**LAST WILL AND TESTAMENT**

**OF**

**JACK JOHNSON**

I, {JACK JOHNSON}, of {123 4th Avenue, City, County,

West Virginia 00000}, being of sound mind and disposing memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking all former Wills heretofore made by me.

**ARTICLE I**

I direct that all my just debts, funeral expenses and the expenses of the

administration of my estate be paid as soon as practicable by my Executrix, hereinafter named.

**ARTICLE II**

I do hereby give, devise and bequeath all real estate titled in my name to my beloved {son}, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_; subject to the right of my other beloved {children}, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, to reside on such real estate during their lifetime. In the event that \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ dies before I do or in such close proximity that it cannot be readily determined who died first, I give, devise and bequeath all real estate titled in my name to my beloved {brother}, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_; also subject to the right of my children, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, to reside on such real estate during their lifetime.

**ARTICLE III**

I do hereby give, devise and bequeath the rest, residue and remainder of my

estate, personal or mixed, tangible or intangible and wheresoever situate to my beloved   
{daughter}, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**.** In the event that the said, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ dies before I do or in such close proximity that it cannot be readily determined who died first, then in that event all of my property would go to my beloved {child}, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. That if the children are under the age of eighteen (18) years, I hereby appoint and name as Guardian of my children, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ of {123 4th Avenue, City, County,

West Virginia 00000}; and, if {he/she} is unwilling or unable to serve, then I hereby appoint and name \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ of {123 4th Avenue, City, County,

West Virginia 00000} as Guardian of my children; with all the rights, duties and obligations as I would have had, had I been alive.

**ARTICLE IV**

I do hereby nominate and appoint my beloved {sister}, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, of 123 4th Avenue, City, County, West Virginia 00000, as Executrix, of this my Last Will and Testament and I direct that {he/she} not be required to post bond to secure the faithful performance of duties as such fiduciary. In the event that \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, should have predeceased me or should {he/she} refuse or be unable to serve as Executrix of my estate or should die simultaneously with me, or under such circumstances that it cannot be readily determined which of us die first, then in that event, I do hereby nominate and appoint my beloved sister, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,of {123 4th Avenue, City, County, West Virginia 00000}, to serve as Executrix of this my Last Will and Testament without the necessity of posting bond for the faithful performance of her duties as such fiduciary.

IN WITNESS WHEREOF, I hereunto subscribe my name and affix my seal to this my Last Will and Testament, on this the day of , YYYY.

{JACK JOHNSON}

The foregoing signature of the Testatrix was made and the foregoing Will was this day acknowledged by the Testatrix, {**JACK JOHNSON**}, to be {his/her} Last Will and Testament, in the presence of us, two competent witnesses, present at this time, and we, the said witnesses to hereunto subscribe the said Will on the date last above written in the presence of the said Testatrix and of each other, and at the request of said Testatrix, who was then of sound mind and over the age of eighteen years.

{Jane Doe}

{John Smith}

STATE OF WEST VIRGINIA,

COUNTY OF \_\_\_\_\_\_\_\_, TO-WIT:

Before the undersigned authority of \_\_\_\_\_\_\_\_\_\_ County, West Virginia, this day personally appeared {Jane Doe} and {John Smith} , subscribing witnesses to the Last Will and Testament of \_\_\_\_\_ , who being by me first duly sworn, depose and say that they witnessed the execution of said Will; that they witnessed the execution at the request of the Testatrix; that the Testatrix was at said time, in the opinion of the affiants, of sound mind and fully cognizant of all the contents of said instrument and not then under any undue influence or coercion of any kind, and fully competent mentally and physically to execute said instrument.

{Jane Doe}

{John Smith}

Taken, subscribed, and sworn to before the undersigned authority, this the

day of , YYYY.

My commission expires:

NOTARY PUBLIC

This Will prepared by \_\_\_\_\_\_\_\_\_\_\_\_\_, WV Law Firm., {Address}.