

An Act for enabling Abraham Carleton Esquire now called Abraham

Cumberbatch and his Issue Male to take and use the Surname (sic) of Cumberbatch.

Anno 2<sup>o</sup> Georgij 2<sup>ni</sup> [1753] No. 14.

Whereas Abraham Cumberbatch late of the Parish of Saint Andrew in the Island of Barbadoes in America Esquire deceased did, by his last will and Testament bearing date the twenty second day of November one thousand seven hundred and fifty, give and devise all his Estate real and personal to Trustees, therein mentioned, in Trust; in the first place for the payment of his debts and of certain Legacies in the said Will mentioned and the rest and residue thereof for the use of his Grandson Abraham Carleton to be received by him under the said Trustees during the term of his natural Life only and after his decease to the use of the first and other Sons successively in Tail male with remainders over Upon Condition that the said Abraham Carleton should take upon him the Surname of Cumberbatch declaring by his said will that it was his intention that his Estate should continue through all the Limitations thereof in the name of Cumberbatch.

And Whereas the said Abraham Carleton, upon the death of the said Abraham Cumberbatch, became intituled (sic) to and is now seised and in possession of the Estates, devised to him by the said Will, and hath in compliance with and in performance of the Conditions contained in the said Will taken upon himself and used the Surname of Cumberbatch; and is desirous that the same may be established on him and his Issue Male by Act of Parliament. May it therefore please your Majesty that it may be Enacted and Be it Enacted by the King'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, That he, the said Abraham Carleton (now called Abraham Cumberbatch) and his sons and the heirs male of their Bodies, may respectively take upon him and themselves and use and write and call and describe himself and themselves by the Surname of Cumberbatch provided always And It is hereby further

2 *Enacted* and declared that the Surname of *Cumberbatch*, settled upon the said *Abraham Carleton* (now *Abraham Cumberbatch*), as aforesaid shall not in any wise interrupt, obstruct, prejudice, prevent, hinder, destroy or make void the descent of any Lands, Tenements or hereditaments or the operation of any deed, fine, Recovery or other Assurance or Act in Law of, or relative to, any Lands, Tenements or hereditaments, or any Estate or Interest out of, or in, or to any Lands, Tenements or hereditaments which be the said *Abraham Carleton* (now called *Abraham Cumberbatch*), and his first or other Son or Sons or the heirs of their respective Bodies issuing or any of them is, are or may be intituled (sic) to by the name of *Carleton* or interrupt, obstruct, prejudice, prevent, hinder, destroy or make void any right or title either in Law or Equity to him them or any of them already accrued or that shall or may at any time or times hereafter accrue of or in any real or personal Estate by virtue of, or under any purchase, Limitation, devise or Bequest or by, or under any Will or Wills, Codicil or Codicils already made or hereafter to be made or any deed, or deeds, already made or hereafter to be made by the Surname of *Carleton*, or in any wise howsoever. But that he, she and they and every of them, shall and may at all times hereafter have, hold, use, take, accept and enjoy all such benefit and advantage by any descent, purchase, devise, gift, or Bequest, Conveyance, Assurance, Operation or Acts of Law, or otherwise, as he, or they, or any, or either of them might, could or ought to have done if this Act had not been made any thing herein contained to the contrary in any wise notwithstanding.