

In the name of God amen. — I Thomas Cummins of the County of Guilford and State of North Carolina, being of sound and perfect memory blessed be God do this thirteenth day of August in the year of our Lord one thousand eight hundred and thirteen make and ordain this my last Will and Testament in manner following, that is to say

First of all that all my just debts and funeral charges be paid

Item I give and bequeath to my beloved wife Elizabeth Cummins my plantation with all my lands to her own use and benefit so long as she continues to be my widow ~~and~~ and if she marries the land is to go to the heirs hereafter mentioned in the will.

Item I give to my wife my grey mare and my yoke of oxen and four hogs her choice out of my hogs, and as much of the crop as will be sufficient for her support for one year, and that my widow pay to my mother Jane Cummins forty bushels of corn and four bushels of wheat and sixty weight of pork and one thousand weight of hay yearly as long as my mother lives or til my widow shall marry.

Item I give to my sister Anna Mayben my part of all the books that uncle Thomas Cummins left to me and her.

Item That all the remainder of my estate be sold and if my wife is with child and the said child shall live to the age to receive and estate that the said child have all the remainder of my estate, and if the said child (shall)

shall die before it comes of full age that my estate shall be equally divided amongst my brothers and sisters children.

And I hereby make and ordain my worthy friend Daniel Mayben and my wife Elizabeth Cummins, Executors of this my last will and Testament.

In witness whereof I the said Thomas Cummins have to this my last will and Testament set my hand and seal the day and year above written.

Signed, sealed, published and declared by the said Thomas Cummins the Testator as his last will and Testament in the presence of us who were present at the time of signing and sealing thereof.

J. McKis (Clerk)

Sam. Cogswell

Joel Sullivan

Thomas Cummins

State of North Carolina, Guilford County. November Term, 1813.

Thomas McKis one of the subscribing witnesses to the within will came into Court and proved the execution of the same, and on motion ordered to be recorded. Then came in Daniel Mayben one of the Executors appointed in said will and qualified as such accordingly the widow refusing to qualify & at the same time entering her dissent to the said will

Test.

John Hamilton C. C.