He left a will on 3 March 1870, State of Texas, County of Burnet

Know all men by these presents:

That I E. P. Hairston of the County of Burnet and State of Texas, have this day made and by these presents do hereby make ordain and publish this my last will and testament, hereby revoking all former wills and testaments, by me made at any time heretofore.

Item 1st, I will devise and bequeath unto my beloved daughters Maycha P. Davidson all property both real and personal, of which I may possess at the time of my death.

Item 2nd, I hereby nominate and appoint G. M. Davidson Executor of this last will and testament.

Item 3rd, I further will and direct that my said Executor shall not be required to give bond.

Item 4th, I will and direct that after my said Executor shall have made out and returned to the Probate Court an inventory according to law, said court shall have nothing more to do with said Estate, or in any way whatever exercise any control over my said Executor.

In testimony whereof I have this day subscribed my name this 3rd day of March A.D. 1870.

E. P. Hairston [By his mark X]

Attest

S. A. Pasey

G. M. Davidson