

# Last Will and Testament of

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**KNOW ALL PERSONS BY THESE PRESENTS:**

That, I, \_\_\_\_\_ of \_\_\_\_\_, County of \_\_\_\_\_, State of \_\_\_\_\_, being of sound and disposing mind and memory, and not acting under duress, menace, fraud or the undue influence of any person whomsoever, do make, publish and declare this my Last Will and Testament.

**Article I**

I hereby declare that my family consists of:

**Article II.**

I hereby direct and order that all just debts for which proper claims are filed against my estate, and the expenses of my last illness and funeral, be paid by my executor as soon after my death is practicable, provided, however, that this direction shall not authorize any creditors to require payment of any debt or obligation prior to its normal maturity in due course.

**Article III.**

I direct that all estate expenses, inheritance, and other taxes and interest or penalties thereon imposed by reason of my death, whether or not attributable to property passing under this Will and whether or not the same would otherwise be payable by my estate or by a recipient of any such property, to be paid and discharged by my personal representative out of the residue of my estate with no right of reimbursement for the Recipients named in the residuary clause of the Will.

**Article IV.**

I give, devise and bequeath unto:

**Article V.**

I hereby nominate and appoint \_\_\_\_\_, executor of this my Last Will and Testament, to act without bond. In the event that the aforementioned executor is for any reason unable or unwilling to act as executor hereof, I nominate and appoint \_\_\_\_\_ to act as executor, also without bond.

If it be necessary to appoint a guardian for my children upon my death, I appoint \_\_\_\_\_, and if he/she is unable or unwilling to act, I appoint \_\_\_\_\_ as an alternate guardian.

**Article VI.**

I further direct that my estate be settled without the intervention of any court, except to the extent required by law, and that my executor settle my estate in such a manner as shall seem best and most conveniently to him/her, and I hereby empower my executor to mortgage, lease, sell, exchange and convey the personal and real property of my estate without an order of court for that purpose and without notice, approval or confirmation and in all other respects to administer and settle my estate without the intervention of the court.

**Article VII.**

Should any of the bequests, gifts or devises in Article IV fail due to circumstances that cannot be reconciled with the terms herein or my express wishes, I give, devise and bequeath such, in the alternative, to my residuary estate.

I give my residuary estate to:

**Article VIII.**

I hereby revoke any and all former Wills and Codicils thereto made by me and declare this my Last Will and Testament. In Witness Whereof I have hereunto set my and this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_.

\_\_\_\_\_  
Testator

STATE OF \_\_\_\_\_ )  
 )  
 ) SS  
COUNTY OF \_\_\_\_\_ )

Each of the undersigned, being first duly sworn, on oath, states that on this \_\_\_\_ day of \_\_\_\_\_, 200\_\_;

- (1) I am over the age of eighteen (18) years and competent to be a Witness to the Will of \_\_\_\_\_ (the testator);
- (2) The Testator, 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 \_\_\_\_\_ Will;
  - (b) Requested me and the other Witnesses to act as Witnesses to \_\_\_\_\_ Will and to make this affidavit; and
  - (c) Signed this instrument.
- (3) I believe the Testator to be of sound mind, and in so declaring and signing, \_\_\_\_\_ was not acting under any duress, menace, fraud, or undue influence;
- (4) The other Witnesses and I, in the presence of the Testator and of each other affix our signatures as Witnesses to the Will and make this affidavit.

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Address

\_\_\_\_\_  
Address

\_\_\_\_\_  
Address

\_\_\_\_\_  
Address

Signed and sworn to before me this \_\_\_\_ day of \_\_\_\_\_, 200\_\_.

\_\_\_\_\_  
Print Name:

Notary Public in and for the State of: \_\_\_\_\_

My appointment expires:: \_\_\_\_\_