

before the Governour that your deponent did know John Deery and had known him about three years that the said Deery dyed the second day of December that your deponent did not Live in the house w.th him nor was his servant.

2 To the second he canott depose.

3 To the third Sayth that the paper shewed him was drawn according to the substance of Deerys instructions and that that paper is the same your deponent wrote in Deerys Chamber the day before Deery dyed and that your deponent swore to the same before the Governour.

4 To the fourth sayth One Sunday about noone of the same day being the second of December 1677 Your deponent was Called by Richard Dalton from Chillmans house to Speake with the said Dalton And by the way your Deponent asked Dalton what the business was, who Told this deponent that the Business was to make Deerys Will, And that Deery was then of sound memory to the best of your Deponents Judgements.

The Examination of Nicholas Paynter to the Cross interrogatoryes a foregoing being sworne upon the Holy Evangelists before the Court of delegates the 26.th day of October 1678.

1 To the first saith that Dalton Came to this deponent and told your depon.^t that Deery sent for him this depon.^t to make his the said Deerys will or words to that Effect and when your Deponent Came into Deerys Chamber where he Lay sicke Deerys face was towards the wall, and Dermott Told Deery that the deponent was Come your deponent asked What he Could doe for him or what he sent for him for or words to the Effect & your Deponent saith that noe person perswaded him to make his Will as your Deponent knows of But that Deery gave instructions to your deponent to write that he the said Deery gave all that he had or what he had or words to that purpose to his sister Ellinor Deery And his Brother Owen Quigley And his Cozen John Quigley But that yo.^r Deponent had no ffoule draught of the said instructions But that he your deponent was about halfe an hour in reducing the same to writing. p. 129

2 To the Second Interrogatory saith that John Deery to the best of this deponents Judgement was of sound memory when he gave this deponent such Instructions to draw his will as aforesaid but before the whole Instructions was reduced to writing the said Deery talked Idely but whilst he was giving Instructions for the said will, that noe interlocutory words were used by him dureing the Time of giving such instructions as aforesaid This deponent Saith that the said will was not read to the said Deery and that immediatly upon such instructions your deponent went to reduce the Afforesaid Instructions into ye forme of A Will.