

Legal Note: The Documents here are provided for your information and that of your immediate family only. You are not permitted to copy any document provided to you. Each of these Documents provided are intended as general assistance in simple legal matters only. No document is intended to be used for any item, transaction, or other matter, where the total value of the item, transaction or matter is worth more than \$ 5,000.00. You are not authorized to use any document for any transaction which is in excess of \$ 5,000.00 in value or is not a simple matter. As a guideline to the meaning of simple, consider the following: if you can complete the document without any questions, it is likely a simple matter. However, if you need to ask any questions, you should consult with your Plan attorney. Do not speculate about completion of the blanks in this matter.

The information provided in the documents, and the instructions provided with each document are not intended to constitute legal advice. These documents are intended to assist consumers in protecting themselves in certain simple transactions, without incurring expensive attorneys fees. If you need legal advice, Plan Attorneys will be happy to provide a free legal consultation, at no cost, to you as a Plan member. Understand that if you contact a Plan Attorney, he/she may not advise you as to how to complete your documents. They may only be retained to prepare documents for you which they deem to be proper in your situation.

Certain documents can be completed with either a pen or a typewriter, unless indicated otherwise in the specific instructions. **You should not make changes or alterations to any documents, once you have completed the document.** You must complete a new document fully, even if you wish to make any changes, even a small change. If you make any changes to a document, you cannot be sure that the change conforms to legal requirements. For example, changes to a will, in some circumstances, may void the entire will, even if you intended to make the changes. Thus, it is a safer practice to make a new document, if you intend to make any changes.

If there are blanks which are not used or which contain no information, place an X, or a line through the blank. This ensures that no person can make unauthorized modifications to a document, by simply completing the blanks, and changing the entire crux of the document.

Certain documents may require a notary. Notaries are certified by each state, and can only operate in the states in which they are licensed to operate. An invalid notary may invalidate your document. Notaries serve the purpose of verifying that the signature of the person signing the document, is in fact, the person claiming to have signed the document. Certain institutions require a notary, even when state law does not. Be sure to check with the parties with whom you are dealing to see if they will require a notary. Banks often require notaries.

If you believe that you must record a document, you should consult with a Plan Attorney. No document provided here is intended for recording, and any such document must be prepared by a Plan Attorney. We have not included certain documents, despite repeated requests, because these documents require the skill and expertise of an attorney. These include trusts, deeds, Mortgages, Escrow Agreements and other documents. Always consult a Plan Attorney before drafting one of these documents on your own.

**LAST WILL AND TESTAMENT
OF**

I, _____, of _____, _____, revoke my former Wills and Codicils and declare this to be my Last Will and Testament.

**ARTICLE I
PAYMENTS OF DEBTS AND EXPENSES**

A. I direct that my just debts, funeral expenses and expenses of last illness be first paid from my estate.

**ARTICLE II
DISPOSITION OF PROPERTY**

A. Residuary. I direct that my residuary estate be distributed to my spouse,_____. If my spouse does not survive me, my residuary estate shall be distributed to my child(ren) in equal shares. If a child of mine does not survive me, such deceased child's share shall be distributed in equal shares to the children of such deceased child who survive me, by right of representation. If a child of mine does not survive me and has no children who survive me, such deceased child's share shall be distributed in equal shares to my other child(ren), if any, or to their respective children by right of representation. If no child of mine survives me, and if none of my deceased child(ren) are survived by child(ren), my residuary estate shall be distributed to _____

_____. If such beneficiary does not survive me, my residuary estate shall be distributed to my heirs-at-law as determined under the laws of the State of _____.

**ARTICLE III
NOMINATION OF EXECUTOR**

A. I nominate _____, of _____, _____, as the Executor, with bond.

**ARTICLE IV
EXECUTOR POWERS**

A. My Executor, in addition to other powers and authority granted by law or necessary or appropriate for proper administration, shall have the right and power to lease, sell, mortgage, or otherwise encumber any real or personal property that may be included in my estate, without order of court and without notice to anyone.

**ARTICLE V
MISCELLANEOUS PROVISIONS**

A. Paragraph Titles and Gender. The titles given to the paragraphs of this Will are inserted for reference purposes only and are not to be considered as forming a part of this Will in interpreting its provisions. All words used in this Will in any gender shall extend to and include all genders and in numbers when the context or facts so require, and any pronouns shall be taken to refer to the person or persons intended regardless of gender or number.

B. Thirty Day Survival Requirement. For the purposes of determining the appropriate distributions under this Will, no person or organization shall be deemed to have survived me, unless such person or entity is also surviving on the thirtieth day after the date of my death.

IN WITNESS WHEREOF, I have subscribed my name below, this _____ day of _____, 20_____.

We, the undersigned hereby, certify that the above instrument, which consists of _____ pages, including the page(s) which contain the witness signatures, was signed in our sight and presence by _____ (the "Testator"), who declared this instrument to be his/her Last Will and Testament and we, at the Testator's request and in the Testator's sight and presence, and in the sight and presence of each other, do hereby subscribe our names and addresses as witnesses on the date shown above.

Witness Signature: _____

Witness Name: _____

Witness Address: _____

Witness Signature: _____

Witness Name: _____

Witness Address: _____

AFFIDAVIT

STATE OF _____,
COUNTY OF _____, ss:

Before me, the undersigned, on this day personally appeared _____,
and _____, known to me to be the
Testator and the witnesses, respectively, whose names are signed to the foregoing instrument. All of
theses persons were first duly sworn by me. _____, the Testator, declared to me
and to the witnesses, in my presence, that the foregoing instrument is the Testator's Will and that the
Testator willingly signed and executed such instrument (or expressly directed another person to sign
the instrument for the Testator in the Testator's presence) in the presence of the witnesses, as the
Testator's free and voluntary act for the purposes expressed in the instrument. Each of the witnesses
declared in the presence and hearing of the Testator that the foregoing instrument was executed and
acknowledged by the Testator as the Testator's Will in their presence and that they, in the Testator's
presence, hearing and sight at the Testator's request, and in the presence of each other, did subscribe
their names to the instrument as attesting witness on the date of the instrument. The Testator, at the
time of the execution of such instrument, was of full age, of sound mind, and the witnesses were
sixteen years of age or older and otherwise competent to be witnesses.

Testator

_____, Witness

_____, Witness

Subscribed, sworn to and acknowledged before me by _____, the Testator; and
subscribed and sworn before me by _____ and
_____, witnesses, this ____ day of
_____, 20____.

Notary Public, or other officer
authorized to take and certify
acknowledgements and administer
oaths.

This summary is not an official part of your document. It contains highlights of the important information that has been entered into the document.

**SUMMARY
of the
SIMPLE WILL**

DATE WILL WAS SIGNED: _____

WILLMAKER

WILLMAKER'S WIFE

EXECUTOR

WITNESS
