

LAST WILL AND TESTAMENT OF

I, _____, who resides at _____ (city) _____ (state) _____ (zip) _____ hereby declare this to be my Last Will and Testament, and I expressly revoke all Wills, including Codicils, which I have previously made.

ITEM **ONE**

(a) I am a (___) married (___) unmarried (___) man (___) woman. The name of my spouse, if applicable, is _____.

(b) (___) I have no children. Initial: _____

(c) References to “my children” in this Will shall include:

- i. _____
- ii. _____
- iii. _____
- iv. _____
- v. _____

and any children who may hereafter be born to, or adopted by, me. This Will is made in express contemplation of the possible birth or adoption of a future child or children and shall not be revoked by any such event.

(d) Whenever distribution is to be made to a class and the class includes one or more persons who are members of the class by reason of adoption, each adopted member shall be treated as though he were a natural born member of the class.

(e) References to “my animals” in this Will shall include:

- i. _____ (desc) _____
- ii. _____ (desc) _____
- iii. _____ (desc) _____
- iv. _____ (desc) _____
- v. _____ (desc) _____

and any pets who may hereafter be born to, or adopted by, me. This Will is made in express contemplation of the possible birth or adoption of a future animal or animals and shall not be revoked by any such event.

Initial _____

ITEM **TWO**

(a) I wish my body to be () buried () cremated in a suitable manner and a suitable memorial erected and the cost thereof paid out of my estate. Initial _____

(b) All of my due and payable debts and any unpaid charitable pledges, whether such pledges are legally enforceable or not, shall be paid out of my estate as soon as practicable; PROVIDED, HOWEVER, that the Executor shall not be required to prepay or anticipate any indebtedness or any part or any installment of any indebtedness prior to the maturity thereof, and the devisees or legatees of any real or personal property shall, unless otherwise provided for in this Will, receive such property, and same shall, unless otherwise determined by my Executor, be distributed to them, subject to all mortgages, deeds to secure debt, liens or encumbrances existing at the time of such distribution against such property.

ITEM **THREE**

I hereby nominate, constitute and appoint _____, of (city) _____, (state) _____ Executor of this my Last Will and Testament. If _____ should be unable or unwilling to serve, then _____ of (city) _____, (state) _____ shall serve as Executor hereunder. If any of the aforementioned should be unable or unwilling to serve, then Sam Shelton of Furkids, Inc. of Cumming, GA shall serve as Executor hereunder.

ITEM **FOUR**

(a) I hereby bequeath _____% of my estate (or \$ _____) to my children as listed in Item 1(c) above, and I wish for them to divide this portion of my estate equally, per stirpes.

(b) All my household furniture and furnishings, books, pictures, objects of art, silverware, jewelry, clothing and other such personal effects, and any automobiles and boats I may own at the time of my death, I give and bequeath to my children, equally share and share alike, per stirpes.

ITEM **FIVE**

(a) I hereby bequeath _____% of my estate (or \$ _____) to my animals as listed in Item 1(e) above, to be received in trust for the lifetime of my last living animal. The ownership of my animals and all of their accoutrements shall immediately pass upon my death to the trustee of The _____ Animal Trust. This trust shall be created and construed under the laws of the State of Georgia, O.C.G.A §53-12-28.

(b) The trustee of this Animal Trust shall be Sam Shelton (or her successor or assign) of Furkids, Inc., 5235 Union Hill Rd, Cumming, GA 30040. 770-613-0880.

Initial _____

- (c) Upon the death of my last living animal, the trust shall dissolve, and any assets therein shall inure and vest in Furkids, Inc.

ITEM **SIX**

(a) All of the rest, residue and remainder of my property of every kind and description, and wherever located, including any lapsed or void legacy or devise (but not including any property over which I may have the power of disposition or appointment), I give, devise and bequeath to my beneficiaries, per capita. If I leave a list of personal property designated for certain individuals, I wish for my Executor to honor my wishes as set forth on that list.

(b) If at the time of my death, there should be no beneficiary to take the property passing under this or any other Item, then the property for which there is no named or described beneficiary shall be distributed to Furkids, Inc.

ITEM **SEVEN**

All transfer, estate, inheritance, succession and other death taxes which shall become payable by reason of my death, other than any tax on any generation-skipping transfer and any additional estate tax imposed pursuant to section 2032A(c) of the Internal Revenue Code of 1986, as amended, and all debts and expenses of administration of my estate, whether in respect of property passing under this Will or otherwise, shall be paid from the residue of my estate, without apportionment except that the Executor shall make claim, if and to the extent permitted by law, for death taxes assessed against my estate because of any power of appointment which I may have.

ITEM **EIGHT**

I have confidence in the investments which will be found in my estate at the time of my death, and no change need be made by the Executor in these investments solely for the purpose of creating a diversity of investments, but the Executor shall be authorized to sell or otherwise dispose of such investments, if and to the extent the Executor deems such sale or disposition to be in the best interest of my estate, without being constrained to do so.

ITEM **NINE**

(a) In the management, care and disposition of my estate and of every trust, I confer upon the Executor of this Will, and its successors in office, the power to do all things and execute such instruments as may be deemed necessary or proper, including the powers set out in O.C.G.A. §53-12-261, as amended to the date of execution of this Will, which powers are incorporated by reference herein. All such powers may be exercised without order of or report to any court.

(b) Whenever the Executor is directed to distribute any property in fee simple to a person who is then under twenty-one (21) years of age, the Executor shall be authorized to hold such property in trust for such person until he or she becomes twenty-one (21) years of age, and in the

Initial _____

meantime shall use such part of the income and the principal of the trust as the Executor may deem necessary to provide for the proper support and education of such person. If such person should die before becoming twenty-one (21) years of age, the property then remaining in the trust shall be distributed to the personal representative of such person's estate.

(c) The Executor shall be authorized to make any election permitted by any tax law, if in the opinion of the Executor such election is for the combined best interest of my estate and the beneficiaries thereof, and shall be authorized to make, or fail to make, such adjustment between the parties or the several bequests or accounts as the Executor may deem equitable and just under all the circumstances.

(d) Any Executor may give to any Co-Executor power of attorney to act for or to sign the name of such Executor to any paper and any action taken pursuant to such power of attorney shall be valid for all purposes as if done or signed in person by the Executor giving such power of attorney. Any such power of attorney may be general or limited to certain acts or instruments or may contain conditions and restrictions and may be changed or revoked at any time by the Executor who gave such power giving notice of its change or revocation to the Co-Executor. Any action taken pursuant to such power of attorney need not be approved or supervised in any way by the fiduciary granting such power of attorney, and the fiduciary granting the power of attorney shall incur no liability for the actions taken by the other fiduciary pursuant to the power of attorney.

(e) The individual Executor of this Will may act as director, officer or employee of any corporation or any unincorporated business in which my estate owns an interest, and may receive reasonable compensation as such director, officer or employee.

(f) My Executor shall be authorized to sell any property to, or to purchase any property from, any trust created by me during life, at the fair market value thereof as determined by the Executor, even though the same person or corporation may be acting as trustee of any such other trusts and as the Executor hereunder of my estate.

(g) The Executor shall not be required to file any inventory or appraisal, or any annual or other returns or reports to any court or to give bond.

ITEM **TEN**

(a) No successor Executor shall be required to inquire into or audit the acts or doings of any predecessor Executor or to make any claim against any such predecessor Executor or his or her estate.

(b) Any successor Executor shall have and may exercise any or all of the powers herein conferred on my Executor as fully and to the same extent as if such successor had originally been named as Executor herein.

(c) Pronouns shall be deemed to include masculine, feminine, or neuter forms, or singular or plural forms, in order to reflect the gender or number of the fiduciaries then serving.

Initial _____

(d) Although I may have appointed Executors to serve hereunder who may not be residents of the state of my residence at the date of my death, it is my specific request that they be allowed to serve in the positions designated, without bond.

(e) References to “Executor” hereunder shall include its masculine, feminine, and neuter forms, and singular or plural forms, in order to reflect the gender and number of the fiduciaries then serving.

(f) If a corporate executor is serving hereunder, and if it should be necessary to probate this Will in any state, other than the State of Georgia, in which such corporate executor shall be unable or unwilling to qualify, then my domiciliary individual executor, if any, shall serve as executor in such other state. If there should be no domiciliary individual executor, or should such person be unable or unwilling to qualify, then that person designated in writing by the corporate executor shall serve as executor in such other state. Such executor is directed to complete the administration of my estate in such other state as soon as practicable, and to turn the proceeds thereof over to my domiciliary executor.

(g) In the management, care and disposition of my estate and of any trust created under this Will, I confer upon my Executor and upon my Trustee, and upon their successors in office, in addition to all general powers of Executors and Trustees provided by law, the power to do all things and execute all instruments that may be deemed necessary or appropriate, including but without limitation, all the powers enumerated in O.C.G.A. §53-12-261 (Georgia Code Annotated, §53-12-261, enacted by Ga. L. 1991, p. 810, §1.) as amended, which powers are hereby incorporated by reference into this instrument and specifically made a part hereof, all of which may be exercised in the discretion of my Executor or Trustee and without order or approval or report to any court. All powers, duties and discretionary authority granted to the Executor or Trustee may be exercised by them without posting any bond, without obtaining any order from or the approval of any court, without inventory, without annual or other returns and without any notice to or consent of anyone. The Executor and Trustee are not to be answerable for any loss that does not occur through their own default or negligence. A successor Executor or Trustee shall succeed to all the powers, duties and discretionary authority of the original Executor and Trustee.

ITEM **ELEVEN**

I hereby declare that I have carefully thought about the distributions set forth in this Will and acknowledge that I have taken into consideration all individuals, including both relatives and non-relatives who have been named beneficiaries or who I have decided to refrain from naming as beneficiaries. If any beneficiary or non-beneficiary shall contest any aspect of this Will, or endeavor to have it declared invalid, or to otherwise change the distributions provided for in this Will, then I direct that the rights of such person shall be determined as if such person predeceased the execution of this Will without living issue.

Initial _____

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal to this my Last Will and Testament, this _____ day of _____, 20____.

_____ {SEAL}

Testator

DECLARATION OF WITNESSES

On the date written below, _____, declared to us, the undersigned, that this instrument, consisting of six pages, including the page signed by us as Witnesses, was the Last Will and Testament of _____ (hereafter **Testator**) who requested us to act as Witnesses to it. Testator thereupon signed this Will in our presence, all of us being present at the same time. We now, at Testator's request, in Testator's presence, and in the presence of each other, subscribe our names as Witnesses.

We declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed on _____20____, at (city)_____, (state)_____.

Witness Signature

Witness Signature

Witness Name (Please Print)

Witness Name (Please Print)

Address

Address

City State ZIP

City State ZIP

Initial _____

SELF-PROVED AFFIDAVIT

STATE OF GEORGIA

COUNTY OF _____

Before me, the undersigned authority, on this day personally appeared _____(testator), _____, 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, _____(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 Signature _____

Witness Name (Please Print) _____

Witness Signature _____

Witness Name (Please Print) _____

Sworn to and subscribed before me by, _____ Testator,
and sworn to and subscribed before me by _____ and
_____, witnesses, this _____ day of _____, 20____.

Notary Public:
My commission expires:

(NOTARY SEAL)