

I Nathaniel M Alston of The County of Chatham 418
and State of North Carolina, being of sound mind
and memory, but considering the uncertainty of
my earthly existence, do make and declare this
my last will and testament, in manner & form
following; That is to say

First - That my executors (hereinafter named)
shall provide for my body a decent burial
suitable to the wishes of my family, friends
and relatives; and pay all funeral expen-
ses, together with my just debts; however
and to whomsoever owing, out of the money
that may first come into their hands as a
part or parcel of my estate.

Item - I give and bequeath to my beloved wife Martha
M Alston all my lands lying in the County
of Chatham - I also give and bequeath to my
beloved wife one tract of land in the County
of Halifax, and also two tracts of land in
the County of Moore; all lying in the State
aforesaid -

Item - I give and bequeath to my beloved wife Martha
M Alston, all of my horses, mules, and stock of
every description, and all of my farming utensils,
I also give and bequeath to her all of my house-
hold and kitchen furniture, and every species
of property otherwise not mentioned.

And - Lastly - I do hereby constitute and appoint my
trusty friends Alston A. Jones and John B. Degeop
my lawful executors to all intents and
purposes to execute this my last will and testament
according to the true intent and meaning of the
same and every part and clause of the same -
hereby revoking and declaring utterly void, all
other wills and testaments by me heretofore made
In testimony and witness whereof, I the said
Nathaniel M Alston do hereunto set my

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hand and seal This The 12th day of April A.D. 1854.
Nathl. M. Alston

Signed, sealed, published, and
declared by the said Nathaniel
M. Alston to be his last will
and testament in the presence
of us who at his request, and
in his presence do subscribe
our names as witnesses thereto

Wm Barringer,

John I. Alston.

August Term 1856,

The execution of the foregoing
last will and testament of Nathaniel M. Alston
was duly proved in open court by the oaths of
Wm Barringer and John I. Alston the subscribing
witnesses thereto and ordered to be recorded -
whereupon John B. DeGraffenriedt ~~therein named~~
~~off~~ the Executor therein named appeared in
open court and was duly qualified as such -

Teste W. P. Taylor C. C. C. -

State of North Carolina } In the name of God
Chatham County } Amen - I Green Hornack
of the County and State aforesaid being of sound
and disposing mind and memory considering
the certainty of death and the uncertainty of
the time thereof, do hereby make publish and
declare this to be my last will and testament
hereby revoking and making null and void all
former last wills and Testaments by me heretofore
made and declare this, and this only, to be my
last will and testament in manner and
form following that is to say -

Item First That my Executor hereinafter

named pay off all just debts by me owing ^{4 1/2}/₆
any and all persons whatsoever -

Item second - As to the residue of my estate and
which shall not be required for the payment of
my debts and the expenses in and about the
Execution of this my last will and Testament
and the administration of my Estate - I give
give, devise and dispose thereof as follows (to wit)

I give devise and bequeath unto my wife Ann
the dwelling house and lot in the town of Pittsburg
wherein I now live together with the lots adjoining
the same being five in all, embracing the yard
garden and stable lots, one or more back lots
and the House and lot adjoining the public
square (which house was lately used by a
Mr. Baker as a tinner's shop) also one other lot
known as the meadow lot, adjoining William
Hatchcock and others, also a tract of land ad-
joining the lands of Thomas B. Harries and others,
containing one hundred and forty seven acres
more or less, to have and to hold the said
house and lot lands and tenements for
and during the Term of her natural life -
I likewise give and bequeath to my wife Ann
the use of two negroes during her life (to wit,
Peggy and Simon, and also the use of all
my household and kitchen furniture, and
should any of my children hereafter named
marry or settle off during the lifetime of my
said wife - I desire that she give off said
furniture or such portions of the same as
she may think proper to such child or children
Item 3rd - It is my will that my Executor hereinafter
named continue to carry on the mercantile
business in the Brick House now occupied by me

as a store for the space of twelve months after my decease, unless the goods on hand should be sooner disposed of to enable him the better to ~~close~~ the business without a sacrifice of the goods on hand and if at the expiration of the said twelve months there should be any goods left my will is that my Executor sell them off at auction

It is further my will and desire that my Executor herein after named sell all the stock of hogs, horses, cattle sheep, mules wagons carts and all my farming utensils on my Cape Fear plantation, and all such other stock ~~my~~ farming utensils as I may be possessed of in Pittsboro and all my crop when it shall have been gathered also a tract of land containing three hundred acres more or less lying on Deep River adjoining the lands of Mrs Sally Gilmore and others; and after the twelve months shall have expired and the business of my store is wound up, I desire that my Executor sell the lot in Pittsboro on which my Brick Store and ware house stands on such credit as he may think best. Item 4th I give and bequeath to my son John A. Womack one fifth part in interest of all my property, embracing negroes the proceeds of the sales of my Estate hereinafter mentioned, also one fifth part of the property I have heretofore devised and bequeathed my wife Ann to take effect after her death. Item 5th I give and bequeath to my two grandsons William G. and John W. Hayes, children of my deceased daughter Jane Hayes, wife of William A. Hayes one fifth part in value of all my estate not heretofore devised and bequeathed, also one fifth part in value of all ^{the} property I have heretofore devised and bequeathed to my wife Ann to take effect after her life estate in the same

is determined to be equally divided between them
and in the event that either of them should
die before arriving at the age of twenty one
years, then and in that case it is my will
and desire that the survivor shall receive
the share of the one so dying, and in the
event that both of them should die before
they reach the age of twenty one years
then and in that case it is my will and
desire that the share bequeathed to them shall
be equally divided between my son John and
my daughters Lucy, Fanny and Maria Wom-
rick or the survivor or survivors of them and their
heirs under the same restrictions as the prop-
erty hereinafter devised and bequeathed to my
said daughters Lucy Fanny and Maria Wom-
rick - Then 6th I give and bequeath unto my
daughter Lucy Thiers property to the amount
of one fifth of my whole estate not hereinbefore
devised and bequeathed, also one fifth in inter-
est of all the property I have hereinbefore devi-
sed and bequeathed to my wife Ann to take
effect after her life estate in the same is deter-
mined exclusive of the jus mariti of her present
or any future husband she may hereafter
have - It is further my will and desire that
the property hereinbefore bequeathed to my said
daughter Lucy Thiers shall be equally divided
between any children of my said daughter Lucy
living at the time of her death and the child
or children of any child or children of my
said daughter dying in her life time in shares
given to each child of my said daughter and to
the child or children of any deceased child
or children of my said daughter in such
equal portions of the said estate herein devised
and bequeathed to my said daughter Lucy as
aforesaid as the parent of such child or chil-
dren would have been entitled to if he or she