

Text of Carnegie Will Disposing of \$30,000,000

The will and codicil of Andrew Carnegie follow:

I, Andrew Carnegie, of the City of New York, make, publish, and declare this my last will and testament:

First—I direct that all my just debts and all inheritance or succession taxes upon any of the legacies and devises of my will and any codicil thereto, be paid out of my residuary estate.

Second—I give and devise to my beloved wife, Louise Whitfield Carnegie, all the real estate of which I die seized or possessed, to have and to hold to her, her heirs and assigns for her and their own use and benefit forever; together with all books, pictures, works of art, household furniture, horses, carriages, motor cars and other contents of the dwelling houses, stables, garages, and other buildings appurtenant to dwelling houses now or hereafter during my lifetime used or maintained by me.

Third—Having years ago made provision for my wife beyond her desires and ample to enable her to provide for our beloved daughter Margaret; and being unable to judge at present what provision for our daughter will best promote her happiness, I leave to her mother the duty of providing for her as her mother deems best. A mother's love will be the best guide.

Fourth—I give and bequeath to the persons and corporations hereinafter in this Fourth Article named, the following sums respectively, that is to say,

To my friend and secretary, Robert A. Franks, the house and grounds now occupied by him in Llewellyn Park, Orange, N. J., and to his wife succeeding him. This as a mark of friendship and affection for both.

To Mrs. L. M. Morris, my cousin, her husband having recently died, I bequeath the house and property upon which they lived and in which Mrs. Morris now lives; at her death the property is to go to her two daughters equally.

Liberal to Cooper Union.

To the Cooper Union, New York, I bequeath \$60,000, to make my total gift to it \$750,000.

To the Pittsburgh University I give \$200,000.

To the Relief Fund of the Authors' Club of New York I give \$200,000.

To Hampton Institute, Virginia, I give \$300,000.

To Stevens Institute, Hoboken, N. J., I give \$100,000 to improve my original gift.

To St. Andrew's Society of New York I give \$100,000.

To George Irvine, our butler, who has just resigned after twenty-five years' faithful service, a pension equal to one-half his salary.

To Housekeeper Mrs. Nicol, who still remains with us in her twenty-seventh year of service, there shall be paid a similar pension for life, likewise to Nannie Lockerbie, our nurse, and to Maggie Anderson, our oldest servant—each one-half of her present earnings. These four are as members of the family.

To all household servants who have been with us for four years there shall be paid \$600.

Eight years or more \$1,200.

Fifteen years or more \$2,000.

To each head of departments at Skibo, gamekeeper, forester, chauffeur, Captain yacht, Superintendent golf links, piper, gardener, &c., there shall be paid \$1,000; if any have served ten years or over \$1,500, if fifteen or over \$2,000.

To every laborer at Skibo upon our pay rolls who has served two years or more \$50, if five years or over \$100.

A sum equal to two years' rent shall be remitted to each crofter as rent accrues who is in good standing among his neighbors.

We are blessed with fine people upon Skibo Estate, and our factor is directed to grant a third year's rent to the crofters provided it is spent upon their homes to their improvement to the satisfaction of the factor.

To the two late crofter tenants now tenants of Creich and Achormlary, there shall be given a credit to each of £2,000 upon their debt to me money advanced that they mite be prompted, with my congratulations upon their success as farmers.

Here ends the list of legacies.

List of Annuities.

Fifth.—I give to each of the persons hereinafter in this fifth article named an annuity of the annual amount in this fifth article set after his or her name, to be paid semi-annually during the annuitant's life, that is to say, to

To each of my nephews or nieces married, \$10,000.

To each nephew unmarried, \$5,000.

To my dear sister-in-law Stella, with love, \$10,000.

To my dear brother-in-law Harry or his wife, Mrs. Whitfield, succeeding him, \$10,000.

To my cousins, Miss Maggie Lauder,

Miss Anna Lauder, and Mrs. George, all of Dunfermline, each \$5,000.

To Alexander King or his wife succeeding, \$5,000.

George King or his wife succeeding, \$5,000.

S. H. Church, Pittsburgh, wife succeeding, \$5,000.

W. J. Holland, wife succeeding, \$5,000.

Mr. Hammerslag, wife succeeding, \$5,000.

Miss West in Carnegie School, \$5,000.

Douglas Stewart, museum, wife succeeding, \$5,000.

Mr. Beatty, Art Department, wife succeeding, \$5,000.

William Frew, \$5,000.

Mr. Wilmot of Hero Fund, Pittsburgh, wife succeeding, \$5,000.

Mrs. D. A. Stewart, Pittsburgh, \$5,000.

Mr. Tuttle, Secretary Oratorio Society, New York, \$3,000.

Mr. Walter Damrosch, New York, wife succeeding, \$5,000.

Mrs. Grover Cleveland, Princeton, \$5,000.

Mrs. Theodore Roosevelt, Oyster Bay, \$5,000.

President Taft \$10,000.

Dr. Joseph Garmany \$5,000.

Miss Margaret B. Wilson, Normal College, New York, \$5,000.

George W. Cable, Northampton, \$5,000.

Mr. Woodward Prentiss, President Carnegie Foundation, \$5,000.

Mr. Henry S. Pritchett, Professors Pension Fund, \$10,000.

Homer D. Bates, New York City, (Telegr. Fund,) \$5,000.

Mrs. James R. Wilson, Pittsburgh, \$5,000.

Mr. Robert A. Franks, wife succeeding, \$20,000.

James Bertram, wife succeeding, \$10,000.

John Morley, London, (life long friend,) \$10,000.

Thomas Burt, M. P., (life long friend,) \$5,000.

John Wilson, M. P., (life long friend,) \$5,000.

Right Hon. John Burns, \$5,000.

Sir Swire Smith, \$5,000.

Claude S. Carnegie, (Devonshire,) \$10,000.

Hon. Lloyd George, \$10,000.

Hew Morrison, Edinburgh, \$5,000.

Mr. Hardie, Factor, Skibo, and his wife, jointly, \$5,000.

Mr. Poynton, secretary, \$5,000.

Here ends the list annuitants.

Whenever an annuitant shall die leaving surviving a widow or husband who was living at the time of my death, I direct that the annuity be continued to such widow or husband so long as he or she shall survive and remain unmarried.

Provision for Income.

Sixth.—I direct my executor and trustee either to set apart, hold in trust, invest and keep invested, in separate funds, one for each annuitant, sufficient sums to produce by the clear net interest and income thereof, respectively, the several annuities provided in the Fifth Article of this will, taking into account any changes in the list of annuitants which shall have been caused by death or by any codicil hereafter made by me, and to pay the said several annuities from the interest and income of the respective funds in semi-annual payments, or to purchase such annuities in life insurance companies of good standing in the City of New York or elsewhere. Upon the termination of each annuity the principal of the fund held to produce such annuity shall be treated and disposed of as a part of my residuary estate.

Seventh.—I give and bequeath to Carnegie Corporation of New York, incorporated by an act of the Legislature of the State of New York, which became a law June 9, 1911, being Chapter 297 of the Laws of 1911, all the rest, residue, and remainder of my property and estate of whatever nature and wherever situated.

Eighth.—(1) I direct that no bond or other security be required from my executor and trustee for the performance of its duties.

(2) I authorize my said executor and trustee, in its discretion, to retain for investment of the principal of any of the securities left by me.

I authorize it, with the consent of the legatee, to pay any legacy, herein contained, by the delivery of such securities in lieu of cash to the amount of their market value, and I direct that the judgment of my executor and trustee as to the true market value of such securities be deemed conclusive and final.

I authorize it to sell any of the securities or other property coming into its hands, at public or private sale, and upon such terms as to time and manner of payment as it shall deem best.

Investments Authorized.

I authorize it to make new investments of the moneys coming into its hands in such securities as are sanctioned by the laws of the State of New

York as proper investments for savings banks; or in bonds secured by first mortgage on railroads in the United States upon the common stock of which dividends shall have been regularly paid for at least the two successive years immediately preceding the time of such investment; or in any other class of bonds of any trunk railroad company in the United States, in high credit, which has not failed to pay regular dividends on all of its stock for at least five years immediately preceding such investment; or in the preferred stock of any such company; or in the bonds or preferred stock of any industrial corporation in the United States which shall not have failed to pay dividends on all of its stock for at least five years immediately prior to such investment; or in bonds secured by first mortgage or improved real estate, in the United States, worth, in the opinion of competent appraisers, a clear 50 per centum (50%) more than the amount of the mortgage; or in certificates of established bond and mortgage companies or trust companies, secured by the deposit of specific bonds and mortgages answering the foregoing requirements.

I authorize, in its discretion, and without liability for any loss incurred thereby, to compromise and settle all claims by, or against, my estate; to extend the time for payment of any debts, due to me at the time of my death, for such time, and upon such security, as it deems expedient, or without security; to submit to arbitration any disputed claims by, or against, my estate.

I authorize it to employ such agents, servants and advisers as it deems proper for the management of the estate and the trusts herein provided for, and to pay out of the estate all expenses incurred therefor.

Shall Be No Contest.

Ninth.—Each of the foregoing legacies is given upon the express condition that the beneficiary of such legacy shall not, directly or indirectly, commence, prosecute, or aid in the prosecution of any legal proceeding having for its object the defeat, in whole or in part, of any provision in this will or any codicil thereto, or of any testamentary intention herein or therein declared, and I hereby revoke and annul all gifts made to any beneficiary who may, directly or indirectly, commence, prosecute or aid in the prosecution of such a proceeding, and direct that such gifts form part of my general residuary estate and be disposed of as such.

Tenth.—Should my wife survive me, and should any bequests or directions of this will be ineffectual, or invalid in any degree under the law, by reason of my death occurring within two months of the execution of this will, or by reason of my having given more than one-half of my estate to benevolent, charitable, literary, scientific, religious or missionary societies, associations or corporations, or for any other reason, I hereby give and bequeath to my said wife, absolutely and without any condition all of my property and estate, of whatever nature and wherever situated, which, for the reasons aforesaid, or for any other reason, may not be sufficiently disposed of by my said will.

It is my wish not to die intestate as to any part of my estate, and I intend, by this article, to give absolutely to my said wife all my property which, under any circumstances by operation of the provisions of law above referred to, or any other law, or for any reason, may not be otherwise lawfully given to the persons and corporations named or mentioned in my said will. I have entire confidence that it will be the wish of my said wife to carry out, so far as practicable, my intentions with regard thereto, but this in no wise affects the absolute quality of my gift to her.

Executor Named.

Eleventh.—I nominate and appoint executor and trustee under this will Home Trust Company, a corporation organized and existing under the laws of the State of New Jersey. In case for any reason the said Home Trust Company shall be unable to act as executor and trustee under this will then I nominate and appoint executor and trustee under this will Robert A. Franks of Hoboken, my financial secretary, and in case he shall be unable to act as executor and trustee under this will, then I nominate and appoint executor and trustee under this will the President for the time being of the said Home Trust Company. In case my executors and trustee shall be the Home Trust Company or any person not receiving a legacy or annuity under this will, I direct that my executor and trustee shall receive as full compensation for all services as executor and trustee and in lieu of all commissions as such executor and trustee the sum of one hundred thousand dollars (\$100,000.) In case my executor and trustee under this will shall be the aforesaid Robert A. Franks or

any other person receiving a legacy or annuity under this will, I direct that my executor and trustee shall receive such legacy or annuity as full compensation for all services as executor and trustee and in lieu of all commissions as such executor and trustee. Acceptance of the appointment hereunder shall be deemed an assent to this condition.

Twelfth.—I hereby revoke all other wills and codicils to wills by me at any time heretofore made.

In witness whereof, I, Andrew Carnegie, testator, have set my hand and seal to two original wills in duplicate, and have to the ten preceding sheets subscribed my name in the City of New York this thirteenth day of February, A. D., one thousand nine hundred and twelve.

[Seal] ANDREW CARNEGIE.

The foregoing will is typewritten on one side of ten sheets numbered from 1 to 10 inclusive, except the names of legatees and the amounts of the legacies under Paragraph Fourth, the names of annuitants and amounts of the annuities under Paragraph Fifth, and the statements written at the foot of the lists of annuities and legacies and showing the termination thereof, all of which are written in the hand of the testator prior to the execution of this will. Each of the said sheets has been signed by the testator. The said will is signed, sealed, published and declared by Andrew Carnegie, the testator, as and for his last will and testament in the sight and presence of us, who in each other's sight and presence, and in the presence of the testator, and at his request, have hereunto subscribed our names as witnesses thereto this thirteenth day of February, 1912.

The blank spaces left in paragraphs fourth and fifth for the insertion of the total number of legatees and of the total number of annuitants, respectively, have been left unfilled; and therefore the phrases "number of legatees" and "number of annuitants" in this attestation clause have been stricken out.

Elihu Root, Jr., lawyer, 31 Nassau Street, residing at 63 East Seventy-fourth Street, New York City.

Grenville Clark, lawyer, 31 Nassau Street, residing at 500 Madison Avenue, New York City.

Francis W. Bird, lawyer, 641 Washington Street, residing at 101 East Seventieth Street, New York City.

The Codicil.

I, Andrew Carnegie, of the city of New York, do hereby make, publish, and declare this codicil to be my last will and testament heretofore executed by me and bearing date the 13th day of February, 1912.

One.—Having by the Second Article of my said will given and devised all my real estate and certain personal property to my beloved wife, Louise Whitfield Carnegie, I now make the following provision: If my said wife shall not survive me then I give and devise to my beloved daughter Margaret all the real estate of which I die seized or possessed, to have and to hold to her, her heirs and assigns, for her and their own use and benefit forever, together with all books, pictures, works of art, household furniture, horses, carriages, motor cars, and other contents of the dwelling houses, stables, garages, and other buildings appurtenant to dwelling houses now or hereafter during my lifetime used or maintained by me.

Two.—Having made and executed my said will in duplicate and having when writing the list of annuitants given an annuity of \$5,000 to John A. Poynton, my secretary, in one duplicate original of the said will, and having given an annuity of \$5,000 to Alexander King, or his wife succeeding him, in one duplicate original of the said will, and having given an annuity of \$5,000 to George King, or his wife succeeding him, in one duplicate original of the said will, and having omitted the three said annuities from the other duplicate original of the said will, I direct that the three said annuities shall take effect as though they had been inserted in both duplicate originals of the said will.

Except as above modified by this codicil, I hereby ratify and confirm my said will.

In witness whereof I have hereunto set my hand and seal this 31st day of March, 1919.

ANDREW CARNEGIE (Seal).

Signed, sealed, published and declared by Andrew Carnegie, the testator above named, as and for a codicil to his Last Will and Testament, in our presence, who at his request and in his presence, and in the presence of each other, have hereunto subscribed our names as witnesses this 31st day of March, 1919.

Elihu Root, Jr., lawyer, residing at 1,155 Park Avenue, New York City.

Silas W. Howland, lawyer, residing at Rye, N. Y.

Clinton Combes, lawyer, residing at Garden City, N. Y.