

Brown to Trotter (I63/190)

Victoria by the Grace of God of the United Kingdom of Great Britain and Ireland Queen defender of the faith. To Our Right Trustee and well beloved Councillor Edward George Fitzalan Howard (commonly called Lord Edward George Fitzalan Howard) Deputy to Our Right Trustee and Right Entirely beloved cousin Henry Duke of Norfolk Earl Marshal and Our Hereditary Marshal of England Greeting. Whereas William Brown of Horton Place in the parish of Epsom in the county of Surrey formerly of Penshurst in the county of Kent Esquire and Mary Elizabeth his wife only child of George Welbank late of St James' Place in the parish of St James' Westminster in the county of Middlesex Esquire by Ann his wife eldest daughter of James Trotter late of Horton Place aforesaid both deceased and sister of John Trotter late also of Horton Place Esquire sometime knight of the shire for the western division of the said county of Surrey also deceased have by there petition humbly represented unto Us that by Indenture bearing date the twenty sixth day of April one thousand eight hundred and fifty one made between the said Guntrotter of the first part Elizabeth Trotter of Eaton Place in the county of Middlesex spinster (sister of the said John Trotter) of the second part and others of the third part. After reciting that by certain Indentures of the thirtieth and thirty first days of August one thousand eight hundred and thirty nine the Manor of Horton in the Parishes of Ebbisham otherwise Epsham otherwise Epsom and Ewell or elsewhere in the county of Surrey and the site of the Manor of Horton aforesaid and divers messuages farms lands tenements closes pieces or parcels of ground hereditaments and premises therein mentioned in which the said Elizabeth Trotter had or was entitled to any estate tail or right of entail were conveyed limited and assured by the said Elizabeth Trotter with the consent of the said John Trotter as protector of the settlement made thereof subject and with out prejudice to certain prior uses and estates subsisting in the same hereditaments being estates by a certain Indenture of Release of the third day of February one thousand eight hundred and one limited to the use of the said John Trotter for his life with remainder to trustees to preserve contingent remainders with remainder to uses in favour of his sons and daughters in tail with remainder as to one undivided moiety to the use of the said Ann Welbank (who has since died leaving your petitioner the said Mary Elizabeth Brown her only issue) in tail general. To such uses upon and for such trusts intense and purposes as the said Elizabeth Trotter and John Trotter should by any deed or deeds with or without power of revocation and new appointment from time to time or at any time jointly direct limited or appoint: it was witnessed that the said Elizabeth Trotter and John Trotter did in exercise of the power or authority so limited or reserved to them jointly direct limit and appoint the said Manor and messuages to the uses and upon and for such trusts intense and purposes and with under and subject to such powers provisoes limitations and declarations as they should by any deed or deeds with or without power of revocation jointly direct limit or appoint and subject thereto to the use of the said Elizabeth Trotter and her assigns during her life and from and after her decease to the use of Maria Trotter the wife of the said John Trotter for life and after her decease upon such trusts as the survivor of the said Elizabeth Trotter and John Trotter should after the decease of the other of them by any deed or deeds with or without power of revocation or by his or her last will and testament or any Codicil or Codicils thereto direct limit and appoint and in default thereof and subject to the term of one thousand years the trusts of which have since determined to the use of the petitioners wife the said Mary Elizabeth Brown for life with remainder to her eldest son William Brown for life with remainder to

his first and other sons in tail male with others remainder over: that in the said deed is contained the following Claus “provided always and it is hereby directed appointed and declared that ever person (not being a female under coverture) who for the time being shall be entitled by virtue of the limitations hereinbefore contained to an estate for life or any estate tail in possession in the said Manor and other hereditaments hereby limited and appointed or intended so to be and not previously having the surname and arms hereinafter required to be used and also the husband of any female who shall so become entitled shall forth with apply for and obtain an Act of Parliament or Her Majesty’s Licence authorising him or her to use the surname of Trotter either alone or in addition to his or her own surname but so never the less that the name of Trotter shall be the last or principal name) and also shall wear the family arms of Trotter quartered with his or her own family arms and henceforth from time to time shall assume use and wear such surname and arms accordingly” with a Claus of forfeiture in case of refusing or failing to comply with such direction for the space of twelve calendar months after becoming entitled to the possession of the said real estates or of discontinuing to use the said surname and arms: that the said John Trotter departed this life without issue on or about the thirty first day of August one thousand eight hundred and fifty six and without having joined with the said Elizabeth Trotter in making an appointment under the power aforesaid: that his widow the said Maria Trotter departed this life on or about the twenty seventh day of December one thousand eight hundred and sixty one: that the said Elizabeth Trotter departed this life unmarried on the twenty fifth day of October last past her upon the petitioner the said Mary Elizabeth Brown became entitled to the entirety of the rents and profits of the estates limited as aforesaid: that the petitioners are desirous of complying with the condition expressed in the said recited Indenture of the twenty sixth day of April one thousand eight hundred and fifty one by taking the surname and arms of Trotter: the petitioners therefore most humbly pray Our Royal Licence and Authority that they may take and henceforth use the surname of Trotter in lieu and instead of that of Brown and that he the said William Brown may bear the arms of Trotter quarterly with his own family arms and that such surname and arms may in the in like manner be taken borne and used by the issue. Know Ye therefore that We of Our Princely Grace and special favour have given and granted and do by these presence give and grant unto them the said William Brown and Mary Elizabeth Brown his wife Our Royal Licence and authority that they may take and henceforth use the surname of Trotter in lieu and instead of that of Brown and that he the said William Brown may bear the arms of Trotter quarterly with his own family arms and that such surname and arms may in like manner be taken borne and used by their issue the said arms being first duly exemplified according to the Laws of Arms and recorded in Our College of Arms otherwise this Our Licence and permission to be voided and of none affect: Our Will and pleasure therefore is that you Edward George Fitzalan Howard (commonly called Lord Edward George Fitzalan Howard) Deputy to Our said Earl Marshal to whom the cognisance of matters of this nature doth properly belong do require and command that this our concession and declaration be recorded in Our College of Arms to the end that Our Officers of Arms and all others upon occasion may take full notice and have Knowledge thereof: and for so doing this shall be your Warrant: given at Our Court at St James’ the third day of December 1868: in the thirty second year of Our Reign.

By Her Majesty’s Command
Gathorne Hardy.

Exemplification of arms to William Brown
now William Trotter (Gts57/98)

Arms: “Quarterly 1st and 4th Trotter, viz: Argent a Crescent Gules on a Chief indented Azure three Mullets pierced of the field (a Canton Argent for distinction)”
2nd and 3rd Brown: Azure a Chevron checky Argent and Sable between three Fleurs-de-lys Argent.

Crest: “Trotter viz: On a Wreath of the Colours (Argent and Gules) A Horse frotting Argent (charged on the neck for distinction with a Cross crosslet Azure)”
Brown : On a Wreath Argent and Azure a Lion rampant Gules holding in the dexter forepaw a Fleur-de-lys Argent.

Mottoes: (above the crests) Trotter: “Festina Lente”
Brown: “Fortitudine et Fidelitate”

“To be borne and used for ever hereafter by him the said William Trotter and without such distinctions by his issue by the said Mary Elizabeth Trotter his wife pursuant to the tenor of the said Royal Warrant and according to the Laws of Arms”

Dated 26th December 1868