

I Joseph John Alston of the County of Chatham &
 State of North Carolina being of sound & disposing mind
 & memory, making all wills by me heretofore made do
 make, ordain, publish & declare this to be my last will
 & testament in manner and form following viz
 First I give & devise unto my beloved wife Elizabeth all the
 land I bought of Joshua Badley, Levi Johnson & Thomas
 Garrett during the term of her natural life, also as
 many of my negroes as she may think proper to take out
 of all those of which I shall die possessed and at her
 death it is my will that said negroes with their increase
 be divided equally among all my sons, also all my household
 & kitchen furniture and the stock that belongs to the
 plantation & the plantation known by the name of Badleys
 place or Chatters to be entirely at her own disposal - Item
 I give and devise to my son John Loner Alston this land
 all the land I bought of Samuel Lindley & Thomas Lindley
 lying on Crane Creek also one other tract of three hundred
 acres lying on Hartons Creek including the house in which
 he lives on the conditions following, that is to say that he said
 John Loner Alston shall never in any manner whatsoever
 claim or contend for the property or any part thereof which
 was willed to him by John Loner of Warren County of which
 property I have heretofore disposed or if he shall claim or
 contend for said property then & in that case it is my
 will that the land herein devised to him shall be
 equally divided among my other sons - Item, I give & devise
 to my son George Washington Alston ^{this land} all the land I bought
 of Lewis Carroll & Asa Senagard lying in Moore Co.
 If the land herein devised to John Loner Alston & George
 Washington Alston shall be considered more valuable than
 the land hereinafter given to my other sons, then it is my
 will that they shall pay over to their brothers as much
 as shall make all their shares to be of equal value

Item. I give & devise to my son Nathaniel Macon Alston this heir, all the lands I bought of John Macon & as much more as shall make his part equal in value to the parts of his other brother. - Item I give & devise to my son Gideon Alston this heir all the lands I bought of William Saffy, the Governor the land as my father bought of Saffy & as much more as shall make his part equal in value to the parts of my other sons. Item - I give & devise to Robert Palmer Alston this heir the lands I bought of my of Samuel Jackson on Haw River also the lands I bought of my son John Jones on Haw River & as much more as shall make his part equal in value to the parts of my other sons. - Item. I give & devise to my son Philip Kearney Alston this heirs all the lands I bought of James Macon & all Henry & as much more as, as will take in his dwelling house & the spring he uses then down the various courses of said spring Branch until it intersects the line of land I bought of Jenkins then East with said line & round for Complement - Item. I give & devise to my son Joseph John Alston & his heirs all the land as my father bought Tyrell also all the lands I bought of Jenkins. - Item. I give & devise the balance of my lands to all my sons & their heirs in such manner that all their shares shall be of equal value. - It is my will that the lands herein devised to my sons respectively shall be of the same value & that each one of my sons older & younger shall pay over to his brother or receive from his brother as the case may be so much as shall make all their respective shares of equal value. Item I give & bequeath to my eldest daughter Elizabeth Macon Jackson & her heirs all the negroes which I put into her possession after she was married & the increase of said negroes since that time and in addition to them twenty four negroes more. - Item I give & bequeath to my Executors hereinafter named & the the survivors or the survivor of them & to the Executor or Administrator of the last survivor the negroes I put into the possession of my daughter Margaret Cotton after she was married & the increase of said negroes since that time and in addition to them twenty negroes more in special trust & confidence nevertheless for the sole and separate use & benefit of my daughter Margaret & of each child as she now has or may hereafter have

exclusive of the jus mariti of her ^{husband} or any future husband with full power & authority after the death of my said daughter Margaret to divide & allot the same among & between the children of my said daughter, living at the time of her death and the children of any children of my said daughter dying in her lifetime in shares given to each child of my said daughter & to the child or children of any deceased child or children of my said daughter such equal portion of the said Estate as the parent of said child or children would have been entitled to if he or she had been living at the time of my said daughter's death which divisions & allotment shall be by deed made by my Executors or any one of them or by the survivor or the survivors of them or their Executors & shall vest the estate so allotted in said child or children or Grandchildren of my said daughter & their heirs, absolutely. - Item I give & bequeath to my daughter Emeline Hamilton & her heirs all the negroes I put into her possession after she was married & the increase of said negroes, since that time and in addition to them two negroes more: also I give & bequeath to my Executors hereinafter named to the survivors or survivor of them & to the Executor of the last survivor ten negroes in special trust & confidence nevertheless for the sole & separate use & benefit of my said daughter Emeline & her children as she now is or may hereafter have. exclusive of the jus mariti of her present or any future husband with full power & authority after the death of my said daughter Emeline to divide & allot the same with their increase among & between the children of my said daughter living at her death & the children of any child who may have died during her lifetime in equal shares the children of each child so dying in the life-time of my said daughter representing the parent which division & allotment shall be by deed executed by my Executors or the survivors or survivor of them or the Executor of the last survivor

& shall vest the property as allotted in the children or grandchildren of my said daughter Emeline & their heirs, absolutely. - Item I give & bequeath to my Grandsons & granddaughters Joseph John Jackson Joseph John Atkinson, Joseph John Cotton & Joseph John Hamilton one negro girl each which said negroes shall be of equal value. Item I give & bequeath to my Grandson John Jones Atkinson one negro. Item - It is my will that the ten negroes I have given to my daughter Emeline over & above those now in her possession & the two negroes herein given to my Executors in trust for her sole and separate benefit, exclusive of the marital right of her present or any future husband and abating twenty negroes in number & giving the twenty negroes given to my Executors in trust for the sole & separate benefit of my daughter Margaret Cotton & her heirs of the marital right of her present or any future husband be of equal value with the twenty negroes given to my daughter Elizabeth Jackson & that the remaining four given to my daughter Elizabeth H. Jackson shall be equal in value to any four negroes in either of the three lots given to my said daughters. I wish it known to my family & to the world that I have given my daughter Elizabeth four negroes more than either of her sisters on account of the conduct of her husband Samuel Jackson in relation to my Law suit &c. - Item I give & bequeath to my son John Jones Atkinson & his heirs all the negroes of mine to which he has in his possession also selling & buying (given to me by John Jones of Warren County) & their increase, and should they not be equal in number to the lots of his other brothers they not be equal in number to the lots of his other brothers. It is my will that they be made equal. - Item I give & bequeath the balance of my negroes not herein otherwise bequeathed to my other sons equally to be divided between them and when a division shall be made each one shall say what number he began with to the intent that all of them shall have the same number. - Lastly - I do hereby nominate & appoint my beloved friends Brown Atkinson, ^{Rising} ~~Atkinson~~ ^{Atkinson} Samuel & Jackson, Robert Clark & John Hawkins ^{Atkinson} ~~Atkinson~~

Elmah. Daniel Elmah William A. Price, & all my sons
 Executors of this my last Will and Testament. In testimony
 whereof I have hereunto set my hand & affixed my seal this
 30th day of September A.D. 1839

For In Atteston 

Signed sealed, published &
 declared by the Testator in our
 presence to be his last Will &
 Testament & at his request & in his
 presence & in presence of each
 other we did subscribe the same
 as witnesses thereto

Teste John M. Hill

Frederick A. Hill (Clerk)

Chatham County, Ga. This certifies that the foregoing last Will
 of August Sepien, 1841 & Testament of Joseph John Elmah, Sec^d
 was proved in open Court by the oath of Frederick A. Hill a
 subscribing witness thereto & ordered to be recorded. Whereupon
 John Jones, Elmah, & Samuel A. Jackson, two of the Executors
 therein named appeared in open Court & were duly qualified as
 such. The following persons therein named as Executors having
 renounced their right to qualify. Wm. A. Brown, Elmah, Wm. A.
 Price, Robert A. Elmah, Robert F. Elmah & Philip R. Elmah at this
 Term & A. A. Elmah & Dr. John A. Elmah, at Nov Term 1841

Teste N. A. McAdams 666

In the name of God Amen. I being weak in body
 but of good mind and memory do ordain and establish
 this my last Will and Testament. First I give my soul
 unto the hands of almighty God. Secondly, I wish all my
 funeral charges and just debts to be paid. Thirdly, I wish
 all my personal estate to be equally divided between
 my lawful heirs excepting my bed and furniture
 for the same which I give and bequeath to Eliza and
 Rebecca Picket. And my case of drawers, I give and
 bequeath to Belinda Hummel, also except the following
 heirs I have already paid out to my children or lawful
 heirs which are as follows (viz) To my son John, & to