

233 *Murdock: M. McKenzie's Will continued*

single, I wish her also to cultivate a suitable portion of my land for her support while she may remain single. At her marriage or death I wish all the household & Kitchen furniture sold & equally divided as above - I wish my wife and my daughter Elizabeth to pay the balance due for the boy Tom and for them to own him jointly as long as either of them may live and Elizabeth remains single. Should the boy Tom live longer than either my wife or daughter Elizabeth. I wish him sold and equally divided between my two daughters Jane and Sarah Crosby - In witness whereof I set my hand and seal on this eighteenth day of June Eighteen Hundred and fifty and -

In presence of
of

Alexander Martin &
Alex. M. McLeod

Moore County Court Jan'y Term 1852
The foregoing will is recorded in Books
B. there being no executor appointed
by said will Daniel McKenzie came
in to open court and was appointed
administrator of said Murdock
McKenzie according to Law
A. L. Leung J. C.

John Hyson's Will

In the name of God amen I John Hyson being sick and weak in body but of sound mind memory and understanding and considering the certainty of death and the uncertainty of time thereof and to the end I may be better prepared to leave this world whenever it shall please God to call me hence do therefore make and declare this my last will and testament revoking all other wills heretofore made by me

1st I will and devise to my beloved wife Margaret my Negro Woman Rose during her natural life and after her death to descend to my heirs and I furthermore will and devise that my beloved wife Margaret shall be amply and comfortably supported of my Estate to be furnished by my Executor herein after named

2nd I will and devise that my Executor hereinafter named shall pay all of my Just debts out of my Estate as herein after provided and then my Estate remaining to be divided as follows

3rd I will and ~~do~~ devise to my Grandson Will Smith my tract of Land known as the Whisker Land containing Eighty five acres more or less

4th I will and devise all the rest of my Land and miltly to my beloved son Thomas B Hyson & John Heide McKibary equally to be divided between them or if my Executor hereinafter named think best he may sell the Land & miltly so devised by this 4th article and pay off my debts with the proceed thereof and then my said beloved son Thomas B Hyson & my beloved Grandson John Heide McKibary to have share equally with the rest of my heirs in the remainder of my property of every description - But should my Executor hereinafter named deem best he together with John Heide McKibary may hold the Land & miltly before named in this article

and in that case then my beloved son Thomas B. Tyson & my beloved grandson John Wade McGilvary are to pay of my debt-

5th I will and devise to my beloved daughter Margaret an equal share of my Estate (remaining after what I have devised & willed in the foregoing Articles) & besides my negro man Adam whom I have given & conveyed by deed of gift to my beloved son Thomas (B. Tyson) with the rest of the heirs during her natural life and after her death to descend to the heirs of her body and it is my special will & desire that my Executor hereinafter named shall have the control & management of all the share of my Estate falling to my beloved daughter Margaret; and my Executor hereinafter named if he deems best may give and deliver over to the children of my beloved daughter Margaret their proportionable ~~share~~ of my Estate going to my said daughter Margaret, as they arrive at the age of twenty one years-

6th I will and devise to my beloved Grand daughter Eliza J. McIntosh an equal share of my Estate remaining after what has been willed & devised in the Articles before Article 5th and it is my will and intention that if my Grand daughter Eliza J. McIntosh shall die without issue then all my property falling to her by this my last will and testament shall descend to my heirs and it is furthermore my will and desire that my Executor herein after named shall have the entire & exclusive control & management of all of the share of my property going to my said Grand daughter Eliza J. McIntosh until she arrives at the age of twenty one years

7th My will & desire is that if my Grandson John Wade McGilvary shall die without an heir then all the share of my Estate falling to him

shall descend to my heirs-

8th I herewith appoint and constitute my beloved son Thomas B. Tyson my Executor to this my last will and testament

9th My will and desire is that my Executor may hire out the Negroes (concerning into his control & management by this my last will and testament) either at private bids or otherwise manage them as in his Judgment of and discretion may best promote the interests of the heirs

10th My will and intention is that my beloved son Thomas B. Tyson is to have my negro man Adam over and above what is devised to him in the foregoing Article 4th & I have already intended so to convey him by deed of gift and this my will is hereby expressed in the event he may not be so fully conveyed by deed of gift

11th My will and intention is that my Executor shall have the control of the Land devised to my grandson Nels J. Smith until if he shall arrive to the age of twenty one years In witness whereof I John Tyson on this 13th day of October A.D. 1861 have hereunto set my hand and seal this my last will and testament

Contained on Pages 1, 2, 3-

Signed sealed and ~~attested~~ John Tyson (Seal)
declared & Published by the
said John Tyson as his last
will and testament in the
presence of us who in his
presence & at his request have
hereunto set our names as witnesses-
William Cole
J. C. Bruce