

LAST WILL AND TESTAMENT

OF [FULL LEGAL NAME]

Illustrative sample — State of Illinois

I, **[Full Legal Name]**, a resident of [County] County, Illinois, being of sound mind and memory and not acting under duress or undue influence, do hereby make, publish, and declare this to be my Last Will and Testament, revoking all wills and codicils previously made by me.

ARTICLE I — FAMILY

I am married to **[Spouse Name]** (my “Spouse”). I have the following children: **[Child One]** and **[Child Two]**. All references to “my children” include children later born to or legally adopted by me.

ARTICLE II — APPOINTMENT OF EXECUTOR

I appoint **[Executor Name]** as Executor of this Will. If [Executor Name] is unable or unwilling to serve, I appoint **[Alternate Executor]** as successor Executor. No Executor shall be required to post bond or surety in any jurisdiction.

ARTICLE III — GUARDIAN FOR MINOR CHILDREN

If at my death any child of mine is a minor, I nominate **[Guardian Name]** as guardian of the person of my minor children, and **[Alternate Guardian]** if the first cannot serve.

ARTICLE IV — DISPOSITION OF PROPERTY

I give all my tangible personal property to my Spouse, if my Spouse survives me; otherwise in equal shares to my children who survive me. I give all the rest, residue, and remainder of my estate to my Spouse, if my Spouse survives me by thirty (30) days; otherwise to my then-living descendants, per stirpes.

ARTICLE V — FIDUCIARY POWERS

My Executor shall have all powers granted to fiduciaries under the Illinois Trust Code and the Probate Act of 1975, as amended, without prior court approval where permitted.

ARTICLE VI — GENERAL PROVISIONS

If any provision of this Will is held invalid, the remaining provisions shall continue in full force. This Will shall be governed by the laws of the State of Illinois.

ATTESTATION

I subscribe my name to this Will this ____ day of _____, 20____, at [City], Illinois, and declare that I sign it freely as my Last Will and Testament in the presence of the witnesses below.

[Full Legal Name], Testator

The foregoing instrument was signed by the Testator in our presence, and we, in the Testator's presence and in the presence of each other, subscribe our names as witnesses.

_____ Witness Address: _____

_____ Witness Address: _____

SELF-PROVING AFFIDAVIT (755 ILCS 5/6-4.1)

State of Illinois, County of [County]. Subscribed and sworn to before me by [Full Legal Name], Testator, and by the witnesses, this ____ day of _____, 20____.

_____ Notary Public My commission expires: _____

SAMPLE
NOT FOR EXECUTION