

11th. Create a distributive share or allowance from my personal Estate or make any other claim on my Estate, the foregoing provisions mentioned as aforesaid are to become void of no effect meaning to leave hearts her relations whether to accept of said foregoing provisions, or to take what the law would give her in case I had died intestate.

Eleventh. I do hereby give and bequeath to my three daughters aforesaid, all my household furniture, crockery ware, cooking utensils, and such like, to be equally divided between them, and in case they are not able to agree as to the division thereof

I direct the same to be sold by my Executors and the proceeds divided equally between my said daughters.

Twelfth. I do hereby give and bequeath to my said son aforesaid all my wearing apparel.

Thirteenth. I do hereby direct that in case there should not be money enough in my possession or property in hand, or bank, to raise and pay said thousand dollars to my wife if she so elects, at the time of my decease. My Executors aforesaid shall sell so much of my stocks, heavy, farming, or utensils or grain as shall be necessary to make up said sum of one thousand dollars and what may remain of said stocks heavy, farming utensils or grain after said sum shall be raised I do hereby give and bequeath to my said sons John R. and Samuel P. to be equally divided between them, and in case they shall disagree in reference to dividing the same, then I direct said property to be sold by my said Executors and the proceeds thereof equally divided between my said sons.

Fourteenth. All the rest and residue of my Estate are personal and mixed of which I shall die seized or possessed, to which I shall be entitled at the time of my decease. I give, devise and bequeath to be equally divided and among my children said John R., Samuel P., Lavina T., Mary P. and Ruth Ella, to be equally divided between them.

In testimony whereof, I the said Nathan Hayward have to this my last will and testament contained on one sheet of papers and a piece annexed thereto, and to every page thereof subscribed my name, and to this last page thereof, and to this my last will I have hereunto subscribed my name and affixed my seal this twenty

seventh day of January in the year of our Lord one thousand eight hundred and fifty eight.

Nathan Hayward S. D.

Signed sealed published and declared by the said Nathan Hayward, as and for his last will and testament in presence of us who at his request and in his presence and in presence of each other have subscribed our names as witnesses, on this day and year last above written. Saban Bates

Hamilton B. Staples

H. Benton Staples

Whereas I Nathan Hayward of Newbury in the County of Middlesex and Commonwealth of Massachusetts, yeoman, have by my last will and testament in writing duly executed bearing date the twenty seventh day of January A. D. eighteen hundred and fifty eight given devised and bequeathed to my son John R. Hayward of said Newbury the tract of land known as the Pine Woods situated in Newbury in the County of Middlesex containing twenty six acres more or less being the tract deeded to me by my late father John Hayward and by him purchased of Dr. Samuel Scamwell to have and to hold the same to said John R. his heirs and assigns to his and <sup>their</sup> use and behoof forever. Now I the said Nathan Hayward being desirous of altering my said will in respect to the said legacy being numbered second in said will do hereby make this present writing as and for a codicil to my said last will and testament which I will and direct to be annexed as a codicil to my said will and taken in part thereof. And I do hereby revoke and make void the said legacy by my said will given to said John R. herein before named and set forth and numbered second in said will. And I do hereby give devise and bequeath the in fee said tract of land known before described and known as the Pine Woods to John R. Hayward, Samuel P. Hayward, Mary P. Fairbanks, Lavina T. Picketing and Ruth Ella Hayward my children and each of their heirs and assigns to be equally divided between them.

And I do ratify and confirm my said will in everything except where the same is hereby revoked and altered as aforesaid.

In witness whereof, I the said Nathan Hayward have to this codicil to my last will and testament contained on this and the foregoing pages of this sheet.