

**CC-1603 DEPOSITION OF WITNESS TO PROVE SIGNATURES OF DECEASED CC-1603
ATTESTING WITNESS AND OF THE TESTATOR**

USING THIS REVISABLE PDF FORM

1. Copies - Original to witness then to court.
2. Prepared by witness and acknowledged by clerk or notary public.
3. Attachments - Copy of will.
4. Preparation details

This form is for use when the attesting witnesses to a will are deceased. A deponent can give testimony regarding the handwriting of the deceased attesting witness and the decedent.

**CC-1603 DEPOSITION OF WITNESS TO PROVE SIGNATURES OF DECEASED CC-1603
ATTESTING WITNESS AND OF THE TESTATOR**

DATA ELEMENTS

1. Name of decedent.
2. Name of deponent (person who is testifying that the facts are true).
3. Deponent should insert the name age and residence of the deponent.
4. Check box indicating whether deponent is a beneficiary. If yes, describe the benefit in the space provided.
5. Check box indicating if deponent recognizes any of the signatures. If yes, indicate the signature that deponent can identify.
6. If deponent answered yes in data element no. 5 (question number 3), describe how deponent is familiar with the signature.
7. Check box indicating whether the testimony is given freely and voluntarily.
8. Date of deposition.
9. Signature of deponent.

To be completed by person acknowledging deposition:

10. Location where deposition of deponent taken.
11. Date of deposition.
12. Date Notary Public's commission expires, if applicable.
13. Signature of clerk, deputy clerk or notary who took deposition. Check appropriate title box.

DEPOSITION OF WITNESS TO PROVE SIGNATURES OF DECEASED ATTESTING WITNESSES AND OF THE TESTATOR
COMMONWEALTH OF VIRGINIA

..... **1**, the Decedent
..... **2**, the Deponent

TO THE DEPONENT:

You are providing this Court testimony under Oath which will assist the Clerk/Court in proving the attached writing to be the Last Will and Testament of the Decedent.

Please answer all questions truthfully and completely. After being duly sworn, the deponent says as follows:

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

Answer: **3**

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

Answer: Yes No **4**

If the answer to Question 2., is "Yes," describe the benefit you expect to receive as a result of your testimony.

Answer: **4**

3. Do you recognize any of the signatures (any attesting witness and/or the Decedent) appearing on the attached writing?

Answer: Yes No **5**

a. If you answered "Yes" to Question 3., which of the signatures appearing on the attached writing can you identify?

Answer: **5**

b. If you answered "Yes" to Question 3., describe how you are personally familiar with the handwriting of the witness(es) and/or Decedent. (Example: by reference to correspondence, business records, handwritten notes of the witness(es) and/or the Deceased.)

Answer: **6**

4. Is your testimony in this matter freely and voluntarily given?

Answer: Yes No **7**

..... **8**
DATE

..... **9**
SIGNATURE OF DEPONENT

STATE OF **10**
CITY/COUNTY OF

The foregoing Deposition was subscribed and sworn to before me this **11**
day of

My commission expires: **12**

..... **13**
CLERK DEPUTY CLERK NOTARY PUBLIC