

# This CD answers questions about:

- Avoiding probate court
- Estate taxes
- Requirements in your state
- Whether you still need a will
- Retaining control of your estate



# Guides you through the process of setting up a living trust, protecting your assets and loved ones

How can you protect your estate from lengthy and expensive probate proceedings? Simple! Just follow the easy step-by-step instructions in this authoritative legal reference. Adams has made the completion of a living trust as simple as filling in the blanks. Clear, concise and legally-valid in all 50 states.

# **Legal Forms Included:**

- · Affidivit of Successor Trustee
- · Individual Amendment
- · Individual Assignment
- · Individual Revocation
- · Individual Schedule of Assets
- · Individual Schedule of Beneficiaries
- Individual Living Trust with Child's Trust
- Individual Living Trust without Child's Trust
- · Joint Amendment
- · Joint Assignment
- · Joint Revocation
- · Joint Schedule of Beneficiaries
- · Joint Living Trust with Child's Trust
- · Joint Living Trust without Child's Trust
- · Joint-Wife's Schedule of Assets
- · Joint-Husband's Schedule of Assets
- NY Notice of Assignment
- · Property Questionnaire
- · Registration of Trust
- Successor Trustee Duties Checklist
- · Successor Trustee Information List
- Supplemental Will
- · Trust Beneficiary Questionnaire
- · Trust Preparation Checklist

\*Windows® & Macintosh Compatible

# Prepare a Living Trust on CD

# Table of Contents

# 1. Why Do You Need a Living Trust?

- A. What Is a Living Trust?
- B. Advantages of a Living Trust
- C. Avoiding the Expense and Delay of Probate
- D. Avoiding Having the State Decide Who Will Receive Your Property
- E. Appointing a Trustee to Administer Your Property
- F. Appointing a Trustee to Administer Property for a Minor Child
- G. Other Advantages of a Living Trust
- H. Disadvantages of a Living Trust
- I. Why You Still Need a Will

## 2. Planning Your Living Trust

- A. Qualifications for Having a Living Trust
- B. Other Estate Planning Tools
- C. Joint Tenancy with Right of Survivorship
- D. Life Insurance
- E. Payable-on-Death Bank Accounts
- F. Living Will
- G. Durable Power of Attorney for Health Care
- H. Steps in Preparing Your Living Trust
- I. Living Trust Preparation Checklist

# 3. Property Questionnaire

- A. What Property May You Dispose of with Your Living Trust?
- B. Community Property States
- C. Common-Law Property States
- D. Federal Estate Taxes and State Inheritance and Estate Taxes
- E. Property Questionnaire (Instructions)
- F. Property Questionnaire
- G. What Are Your Assets?
- H. What Are Your Liabilities?
- I. What Is the Net Worth of Your Estate?

# 4. Beneficiary Questionnaire

- A. Who May Be a Beneficiary?
- B. What Types of Gifts May You Make?
- C. Beneficiary Questionnaire
- D. Who Will Receive Which of Your Assets?

E. Are There Any Other Relatives, Friends, or Organizations to Whom You Wish to Leave Gifts?

#### 5. Information for Successor Trustee

- A. Overview of Probate Proceedings
- B. Choosing a Successor Trustee
- C. Affidavit of Assumption of Duties by Successor Trustee
- D. Successor Trustee Duties Checklist Instructions
- E. Successor Trustee Duties Checklist
- F. Immediate Successor Trustee Duties
- G. Successor Trustee Duties within First Month
- H. Successor Trustee Financial Duties
- I. Successor Trustee Information List (Instructions)
- J. Successor Trustee Information List
- K. Location of Records
- L. Funeral or Cremation Arrangements
- M. Persons to Contact
- N. Relatives to Contact
- O. Friends to Contact
- P. Newspaper Obituary Information

## 6. Instructions for Living Trust Forms

- A. Completing Your Living Trust Declaration
- B. Completing Your Schedule of Assets of Living Trust Form(s)
- C. Completing Your Schedule of Beneficiaries of Living Trust Form(s)
- D. Finishing Your Living Trust Forms

# 7. Living Trust Forms

- A. Living Trust for Single Person or Individual Spouse with Children's Trust Included (Instructions)
- B. Living Trust for Single Person or Individual Spouse with Children's Trust Included (Form)
- C. Living Trust for Single Person or Individual Spouse without a Children's Trust (Instructions)
- D. Living Trust for Single Person or Individual Spouse without a Children's Trust (Form)
- E. Joint Living Trust of Married Couple with Children's Trust Included (Instructions)
- F. Joint Living Trust of Married Couple with Children's Trust Included (Form)
- G. Joint Living Trust of Married Couple without a Children's Trust (Instructions)
- H. Joint Living Trust of Married Couple without a Children's Trust (Form)

- I. Assignment to Living Trust by Single Person or Individual Spouse (Instructions)
- J. Assignment to Living Trust by Single Person or Individual Spouse (Form)
- K. Joint Assignment to Joint Living Trust by Married Couple (Instructions)
- L. Joint Assignment to Joint Living Trust by Married Couple (Form)
- M. Schedule of Assets of Living Trust for Single Person or Individual Spouse (Instructions)
- N. Schedule of Assets of Living Trust for Single Person or Individual Spouse
- O. Schedule of Assets of Joint Living Trust for Husband (Instructions)
- P. Schedule of Assets of Joint Living Trust for Husband (Form)
- Q. Schedule of Assets of Joint Living Trust for Wife (Instructions)
- R. Schedule of Assets of Joint Living Trust for Wife (Form)
- S. Schedule of Beneficiaries of Living Trust for Single Person or Individual Spouse (Instructions)
- T. Schedule of Beneficiaries of Living Trust for Single Person or Individual Spouse (Form)
- U. Joint Schedule of Beneficiaries of Joint Living Trust of Married Couple (Instructions)
- V. Joint Schedule of Beneficiaries of Joint Living Trust of Married Couple (Form)
- W. New York Notice of Assignment of Property to Living Trust (Instructions)
- X. New York Notice of Assignment of Property to Living Trust (Form)
- Y. Registration of Living Trust (Instructions)
- Z. Registration of Living Trust (Form)
- AA. Affidavit of Assumption of Duties by Successor Trustee (Instructions)
- BB. Affidavit of Assumption of Duties by Successor Trustee (Form)

# 8. Sample Living Trust

- A. Living Trust of Mary Ellen Smith
- B. Schedule of Assets of Living Trust
- C. Schedule of Beneficiaries of Living Trust

# 9. Completing Your Living Trust

- A. Safeguarding Your Living Trust
- B. Transferring Property to Your Living Trust

## 10. Changing Your Living Trust

- A. Amending Your Living Trust
- B. Amendment of Living Trust by Single Person or Individual Spouse (Instructions)
- C. Amendment of Living Trust by Single Person or Individual Spouse (Form)
- D. Joint Amendment of Joint Living Trust by Married Couple (Instructions)
- E. Joint Amendment of Joint Living Trust by Married Couple (Form)
- F. Revoking Your Living Trust
- G. Revocation of Living Trust by Single Person or Individual Spouse (Instructions)
- H. Revocation of Living Trust by Single Person or Individual Spouse (Form)
- I. Joint Revocation of Joint Living Trust by Married Couple (Instructions)
- J. Joint Revocation of Joint Living Trust by Married Couple (Form)

## 11. Supplemental Will

- A. Completing Your Supplemental Will
- B. Supplemental Will (Form)

#### APPENDIX:

State Laws Relating to Living Trusts

#### GLOSSARY OF LEGAL TERMS