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*Will of Natalie DeJarlais*

**Part 1. Personal Information**

I, Natalie DeJarlais, a resident of the State of California, Alameda County, declare that this is my will.

**Part 2. Revocation of Previous Wills**

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

**Part 3. Marital Status**

I am married to Michael Sexton.

**Part 4. Children**

I have the following children now living: Sammie DeJarlais and Chester DeJarlais.

**Part 5. Pets**

I leave my Boston terrier, Clementine, and \$1,500 to Ann Heron, with the hope that the money will be used for Clementine's care and maintenance. If Ann Heron does not survive me, I leave Clementine and \$2,000 to Michael Sexton, with the hope that the money will be used for Clementine's care and maintenance .

**Part 6. Disposition of Property**

A beneficiary must survive me for at least 45 days to receive property under this will. As used in this will, the phrase "survive me" means to be alive or in existence as an organization on the 45th day after my death.

If I leave property to be shared by two or more beneficiaries, and any of them does not survive me, I leave his or her share to the others equally unless this will provides otherwise.

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My residuary estate is all property I own at my death that is subject to this will that does not pass under a general or specific bequest, including all failed or lapsed bequests.

I leave \$1,000 to Justin Disney. If Justin Disney does not survive me, I leave this property to Bhamita Ranchod.

I leave my rare stamp collection to Ann Heron, Eric K. Workman and Andre Zivkovich in the following shares: Ann Heron shall receive a 1/4 share; Eric K. Workman shall receive a 1/4 share; Andre Zivkovich shall receive a 1/2 share.

I leave my collection of Nash cars to The Big Sky Auto Museum and Richard Jenkins in equal shares. If Richard Jenkins does not survive me, I leave his share of this property to Patricia Jenkins.

I leave my residuary estate to my spouse, Michael Sexton.

If Michael Sexton does not survive me, I leave my residuary estate to Sammie DeJarlais and Chester DeJarlais in a children's pot trust to be administered under the children's pot trust provisions. If both of these children are age 18 or older at my death, my residuary estate shall be distributed to them directly in equal shares. If either of these children does not survive me, I leave his or her share to the other child.

If Michael Sexton, Sammie DeJarlais and Chester DeJarlais all do not survive me, I leave my residuary estate to Delia Holt.

All personal and real property that I leave in this will shall pass subject to any encumbrances or liens placed on the property as security for the repayment of a loan or debt.

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**Part 7. Custodianship Under the Uniform Transfers to Minors Act**

All property left in this will to Delia Holt shall be given to James Leung, as custodian under the California Uniform Transfers to Minors Act, to be held until Delia Holt reaches age 21. If James Leung is unwilling or unable to serve as custodian, Michael Eisenberg shall serve instead.

**Part 8. Children's Pot Trust**

*A. Beneficiaries of Children's Pot Trust*

Sammie DeJarlais and Chester DeJarlais shall be the beneficiaries of the children's pot trust provided for in this will. If a beneficiary survives me but dies before the children's pot trust terminates, that beneficiary's interest in the trust shall pass to the surviving beneficiary of the children's pot trust.

*B. Trustee of Children's Pot Trust*

Dave Jenkins shall serve as the trustee of the children's pot trust. If Dave Jenkins is unable or unwilling to serve, Keely Jenkins shall serve instead.

*C. Administration of the Children's Pot Trust*

The trustee shall manage and distribute the assets in the children's pot trust in the following manner.

The trustee may distribute trust assets as he or she deems necessary for a beneficiary's health, support, maintenance and education. Education includes, but is not limited to, college, graduate, postgraduate and vocational studies and reasonably related living expenses.

In deciding whether or not to make distributions, the trustee shall consider the value of the trust assets; the relative current and future needs of each beneficiary; and each beneficiary's other income, resources and sources of support. In doing so, the trustee has the discretion to

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make distributions that benefit some beneficiaries more than others or that completely exclude others.

Any trust income that is not distributed by the trustee shall be accumulated and added to the principal.

The children's pot trust shall also be governed by the General Trust Administration Provisions in this will.

***D. Termination of the Children's Pot Trust***

When the youngest surviving beneficiary of this children's pot trust reaches 18, the trustee shall distribute the remaining trust assets to the surviving beneficiaries in equal shares.

If none of the trust beneficiaries survives to the age of 18, the trustee shall, at the death of the last surviving beneficiary, distribute the remaining trust assets to that beneficiary's estate.

**Part 9. Individual Child's Trust**

***A. Beneficiaries and Trustees***

All property left in this will to Bhamita Ranchod shall be held in a separate trust for Bhamita Ranchod until he or she reaches age 25. The trustee of the Bhamita Ranchod trust shall be Connor Jenkins.

***B. Administration of an Individual Child's Trust***

The trustee of an individual child's trust shall manage and distribute the assets in the trust in the following manner.

Until the trust beneficiary reaches the age specified for final distribution of the principal, the trustee may distribute some or all of the principal or net income of the trust as the trustee

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deems necessary for the child's health, support, maintenance and education. Education includes, but is not limited to, college, graduate, postgraduate and vocational studies and reasonable living expenses.

In deciding whether or not to make a distribution to a beneficiary, the trustee may take into account the beneficiary's other income, resources and sources of support.

Any trust income that is not distributed by the trustee shall be accumulated and added to the principal.

An individual child's trust shall also be governed by the General Trust Administration Provisions in this will.

***C. Termination of an Individual Child's Trust***

An individual child's trust shall terminate as soon as one of the following events occurs:

- the beneficiary reaches the age stated above, in which case the trustee shall distribute the remaining principal and accumulated net income of the trust to the beneficiary
- the beneficiary dies, in which case the principal and accumulated net income of the trust shall pass under the beneficiary's will, or if there is no will, to his or her heirs, or
- the trust principal is exhausted through distributions allowed under these provisions.

**Part 10. General Trust Administration Provisions**

All trusts established in this will shall be managed subject to the following provisions.

***A. Transferability of Interests***

The interests of any beneficiary of any trust established by this will shall not be transferable

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by voluntary or involuntary assignment or by operation of law and shall be free from the claims of creditors and from attachment, execution, bankruptcy or other legal process to the fullest extent permitted by law.

***B. Powers of the Trustee***

In addition to other powers granted a trustee in this will, a trustee shall have the powers to:

1. Invest and reinvest trust funds in every kind of property and every kind of investment, provided that the trustee acts with the care, skill, prudence and diligence under the prevailing circumstances that a prudent person acting in a similar capacity and familiar with such matters would use.
2. Receive additional property from any source and acquire or hold properties jointly or in undivided interests or in partnership or joint venture with other people or entities.
3. Enter, continue or participate in the operation of any business, and incorporate, liquidate, reorganize or otherwise change the form or terminate the operation of the business and contribute capital or lend money to the business.
4. Exercise all the rights, powers and privileges of an owner of any securities held in the trust.
5. Borrow funds, guarantee or indemnify in the name of the trust and secure any obligation, mortgage, pledge or other security interest, and renew, extend or modify any such obligations.
6. Lease trust property for terms within or beyond the term of the trust.
7. Prosecute, defend, contest or otherwise litigate legal actions or other proceedings for

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the protection or benefit of the trust; pay, compromise, release, adjust or submit to arbitration any debt, claim or controversy; and insure the trust against any risk and the trustee against liability with respect to other people.

8. Pay himself or herself reasonable compensation out of trust assets for ordinary and extraordinary services, and for all services in connection with the complete or partial termination of this trust.
9. Employ and discharge professionals to aid or assist in managing the trust and compensate them from the trust assets.
10. Make distributions to the beneficiaries directly or to other people or organizations on behalf of the beneficiaries.

***C. Severability***

The invalidity of any trust provision of this will shall not affect the validity of the remaining trust provisions.

**Part 11. Personal Guardian**

If at my death a guardian is needed to care for Sammie DeJarlais or Chester DeJarlais, I name Ann Heron as their personal guardian. If Ann Heron is unwilling or unable to serve as personal guardian, I name Michael Eisenberg to serve instead.

Reasons for my choice for guardian for all my minor children: Ann Heron has established a close relationship with all three of the children. She frequently takes care of them when my husband and I must work on weekends — and her training as a doctor makes her especially knowledgeable about handling their health care needs. Best of all, she is a loving and trustworthy

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friend who has unerring judgment and common sense — an excellent choice to raise the children if Michael and I cannot.

No personal guardian shall be required to post bond.

**Part 12. Property Guardian**

If at my death a guardian is needed to care for any property belonging to Sammie DeJarlais or Chester DeJarlais, I name Eric K. Workman as property guardian. If Eric K. Workman is unwilling or unable to serve as property guardian, I name Justin Disney to serve instead.

No property guardian shall be required to post bond.

**Part 13. Forgiveness of Debts**

I wish to forgive all debts specified below, plus accrued interest as of the date of my death:

Sheila Jenkins

April 6, 2012

\$10,000

**Part 14. Executor**

I name Michael Sexton to serve as my executor. If Michael Sexton is unwilling or unable to serve as executor, I name Ann Heron to serve as executor.

No executor shall be required to post bond.

**Part 15. Executor's Powers**

I direct my executor to take all actions legally permissible to have the probate of my will done as simply and as free of court supervision as possible under the laws of the state having jurisdiction

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over this will, including filing a petition in the appropriate court for the independent administration of my estate.

I grant to my executor the following powers, to be exercised as he deems to be in the best interests of my estate:

1. To retain property without liability for loss or depreciation.
2. To dispose of property by public or private sale, or exchange, or otherwise, and receive and administer the proceeds as a part of my estate.
3. To vote stock; to exercise any option or privilege to convert bonds, notes, stocks or other securities belonging to my estate into other bonds, notes, stocks or other securities; and to exercise all other rights and privileges of a person owning similar property.
4. To lease any real property in my estate.
5. To abandon, adjust, arbitrate, compromise, sue on or defend and otherwise deal with and settle claims in favor of or against my estate.
6. To continue or participate in any business which is a part of my estate, and to incorporate, dissolve or otherwise change the form of organization of the business.

These powers, authority and discretion are intended to be in addition to the powers, authority and discretion vested in him by operation of law by virtue of his office, and may be exercised as often as is deemed necessary or advisable, without application to or approval by any court.

**Part 16. Payment of Debts**

Except for liens and encumbrances placed on property as security for the repayment of a loan or

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debt, I direct that all debts and expenses owed by my estate be paid using the following asset:

Account #666777 at Cudahy Savings Bank.

**Part 17. Payment of Taxes**

I direct that all estate and inheritance taxes assessed against property in my estate or against my beneficiaries be paid using the following asset: Account #939494050.

**Part 18. Severability**

If a court invalidates any provision of this will, that shall not affect other provisions that can be given effect without the invalid provision.

**Signature**

I, Natalie DeJarlais, the testator, sign my name to this document, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_. I declare that I sign and execute this document as my last will, that I sign it willingly and that I execute it as my free and voluntary act. I declare that I am of the age of majority or otherwise legally empowered to make a will, and under no constraint or undue influence.

Signature: \_\_\_\_\_

**Witnesses**

We, the witnesses, sign our names to this document, and declare that the testator willingly signed and executed this document as the testator's last will.

In the presence of the testator, and in the presences of each other, we sign this will as witnesses to the testator's signing.

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To the best of our knowledge, the testator is of the age of majority or otherwise legally empowered to make a will, 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, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_.

***First Witness***

Sign your name: \_\_\_\_\_

Print your name: \_\_\_\_\_

Address: \_\_\_\_\_

City, State: \_\_\_\_\_

***Second Witness***

Sign your name: \_\_\_\_\_

Print your name: \_\_\_\_\_

Address: \_\_\_\_\_

City, State: \_\_\_\_\_