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State of Georgia, I John Horn of the County & State
Monroe County do make and Publish the
my last will and Testament, hereby revoking and making
void all former wills by me at any time heretofore made.
And first I direct that my body be decently interred at the di-
cretion of my friends and relations, and that my funeral
be conducted in a manner corresponding with my situation
in life. And as to such worldly estate as it hath pleased
god to entrust me with I dispose of the same as follows—

First I direct that all my debts and funeral expenses
be paid as soon after my decease as possible out of the first
money that shall come into the hands of my executors from
any portion of my estate real & personal.

Second I give and bequeath unto my grand son William
R. Murphy the tract of land wherein I now live known &
distinguished by lot no. one hundred & nine (109) in the eleven
th district of said County. I also give him eight negroes to
wit, Bill, Ellis, Gabo, Harlow, Hardy, Henry, Ely, & Barney.

Thirdly I give and bequeath unto my
grand son Ambrose Murphy one tract of land known &
distinguished by lot no. one hundred and thirty, lying and
being in the eleventh district of said County. I also give him
the said Ambrose seven negroes to wit, Easter, Gen, Teot, Fan,
Anthony, Lewis & Cal.

Fourthly I give and bequeath unto my grand son Asborn
H. Murphy, one tract of land lying and being in the eleventh
district of said County known and distinguished as lot no
ninety nine (99) in the plan of said district. I also give
to the said Asborn H. as aforesaid three negroes to wit
Peter, Selam & Emaline.

From the fifth I give unto my great grand child John
Horn Pounds two negroes to wit, Giovanni & Sampson which
said negroes it is my will shall remain in the possession
of William R. Murphy until the said John Horn Pounds
shall arrive to the age of twenty one years. The profits of said
two negroes to be appropriated to the use of the said John
Horn Pounds, by the said William R. Murphy as soon as the
services of said negroes are of any value and which I
design may be appropriated once in every year until
the said John Horn Pounds arrive at the age of twenty
one years at which time I give and bequeath the possession
of said negroes

Item tenth I give and bequeath unto my grand-son William R. Murphy one hundred & fifty acres of land more or less being part of a lot of land number ninety six (96) in the Eleventh district of said County.

Item seventh It is my will and desire that the whole of my estate both real and personal shall remain in the possession of my beloved wife Elizabeth Horn during her life or widowhood, and for her to have the free use & occupation thereof together with the profits arising therefrom. And at her death or marriage it is my desire that all my estate not heretofore disposed of be collected together, inventoried & appraised, and that my executor cause the same to be sold to the highest bidder at public sale, and to the best advantage for cash. And it is further my desire that my executor proceed to collect all my promissory notes bonds and every kind of due in action & convert the whole into cash & convert the same with the money raised from my estate as aforesaid, and make them one general fund which I desire may be disposed of as directed, in the following part of this my last will & testament.

Item the eighth It is my will and desire that my Executor retain four thousand dollars as a reserved fund for the maintenance of his mother Sarah Sargent. Provided, that her situation in life after my death should require it; that is, if she should be compelled by neglect or other means to leave her husband & seek other places for support or for protection which said sum of money is to be kept at interest and the yearly profits to be appropriated by my executor to her use in the event before mentioned.

Item the ninth — It is my desire that the reserved fund before mentioned, and which is the cash which will be raised from the sale of my property as before directed and the money raised from the collection of my claims in action after reserving the four thousand dollars for the use of Sarah Sargent as aforesaid, shall be divided as follows — I give two thirds thereof to my grand-son William R. Murphy — and the other third part thereof to my grand-son Ambrose Murphy.

Item the tenth It is my will and desire that the four thousand dollars be appropriated to the use of Sarah Sargent upon certain conditions before said.

147 and the profits arising therefrom after the death of the said Sarah Sangston be equally divided between my four grand children to wit Osborn H. Murphy, William R. Murphy, Antonio Murphy, and Martha Pounds. And I do hereby make and ordain my much esteemed and dear grand child William R. Murphy my sole executor of this my last will and testament.

In witness whereof I the said John Horn the testator have to this my will written on one sheet of paper at my hand & seal this ninth day of October in the year of our Lord eighteen hundred and thirty eight.

Signed sealed & delivered
in the presence of us, who
have subscribed our names
in the presence of each other

John Horn

William Bryan
Jephtha P. Parker
John Kennedy

Georgia & Personally appeared in
Monroe County open court William Bryan
Jephtha P. Parker & John Kennedy

the subscribing witnesses to the foregoing last will and testament of John Horn deceased, who being duly sworn depose and say they saw John Horn sign seal publish and declare the foregoing instrument for his last will & testament, that they attested said will as witnesses in presence of said testator and at his request and in presence of each other, and that at the time of the execution of said will, said John Horn was of sound mind & disposing mind and memory, and that he executed the same freely voluntarily and without compulsion.

Shown to & subscribed in
open court March 2nd 1840.

William Bryan
J. P. Parker

Egleabamph. C.C.

John Kennedy

The last will & Testament of John Horn died having been shown in open court upon the oaths of William Bryan and Jephtha P. Parker and John Kennedy.

It is ordered by the court that the same be admitted to record and that letters testamentary issue to William R. Murphy the said grand child named.