

LAST WILL AND TESTAMENT

of _____

Georgia, _____ County

I, the undersigned _____ of _____ County, Georgia, being of sound and disposing mind and memory, hereby revoke all wills and codicils thereto heretofore made by me, and make, publish, and declare my will as follows:

ITEM I.

I desire that my body be buried and the costs of my funeral and burial be paid by the Executor of my estate.

ITEM II.

I desire and direct that all of my just debts, including debts of last illness and funeral expenses, be paid as soon after my death as practicable.

ITEM III.

I give, bequeath and devise to my _____, _____, all of my real property wheresoever situated and of whatever nature, including that over which I have a power of disposition to be _____ absolutely in fee simple provided _____ survives me. Should my _____ (spouse, child(ren), other) not survive me, I direct that all of my remaining real property owned by me at my death, to my (spouse, child(ren), other): _____, _____, equally, per stirpes.

ITEM IV.

I give all of my tangible personal property, including any furniture, furnishings, jewelry, automobiles, personal effects, owned by me at my death, free and clear of any liens and

encumbrances to my _____ (spouse, child(ren), other). Should my _____ (spouse, child(ren), other) not survive me, I direct that all of my remaining tangible personal property, including any furniture, furnishings, jewelry, personal effects, and automobiles owned by me at my death, to my (spouse, child(ren), other): _____, _____, equally, per stirpes.

ITEM V.

I give the rest, residue, and remainder of my property, including any real property, to my _____ (spouse, child(ren), other). Should _____ (spouse, child(ren), other) not survive me, I give the rest, residue, and remainder to my (spouse, child(ren), other): _____, equally, per stirpes. But if the above residue provisions fail because the person named to receive the residue has predeceased me, then my Executor will distribute all of the residue according to the order of intestate succession in the State of Georgia.

ITEM VI.

I relieve my Executor from giving bond, making an inventory or appraisal of my estate, and from making returns of his/her acts and doing to any court or beneficiary. In the administration of my estate, my Executor shall have the authority, without order or report to any court, to exercise all the powers set forth in O.C.G.A. § 53-12-261, et. seq., which Code section is hereby incorporated into this instrument by reference.

ITEM VII.

I name, constitute, and appoint _____, as Executor of this my Last Will and Testament. Should he/she be unable or unwilling after qualifying to serve, I appoint

_____ as Successor Executor of this my Last Will and Testament.

ITEM VIII.

The provisions of this my Last Will and Testament are made in contemplation of the possible birth of a future child, marriage or divorce and the happening of any such event shall not revoke the same.

ITEM IX.

In all provisions of this Will, words in the singular and plural number and the masculine, feminine, and neuter gender shall be interchangeable as the sense indicates.

ITEM X.

Should any beneficiary of this Will contest the validity of this Will or any provision thereof or institute any proceedings to contest the validity of this Will or any provision thereof or to prevent any provision thereof from being carried out in accordance with its terms (whether or not in good faith and with probable cause), then all the benefits provided for such beneficiary in this Will are revoked and annulled and the benefits which such beneficiary would have received if he or she had made no such contest or brought no such proceedings shall go to the residuary beneficiaries of this Will (other than such contesting beneficiary) in the same proportion as the other property received under the residuary clause of this Will; and if all the residuary beneficiaries join in such contest or proceedings, then such benefits shall go to the persons (other than the persons making such contest) who are nearest related to me by blood. Each and every benefit conferred by this Will is made on the condition that the beneficiaries thereof acquiesce in all the provisions of this Will and not make any such contest, and the provisions of this item are an essential ingredient of every benefit conferred by this Will. This provision is included to ensure that my instructions are strictly abided by and to ensure that no difficulty shall

arise in the administration of my Estate.

Dated this _____ day of _____, 20____.

_____[LS]
TESTATOR
Print Name: _____

Georgia, _____ County

The foregoing was published, declared and executed by **TESTATOR** as his/her Last Will and Testament on the date indicated in the presence of us, the undersigned TWO subscribing witnesses, by TESTATOR first signing in our presence and we at his/her special instance and request signing in his/her presence and in the presence of each other.

_____, Print name & address:

_____, Print name & address:

AFFIDAVIT FOR PROBATE

Georgia, _____ County

Personally before me, the undersigned authority, on this day appeared **Testator**, TWO witnesses, known to me to be the testator and the witnesses, respectively, whose names are subscribed to the annexed or foregoing instrument in their respective capacities, and, all of said persons being by me duly sworn, **Testator**, declared to me and to the said witnesses in my presence that said instrument is his/her Last Will and Testament and that he/she willingly made and executed it in his/her free act and deed for the purposes therein expressed. The witnesses, each on their oath, stated to me in the presence and hearing of the testator that the testator had declared to them that the instrument is his/her Last Will and Testament, and that he/she executed same as such and wanted each of them to sign it as a witness; and, upon his/her oath, each witness stated further that they did sign the same as witnesses in the presence of the testator and at his/her request; that he/she was at the time fourteen (14) years of age or over, and was of sound mind; that each of the said witnesses was then at least fourteen (14) years of age.

_____(LS)
Testator, Testator

_____(LS)
Signature Witness 1
Print Name:

_____(LS)
Signature Witness 2
Print Name:

Sworn to and subscribed to before me by **Testator**, and sworn to and subscribed before me by TWO witnesses, this _____ day of _____ 20____.

_____[LS]
Notary Public - State of Georgia

[SEAL]