SAMPLE ONLY - NOT A VALID DOCUMENT

How to sign your Will

1. Read it. Check that every name is spelled right.
2. Don't sign yet. Get **two adult witnesses** who get nothing in your Will, and a **notary**. Many banks notarize for free.
3. With everyone there, sign and date the Will. Then each witness signs and prints their name and address.
4. You and both witnesses then sign the Self-Proving Affidavit under oath in front of the notary. The notary fills in the witnesses' names, signs, and applies their seal.
5. Keep the original somewhere safe. Tell John Sample, your Executor, where it is.
6. Your Will does not control life insurance, retirement accounts, or accounts with a named beneficiary or joint owner. Those go to whoever is named on that account. Check those forms match your wishes.

This is a self-help document. It is not legal advice, and no attorney has reviewed your answers. If your situation is complex, talk to a licensed Georgia attorney.

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LAST WILL AND TESTAMENT OF JANE Q. SAMPLE

STATEOF GEORGIA - COUNTY OF HALL

I, Jane Q. Sample, a resident of Hall County, Georgia, being of sound mind and acting of my own free will, declare this to be my Last Will and Testament. I revoke every will and codicil I made before this one.

Item 1. My Family

I am married to John Sample. I have 2 children: Amy Sample and Leo Sample.

All references in this Will to "my children" mean the children named above and any child born to or adopted by me after I sign this Will.

I made this Will knowing I may have or adopt more children. A later birth or adoption will not revoke any part of this Will.

Item 2. Debts and Expenses

I direct my Executor to pay from my estate my legally enforceable debts, the expenses of my last illness and funeral, the costs of administering my estate, and any taxes owed because of my death.

Item 3. Gift of My Property

I give all of my property, real and personal, wherever located, in equal shares to the following persons who survive me: John Sample, my husband and Amy Sample, my daughter.

If any of these persons does not survive me, that person's share goes in equal shares to that person's children who survive me. If that person leaves no surviving children, that share goes in equal shares to the other persons named in this Item who survive me.

If I have or adopt a child after I sign this Will, that child will share equally with the persons named in this Item.

If none of these persons or their children survive me, my property goes to my heirs as determined under Georgia law.

Item 4. Executor

I appoint John Sample as Executor of this Will. My Executor shall not be required to give bond, file an inventory or appraisal, or make returns to any court or beneficiary. My Executor may exercise all powers set out in O.C.G.A. § 53-12-261, which are incorporated into this Will by reference, without court order.

Item 5. Guardian and Conservator of My Minor Children

If at my death any of my children is a minor and has no living parent with parental rights, I nominate Mary Example as testamentary guardian of the person of that child, as provided in O.C.G.A. § 29-2-4. If Mary Example does not survive me, or cannot or will not serve, I nominate Paul Example as testamentary guardian.

I nominate Mary Example as testamentary conservator, as provided in O.C.G.A. § 29-3-5, of any property passing under this Will to any of my children who is a minor. If Mary Example does not survive me, or cannot or will not serve, I nominate Paul Example as testamentary conservator.

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To the fullest extent permitted by law, no guardian or conservator nominated in this Will shall be required to give bond or security.

Item 6. Meaning of Terms

In this Will, "children" includes children by birth and by legal adoption. A person "survives me" only if living at my death.

I sign this Will on _____, 20____, in the presence of the witnesses below.

_____

Jane Q. Sample, Testator

Witnesses

On the date above, Jane Q. Sample signed this instrument and declared it to be their Last Will and Testament in our presence. They appeared to be of sound mind and acting freely. At their request, and in their presence and the presence of each other, we sign below as witnesses.

_____ _____

Witness 1 signature Witness 1 printed name

_____

Witness 1 address

_____ _____

Witness 2 signature Witness 2 printed name

_____

Witness 2 address

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SELF-PROVING AFFIDAVIT

(O.C.G.A. § 53-4-24(b))

STATEOF GEORGIA
COUNTY OF _____

Before me, the undersigned authority, on this day personally appeared Jane Q. Sample, _____, and _____, 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 individuals being by me duly sworn, Jane Q. Sample, testator, declared to me and to the witnesses in my presence that said instrument is the last will and testament or a codicil to the last will and testament of the testator and that the testator had willingly made and executed it as a free act and deed for the purposes expressed therein. The witnesses, each on oath, stated to me in the presence and hearing of the testator that the testator had declared to them that the instrument is the testator's last will and testament or a codicil to the testator's last will and testament and that the testator executed the instrument as such and wished each of them to sign it as a witness; and under oath each witness stated further that the witness had signed the same as witness in the presence of the testator and at the testator's request; that the testator was 14 years of age or over and of sound mind; and that each of the witnesses was then at least 14 years of age.

_____
Testator

_____
Witness

_____
Witness

Sworn to and subscribed before me by Jane Q. Sample, testator, and sworn to and subscribed before me by _____ and _____, witnesses, this _____ day of _____, _____.

_____
(SEAL)

_____
(Signed)

_____
(Official Capacity of Officer)

SAMPLE