said Dame *Mary Milborne Swinerton Pilkington* and *William Milborne Milborne Swinerton* of the First Part, the said Dame *Mary Milborne Swinerton Pilkington* of the Second Part, the said *William Milborne Milborne Swinerton* 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 Swinerton Pilkington* and *William Milborne Milborne Swinerton* in the Presence of and attested by Two credible Witnesses in manner by the lastly-recited Indenture required, the said Dame *Mary Milborne Swinerton Pilkington* and *William Milborne Milborne Swinerton* did direct, limit, declare, direct, and appoint that the said Manors, Messuages, Farms, Lands, Tenements, and Hereditaments should thenceforth remain, continue, and be subject to the yearly Rentcharge and Term of Ninety-nine Years, by the now reciting Indenture limited and created, to the Use of the said Dame *Mary Milborne Swinerton 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 Swinerton Pilkington* in trust to preserve contingent Remainders, with Remainder to the Use of the said *William Milborne Milborne Swinerton* 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 Swinerton*, 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 Swinerton* 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 Swinerton* severally and successively in Tail General, with Remainder

to

Swinerton's Name.

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 Swinerton* 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 Mail, with Remainder to the Use of *Mary Pilkington* (the eldest Daughter of the said Dame *Mary Milborne Swinerton Pilkington* by her said late Husband) and her Assigns for her Life, with Remainder to the Use of the said *Thomas Fletcher Twemlow* and *George Leeke Baker* for the Life of the said *Mary Pilkington* upon trust to preserve the contingent Remainders, with Remainder to the Use of the Second, Third, Fourth, Fifth, and all and every other Sons and Son (save and except an eldest or only Son) of the Body of the said *Mary Pilkington* severally and successively in Tail Male, with Remainder to the Use of *Sophia Portia Pilkington* (Second Daughter of the said Dame *Mary Milborne Swinerton Pilkington* by her said late Husband) and her Assigns for her Life, with Remainder to the Use of the said *Thomas Fletcher Twemlow* and *George Leeke Baker* for the Life of the said *Sophia Portia Pilkington* upon trust to preserve the contingent Remainders, with Remainder to the Use of the Second, Third, Fourth, Fifth, and all and every other Sons and Son (save and except an eldest or only Son) of the Body of the said *Sophia Portia Pilkington* severally and successively in Tail Male, with Remainder to the Use of *Elizabeth Pilkington* (youngest Daughter of the said Dame *Mary Milborne Swinerton Pilkington* by her said late Husband) and her Assigns for her Life, with Remainder to the Use of the said *Thomas Fletcher Twemlow* and *George Leeke Baker* for the Life of the said *Elizabeth Pilkington* upon trust to preserve the contingent Remainders, with Remainder to the Use of the Second, Third, Fourth, Fifth, and all and every other Sons and Son (save and except an eldest or only Son) of the Body of the said *Elizabeth Pilkington* severally and successively in Tail Male, with Remainder to the Use of the right Heirs of the said *William Milborne Milborne Swinerton* for ever; 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 Swinerton 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 *Swinerton*, and bear the Arms of *Swinerton* of *Butterton* and *Milborne* as borne and used by the said *William Milborne Milborne Swinerton*, should within the Space of One Year next after they, he,

or

Swinerton's Name.

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 *Swinerton* 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 *Swinerton* of *Butterton* and *Milborne* as such Arms were borne and used by the said *William Milborne Milborne Swinerton* 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 *Swinerton*, and to bear the said Arms of *Swinerton* 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 respectively 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 *Elizabeth Pilkington* departed this Life on or about the Eighth Day of *June* One thousand eight hundred and fifty-three without having been married: And whereas the said *Mary Pilkington* and the said *Sophia Portia Pilkington* are both living, and of full Age, and unmarried: And whereas the said *Sir Thomas Edward Pilkington* died on or about the Eighth Day of *January* One thousand eight hundred

[Private.]

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Swinnerton's Name.

17 & 18 Vict.
c. 1., Act
authorizing
Sir W. M. M.
Swinnerton
and his Issue
to take the
additional
Surname of
Pilkington.

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*, descended upon the said *William Milborne Milborne Swinnerton*: And whereas by an Act of Parliament passed in the Session of Parliament holden in the Seventeenth Year of the Reign of Her present Majesty Queen *Victoria*, and intituled *An Act to authorize Sir William Milborne Milborne Swinnerton Baronet, and his Issue, to assume 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*, after reciting to the effect herein-before stated and set forth, and also reciting that the said Sir *William Milborne Milborne Swinnerton* having succeeded in manner herein-before and in the now reciting Act mentioned to the said Dignity of Baronet, he and the said Dame *Mary Milborne Swinnerton Pilkington* his Mother were desirous that the said Names 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 that no Clause was contained in the said herein-before and therein recited Act of Parliament whereby Effect could be given to the said Desire of the said Sir *William Milborne Milborne Swinnerton* and Dame *Mary Milborne Swinnerton Pilkington*, and that the same could not therefore be effected without the Authority of Parliament, it was enacted, that so much of the herein-before stated and therein in part recited Act as provided 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, should, so far as the same was inconsistent with the Provisions of the Act now in recital, be and the same was thereby repealed; and it was by the Act now in recital further enacted, that the said Sir *William Milborne Milborne Swinnerton* and his Issue should, notwithstanding anything in the herein-before and therein recited Act, or in the said Indenture of the Seventh Day of *May* One thousand eight hundred and fifty-three, contained, take upon him and themselves respectively the Surname of *Pilkington* jointly with and in addition to and after the Surnames of *Milborne and Swinnerton*, and should be called by the joint Surnames of *Milborne Swinnerton*

Swinnerton's Name.

Swinnerton Pilkington, and in and by those joint Surnames should thenceforth 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; and it was by the Act now in recital further enacted, that the Proviso or Condition herèin-before stated, and in the therein-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 Swinnerton Pilkington*) who in his or her own Right, or if such Person be a Male in right of his Wife, under and by virtue of the Limitations in the said recited Indenture contained, or of the said Proviso, should 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 should not have any Title or Titles of Honour, was required to take and use the Surnames of *Milborne* and *Swinnerton* 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 were made to cease, and such other Estates to take effect as in the said Proviso or Condition in that Behalf mentioned, should, from and after the passing of the Act now in recital, so far as the said Proviso or Condition related to or affected the said Sir *William Milborne Milborne Swinnerton* or his Issue, and the said Surname of *Pilkington* thereby 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 should be read and take effect in the same Manner to all Intents and Purposes as if as to the said Sir *William Milborne Milborne Swinnerton* and his Issue there were an Exception in the said Proviso or Condition of the Surname of *Pilkington*, but that subject to the now reciting Enactment, and in all other respects, the said Proviso or Condition should be and remain in full force and virtue in like Manner as if the Act now in recital had not been passed: And whereas the said Dame *Mary Milborne Swinnerton Pilkington* departed this Life on or about the Eleventh Day of *December* One thousand eight hundred and fifty-four, whereupon the said Sir *William Milborne Milborne Swinnerton Pilkington* Baronet came into possession of the said Settled Estates: And whereas by a Deed Poll or Instrument in Writing under the Hand and Seal of the said *Lionel Pilkington*, bearing Date the Eighth Day of *January* One thousand eight hundred and fifty-five, he the said *Lionel Pilkington*, being an Infant under the Age of Twenty-one Years, and of the Age of Nineteen Years or thereabouts, did elect, nominate, and appoint the said *Mary Pilkington*, therein described as of *Chevet Park* in the Parish of *Roystone* in the County of *York*, Spinster, Guardian of him the said *Lionel Pilkington*, and of his Estates both Real and Personal, during his

Deed Poll
dated 8th
Jan. 1855.

Swinerton's Name.

his Minority: And whereas the said Sir *William Milborne Milborne Swinerton Pilkington* Baronet departed this Life intestate, without ever having been married, on or about the Twelfth Day of *November* One thousand eight hundred and fifty-five, leaving his Brother the said *Lionel Pilkington* his Heir-at-Law him surviving, and thereby the Dignity of Baronet which belonged to the said Sir *William Pilkington*, and after his Decease to the said Sir *Thomas Edward Pilkington*, and after his Decease to the said Sir *William Milborne Milborne Swinerton Pilkington*, descended upon the said *Lionel Pilkington*: And whereas the said Sir *Lionel Pilkington*, by the Decease of his Brother the said Sir *William Milborne Milborne Swinerton Pilkington* Baronet, became and now is Tenant for Life in possession of the said Settled Estates, according to the Provisions of the said Indenture of Settlement: And whereas the said Sir *Lionel Pilkington*, being desirous of strictly complying with the said Clause or Proviso in the said Indenture of Settlement of the Seventh Day of *May* One thousand eight hundred and fifty-three contained as to the Assumption of the Surname and Arms of *Milborne* and *Swinerton* in the Manner therein enjoined, did (being an Infant under the Age of Twenty-one Years) by the said *Mary Pilkington* his Guardian apply for the Royal Licence to take the Surnames of *Milborne* and *Swinerton* and bear the Arms of *Swinerton* of *Butterton* and *Milborne*, and accordingly Her Majesty was pleased, on the Fifteenth Day of *February* One thousand eight hundred and fifty-six, to grant unto the said Sir *Lionel Pilkington* Baronet Her Royal Licence and Authority that he and his Issue might, in compliance with the Clause or Proviso contained in the said Indenture of Settlement of the Seventh Day of *May* One thousand eight hundred and fifty-three, take, use, and bear the Surnames of *Milborne* and *Swinerton* only, and that he might be called Sir *Lionel Milborne Swinerton* Baronet, and that he and his Issue might bear the Arms of *Swinerton* of *Butterton* and *Milborne* quarterly with his and their Family Arms, such Arms being first duly exemplified according to the Laws of Arms, and recorded in the Herald's Office, otherwise the said Royal Licence and Permission to be void and of none Effect; and Her Majesty was also pleased to command that the said Royal Concession and Declaration should be registered in Her Majesty's College of Arms: And whereas the said Sir *Lionel Milborne Swinerton* having succeeded in manner hereinbefore mentioned to the Possession of the said Settled Estates, and to the said Dignity of Baronet which belonged to the said Sir *William Pilkington*, and after his Decease to the said Sir *Thomas Edward Pilkington*, and after his Decease to the said Sir *William Milborne Milborne Swinerton Pilkington*, he the said Sir *Lionel Milborne Swinerton* and the said *Mary Pilkington* his Guardian are desirous that, conformably to the Course pursued in the Case of his elder Brother the said Sir *William Milborne Milborne Swinerton Pilkington*

Swinerton's Name.

kington deceased, the said Surnames of *Milborne* and *Swinerton* should be used by the said Sir *Lionel Milborne Swinerton*, and by his Issue, jointly with the said Surname of *Pilkington*, and that he the said Sir *Lionel Milborne Swinerton* should take and use the said Surname of *Pilkington* jointly with and after his said Surnames of *Milborne* and *Swinerton*; but having regard to the Terms of the said Clause or Proviso contained in the said Indenture of Settlement of the Seventh Day of *May* One thousand eight hundred and fifty-three, the same cannot consistently with the said Clause or Proviso be effected without the Authority of Parliament: Therefore Your Majesty's most dutiful and loyal Subjects the said Sir *Lionel Milborne Swinerton*, of *Chevet Hall* and of *Butterton* aforesaid, Baronet, and the said *Mary Pilkington* his Guardian on his Behalf, do 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. The said Sir *Lionel Milborne Swinerton* and his Issue shall or may, notwithstanding anything in the said recited Indenture of the Seventh Day of *May* One thousand eight hundred and fifty-three, contained, take upon himself and themselves respectively the Surname of *Pilkington* jointly with and in addition to and after the Surnames of *Milborne* and *Swinerton*, and shall be called by the joint Surnames of *Milborne Swinerton 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 *Lionel Milborne Swinerton* by joining the Surname of *Pilkington* to those of *Milborne* and *Swinerton* shall not in any sort hinder, obstruct, make void, or prejudicially affect any Deed, Writing, or Instrument whatsoever at any Time heretofore executed by the said Sir *Lionel Milborne Swinerton*, or any Proceeding whatsoever heretofore had or carried on by or on behalf of the said Sir *Lionel Milborne Swinerton*.

Power to Sir Lionel Milborne Swinerton and his Issue to take the additional Surname of Pilkington.

II. The Proviso or Condition in the herein-before in part recited Indenture of Settlement 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 were 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, should become beneficially entitled to the Possession or to the Receipt of the Rents and Profits of the said Manors, Messuages, Lands, Tenements, Hereditaments, and Premises thereby limited and assured, or any Part thereof,

Condition of Deed of 7th May 1853, as to Surnames of Milborne and Swinerton, to be void as to Sir Lionel Milborne Swinerton and his Issue.

[Private.]

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thereof,

Swinerton's Name.

thereof, and who should not have any Title or Titles of Honour, was 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 were made to cease and such other Estates to take effect as in the said Proviso or Condition 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 *Lionel 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 *Lionel Milborne Swinerton* and his Issue there were an Exception in the said Proviso or Condition of the Surname of *Pilkington*, but subject to this Enactment and to the Enactment in the said Act of the Seventeenth Year of the Reign of Her Majesty contained, and in all other respects, the said Proviso or Condition in the said Indenture of Settlement contained shall be and remain in full force and virtue, in like Manner as if this Act and the said Act of the Seventeenth Year of the Reign of Her Majesty had not been passed.

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

III. 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. 1856.