

Mary Maccullagh Deed, 1872

This is the transcript of a Deed sworn and engrossed 31st October 1872 by Mary Maccullagh and witnessed by well known gentlemen of Bollington.

These are to Certify, that on the *thirty-first* day of *October* in the year one thousand eight hundred and seventy *two* before *Thomas Potter Cunliffe and Matthew Bateson Wood*

two of the perpetual Commissioners appointed for the County of *Lancaster* for taking the Acknowledgement of Deeds by Married Women pursuant to an Act passed in the third and fourth years of the Reign of His late Majesty King William the Fourth, intituled “ An Act for the Abolition of Fines and Recoveries, and for the substitution of more simple Modes of Assurance,” appeared personally *Mary*

the Wife of *Archibald Maccullagh*

and produced a certain Indenture *marked A*

bearing date the *twenty ninth day of October one thousand eight hundred and seventy two* made between *Robert Burgess, John Burgess, and Richard Enfield of the first part the said Richard Enfield and Benjamin Dawson of the second part Mary the wife of the said Archibald Maccullagh and the said Archibald Maccullagh of the third part and Joseph Brooke Turner and John Turner of the fourth part*

and acknowledge the same ——— to be *her* act and deed;

And we do hereby Certify, that the said *Mary*—— was at the time of *her* ——— acknowledging the said deed of full age and competent understanding, and that *she was* ——— examined by us apart from *her* ——— Husband touching *her* ——— knowledge of the contents of the said Deed and that she freely and voluntarily consented to the same.

[signed] *Thos P Cunliffe*
 M Bateson Wood

The second document ...

In the Common Pleas.

I Benjamin Dawson of the Town of Nottingham in the County of the Town of Nottingham ————— Gentleman, one of the Attorneys ————— of the Court of Common Pleas — make Oath and say :-

1. *That* I know *Mary* ————— the wife of *Archibald Macculloch*

in the Certificate hereunto annexed mentioned, and what the Acknowledgement therein mentioned was made by ————— the said *Mary* ————— and the Certificate signed by *Thomas Potter Cunliffe* of *Manchester* ————— in the County — of *Lancaster* — Gentleman and *Matthew Bateson Wood* — of *Manchester* — in the County — of *Lancaster* — Gentleman, the Commissioners in the said Certificate mentioned on the day and year therein mentioned at *Manchester* — in the County of *Lancaster* in my presence.

2. *That* at the time of making such Acknowledgement ————— the said *Mary* ————— was of full age and competent understanding and that ————— the said *Mary* ————— knew the said Acknowledgement was made.
3. *That* to the best of my knowledge and belief the said *Thomas Potter Cunliffe* ————— one of the said Commissioners is not in any manner interested in the transaction giving occasion for such Acknowledgement or concerned therein as Attorney, Solicitor or Agent, or as Clerk to any Attorney, Solicitor or Agent so interested or concerned.
4. *That* previous to ————— the said *Mary* ————— making the said Acknowledgement I enquired of *her* ————— the said *Mary* — whether she intended to give up her interest in the Estate in respect of which such Acknowledgement was taken without having any provision made for her in lieu of or in return for or in consequence of her so giving up her interest in such Estates, and that in answer to such enquiry ————— the said *Mary* ————— declared that she did intend to give up her interest in the said Estates without having any provision made

for her in lieu of or in return for or in consequence of her so giving up such her interest, of which declaration of _____ the said *Mary* _____

I have no reason to doubt the truth and I verily believe the same to be true.

5. *That* it appears by the Deed acknowledged by _____ the said *Mary* — that the premises wherein *she is* stated to be interested are described to be in *Bollington* in the *County* _____ of *Chester*.

Sworn at the Town of
Nottingham _____

this *fifteenth* day of *November* One
thousand eight hundred and *seventy two*
Before me

[signed]

B W Dawson

Francis T Shelton

A Commissioner *for taking affidavits in the above Court*.

Unfortunately the Indenture is not present. That would have described the property at Bollington which was the subject of these documents.