

[NOTE: This is a pour-over will and should ONLY be used in conjunction with a Living Trust. Both documents should be signed at the same time. REMOVE THESE INSTRUCTIONS BEFORE PRINTING.]

LAST WILL AND TESTAMENT OF [NAME OF TESTATOR]

I, [NAME OF TESTATOR], a resident of the State of [state], County of [county], being of sound mind and memory, do hereby declare this to be my Last Will and Testament.

Revocation of Previous Wills

I revoke all former wills and codicils previously made by me.

Executor

I name my [spouse / son / daughter / brother / sister / etc], [NAME OF EXECUTOR] to act as my Executor(s). If the person(s) named shall for any reason be unable or unwilling to act or to continue to act as my Executor, I name [NAME(S) OF ALTERNATE EXECUTOR(S)] as my Executor(s). No bond shall be required of any Executor appointed under this Will. The term "Executor" as used herein means one or more persons or institutions serving as an Executor or co-Executor, or any successor thereto.

Payment of Last Debts and Taxes

- A. I direct my Executor to first pay any valid debts still owing at my death, plus last illness, funeral, burial, and administrative expenses.
- B. I further direct my Executor to pay from my residuary estate all inheritance, estate or similar duties or taxes occasioned by my death, whether or not the property or interest giving rise to such taxes or duties shall have passed under this my Will.

Powers of Executor

In addition to any powers granted to executors by the laws of the State of _____, my Executor shall have full power and authority to do any and all things necessary for the complete administration of my estate, by public or private transaction, and without having to seek or obtain approval from any court, to be exercised as often as he/she considers advisable, which power and authority shall include the following:

- (a) To retain any property comprising a part of my estate, and to retain and to invest in all forms of real and personal property, regardless of (i) any limitations imposed by law on investments by executors, (ii) any principle of law concerning delegation of investment responsibility, and (iii) any principle of law concerning investment diversification;
- (b) To sell at public or private sale, grant options on, exchange, improve, repair, pledge, mortgage, lease for any term whatsoever, or otherwise dispose of any property, real or personal, for cash or on time, at such time or times and upon such terms and conditions as my Executor shall deem appropriate;
- (c) To borrow money with or without security;
- (d) To carry on for as long as, and in such manner as, my Executor shall deem appropriate, any business enterprise in which I owned any interest and to collect the income, rents, and profits therefrom;
- (e) To settle, compromise or submit to arbitration any claims, either in favor of or against my estate;
- (f) To renew or to extend the time for any debtor to pay any outstanding obligation;

- (g) To distribute cash or assets, whether income or principal, from my estate, as appropriate, in advance of the final distribution;
- (h) To execute and deliver all necessary and proper documents as required for any of the foregoing purposes.

THIS IS A 4-PAGE FORM, including instructions.