

**The State of Mississippi
Lowndes County**

I Wortley V. Hairston being of sound and disposing mind & memory, but mindful of the certainty of death do make and publish this to be my Last Will & Testament hereby revoking all former Wills made by me disposing of my estate in Mississippi, Missouri and Florida.

Item 2nd. This Will is based upon the principle of equality. I have had reference to the advancements made to my children, and I have valued the legacies contained herein, according to my best judgement.

Save & except such lands as either one of them have a Deed from me, recorded or otherwise to take effect at my death. In the event that there is not enough cash to be realized from these sources, then it shall be optional each one of the above named parties to pay one fifth of the sum lacking to pay such debts & take possession of their lands exonerated from my debts, but in case any one of the above parties refuse to do so or fail to do so, then it is my will that the lands bequeathed in this will to each of such parties so failing shall remain in the hands of my executors and by them rented to others or cultivated as they may elect, and proceeds applied to the payment of such debt against my estate until all just and lawful claims against my estate including the monied legacies bequeathed in this will are paid, after which they shall be given into the possession of those to whom they are devised.

Item 3rd. It is my will that all just & lawful claims against my estate including the monied legacies bequeathed in this will shall be paid from the sum or sums due for rents on annuities the current year in which my death may occur.

Item 4th. To my son Harden M. Hairston I give the two hundred & forty acres of land on the Magowah and further described as the W ½ of NW 4 Sec 20, x the W ½ of SE ¼ Sec 17 & the E2 of SE4 Sec 18 – 240 acres in T17 R. 17E –

Item 4th. To my son Harden Moseley Hairston I give 240 acres of land being part of the Magowah lands and fully described in Deed which I have made him to take effect at my death & I confirm the same to him in this will.

Item 5th. To my son John Townes Hairston I give all my shares in the Capital stock of the Mobile & Ohio Railroad confirming these shares may now stand in the name of my deceased husband Peter C. Hairston and some of them may be in the name of my husbands father Hardin Hairston deceased and the Mobile & Ohio Railroad Company is authorized to issue all stock I am entitled to my son John Townes Hairston. I also give to my son John Townes Hairston the note which I hold against him for One Thousand Dollars (\$1000.00) and release him from the payment of same to my executors.

Item 5. I give to my daughter Sallie Hairston Ervin wife of D. L. Ervin all the ___ notes and claims of any sort which I hold against her for money loaned her and her husband. She having received and sold her share of the land estate. I also give her a fourth interest in my property not otherwise disposed of in this will.

Item 6. I give to my daughter Mary W. (Hairston) Cox wife of James E. Cox my house & lot in the city of Meridian Lauderdale County Miss & known as Lots 5 – 5 ½ and 6 Balls survey contained for annually with this will I make and deliver to her a Deed to the lots to take effect at my death --- I also give her a fourth interest in my property not otherwise disposed of in this will.

Item 7. I also give to John all my shares in the capital stock of the Mobile & Ohio Railroad Company. These shares may now stand in the name of my deceased husband Peter C. Hairston and some of them may be in the name of my husband's father Hardin Hairston deceased. And the Mobile.

Item 8. To my son George W. Hairston, I give the 270 acre tract of land inherited through the estate of Major George Hairston and my husband Dr. Peter C. Hairston. The division of the George Hairston estate was made after the death of

my husband. It lies in Lowndes County Mississippi & is known as the NE $\frac{1}{4}$ + E $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 26 E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ W $\frac{1}{2}$ SW4, NE $\frac{1}{4}$ Section 36 217 R 17 E. This land is also known as part of _____ place. I have made him a deed to this land to later effect at my death. A third undivided interest in Lot 41 Union Place Kansas City Missouri which I received as a child's part of my husband's estate in Missouri. I also give him one fourth interest in my property undisposed of in this will.

Item 9. To my son Peter S. Hairston I give a one third undivided interest in my _____ share of the house + lot on Delaware Street Kansas City Missouri (this tenth share in the same house + lot which for purposes of convenience was deeded to me. Also the east half of lot 30 and the West seven feet of lot thirty one Union Place. These I give back to him.) Also a one third undivided interest in lot 41 Union Place all aforesaid in Kansas City Missouri. I also give Peter a half interest in my undivided $\frac{4}{5}$ th of a tract of land known as Pepper Place lying about eight or ten miles from city of Columbus in the county + state first aforesaid (ie) I give Peter all undivided $\frac{2}{5}$ th interest in said tract of land my brother in law Major J. T. Watt Hairston owned the other $\frac{1}{5}$ interest in the land mentioned.

Item 10. To my daughter Alice Hairston Moore, wife of Edward S. Moore I give the sum of \$4000 Four Thousand Dollars. Thirty-Five Hundred of this in her possession, the remaining five hundred are to be paid to her as provided for in Item 3 of this will.

Item 11th. To my son J. T. Watt Hairston, I give all the land which I own in Florida, being, a few acres which he gave to me also one half the tract of land already described as four fifths of Pepper Place. I give him $\frac{2}{5}$ of the tract owned by me. I also give him an undivided interest in share of the house and lot on Delaware Street Kansas City Missouri and one third undivided interest in lot 41 Union Place Kansas City Missouri.

Item 12. To my daughter Patti Hairston Turner wife of William S. Turner I give the tract of land on which I reside in the county + state first aforesaid four hundred acres to which I have made her a deed to take effect at my death and which is fully described in said deed. I also give Patti 160 acres described As SE 4 Section 13 T 17 R 16 E and to her I give all the contents of my residence including household and kitchen furniture and the stock of every kind and farming implements and the growing or gathered crops on said lands or rents occurring from land bequeathed to her subject only to the charges herein before imposed on said crops. I also give her a fourth share in any remaining property either personal or real which I may not have disposed of in this instrument. I have made her a deed to the $\frac{1}{2}$ of lot No 11 Union Place Kansas City Missouri which I purchased from my son John T. Hairston and confirm the same to herein this will. She inherited the other half as a legacy from the estate in the division of the Missouri property.

Item 13. For description of the lots I own in Kansas City Missouri Lot 41 Union Place is where I refer to the various deeds, copies in the office where deeds of conveyance are recorded in said city. One of the deeds to me was from heirs of Peter C. Hairston whose names are given in the various items of this will. Another deed to me (same reference) was from my son John T. Hairston another from Peter S. Hairston a four story brick store house is situated on one of the lots near the intersection of Main & Delaware Streets. I also refer to the various deeds in same recording office conveying real estate to Peter C. Hairston. He was my husband and I had a tenth interest in his estate he & I having nine children.

Item 14. I request and solemnly enjoin upon my children + grandchildren harmony & family affection to and for each other and I desire that they contribute liberally to all Christian and benevolent causes and especially to the cause of foreign missions of the Southern Presbyterian Church.

Item 15. I nominate and appoint my son George W. Hairston, Peter S. Hairston and J. T. Watt Hairston to be my executors to this my last will & testament and I do hereby exonerate them and each of them from giving any security on the as such in the states of Missouri and Florida, because of the inconvenience and furthermore which ever one or two of them may take auxiliary letters testamentary in the state of Missouri under the will. I confer on him or them plenary power to sell my interest in all property real personal or mixed in Missouri at public or private sale, for cash, or a credit, to rent it lease it to make deeds or mortgages or trust deeds and to do without orders of court or _____ anything including the partition or sale for partition of said lands or property which I could do if I were living and acting.

Written signed & published at the family residence Magawah in the County of Lowndes Sate of Mississippi this 20th of March 1896.

In testimony that this the 8th and preceding (7) seven pages with 15 items contain my last will & testament I hereto set my hand and seal in the presence of the three (3) attesting witnesses. They each signing in my presence and I signing in their presence all at same time.

Wortley V. Hairston (seal)

Witnesses

P. R. Thomas

R. W. Ervin

C. H. Ervin

This is my holographic will

Wortley V. Hairston

I hereby renounce all my rights as Executor under this will and decline to act as such, This 20 day of March 1902

J. T. W. Hairston Jr.