

74 WILLS AND TESTAMENTS.

Wills of land held to be good under the statutes of Hen. 8.

Bare notes, in the hand writing of another person, were allowed to be good wills within the statute—so, a letter written from beyond sea, which directed that the estate should go in such a manner—tho' not sealed—tho' in loose sheets—tho' in the form of an indenture—where, the lawyer only took short notes, with a design to draw it in form, which he did, but the devisor died before it was read to him—where written unknown to the devisor, and afterwards read to, and approved by him—notes given to make a will, and the devisor's memory failed him, these notes being drawn into form, held to be good. Dy. 72—Cro. Eliz. 100—Mo. 177—2 Leon. 35—3 Leon. 79—March. 206—1 Syd. 315—1 Mod. 177—1 And. 34—1 Brownl. 44—Kelw. 209—1 Leon. 113.

Wills of land under the statute of 29 Car. 2d.

But the 29th Car. 2, ch. 3, directs, that all devises of *lands* shall not only be in writing, but signed by the devisor, or some other person in his presence, and by his express direction, and be subscribed *in his presence*, by *three, or four credible witnesses*; and the same ceremony is necessary to revoke a will, regularly made under this statute.

How to be signed.

If the name of the devisor be written by himself, or by another person in his presence, and
by