

LAST WILL AND TESTAMENT

OF

**JOHN JONES**

I, **JOHN JONES**, a resident and domiciliary of the Commonwealth of Virginia, being of sound mind and memory, do hereby revoke any and all wills and codicils heretofore made by me, and do make, publish and declare this to be my Last Will and Testament.

1. I direct that all my just debts, funeral expenses, and the costs of administration of my estate be paid out of the principal of my estate as soon as practicable after my death. I also hereby authorize my Personal Representative, hereinafter named, to expend such sums as he may deem proper for my funeral, regardless of any limitation fixed by statute, rule or law, or otherwise.

2. I direct that all inheritance and succession taxes payable by my estate, whether arising from property passing under this Will or outside this Will, shall be paid by my EXECUTOR as if the same were a debt, so that no legacy or devise in this Will, or any of my property passing outside this Will, shall be charged with any part thereof.

3. I may wish to provide for the disposition of certain items of personal property by making specific bequests to named individuals or organizations, which my EXECUTOR shall be responsible for distributing as expeditiously as possible following my death. Any such specific bequests may be stated, amended, modified, or revoked at any time by me, and shall be provided for in an instrument of writing signed by me, which shall be effective upon signing and shall be incorporated into this will by reference. If no such writing is found by my EXECUTOR, all my personal property shall be disposed of in accordance with paragraph 5, below.

4. I give and bequeath \$ \_\_\_\_\_ to \_\_\_\_\_, if he/she survives me.

5. I give, devise and bequeath such rest, residue and remainder of property of all kinds, wherever situated belonging to me at the time of my death to \_\_\_\_\_ and \_\_\_\_\_, in equal shares, *per capita* and not *per stirpes*. In the event \_\_\_\_\_ shall predecease me, my EXECUTOR shall distribute such rest, residue and remainder of my property to \_\_\_\_\_.

6. I hereby nominate and appoint \_\_\_\_\_ as EXECUTOR of this Will and PERSONAL REPRESENTATIVE of my estate. In the event of his death, or refusal or inability to serve, I hereby nominate and appoint \_\_\_\_\_ to act as successor EXECUTOR and PERSONAL REPRESENTATIVE, with all the rights and duties herein granted. I direct that neither my EXECUTOR nor PERSONAL REPRESENTATIVE, nor their successor be required to furnish bond, but if a bond is required, that no surety be required of my EXECUTOR or PERSONAL REPRESENTATIVE.

7. In the investment, administration, and distribution of my estate except where otherwise restricted, my EXECUTOR shall have such powers conferred upon him or her by the law of the Commonwealth of Virginia, and, in particular, *Virginia Code Section 64.1-57*, the provisions of which are specifically incorporated herein by reference and made a part hereof; provided, however, that the provisions of such Section requiring court approval are hereby waived. The powers herein granted to the EXECUTOR may be exercised in whole or in part, from time to time, and shall be deemed to be supplementary to and not exclusive of the general powers of fiduciaries pursuant to law, and shall include all powers necessary to carry the same

into effect.

*In witness whereof* I have set my hand and seal to this Last Will and Testament, and I have affixed my signature on the margin of each page for better identification, on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
**JOHN JONES**

The foregoing instrument, consisting of \_\_\_\_\_ pages, including this page, was hereunto subscribed by the TESTATOR in the presence of each of us, and was at the same time declared by her to be her Last Will and Testament, and we at her request and in her presence, and in the presence of each other, have subscribed as attesting witnesses on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_ of \_\_\_\_\_

\_\_\_\_\_ of \_\_\_\_\_

Commonwealth of Virginia )  
County of Fairfax ) ss:

Before me, the undersigned authority, on this date personally appeared **JOHN JONES**, \_\_\_\_\_ and \_\_\_\_\_, known to me to be the TESTATOR and Witnesses, respectively, whose names are signed to the attached instrument; and, all of these persons being by me first duly sworn, **JOHN JONES**, the TESTATOR, declared to me and to the Witnesses in my presence that said instrument is her Last

Will and Testament and that she had willingly signed and executed it in the presence of said witnesses as her free and voluntary act for the purposes therein expressed, that said Witnesses stated before me that the foregoing Will was executed and acknowledged by the TESTATOR as her Last Will and Testament in the presence of said Witnesses who, in her presence and at her request, and in the presence of each other, did subscribe their names thereto as attesting witnesses on this day of the date of said Will, and that the said **JOHN JONES**, at the time of the execution of said Will, was over the age of eighteen years and of sound and disposing mind and memory.

\_\_\_\_\_  
**JOHN JONES, TESTATOR**

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Witness

Commonwealth of Virginia )

Subscribed, sworn and acknowledged before me by **JOHN JONES**, the TESTATOR, subscribed and sworn before me by \_\_\_\_\_ and \_\_\_\_\_, Witnesses, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public