

**EXAMPLE OF A SIMPLE WILL SUITABLE FOR A YOUNG COUPLE
WHO HAVE CHILDREN, OWN A SMALLISH ESTATE AND
DO NOT WISH TO CREATE A TRUST.**

LAST WILL AND TESTAMENT OF _____

1. I, _____ married out of community of property to _____ (hereinafter referred to as my spouse), hereby revoke all Wills and Codicil previously made by me and declare this to be my Last Will and Testament.

2. I bequeath the residue of my estate to my spouse.

Should my spouse not survive me for a period of 30 (thirty) days, then I bequeath the residue of my estate to my children.

Should a child predecease me, the benefit that would have devolved upon such child shall devolve upon such child's descendants by representation or failing descendants, upon my remaining children or their descendants by representation.

3. Failing a natural guardian, I appoint my _____, and failing him my _____, to be the guardian of my minor children and I direct that the said guardian shall not be required to furnish security for acting in that capacity.

4. I direct that any of my furniture, household effects, personal effects and motor vehicles to which a minor may become entitled under my Will, may be handed to such minor's guardian at the discretion of my executor for the period of the beneficiary's minority. The receipt of the said guardian, who shall not be required to furnish security in this regard, shall be sufficient discharge to my executor.

5. I direct that should any beneficiary be a minor at the date of my death, his or her inheritance shall not be paid into the guardian's fund but shall be paid to his or her guardian who may apply such inheritance, or the income therefrom, for the exclusive benefit of such minor during his or her minority and account to such beneficiary for the capital, or so much thereof as may remain, and any accumulation of income thereon when he or she attains majority. The receipt of the said guardian, who shall not be required to furnish security in this regard, shall be a sufficient discharge to my executors.

AS WITNESSES:

1. _____

2. _____

6. I direct that my heirs shall not be required to collate any donations made by me to them during my lifetime.

7. I direct that the inheritance devolving upon any beneficiary under my Will as well as the proceeds, the reinvestment of such proceeds and the income thereon shall be free from the legal effects, including any accrual system, of any present or future marriage of such beneficiary whether in or out of community of property.

8. I nominate _____ and my spouse, to be the executors of my estate with power of assumption, and I direct;
that neither they nor any assumed executor shall be called upon to furnish security for acting as executor;
that my executors shall have authority to carry on any business in which I may have an interest and to let any property in my estate on such terms and conditions as may be acceptable to my beneficiaries;
that my executors shall have authority, at the request of my beneficiaries, to borrow money for any purpose connected with the liquidation of my estate and, to that end, may encumber any of the assets of my estate.

SIGNED AT _____ THIS _____ DAY OF _____,

in the presence of the undersigned witnesses, all being present at the same time and signing in the presence of each other.

AS WITNESSES:

1. _____

2. _____