

**DEPOSITION OF WITNESS TO  
PROVE HOLOGRAPHIC WILL**

VA. CODE §§ 64.1-49, 64.1-87, Rule 4:3

..... Name of Testator/Decedent

..... Deponent

**TO THE DEPONENT:**

You are providing the Court testimony, under oath, which will assist the Court in proving the attached handwritten document dated ....., hereafter referred to as the “writing,” to be the last Will and Testament of the above-named decedent.

After being duly sworn, the deponent says as follows:

1. State your name, age, and residence address: .....

2. Are you a beneficiary under the writing presented for probate? **Ans.** .....

3. Do you have any interest in the writing being offered for probate which will ultimately benefit you in any way?

**Ans.** .....

3a. If the answer to Question 3 is “Yes,” describe what benefits you expect to receive as a result of your testimony.

**Ans.** .....

4. Were you personally acquainted with the decedent? **Ans.** .....

5. Describe how you personally knew the decedent. **Ans.**

6. Are you personally familiar with the handwriting of the decedent? **Ans.**

7. Describe how you are personally familiar with the handwriting of the decedent. (Examples: correspondence with decedent, business records, handwritten notes of decedent, etc. **Ans.**

8. If you have any such examples of the decedent’s handwriting in your possession, please provide copies of examples of the handwriting of the decedent. **Ans.** Copies attached ....., OR No copies available .....

9. Attached is a copy of the writing purporting to be the Last Will and Testament of the decedent, and purporting to be written wholly in the handwriting of the decedent. Do you believe this writing together with the signature to be inscribed wholly in the handwriting of the decedent? **Ans.** .....

10. If the answer to question 9 is “No,,:” What portion of the writing is not inscribed in the handwriting of the decedent?

**Ans.** .....

