

Last Will and Testament
of
__[Husband's Name]__

I, __[Husband's Name]__, also known as __[Alias]__, a resident of __[County name]__ County, California, declare this to be my will.

FIRST: I revoke all wills and codicils that I have previously made.

SECOND: I am married to __[Wife's name]__, to whom the term "my spouse" refers in my will.

THIRD: I have three children, __[Name]__, born __[Date]__; __[Name]__, born __[Date]__; and __[Name]__, born __[Date]__. The term "my children" in my will refers to my children named herein.

FOURTH: In the event of my death, I give my entire estate to my spouse, __[Wife's name]__.

FIFTH: If my spouse does not survive me, I direct that my executor distribute my estate as follows:

A. I make the following specific gifts:

1. I give to my mother-in-law, __[Name]__, my wife's Bradford Plates with a floral motif and also my wife's Precious Moments collection.
2. I give to my sister-in-law, __[Name]__, the china and crystal.
3. I give my wife's wedding gown to my niece, __[Name]__.
4. I give my wife's jewelry to my nieces, __[Name]__, __[Name]__, and __[Name]__, in substantially equal shares as selected by them on the basis of valuation. If there is any difficulty in determining an equitable division, my executor shall make a determination of value, which shall be binding.
5. I give my football card set to my son, __[Name]__.

B. All the rest and remainder of my property, including all my clothing, household furniture and furnishings, personal automobiles, books, cash assets; stocks, investments, business interests, and real property, not otherwise specifically disposed of in my will or in any other manner, together with any

insurance on the property, I give to my children, __[Name]__, __[Name]__, and __[Name]__, who survive me, in substantially equal shares as selected by them on the basis of valuation. My executor's determination of valuation shall be binding.

C. If any child of mine has predeceased me, then that child's share shall be divided equally among his then-living issue and shall be held in trust until each child shall reach the age of eighteen, at which time the share shall be distributed to the child. However, the trustor of any trust containing such a child's share, shall have the authority to disburse funds from the share for the purposes of the child's college education or post-high school vocational training. The trustor of any trust which may arise under this section, shall be the same person named as executor of this will, below.

SIXTH: I nominate my two older sons, __[Name]__ and __[Name]__, to be co-executors of this will. If either should be unable or unwilling to so serve, the other shall act as sole executor.

A. The term "executor" includes any personal representative of my estate.

B. I request that no bond be required of any executor nominated in my will.

C. My executor may administer my estate under the California Independent Administration of Estates Act.

D. My executor may sell, with or without notice, at either public or private sale, for cash or terms, any property of my estate that my executor considers necessary for the estate's proper administration and distribution.

E. My executor may lease all or any part of the real or personal property of my estate on terms that my executor considers proper.

F. My executor may retain any asset of my estate (including unproductive, speculative, or fluctuating assets) for as long as the executor considers proper. My executor shall not be liable for any resulting losses unless the executor acts in bad faith, is grossly negligent, or engages in willful misconduct.

G. My executor may purchase or exchange assets of my estate or any fractional interest in any assets for adequate consideration.

SEVENTH: If at my death my son, __[Name of minor child]__ is a minor, I appoint my two older sons, __[Name]__ and __[Name]__, as co-guardians of his person. If either should be unable or unwilling to so serve, the other shall act as sole guardian. I appoint __[Name]__ as the guardian of the estate of __[Minor's name]__.

EIGHTH: My wife and I have obtained burial plots and left funeral instructions with __[Name]__ Cemetery in __[City]__, California.

NINTH: If any beneficiary under my will in any manner, directly or indirectly, contests my will or any of its provisions in any legal proceeding that is designed to thwart my wishes as expressed in my will, any share or interest in my estate given to that contesting beneficiary under my will is revoked and shall be disposed of under the terms of my will as if that contesting beneficiary had predeceased me without issue.

TENTH: If any provision of my will is unenforceable, the remaining provisions shall remain in full effect.

Signed on __[Date]__, at __[City]__, California.

__[Name]__

Attestation

On the date written below, __[Name]__, the testator, declared to us that this instrument, consisting of __[Number]__ pages including this page, was the testator's will and asked us to witness it. The testator then signed this will in our presence, all of us being present at the same time. At the testator's request, in the testator's presence, and in the presence of one another, we subscribe our names as witnesses.

We believe that the testator is over age 18, is of sound mind, and is under no constraint or undue influence.

We declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on __[Date]__, at __[City]__, California.

__[Name]__
__[Address]__
__[City]__, California

__[Name]__
__[Address]__
__[City]__, California

Last Will and Testament
of
__[Wife's Name]__

I, __[Wife's Name]__, also known as __[Alias names]__, a resident of __[Name]__ County, California, declare this to be my will.

FIRST: I revoke all wills and codicils that I have previously made.

SECOND: I am married to __[Husband's name]__, to whom the term "my spouse" refers in my will.

THIRD: I have three children, __[Name]__, born __[Date]__; __[Name]__, born __[Date]__; and __[Name of minor child]__, born __[Date]__. My mother is __[Name]__ of __[City]__, California. The term "my children" in my will refers to my children named above.

FOURTH: In the event of my death, I give my entire estate to my spouse, __[Husband's name]__.

FIFTH: If my spouse does not survive me, I direct that my executor distribute my estate as follows:

A. I make the following specific gifts:

1. I give to my mother, __[Name]__, my Bradford Plates with a floral motif and also my Precious Moments collection.
2. I give to my sister, __[Name]__, my china and crystal.
3. I give my wedding gown to my niece, __[Name]__.
4. I give my jewelry to my nieces, __[Name]__, __[Name]__, and __[Name]__, in substantially equal shares as selected by them on the basis of valuation. If there is any difficulty in determining an equitable division, my executor shall make a determination of value, which shall be binding.
5. I give my husband's football card set to my son, __[Name]__.

B. All the rest and remainder of my property, including all my clothing, household furniture and furnishings, personal automobiles, books, cash assets, stocks, investments, business interests, and real property, not otherwise

specifically disposed of in my will or in any other manner, together with any insurance on the property, I give to my children, __[Name]__, __[Name]__, and __[Name of Minor]__, who survive me, in substantially equal shares as selected by them on the basis of valuation. My executor's determination of valuation shall be binding.

C. If any child of mine has predeceased me, then that child's share shall be divided equally among his then-living issue and shall be held in trust until each child shall reach the age of eighteen, at which time the share shall be distributed to the child. However, the trustor of any trust containing such a child's share, shall have the authority to disburse funds from the share for the purposes of the child's college education or post-high school vocational training. The trustor of any trust which may arise under this section, shall be the same person named as executor of this will, below.

SIXTH: I nominate my two older sons, __[Name]__ and __[Name]__, to be co-executors of this will. If either should be unable or unwilling to so serve, the other shall act as sole executor.

A. The term "executor" includes any personal representative of my estate.

B. I request that no bond be required of any executor nominated in my will.

C. My executor may administer my estate under the California Independent Administration of Estates Act.

D. My executor may sell, with or without notice, at either public or private sale, for cash or terms, any property of my estate that my executor considers necessary for the estate's proper administration and distribution.

E. My executor may lease all or any part of the real or personal property of my estate on terms that my executor considers proper.

F. My executor may retain any asset of my estate (including unproductive, speculative, or fluctuating assets) for as long as the executor considers proper. My executor shall not be liable for any resulting losses unless the executor acts in bad faith, is grossly negligent, or engages in willful misconduct.

G. My executor may purchase or exchange assets of my estate or any fractional interests in assets for adequate consideration.

SEVENTH: If at the time of my death my son, __[Name of minor]__ is a minor, I appoint my two older sons, __[Name]__ and __[Name]__, as co-guardians of his person. If either should be unable or unwilling to so serve, the other shall act as sole guardian. I appoint __[Name]__ as the guardian of the estate of __[Name of minor child]__.

EIGHTH: My husband and I have obtained burial plots and left funeral instructions with __[Name]__ Cemetery in __[City]__, California.

NINTH: If any beneficiary under my will in any manner, directly or indirectly, contests my will or any of its provisions in any legal proceeding that is designed to thwart my wishes as expressed in my will, any share or interest in my estate given to that contesting beneficiary under my will is revoked and shall be disposed of under the terms of my will as if that contesting beneficiary had predeceased me without issue.

TENTH: If any provision of my will is unenforceable, the remaining provisions shall remain in full effect.

Signed on __[Date]__, at __[City]__, California.

__[Name]__

Attestation

On the date written below, __[Name]__, the testator, declared to us that this instrument, consisting of __[Number]__ pages including this page, was the testator's will and asked us to witness it. The testator then signed this will in our presence, all of us being present at the same time. At the testator's request, in the testator's presence, and in the presence of one another, we subscribe our names as witnesses.

We believe that the testator is over age 18, is of sound mind, and is under no constraint or undue influence.

We declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on __[Date]__, at __[City]__, California.

__[Name]__
__[Address]__
__[City]__, California

__[Name]__
__[Address]__
__[City]__, California