

# LAST WILL AND TESTAMENT OF

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I, \_\_\_\_\_ of the city of \_\_\_\_\_, State of \_\_\_\_\_, realizing the uncertainty of this life, and with full confidence and trust in our Lord and Savior, Jesus Christ, in His death for my sins on the cross and in His shed blood as an atonement for my soul, and knowing that by faith in His sacrifice on the cross for me I have eternal life, being over the age of eighteen years, and being of sound and disposing mind and memory and not acting under any fraud, menace, duress, or undue influence of any person or persons whomsoever, do hereby revoke any and all other Wills, Codicils and writings of a testamentary character by me at any time heretofore made. I further do make, publish and declare this to be my Last Will and Testament, made with the intent to dispose of all the property which at my death I own or have any right, title or interest in, which is devisable or capable of transfer by Will in the following manner.

**FIRST:**

I am \_\_\_ single, \_\_\_ married, to \_\_\_\_\_ widow/ed, and no children have been born as issue of me, nor have I ever adopted any children.

**SECOND:**

I hereby declare that all legal obligations of my estate shall be paid out of the residue of my estate, provided however, this direction shall not authorize any creditor to require payment of any debt or obligation prior to its normal maturity. Legal obligations as used in this Paragraph shall mean all lawful debts outstanding at the time of my death and shall also include funeral expenses and all estate and inheritance taxes assessed in any way by reason of my death, whether on property passing under my Will or otherwise. As to the estate and inheritance taxes assessed against my estate on the property passing under my Will, and as to all inheritance taxes due by reason of my death, I direct my Personal Representative not to seek reimbursement from any recipient of any such taxes.

**THIRD:**

I hereby give, devise and bequeath all of the rest, residue and remainder of my estate, real, personal and mixed, and wheresoever situate, which is or may be subject to my testamentary disposition at the time of my death, in the following manner:

\_\_\_ unto: my spouse or \_\_\_ unto the following:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I further hereby give all my personal and household effects, such as jewelry, clothing, furniture, furnishings, sporting equipment, silver, books, pictures and automobiles, together with any insurance policies or the proceeds of such policies, if any, on such property, in accordance with a memorandum which I intend to leave at my death. If for any reason no such memorandum is in existence at my death or if any such memorandum fails to dispose of all of such property effectively, I give such property, or the portion of it not effectively disposed of, to those indicated above who survive me in shares of substantially equal value to be divided between them as they shall agree.

**FOURTH:**

I hereby nominate, constitute and appoint my beloved spouse to be and to act as Personal Representative of this my Last Will and Testament, and I direct that the Personal Representative shall not be required to give bond or undertaking for the purpose of qualifying them as Personal Representative, and I further direct that the Personal Representative shall settle my estate without the intervention of any Court, except probating of my Will. In the event of the death of my Personal Representative, or in the event that the Personal Representative cannot or will not serve as such, then I nominate, constitute and appoint \_\_\_\_\_ with the same powers and rights given to my Personal Representative first above named. My Personal Representative named herein shall have the power to sell, encumber or convey, without notice or confirmation, any of the assets of my estate, real, \_\_\_\_\_ Initials

personal and mixed, at such prices and terms as to the Personal Representative may seem just, whether or not such acts are necessary in the administration of my estate, and to do any other acts which the Personal Representative may deem necessary or advisable in the administration of my estate.

**FIFTH:**    \_\_\_ Yes    \_\_\_ No

I hereby direct that should I die in a foreign country, that upon my death my remains be buried in that foreign country to avoid the expense of shipping my remains to my homeland for burial.

**SIXTH:**    \_\_\_ Yes    \_\_\_ No

If any person who is or claims under or through a devisee, legatee or beneficiary of this Will, or any person who, if I die testate, who would be entitled to share my estate, shall in any manner whatsoever, directly or indirectly, contest this Will or attack, conspire or cooperate with anyone attempting to do any of the actions or things aforesaid, or should prove himself or herself to be an heir of mine or to be in any way entitled to any of my property or estate, who is otherwise omitted from this Will, then I hereby bequeath such person the sum of \$1.00 only.

**SEVENTH:**

If a court of competent jurisdiction rules invalid or unenforceable any of the provisions hereof, each such provision shall be disregarded, but the remainder of this instrument shall be given full force and effect. All questions pertaining to the validity, interpretation, construction and administration of this instrument shall be determined in accordance with the laws of the State of \_\_\_\_\_.

IN WITNESS WHEREOF, I, \_\_\_\_\_, have hereunto set my hand and seal at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_.

\_\_\_\_\_  
Testator/Testatrix

On the date last above written, \_\_\_\_\_ declared to us, the undersigned, that the foregoing instrument, consisting of \_\_\_\_\_ (#) pages, including the page signed by us as witnesses, was his/her Last Will and Testament, and requested us to act as witnesses to it. He/she thereupon signed this Will in our presence, all of us being present at the same time. We now at his/her request, in his/her presence and in the presence of each other, subscribe our names as witnesses.

\_\_\_\_\_  
(Witness)  
of \_\_\_\_\_, \_\_\_\_\_  
(City) (State)

\_\_\_\_\_  
(Witness)  
of \_\_\_\_\_, \_\_\_\_\_  
(City) (State)

STATE OF \_\_\_\_\_ )  
 ) ss.  
County of \_\_\_\_\_ )

Each of the undersigned being first duly sworn, on oath states that on this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_\_\_:

1. I am of legal age and competent to be a witness to the Will of \_\_\_\_\_, the Testator/Testatrix.
2. The Testator/Testatrix, in my presence and in the presence of the other witness, whose signature appears below,
  - A. Declared the foregoing instrument, consisting of \_\_\_\_\_ (#) pages to be his/her Will;
  - B. Requested that I and the other witness act as witnesses to his/her Will and make this affidavit; and
  - C. Signed such instrument at \_\_\_\_\_, \_\_\_\_\_.
3. I believe the Testator/Testatrix to be of sound mind, and that in so declaring and signing, he/she was not acting under any duress, menace, fraud or undue influence.
4. The other witness and I in the presence of the Testator/Testatrix and each other, now affix our signatures as witnesses to the Will and make this Affidavit.

\_\_\_\_\_  
(Witness)

\_\_\_\_\_  
(Witness)

STATE OF \_\_\_\_\_ )  
 ) ss.  
County of \_\_\_\_\_ )

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to administer oaths and take acknowledgments, personally appeared \_\_\_\_\_ and \_\_\_\_\_, who are personally known to be or who has produced \_\_\_\_\_ as identification and who did take an oath and who acknowledged before me that they executed the same for the purposes stated therein.

WITNESS my hand and official seal in the State and County last aforesaid this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_\_\_.

Printed name of Notary:  
\_\_\_\_\_

\_\_\_\_\_  
Notary Public in and for the State of \_\_\_\_\_  
Residing at \_\_\_\_\_  
My Commission expires: \_\_\_\_\_