

Last Will and Testament

(Married)

I, _____ (print your Full Legal Name), am a resident of _____ (City), _____ (State). The laws of this state govern the validity and construction of this instrument.

I revoke any prior Wills and codicils made by me and declare this instrument to be my Last Will and Testament (“*Will*”).

I am married to _____ (print your spouse’s Full Legal Name). We were married on _____ (Date). Any reference in my Will to “spouse” is to this person.

My children’s full legal names are (INITIAL next to ONE option):

_____ (Print Full Legal Names here): _____

_____.

OR

_____ I have no children.

If my spouse survives me, I give my spouse _____ % of the residue of my estate outright and free of trust (ONLY IF LESS THAN 100% TO SPOUSE, then INITIAL next to ONE option below and Complete if checking the second option).

_____ I give the remainder of the residue of my estate, if any, outright and free of trust TO MY CHILDREN in equal shares, *per stirpes*.

OR

_____ I give the remainder of the residue of my estate, if any, outright and free of trust to:
_____.

If at any time, no person or entity is qualified to receive a final distribution of any part of my residuary estate, I give that portion of my residuary estate to those persons who would inherit it had I then died intestate owning the property, as determined and proportioned under the laws of my state of residence then in effect.

I nominate _____ (print the person's name) as the Personal Representative / Executor of my estate. No bond is required. I authorize informal probate proceedings to the extent allowed by law upon my death.

If I have minor children, I nominate _____ (print the person's name, if any) as guardian for any child requiring a guardian.

All references in my Will to "my children" include any children subsequently born to me or adopted by me in a legal proceeding valid in the jurisdiction (domestic or foreign) in which it occurred.

References to "my descendants" are to my children and their descendants, including descendants of any deceased child.

My Personal Representative may, without prior authority from any court, exercise all powers conferred by my Will by common law, or by my state of residence's Fiduciary Powers Act, or other statute, or any other jurisdiction whose law applies to my Will. My fiduciaries have absolute discretion in exercising these powers. These powers extend to all property held by my Personal Representative until the actual distribution of the property.

By signing this instrument, as Testator I represent and warrant the following:

- I proactively downloaded this template Last Will and Testament from the internet, or received it from an individual not associated with the Citadel Law Firm PLLC, and personally completed all sections of this instrument without assistance in any way from the Citadel Law Firm PLLC, its attorneys, staff, agents, successors, and assigns.
- The Citadel Law Firm PLLC, its attorneys, staff, agents, successors, and assigns neither offered nor provided me any legal advice with regard to this instrument.
- The Citadel Law Firm PLLC, its attorneys, staff, agents, successors, and assigns do not represent me and I have no legal relationship with any of these parties on the date I execute this instrument.
- I freely and independently undertake the completion of this Last Will and Testament template and indemnify the Citadel Law Firm PLLC, its attorneys, staff, agents, successors, and assigns from any liability that may arise from me using this template for any reason.

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EXECUTION OF MY LAST WILL AND TESTAMENT

I, _____ (your Full Legal Name), the **Testator** sign my name to this instrument do declare that I sign and execute this instrument as my Last Will and Testament and that I sign it willingly (or willingly direct another to sign for me), that I execute it as my free and voluntary act for the purposes expressed in this instrument, and that I am eighteen years of age or older, of sound mind, and under no constraint or undue influence.

Testator Signature

Date: _____, 20____

WITNESS ATTESTATION

We, _____ (Print Name of Witness #1) and _____ (Print Name of Witness #2), the witnesses, sign our names to this instrument on the date immediately printed above by the Testator and declare that the Testator signed and executed this instrument as its Last Will and Testament and that the Testator signed it willingly (or willingly directed another to sign) and that each of us, in the presence and hearing of the Testator, signs this Will as witness to the Testator’s signing, and that to the best of our knowledge the Testator is eighteen years of age or older, of sound mind and under no constraint or undue influence. Each of us further declares we are not related to the Testator by blood or marriage and that we are not named as a beneficiary of the Testator in this instrument.

X _____
Witness #1 Signature

X _____
Witness #2 Signature

WITNESS PRINT NAME & ADDRESS:

WITNESS PRINT NAME & ADDRESS:

_____, Witness

_____, Witness

