

Last Will and Testament
of
First, Middle, and Last Name

I, **Your First, Middle, and Last Name**, resident in the City of **Your City**, County of **Your County**, State of **Your State** being of sound mind, not acting under duress or undue influence, and fully understanding the nature and extent of all my property and of this disposition thereof, do hereby make, publish, and declare this document to be my Last Will and Testament, and hereby revoke any and all other wills made by me.

I. EXPENSES & TAXES

I direct that all my debts, and expenses of my last illness, funeral, and burial, be paid as soon after my death as may be reasonably convenient, and I hereby authorize my Personal Representative, hereinafter appointed, to settle and discharge, in his or her absolute discretion, any claims made against my estate.

I further direct that my Personal Representative shall pay out of my estate any and all estate and inheritance taxes payable by reason of my death in respect of all items included in the computation of such taxes, whether passing under this Will or otherwise. Said taxes shall be paid by my Personal Representative as if such taxes were my debts without recovery of any part of such tax payments from anyone who receives any item included in such computation.

II. PERSONAL REPRESENTATIVE

I nominate and appoint **First, Middle, and Last Name of Someone you Trust**, of **Their City**, County of **Their County**, State of **Their State** as Personal Representative of my estate and I request that he be appointed Personal Representative. If my Personal Representative dies or is unable to so serve, then I nominate **First, Middle, and Last Name of a Secondary Personal Representative**, of **Their City**, County of **Their County**, State of **Their State** to serve.

III. DISPOSITION OF PROPERTY

I devise and bequeath my property, both real and personal and wherever situated, as follows:

BENEFICIARIES:

First, Middle, and Last Name of Beneficiary, currently of **Their City, Their State**, as my **husband, or sister...** whose last four (4) digits of **his or her** Social Security Number (SSN) is xxx-xx-**their last 4 digits** and **First, Middle, and Last Name of 2nd Beneficiary**, currently of **Their City, Their State**, as my **daughter, or sister...** whose last four (4) digits of **her or his** Social Security Number (SSN) is xxx-xx-**their last 4 digits**, with any of my belongings to use as they see fit.

If any of my beneficiaries have pre-deceased me, then any property that they would have received if they had not pre-deceased me shall be distributed amongst my **3 sibling beneficiaries or whoever you choose** listed in Article IV.

If any of my property cannot be readily sold and distributed, then it may be donated to any charitable organization or organizations of my Personal Representative's choice. If any property cannot be readily sold or donated, my Personal Representative may, without liability, dispose of such property as my Personal Representative may deem appropriate. I authorize my Personal Representative to pay as an administration expense of my estate the expense of selling, advertising for sale, packing, shipping, insuring and delivering such property.

◀ **WAIT TO INITIAL IN FRONT OF NOTARY**

INITIALS

IV. INHERITANCE

After all bills, taxes, and any other expenses have been paid (see article V, VI, VIII), I give to the identified individual hereby listed in the apportioned percentage: 100% to **Usually Spouse or Another Choice**.

If my **husband (or sister, friend...), First, Middle, and Last Name**, does not survive me, I give all of the residue and remainder of my gross estate, real and personal to our **daughter (or sister, friend...), First, Middle, and Last Name**.

Distribution if no living beneficiaries: **(HAVE ALL EQUAL 100%)**

10% to **First, Middle, and Last Name of Beneficiary**

20% to **First, Middle, and Last Name of Beneficiary**

40% to **First, Middle, and Last Name of Beneficiary**

30% to **First, Middle, and Last Name of Beneficiary or if Leaving to Charity; Legal Name of Charity, Phone #, Address**.

If the above beneficiaries have pre-deceased me, then any property that they would have received if they had not pre-deceased me shall be distributed in equal shares to the remaining beneficiaries.

If any beneficiary under this Will, contests or attacks this Will or any of its provisions, any share or interest in my estate given to that contesting beneficiary under this Will is revoked and shall be distributed in equal shares to the remaining beneficiaries.

V. EXPENSES

All expenses incurred by my Personal Representative during the settlement of my estate in storing, packing, shipping, delivering, or insuring an article of tangible personal property passing under this Will shall be charged and treated as expenses of administering my estate.

VI. TAXES

I direct my Personal Representative to pay all estate, inheritance, transfer, legacy, succession, and other similar taxes imposed by any jurisdiction whatsoever by reason of my death, together with interest and penalties thereon, whether such taxes are imposed upon or with respect to any property that passes under the provisions of this Will or passes or has passed otherwise, or imposed upon or with respect to any recipient thereof.

VII. PET OWNER, PET-GUARDIAN, and PET STIPEND (OMIT VII IF THERE'S NO PETS)

The Pet Owner appoints the following person to be the Pet-Guardian, who will be responsible for the pets care and well-being, when the Pet Owner is deceased or unable to take care of them. This agreement is for all the Pet Owners' pets now and in the future. The Pet-Guardian accepts the appointment: **First, Middle, and Last Name**, of **Their City**, County of **Their County**, State of **Their State**. **(MAKE SURE YOU OKAY IT WITH THEM FIRST)**

If at any time the first choice for the Pet-Guardian is unable or unwilling to care for the pets then the Successor Pet-Guardian will become the Pet-Guardian: **First, Middle, and Last Name**, of **Their City**, County of **Their County**, State of **Their State**. **(MAKE SURE YOU OKAY IT WITH THEM FIRST)**

Pet Name: Name of Pet, Type: What Breed, Gender: Male or Female, Color: What Color, Care: What your pet needs like: Loves to run loose on trails.

For annual check-ups and vaccinations: **Veterinary Name, Phone #, and Address. Note if animal is micro-chipped and number if you know it, like this: Bella is micro-chipped.**

The **annual stipend of \$1000** is for the care of each pet until they die. This money comes out of the estate.

The Pet Owner directs that the remains of the pets, once deceased, be cremated and the ashes scattered in any wilderness area. For reasons of health and quality of life only, the Pet Owner supports euthanasia when warranted.

◀ **WAIT TO INITIAL IN FRONT OF NOTARY**

INITIALS

VIII. DISCRETIONARY POWERS OF PERSONAL REPRESENTATIVE

My Personal Representative, shall have and may exercise the following discretionary powers in addition to any common law or statutory powers without the necessity of court license or approval:

- A. To retain for whatever period my Personal Representative deems advisable any property, including property owned by me at my death, and to invest and reinvest in any property, both real and personal, regardless of whether any particular investment would be proper for a Personal Representative and regardless of the extent of diversification of the assets held hereunder.
- B. To sell and to grant options to purchase all or any part of my estate, both real and personal, at any time, at public or private sale, for consideration, whether or not the highest possible consideration, and upon terms, including credit, as my Personal Representative deems advisable, and to execute, acknowledge, and deliver deeds or other instruments in connection therewith.
- C. To lease any real estate for terms and conditions as my Personal Representative deems advisable, including the granting of options to renew, options to extend the term or terms, and options to purchase.
- D. To pay, compromise, settle or otherwise adjust any claims, including taxes, asserted in favor of or against me, my estate or my Personal Representative.
- E. To make any separation into shares in whole or in part in kind and at values determined by my Personal Representative, with or without regard to tax basis, and to allocate different kinds and disproportionate amounts of property and undivided interests in property among the shares.
- F. To make such elections under the tax laws as my Personal Representative shall deem appropriate, including elections with respect to qualified terminable interest property, exemptions and the use of deductions as income tax or estate tax deductions, and to determine whether to make any adjustments between income and principal on account of any election so made.
- G. To make any elections permitted under any pension, profit sharing, employee stock ownership or other benefit plan.
- H. To employ others in connection with the administration of my estate, including legal counsel, investment advisors, brokers, accountants and agents and to pay reasonable compensation in addition to my Personal Representative’s compensation.
- I. To vote any shares of stock or other securities in person or by proxy; to assert or waive any stockholder’s rights or privilege to subscribe for or otherwise acquire additional stock; to deposit securities in any voting trust or with any committee.
- J. To borrow and to pledge or mortgage any property as collateral, and to make secured or unsecured loans. My Personal Representative is specifically authorized to make loans without interest to any beneficiary hereunder. No individual or entity loaning property to my Personal Representative or trustee shall be held to see to the application of such property.
- K. My Personal Representative shall also in his or her absolute discretion determine the allocation of any GST exemption available to me at my death to property passing under this Will or otherwise. The determination of my Personal Representative with respect to any elections or allocation, if made or taken in good faith, shall be binding upon all affected.

VIII. STATEMENT OF INTERMENT, CREMATION, and WISHES

I, **Your First, and Last Name**, the undersigned, having previously executed this last will and testament on the date hereof, herby state that, it is my desire that my remains be cremated. My further wish is that my ashes be scattered in any wilderness area.

I, **Your First, Middle, and Last Name**, do hereby declare that I sign and execute this instrument as my last Will, that I sign it willingly in the presence of each of the undersigned witnesses, and that I execute it as my free and voluntary act for the purposes herein expressed. I have signed my initials on each of the first 2 pages, and have signed my name on pages 3 and 4, on this _____ day of _____, 2018.

WAIT TO SIGN AND DATE IN FRONT OF NOTARY

Testator Signature

Testator (Printed Name)

