

I Washington Irving of Sunnyside West Chester
County in the State of New York, make this my
last will and testament.



I declare my general intention to be to dispose
of all my estate so that it may be, as far as possible
kept together, as a maintenance for my brother
Elihu and his family, to enable them to continue
to live ^{with} the same ^{degree of comfort} ~~style~~ they have been accustomed
to ^{enjoy} ~~live~~ with me; for which the whole of my very
moderate means is necessary. and I make this dispo-
sition as a return for the early and brotherly affection
shown to me by my brother Elihu, when he, a man
of business with a family to provide for generously
shared his worldly advantages with me a more ~~fit~~
literary idler who could yield him little aid in
his commercial concerns; and I make it also in
consideration of the uniform affection and cherishing
care I have ever experienced from his daughters,
who have indeed acted like daughters to me
and rendered my home for many years a
happy one.

First. I give to my nephew Pierre Munro Irving who for many years has managed my pecuniary concerns, gratuitously Two thousand Dollars and I bequeath to him the manuscript of my Life of Washington, should it not have been published before my decease; and I leave it to his discretion to do with it what he may think fit, for his own pecuniary benefit. and I also bequeath to him all my letters, correspondence and private memoranda which may aid him in preparing a memoir of me, should he be inclined to write one.

All the rest of my personal estate, including any other unpublished works that may be among my papers I give to my brother Ebenezer for his life and on his death to his daughter, then surviving him and unmarried. But I authorize and intend that my said brother may use, not only the income but, if need be, the capital of my personal estate in the maintaining and supporting of himself and his daughters without accountability therefor.

Second. I give and devise my lands and dwelling house in Westchester County, which I have called Sunnyside, to my brother Ebenezer Irving for his life; on his death I give the same in fee to his daughters or daughter, surviving him and unmarried; trusting that they will endeavor, as I have endeavored, to make this homestead a rallying point to the various branches of the family connexion, where they may always afford a hospitable reception. I trust, also, that they will never sell nor devise this particular property out of the family, though circumstances may render it expedient or necessary for them to rent it out or lease it for a time; but it is my wish that the last survivor of those to whom I thus bequeath my estate will in turn bequeath it entire, to some more torious member of the family, bearing the family name, so that Sunnyside may continue a homestead and rallying point for the family as long as possible.

I give all the residue of my estate, real and personal to accompany the devise of Sunnyside to the same persons for the like interests and subject to the like contingencies and power.

Third. I authorize my executors to make sale of or otherwise convert into money or productive funds all my other lands and tenements wheresoever situated last. I appoint my brother George Irving and my nephew Pierre M Irving executors of this my will. I revoke all other and former wills.

In witness whereof I have set my hand and seal hereto this twenty eighth day of July, in the year of our Lord one thousand eight hundred and fifty.

signed and declared by the
testator as his last will and
testament this 28th day
of July, 1850 in presence
of us signing as the testator's
request our names and places
of residence



Washington Irving

James Law - Tarry Town, Westchester Co.
Peter Coffey Sunnyside, Westchester Co.