



Will leaving everything to Spouse with trust over for Children.

THIS IS THE LAST WILL AND TESTAMENT OF me
of

I HEREBY revoke all previous Wills or other testamentary dispositions heretofore made by me.

I GIVE DEVISE AND BEQUEATH the following:

1. If my Wife /Husband survives me by 30 days I give, devise, and bequeath the whole of my Estate to my said Wife/Husband absolutely, and I appoint her/him my Executrix/Executor. If my said Wife/Husband does not survive me by 30 days the following provisions shall apply.
2. **I APPOINT** (hereinafter referred to as my Trustees)
to be my Executors and Trustees and I appoint them Trustees for the purposes of the Settled Land Acts Conveyancing Acts, the conveyancing acts and Section 57 of the Succession Act.
3. **I APPOINT**
to be the Gardian of any of my Cildren who may be under the age of 18 at the date of my death.
4. **I GIVE DEVISE AND BEQUEATH** the whole of my Etate to my Trustees, upon trust for the benefit of my Children, either to retain or sell it on the following trust:
 - a) to pay my debts funerals and testamentary expenses
 - b) to pay the capital and any income arising from it to any one or more of my Children in such shares and at such times as my Trustees in their discretion think fit, without obligation to make payments to or for the benefit of all my Children, or to require equality and among those to whom payments are made and when the youngest of my Children has attained the age of 25 years, to give what remains of the capital and accrued income to the said Children in equal shares and if any Child of mine has died before me or during the subsistence of these trusts leaving Children, then those Children shall take equally the share which their Parent would otherwise have taken upon reaching the age of 25 years, and if any Child of mine has died during the subsistence of these trusts

unmarried and without Children, then their surviving Brother(s) and/or Sister(s) shall take pro rata the share which that Child would have received on attaining the age of 25 years.

- c) All income received after my death shall be treated as income of my Estate regardless of the period to which it relates and the Statutory Rules concerning apportionment and the Rules in Howe-v-Dartmouth and Alhusen-v-whittel shall not apply.
- d) I declare that no Trustee of this my Will shall be liable for any loss not attributable to the Trustees owing to dishonesty or to the wilful commission by my Trustee or Trustees of any act known to be a breach of trust.
- e) I declare that any Trustee or Executor acting in his professional capacity may charge such reasonable professional fees as may be necessary in the administration of this Estate and Trust.
- f) I further declare that it is my wish that, if possible, the dwellinghouse at _____ shall be retained as the place of residence of any my Children who at the date of my death be under the age of 25 years until such time as such child should attain such age.

Dated the _____ day of _____

Signed published and declared by the said Testator as and for his Last Will and Testament in our presence who in his presence at his request and in the presence of each other have hereunto signed our names as witness which said will is typed on pages of A4 paper with no writing on the back of each page.