Last Will and Testament

of

{CLIENT\_NAME}

I, {CLIENT\_NAME}, a resident of {CLIENT\_COUNTY} County, Tennessee, being of sound mind and disposing memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking all wills and codicils heretofore made by me.

Article I - Family Status

I am married to {CLIENT\_SPOUSE\_NAME} ("my spouse"). ##Delete first sentence if unmarried##I have {NUMBER\_OF\_CHILDREN} children, namely: {CHILDREN\_LIST} ("my children"). I have no other children, living or deceased.

Article II - Payment Of Debts And Expenses

I direct that all my just debts, including the expenses of my last illness and funeral, and the costs of administration be paid out of my Estate by my {EXECUTOR\_TITLE} hereinafter named as soon after my death as is practicable.

Article III - Disposition of Property

A. To My Spouse

If my {SPOUSE\_TYPE}, {CLIENT\_SPOUSE\_NAME}, survives me by more than thirty (30) days, then I devise to my said {SPOUSE\_TYPE} all property which I own or have the right to dispose of at my death, of whatever kind, character and description, real, personal, intangible and mixed, and wherever situated, which remains after the payment of the expenses in Article II above.

B. To My Children

If my said {SPOUSE\_TYPE}, {CLIENT\_SPOUSE\_NAME}, does not survive me by thirty (30) days, then I give, devise and bequeath all the rest, residue and remainder of the property which I own at the time of my death, real, personal and mixed, to my children in equal shares, per stirpes. <<Replace B with provision to children in trust if children are under 18>>

C. Contingent Beneficiaries

If neither my spouse nor any of my children survive me by thirty (30) days, then I give, devise and bequeath all of my property to {CONTINGENT\_BENEFICIARY\_NAME}, {CONTINGENT\_BENEFICIARY\_RELATION}.

Article IV - Appointment of Executor

I appoint my {SPOUSE\_TYPE}, {CLIENT\_SPOUSE\_NAME}, as {EXECUTOR\_TITLE} of this, my Last Will and Testament. If my said {SPOUSE\_TYPE} is unwilling or unable to serve in said capacity, then I appoint {ALTERNATE\_EXECUTOR\_NAME}, my {ALTERNATE\_EXECUTOR\_RELATION}, a resident of {ALTERNATE\_EXECUTOR\_COUNTY}, {ALTERNATE\_EXECUTOR\_STATE}, to serve as Alternate Executor hereunder.

I direct that no bond or other security shall be required of any of the above named fiduciaries who may serve as the personal representative of my Estate. I also direct that my personal representative be excused from filing an inventory and accountings.

If my spouse does not survive me by thirty (30) days, then I specifically direct any alternate {EXECUTOR\_TITLE} to sell my real property either at private sale or public auction as well as any tangible personal property not otherwise disposed of herein and any net proceeds to be paid into my estate.

Article V - Digital Assets

My executor shall have the power to access, handle, distribute and dispose of my digital assets. For purposes of this provision, digital assets include files stored on my digital devices, including but not limited to, desktops, tablets, peripherals, storage devices, mobile telephones, smart phones and any similar digital device which currently exists or may exist as technology develops or such comparable items as technology develops.

The term "digital assets" also includes but is not limited to emails received, email accounts, digital music, digital photographs, digital videos, software licenses, social network accounts, file sharing accounts, financial accounts, domain registrations, DNS service accounts, web hosting accounts, tax preparation service accounts, online stores, affiliate programs, other online accounts and similar digital items which currently exist or may exist as technology develops or such comparable items as technology develops, regardless of the ownership of the physical device upon which the digital item is stored.

Article VI - Powers Of Executor

I incorporate by reference, as fully as if copied verbatim herein, all the provisions and powers set forth in Section 3 of Chapter 110 of the Tennessee General Assembly of 1963, Tennessee Code Annotated, Section 35-50-110, to the extent applicable, which section enumerates the administrative powers that I hereby confer upon my personal representatives.

Article VII - Miscellaneous Provisions

A. Survival Requirement

Any beneficiary under this Will must survive me by thirty (30) days to take under this Will.

B. Per Stirpes Distribution

All distributions to my descendants shall be made per stirpes (by representation).

C. Tax Elections

I authorize my Executor to make any tax elections deemed advisable, including but not limited to elections under the Internal Revenue Code.

D. Governing Law

This Will shall be governed by Tennessee law.

IN WITNESS WHEREOF, I have hereunto set my hand, on this \_\_\_\_\_\_\_\_ day of {EXEC\_MONTH}, {EXEC\_YEAR}, and do publish and declare this to be my Last Will and Testament, in the presence of each and all of the subscribing witnesses whom I have requested to act as such by signing their names as attesting witnesses in my presence and in the presence of each other, and by signing the affidavit below pursuant to the provisions of T.C.A. 32-2-110 and which is fully incorporated as a part of this my Last Will and Testament.

{CLIENT\_NAME} Testator

witness (signature)

witness (print name)

witness (signature)

witness (print name)

Self-Proving Affidavit pursuant to T.C.A. §32-2-110

State of Tennessee

County of {CLIENT\_COUNTY}

We, the undersigned, being first duly sworn, make oath that {CLIENT\_NAME} on the day and date above written, declared and signified to us that the above instrument is {CLIENT\_PRONOUN\_POSSESSIVE} Last Will and Testament, that {CLIENT\_PRONOUN\_SUBJECTIVE} then signed said instrument in our sight and presence; that we, at {CLIENT\_PRONOUN\_POSSESSIVE} request and in {CLIENT\_PRONOUN\_POSSESSIVE} sight and presence and in the sight and presence of each other, then subscribed our names thereto as attesting witnesses; that at the time of execution, the {TESTATOR\_TITLE} was more than eighteen years of age, of sound mind and disposing memory, and did not appear under any undue influence; and that the undersigned, each being more than eighteen years of age, make and sign this affidavit at the {TESTATOR\_TITLE}'s request on the day and date above written.

**WITNESS (SIGNATURE): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**WITNESS (SIGNATURE): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

Sworn to and subscribed to before me, this \_\_\_\_\_\_\_\_ day of {EXEC\_MONTH}, {EXEC\_YEAR}.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*Notary Public*

My Commission Expires: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_