

his father returned shortly after; witness thinks he was a home before him; copied out the deed as directed, and the produced is it; about three or four days after the deed was executed; remembers his father's death; was at his funeral on the 28th; the will was read on the Monday after his father was buried; between the time of his father's death and the reading of the will witness was not in Dublin; brought home the deed on a stamp; knows John Burland; never got him to witness a deed in a grove near Mount Nebo; got another deed from Mr. Fearon before the Assizes of Wexford by his father's direction; it was a deed of acquittance in consequence of the prosecution for stealing the cup.

Cross-examined by Mr. Scott—Went to Dublin in December, 1823, by Wm. Gowan's directions; gave Mr. Fearon instructions, he thinks both in writing and by word of mouth; his impression is that having got the lease he prepared something from it at the hotel* where he stopped; won't swear positively to this; got the deed granting Ashwood from from his brother William; shewed it, and thinks he gave Mr. Fearon the draft he drew himself, and the original grant of Ashwood; asked Mr. Fearon to prepare a proper draft without names; don't know whether Mr. Fearon made any alterations; if he swore that he brought him a draft ready prepared which he was to get engrossed, he believes he would swear falsely; gave to William on his return the deed given him by Mr. Fearon; paid Mr. Fearon; and he or the scrivener gave it to him, it was on a stamp; thinks witness and his father remained about two days in Wexford; from Wexford went to Henry Gowan's; swears he did not remain there two days: will not venture to swear he staid one; thinks his father came home on the evening of the morning which he came home; did not go through Gorey when returning from the Assizes on his way from Enniscorthy home; is almost certain he did not; it would have been out of his way. Does not know where the deed is, gave it to his brother William; could not say how he travelled from Enniscorthy to Mount Nebo; can't tell whether he walked or rode; but did not go in a coach; won't swear any one was in his company or not from Enniscorthy home; had sworn to the execution of this deed; all were present and signed it on the one occasion; before it was executed his father desired them to keep it private as he was making a provision for William; his father looked over it; thinks he could not have read the whole of it; cant say which side of it he was reading; he (witness's father) took it out of his desk, it had been given to him the day previous; don't know if it was

*Bell's, Lower Keven-street.