

In the name of God Amen. I Robert Murphy of the town of Wilmington, North Carolina, Cooper, being sick and weak, in body, but of sound, disposing mind and memory, do make and publish this my last will and Testament, as follows, that is to say, -

First and principally I commit my soul into the hands of my Creator who gave it; and my body to the earth, to be interred in a decent, but not unreasonably expensive manner, in the burying ground nearest to which I may happen to die, at the discretion of my executor herein after named.

Second. I desire and direct that my funeral charges and such debts as I may owe at the time of my decease be paid as soon thereafter, as conveniently may be.

Third. I give, devise and bequeath to my sister in law Rebecca Blake, the sum of two hundred and fifty dollars to be paid to her by my executors at such time within one year from my decease, as to them may be most convenient.

Fourth. My funeral expences, legacy and debts being paid, the rest and residue of my estate real and personal, consisting of a house and lot on the east side of third street in the town of Wilmington aforesaid, bought of John Lord and Thomas Ballender, and one half of the lot and buildings on the south side of Market Street in said town now occupied by the firm of Blake and Murphy, and Miles Blake (of which the other half is the individual property of said Miles Blake) seven men slaves, Cooper, named Reuben, Isaac, Bill, Ben, Sam, Africa and Daniel; nine female slaves, to say, Shopsy, Peggy and her two children Mary and Sally, Maryann, Flora and her child Priscilla, Minata and Maria; the debts due to and as an individual; my share of the stock, profits and debts due to the firm of Blake and Murphy in which Miles Blake my son in law herein before named, and myself are jointly and equally interested and concerned, and which business and firm, I hereby request, authorize and direct may be kept for the four months next succeeding my decease, when the same shall cease and determine, be wound up, and my share accounted for and paid over, to my executors by the surviving Copartners, - Also five shares of the Stock of the Bank of Cape Fear, and four shares of the Stock of the State Bank of North Carolina, all my household and kitchen furniture, stock of every description, tools and implements of trade, together, with all other estate real or personal of which I may be seized or possess of, or having right or title in and to, whether herein named or not, I give, devise and bequeath to my executors herein after named in trust with full power to sell and dispose of the same, at such time or times, by public or private sale, and on such credit as they or a majority of them may deem advisable, to and for the uses and

purposes, and subject to the trusts, limitations and restrictions
 herein after stated and prescribed, that is, that my beloved
 children Jane de Linn wife of Neil de Linn, Margaret Blake
 wife of Miles Blake, Joseph Smith Murphy, Robert Alexander Murphy,
 Thosetta Murphy, Maria Anna Murphy, Wellington Murphy and
 John Henry Murphy, shall each and every of them have one equal
 or equal share of the residuum of my estate; and in the event
 of the death of any of the six last named underage and unmarried
 the deceased share shall pass to and be divided amongst the whole
 of my then surviving children, and to the heirs of any of them that
 may be dead (such heir or heirs as the case may be taking only the
 share of the deceased parent) share and share alike.
 The share of my estate bequeathed and intended for my daughter
 Jane de Linn, shall contain a negro woman slave named Minta
 Ann, now in her possession, and to be valued at four hundred dollars,
 the said female slave with the sum necessary to make up her share,
 shall by my executors be conveyed to my brother John Murphy
 of Cumberland County, and my son in law Miles Blake, who I
 hereby appoint Trustees to have and hold the share of my estate in-
 tended for my said daughter, Jane, to be by them or the survivor of
 them, held, used and disbursed, to and for the use of the said Jane
 and her children, free from the control and disposal of her husband
 and or of liability to his debts; with power for said trustees to sell
 said female slave Minta Ann and her future increase, and buy
 one or more others (with like power, as to them) to and for the same
 use and purposes; also to pass the trust hereby given to such other person
 or persons as they or the survivor of them may think proper, and
 finally to close, end and discharge themselves of said trust by
 surrendering of the same, to the husband of said Jane whenever
 they or the survivor of them, think proper to do so. The share of my
 estate bequeathed and intended for my daughter Margaret Blake
 shall contain a female negro slave named Maria, now in her
 possession, and to be valued at four hundred dollars, to which shall
 be added as much in money as will amount to her share, shall be
 paid and delivered over to her husband Miles Blake, to and for her
 use, then heirs and assigns forever.

The slaves male and female that I may die owning (possessed
 of, other than those devised to the use of my daughters Jane and Margaret
 are to be valued at a fair cash price, by proper persons chosen for
 that purpose by my executors or a majority of them, and that at
 such valuation they be apportioned and conveyed to the guardians of
 my children Joseph Smith Murphy, Robert Alexander Murphy, Thosetta
 Murphy, Maria Anna Murphy, Wellington Murphy and John
 Henry Murphy, towards their share of my estate; with power for the
 said guardians, the survivors or survivor of them, to hire out the

said negroes annually, or otherwise as they may deem best, with power also to sell and dispose of any of said negroes who from any cause they may deem advisable to sell, replacing them by purchasing others or investing the proceeds of such sales, as they may happen from time to time, in Bank Stock, or to loan it out on interest secured by good and sufficient real or personal security, on the terms now prescribed by law for debts due and owing to guardians Fifth. My wish and desire is, and my Executors are hereby directed that in making sale of my real estate, that they give Miles Blake the option to become the purchaser, at the price of Two thousand dollars, of my half the house and lot on Market Street, of which he is already owner, of the other half.

Sixth. I do hereby nominate and appoint my brother, John Murphy my sons in law Neil Mc Lannin and Miles Blake and my friend Thomas Blake of Fayetteville, Executors of this my last Will & Testament Seventh and lastly. I do hereby nominate and appoint my, above named Executors, each and every, of them, Guardians of the persons and estates of all my children above named, other than my daughter Jane and Margaret, with power, for the said guardians in the event of either, or both of my daughters Henrietta and Maria Anna getting married before they attain the age of twenty one years, without the consent in writing of a majority of the Guardians previous thereto, to convey in trust to such person or persons as they may deem proper to appoint, the share of my estate of the daughter, so marrying in trust for the use of my said daughter, and her heirs exclusively, such coverture notwithstanding; and I hereby farther direct and appoint that my sons Joseph Smith Murphy and Robert Alexander Murphy shall when and as they respectively attain the age of twenty one years become Guardians to and with those before named, and with like powers and authority as they have by virtue of this my will.

In Witness whereof I have hereunto set my hand and seal at Wilmington aforesaid this twenty fifth day of May, in the year of our Lord one thousand eight hundred and nineteen.

Signed, Sealed, published and declared by the above named Robert Murphy, as and for his last Will and Testament, in the presence of us, who at his request, and in his presence have subscribed our names as witnesses thereto William McKay, John Taylor

Robert Murphy. *Sealed*

New Hanover County } County Court November Term 1819

The execution of this Will of Robert Murphy was proved in open court by the oaths of William McKay and John Taylor subscribing witnesses and ordered to be filed. At the same time all the Executors then named qualified as such.

Witness

Thos H Davis. Clerk