WILL OF

JAMES ALSTON

IN THE NAME OF GOD AMEN.

I James Alston of the District of Fairfield in the State of South Carolina being of Sound mind and memory, and calling to mind the uncertainty of life, do make and ordain this my last will and testament, in the manner following to wit

To my daughter Elizabeth M. Pearson the the heirs of her body forever I give and bequeath the three following negro slaves Sylvia and her two daughters Mary and Cloe, together with their future ifsue and increase, The b d, bedding and bedstead in my room occupied by me my desk and book case, and one half of my books (which may now be divided) all the horses, mules, cattle and hogs which I leave on the Hogsbook place, one half of all my plantation tools, Gear waggons utensils & one half of the Sharrs in the Broad River Bridge Company and one half of the Sharrs in the C.C. Road Company and So. Western Bank of which I may be pofsefsed at the time of my death one half of the proceeds of Sale of so much of my Cedar Creek place, as lies on the west side of Cedar creek and unsold and the time of my death - one half of the roceeds of sale of the tract inherited by me from my brother Samuel Alston situated on Little River, and all the purchase money of the lands last purchased from me by Aaron Powell and the last purchased or about to be purchased by Philip D. Cook also one half of the monies which may be in my pofsefsion or owing to me upon bond note or otherwise at the time of my death after all my debts are first paid, also one half of any property which I may acquire after the execution of this will of which I may be pofsefsed at the time of my death.

To my son William I. Alston I give and bequeath all the horses, mules, cattle and hogs &c which I leave on the May place, one half of all my plantation tools waggons, gear, utensils &c one half of the sharrs, in the Broad River Bridge Company and one half of the sharrs in the C.C. Rail Road Company and So-Western Rail Road Bank of which I may be pofsefsed at the time of my death also one half of the proceeds of the sale of so much of my cedar creek place as his on the west side of Little

WILL OF

JAMES ALSTON

Cedar Creek, and unsold at my death and one half of the proceeds of the Sale of the tract of land sutuated on Little River which I inherited from my brother Samuel Alston - also one half of the monies which may be in my pofsefsion or owing to me upon bond note or other wise at the time of my death after all my debts are first paid, and one half of any property acquired by me after the execution of this will, of which I may be pofsefsed as the time of my death, also one half of my books. It is my will that the two tracts of land above alluded to to wit my old cedar creed place (on the west side of the creek principally) and the Little River tract fromerly my brothers shall be sold whenever my executors hereinafter to be named shall deem it expedient, and the proceeds disposed of according to the above discretions. It is my will that all my slaves (except those already disposed of in this insturment, and Mary the daughter of Eliza, shall bedivided into two equal lots or gangs, or as nearly equal as may be which division I now make, one of which lots or gangs together with their future ifsue and increase I give and bequeath to my grand children who are or may be the children of my daughter Elisabeth M. Pearson to them and the heirs of their bodies forever. and the other lot of slaves as aforesaid together with their future ifsue and increase I give and bequeath unto my grand children who are or may be the children of my son William J. Alston, to them and the heirs of their bodies forever. The above division to be in the following manner, of the lot which I intend for my daughter, children I give to DrG. B. Pearson as Trustee in Trust for Mary E. Boyer and the heirs of her body forever the following slaves Mingo, Sally, Cilla, Aggy, Moses and Rachel together with their future ifsue and increase the residue of said lot towit Jacob Clarifsa Sam, Stephen, Robin, Clarifsa, Jim William Fanny, Little Jacob, Wyley, Isaac, Sall, old Hannah, Mima Maria Ben Rock, Mimas Eliza, Ellen, Leanna, Harriet, together with their future ifsue and increase, I give and bequeath to DrG. B. Pearson as trus-

WILL OF

JAMES ALSTON

tee in trust for the rest of my daughter children, to wit Emdine, Martha and George Butler, (and my others which she may have) to them and the heirs of their bodies forever, and I hereby empower and authorize Dr G. B. Pearson to give off, according to his best judgment to each of my just named grand children upon marriage or arrival at the age of 21 years her or his distributiveshare of the last named negroes.

The other lot of slaves as above attended to to wit, Cuffee, Amy, Aster, Abram, Eliza, Grown, Barbary, (Sally) Henry (Amy's) Bob old Rose, Betty, Jefse, BenThomas, Sally Coleman, Lanah, (Sally) Hannah Catherine Charlotte, Hefsa, Old Louisa, Isbel, Yellow Amy, Dennis Pompey, Emdine Ben Bricklayerand Little Louisa, together with their future ifsue and increase, I give and bequeath to my son Wm. J. Alston as trustee in trust for my grand children, who are or may be his children, to them and the heirs of their bodies forever, and I Hereby authorize and empower my son Wm J. Alston, to give off according to his best judgement, to each of his children, upon marriage, or arrival at the age of 21 years his or her distributive share of the last named negroes. The negro girl Mary, daughter of Eliza, together with her future ifsue and increase I give and bequeath to Harriet D. Brock

Of my real estate I give and bequeath unto G. B. Pearson as Trustee, intrust for my grand children, who are or may be the children of my daughter Elizabeth to wit Mary E. Boyer, Emelin Martha, George Butler, all my lands which lie together on Broad River, and Terible creek, commonly called Hogabook place purchased by me from the estate of Hall and Thomas, and containing upwards of Eight hundred acres, to them and the heirs of their body forever. And I hereby authorize and empower Dr George B. Pearson and my son William J. Alston, so to divide the same upon the marriage or arrival of age, of the seve al or any one of them, for whom Dr. G. B pearson acts as Trustee, that each shall have an equal distributive share of the aggre-

WILL OF

JAMES ALSTON

gate of the lands consisting of the above named Hogabook, tract, and the Percher tract which I have already given to my daughter and her children by Deed or to make such other division as may be deemed most to the interest of the Devices. Of my real estate I give and bequeath unto my son William J. Alston as Trustee in trust for my grand children who are or may be his children, My May tract, purchased at the estate sale of Benjamin May deceased, Situated on Broad River also a tract called the Compte tract, in other words all the lands belonging to me on the east side of the road leading from Winnsborough to Columbia, containing
also the Broom tract adjoining the May tract if it be not already given by Deed, to them and the heirs of their bodies forever, and I hereby authorize and empower my son William J. Alston and Dr G. B. Pearson so to divide the said lands between the children of my son Wm J. A. upon their marriage or arrival at the age of 21 years that each shall have an equal distributive share of the aggregate consisting of the two last named tracts together with all the lands which he the said Wm J. Alston may have in his own right or to make such other distribution as may be deemed most to the interest of his children. I Hereby constitute and appoint my son William J. Alston and my son in law Dr G. B. Pearson, my Executors of this my last will and testament, hereby revoking all other disposition of my property by will.

Signed and Sealed on the 31
day of December 1839.
In the presence of
James Lyles
John James
Thomas Richardson

James Alston (LS)
Proved (Date not found)
Recorded in Book No. 19
Pages 55-59 Apt. 75
File 65 (No Date)

I James Alston ordain this as a Codicil to the above my last will and testament To Wit this my will that so much of the Compte Tract of land as lies on the west Side of the road leading from Winnsborough to Columbia and alluded to in the fore-