

**LAST WILL AND TESTAMENT OF**

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I. I, \_\_\_\_\_, residing at [city], [state], being of sound mind, do hereby declare this instrument to be my last will and testament.

II. I hereby revoke all previous wills and codicils.

III. [Funeral plans here.]

IV. I am divorced. [I never married.]

A. I have 2 children whose names and dates of birth are: \_\_\_\_\_ and \_\_\_\_\_.

B. I have the following grandchildren of my deceased child \_\_\_\_\_:  
Name \_\_\_\_\_ Date of Birth \_\_\_\_\_

[Repeat as needed until you have named your immediate family – parents, siblings, children]

C. If I do not leave property in this will to one or more of my relatives named above, my failure to do so is intentional.

D. If at my death any of my children are minors, and a personal guardian is needed, I recommend that \_\_\_\_\_ be appointed guardian of the persons of my minor children. If \_\_\_\_\_ cannot or refuses to serve, I nominate \_\_\_\_\_ as guardian of the persons of my minor children.

E. If at my death any of my children are minors and a property guardian is needed, I name \_\_\_\_\_ to be appointed guardian of the property of my minor children. If \_\_\_\_\_ cannot or refuses to serve, I name \_\_\_\_\_ to be appointed guardian of the property of my minor children.

V. I appoint \_\_\_\_\_ to act as the executor of this will. Should he be unable or unwilling to serve, I appoint \_\_\_\_\_ as executor. My executor shall serve without bond, surety, or other security, and shall have unrestricted nonintervention powers to settle my estate in accordance with this will. I direct my executor to liquidate the residue of my estate and to pay any just debts of my estate. My executor may take up to one year to liquidate my estate fully and may make interim distributions as he or she sees fit.

VI. I leave my entire estate to \_\_\_\_\_ of [city], [state].

VII. If \_\_\_\_\_ does not survive me by [3] [30] [60] [90] days, I make the following general and specific bequests:

My [items] to \_\_\_\_\_.

My [items] to \_\_\_\_\_.

If any of my animals survive me, I leave them and all their accessories to \_\_\_\_\_.

For her efforts she shall receive \$5,000.00 in addition to any other bequests.

I bequeath the rest and residue of my estate as follows:

To my [relation] [name]: \_\_\_% of my estate. If he does not survive me by 30 days, his share shall go to [name].

To my [relation] [name]: \_\_\_% of my estate. If she does not survive me by 30 days, her share and her other bequests and any share she receives as alternate beneficiary shall go to [name].

To my [relation] [name]: \_\_\_% of my estate. If he does not survive me by 30 days, his share and any shares he receives as alternate beneficiary shall go to the Whatcom County Humane Society, or if it no longer exists, to the Whatcom County Alternate Humane Society, or to other similar charity if both no longer exist.

[repeat as often as necessary]

Any portion of the residue of my estate not effectively devised by the preceding paragraphs shall be divided among my surviving residual heirs, in proportion to the amount each received.

If [name] is not at least 25 years old when this will is probated, my executor shall create The [name] Trust and all bequests to [name] shall go to that Trust. The terms of the trust shall be: [insert terms & limitations, nominate trustee, indicate what events terminate the trust and what to do with the assets upon termination].

VIII. My executor may dispose of my property that has little cash value by distributing it among my heirs and family, donating it to charity, disposing of it, *etc.*

IX. If any person or persons named to receive any of my property under my will contests or attacks this will or any of its provisions in any manner or joins in such an action, that person or persons shall be disinherited and shall receive none of my property, and my property shall be disposed of as if that contesting beneficiary had died before me [leaving no issue].

X. If \_\_\_\_\_ and I should die simultaneously, or under such circumstances as to render it difficult or impossible to determine who predeceased the other, I shall be conclusively presumed to have survived for purposes of this will.

Signed this \_\_\_\_ day of \_\_\_\_\_, 2001 at \_\_\_\_\_, WA.

\_\_\_\_\_  
Signature [Testator]

\_\_\_\_\_  
Print name

**ATTESTATION CLAUSE**

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF WHATCOM )

Each of the undersigned witnesses, being duly sworn on oath, deposes and says:

- 1) I am over the age of eighteen years and competent to be a witness to the Will of \_\_\_\_\_.
- 2) \_\_\_\_\_ in my presence and in the presence of the other witnesses whose signatures appear below:
  - a) Declared the foregoing instrument, consisting of \_\_\_\_ pages, of which this is the last, to be her will;
  - b) Requested me and the other witnesses to act as witnesses to her Will and to make this affidavit; and
  - c) Signed this instrument.
- 3) I believe \_\_\_\_\_ to be of sound mind, and that in so declaring and signing, she was not acting under any duress, menace, fraud, or undue influence.
- 4) The other witnesses and I in the presence of \_\_\_\_\_ and of each other now affix our signatures as witnesses to the Will and make this affidavit.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2001.

Witness: \_\_\_\_\_

Witness: \_\_\_\_\_

Address: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Witness: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

SUBSCRIBED AND SWORN TO before me by \_\_\_\_\_, \_\_\_\_\_,  
and \_\_\_\_\_ this \_\_\_\_ day of \_\_\_\_\_, 2001.

\_\_\_\_\_  
Notary Public in and for the State of Washington residing  
at Bellingham. My commission expires: \_\_\_\_\_