his writing, & dont think he c^d ever write so good a hand.
Hall, Garrett & Woodcock know nothing of the Execution
of the Lre of Attorney, but believe it wh^l proper hand
writing of Deed, Hall adds, it is just such a scrawling hand
as Deed always wrote.

Bye Day. Dr Collier. The Question before the Ct is whether the Will propounded
is the last Will of the Deed? we say it was duly executed, attested
by 3 W^s of whom 2 are unfortunately dead, but we supply
their Place, by producing Bushel & Smith, who depose to the
Character & handwriting of Falder — Anderson was a Soldier
in the Guards where Denman was Sergeant, who with Anne
Williams speaks positively to his handwriting —
Drover & Hill have frequently seen the Deed write are well
acquainted with his manner & Character of Subscription, &
are firmly of Opinion the Subscription to the Will, was the
act of Hand the deed —
L. com: all the Witnesses who support Willm Hall, are his
Relations, they say the Deed wrote a scratching hand, this is
contradicted by others who saw him write the Ship Acc^t
There is no Impeachment of the Transaction but the negative
Evidence of Hall — it is not pretended the Deed ever expressed
the least Affection for his Brother —

Dr Calvert. The Gentleman on the other side mentioned two things wch
I suppose he meant to insist on as objections; as, that it
did not appear wh^n Grace Castles, survived the Deed, if she
died, wh^n she made a Will, or died intestate? Vaughan took
his Oath, he of course swore, Mr Gibson was the Survivor;
it is now too to object to us as a Party — The other, is the
Erasure, but the Ct will not presume a fraudulent Intent
from a mere Erasure, unless it is accompanyd by some Overt
Act; the Dr must shew it was dated, in a different manner
from what it is at present, & the Use intended to be made by
the Alteration; if there had been any Alteration in the year
of our Lord, the Year of the King must have been a Three
too — If it was 1754. it w^d have been, the 28th year of the
King, if 1744. the 18th — The Qu^n is wh^r there is sufficient
Evidence before you to ground a Sentence in favor of the
Will; the Witnesses being dead, the only way left us, is, to
examine to their Characters & handwriting — Williams is
objected to as a Markswoman, I allow she is not so good
a Judge of handwriting, as one who can write, but it is
not follow, she could not therefore read, if she c^d she might
have conceived a good Idea of her Husbands handwriting
besides, I dont know that 2 W^s are necessary to prove it —
Wm Hall creates our Difficulty, who denying his Act, & the
other 2 W^s being dead, the Pl^t cant expect Evidence of the
Execution; But notwithstanding what he says to the con-
trary, there is a very strong Similitude, between his Signature
to the Will, & to the Depos^n — Where Difficulties of this
Sort arise, it is usual to have a Comparison of hands
by the most experienced Proctors — The Witnesses on the
other Side are all Relations of Geo. Castles; it looks like
a Combination; they all agree in the same Story, that the
Deed wrote a scratching hand; what Idea can be annexd to

a scratching hand? the 2 dead Witnesses must be supposed
to be Witnesses to his Sanity & to his Intention to make his Will
they are W^s to every thing that tends to the Essentiality of ye Will
they are W^s to every thing that tends to the Essentiality of ye Will
& still are unexceptionable — The Exhibit is introduced for
a Comparison of hands, but it must be beyond all Controversy
that the papers so produced, is the handwriting of the Deed; the
Oaths of W^s to an Exhibit, as far as their Belief goes, serves as a
Standard of Comparison; you might have had better Evidence to
this Lre of Attorney, for there are 2 W^s one of wch, Drover is exam^d
they ask him on an Interrogatory, wh^r he ever attested any Paper —
It goes not only to shew a failure in proof, but a Tenderness of
examining the W^s to it — Hall is interested to set aside the Will
their own Case, shews, he was the Deeds Attorney several years,
he must then account to Mr Vaughan, for such a space of time
Perhaps he has a better understanding with Geo. Castles, than
Vaughan — There is no probability or possibility of Forgery;
had that been the Case, why shd we have hit upon Wm Hall
to be a W^s we could not procure his Attendance without a com-
pulsory, a writ & mod is, this shews we were satisfied with the
honesty of our behavior, we shd not otherwise have taken the
Pains to get him examined —

Dr Wynne. There is a very great Similitude between the Blanks filled up
in the Body of the Will, & the Subscription thereto, but they are
pleaded to be wrote by the same person; the Alteration is very
material, because if the Will was dated in 1754, it w^d be totally
destroyd, by the Death of one of the Subscribing W^s in 1753
I admit the force of this Objection is taken off by Dr Calverts
Observation, of the Year of the King; Why has not the Pocket
Book been produced, wch Bushel says contained a Acc^t of
Falders handwriting, that w^d have been more satisfactory
than Belief, they might then have judged by Comparison — I must
insist Anne Williams, being a markswoman, is an incom-
petent W^s as to handwriting, even by the common course
of the Office, where an Affidavit to handwriting is required
When you consider Halls Depos^n, supposeing it true, these
Subscriptions are all dead Letters; there appears no Objec-
tion to Halls Evidence, he is a very fair Witness — Comparison
of Hands is very fallacious, witness the Case of General
Frampton's Will — Wm Hall was particularly acquainted
with the Deed, his Son must consequently be so, too;
It is asked, what c^d be the Inducement to forge, this Will
that, is not necessary for me to inquire; but the Tempta-
tion, is the same in this as in other Cases; I cant tell
how they shd pitch upon Hall; ....

Dr Burrell. The present Question, regards the proof of the Will propounded
wh^r it is sufficient to found the Ct in a Sentence to establish
it; I would observe, there is no satisfaction before the Ct, how
the Will came here, where it was made, in whose Custody it
was found; or wh^r Grace Castles survived the Deed, & if she died,
who is her Representative? The Paper is stamped with the
strongest marks of Forgery & Fraud; the present Date indeed
is 1750, but the word Four, appears manifestly erazed, after
the word Fifty, the force of this Objection, we are told is removd
by the Year of the King, tallying with the present Date; I
admit it does, but the Consequence dont necessarily follow
that there was no forgery; that the Persons concerned in this
Transaction, were mistaken, is clear, but they found out

x. 6 Persons were examined on one Side, & 4 on the other, to judge
upon a Comparison of Hands; each swore in favor of ye Party on
whose Side they were examined —