

High Court Upholds Legacy in Trust

Property left in trust by a will cannot be sold for the benefit of a person holding a claim against an ultimate heir, the Georgia Supreme Court ruled Friday.

Mrs. Margaret Grafton filed suit in the Floyd Superior Court claiming a judgment for \$4,143 against Hamilton Yancey Jr. and asking for distribution of the estate left by Hamilton Yancey Sr. under a will probated in 1932, in which Hamilton Yancey Jr. was a beneficiary in the sum of \$25,000.

The Supreme Court pointed out that the principal properties in the estate were the Yancey block in Rome and a plantation in Alabama, which the executors were directed to hold intact for 20 years unless they could sell them for \$200,000. The ultimate interest of an heir can not be ascertained until a sale is made, the high court ruled.