State of North Carolina }
Macon County } May 18th 1878

In the Name of God Amen.

I Alexander Downs of the State of North Carolina, Macon County, Burningtown Township being of sound mind and possessing the shortness of this transitory life do this day make, constitute, and ordain, this as my last Will & Testament viz.

To my beloved wife Mary C. Downs if living at my death, I give & leave to her the old Homestead that is the land that I bought from Thomas Wilson all in the Thomas Wilson tract except the upper end of said place which is covered by a deed recently made to my son Ezekiel Downs, to have and to hold the said lands during her natural life and at her death the said described land shall descend to my daughter Jane if then living, to be hers in fee simple.

To Thomas L. Downs my eldest living son I have recently conveyed a certain parcel of land by deed which I deem to be his full share in my landed estate & consider that he has received his full share of my landed estate in this County.

To my son Jeremiah Downs I give & leave at my death all of the Shoemaker tract of land not covered by Thomas L. Downs's deed containing of about 80 acres, and twenty acres off of east end of a fifty acre entry, entered by myself and surveyed by John McDowell adjoins Shoemaker tract on South side, the 80 acres of Shoemaker tract, & 20 acres of said entry to make him 100 acres to have and to hold

as my last Will & Testament viz:
To my beloved wife Mary C. Dawes if living at my death, I give & leave to her the Old Homestead that is the land that I bought from Thomas Wilson all in the Thomas Wilson deed except the upper end of said place which is covered by a deed recently made to my son Ezekial Dawes, to have and to hold the said lands during her natural life and at her death the said described land shall descend to my daughter Jane if then living, to be hers in fee simple.
To Thomas L. Dawes my eldest living son I have recently conveyed a certain parcel of land by deed which I deem to be his full share in my landed estate & consider that he has received his full share of my landed estate in this County.
To my son Jeremiah Dawes I give & leave at my death all of the Shoemake tract of land not covered by Thomas L. Dawes's deed containing of about 80 acres, and twenty acres off of East end of a fifty acre entry entered by myself and surveyed by John McDowell adjoins Shoemaker tract on South side, the 80 acres of Shoemaker tract, & 20 acres of said entry to make him 100 acres to have and receive at my death which I deem to be a just and sufficient share of my landed estate.
I Add to my Son William Dawes and the heirs of my daughter Catherine Brady deceased, I give all the remainder of my lands lying on Tennessee River on & near it containing of my old place where Alexander Holbrooks now lives containing of about 315

acres in all to be equally divided between
William Downes & Catherine Hadley heirs,
I also have 300 acres of mountain which I
at this time have not deeded or bequeathed to
any person whatever, and at my death if
any of it is still in my possession I want
my Son Ezekiel to have it he having paid for
the lands recently sold him and Conveyed him
by deed,
And to my wife Mary C. Haynes & my daughter
Jane Downes, I give all my household and
Kitchen furniture of every kind whatsoever
together with wagons & farming & all other tools
& all the provisions & Crops of every kind left
at my death, and my desire is that my daughter
Jane Downes have her mothers saddle as her own
property, and at my wifes death I want all the
personal property to descend to my daughter Jane.
& to my wife Mary C. Downes if living at
my death, I give One Hundred Dollars in Cash
out of my funds left on hands by me & to my
wife I give two Milk Cows to be by her selected &
Also wife & daughter Jane to have all hogs & Sheep
left at my death for their use & all of said
hogs & Sheep to be Jones at wifes death, and
to my wife Mary C. Downes I leave least to
be selected by her out of outdoor horse stock
I have on hand at my death,
And as to Money on hand, Notes, bonds and
securities of every kind together with all horse, mule
& Cattle stock which is left at my death not
disposed of in any way, I want my executor to
take Charge of & Sell all property according
to law, pay any and all Claims just against

And to my wife Mary C. Rogers & my daughter
Jane Downs, I give all my household and
kitchen furniture of every kind whatsoever
together with wagons & farming & all other tools
& all the provisions & crops of every kind left
at my death, and my desire is that my daughter
Jane Downs have her mothers saddle as her own
property, and at my wifes death I want all the
personal property to accrue to my daughter Jane,
& to my wife Mary C. Downs if living at
my death, I give & bequeath Dollars in Cash
out of my funds left on hands by me & to my
wife I give two Milk Cows to be by her selected &
also wife & daughter Jane to have all hogs & Sheep
left at my death for their use & all of said
hogs & Sheep to be theirs at wifes death, and
to my wife Mary C. Downs I leave heart to
be selected by her out of whatever horse stock
I have on hand at my death,
And as to Money on hand, Notes, bonds and
securities of every kind together with all horse, Mule
& Cattle stock which is left at my death not
disposed of in any way, I want my executor to
take Charge of & Sell all property according
to law, pay any and all Claims just against
my estate & then divide equally among all Children
& their representatives according to law,
I also appoint Joseph Morgan if living at my
death as my Executor to Carry out the provisions
of my Will & Settle all matters connected with my
estate every way & make all necessary conveyances
every way In testimony of which I have set my hand
and seal
Attest W H Cochran, A. Downs
Attest Joseph Morgan,