



S AILE & SAILE LLP
ATTORNEYS AT LAW

DO YOU WANT THE STATE TO WRITE YOUR WILL?

If you do not have a Will, and if you die without leaving one of your own, do you know that the Commonwealth of Pennsylvania has made one for you?

The following “Will” is a not-too-far-fetched summary of how your estate would be distributed under the “Will” provided by the Commonwealth of Pennsylvania for residents who die without a Will of their own. In general, this “Will” be your will unless you ask your attorney to prepare a better one for you.

Will

First, Distribution: If I leave at least one child or other descendant, I give my spouse \$30,000 plus one-half the balance of my estate. I give the rest (or all if my spouse does not survive) to my children or their descendants. The cash bequest to my spouse shall be void if any of my children or other descendants are not by my marriage to my spouse.

If I leave no child or other descendant, I give my spouse \$30,000 plus one-half the balance of my estate. I give the rest to my parents or the survivor, or in default, to my spouse.

If I leave no child, other descendant or spouse, I leave my entire estate to my parents or the survivor, or in default, to my brothers, sisters or their descendants, otherwise to my grandparents or uncles or aunts or cousins.

Second, Guardians for Minor Children and Bond: The share of a minor child shall be paid to a guardian of the estate. I elect not to name such guardian, or a trustee. If a child is over 14, such child may designate his or her own guardian. I direct that the Court approve such designation if reasonable, and appoint anyone it desires to serve as guardian for other minors. My spouse may be appointed only as a co-guardian.

The guardian or co-guardians must petition the Court to use principal for a child. Further, the guardian or co-guardians shall be required to file a bond, and the cost of the bond shall be paid out of the child’s share of the estate.

When a child reaches the age of 18, such child shall receive his or her share outright and have the privilege of spending it as desired. No one shall have any legal right to question such child's actions.

Furthermore, if my spouse survives me, my spouse shall be guardian of the person of a minor child. If my spouse does not survive me, I elect not to name such guardian.

Third, Remarriage: If my spouse should remarry, on my spouse's death, the second spouse shall be entitled to a legal share of my former spouse's estate. There shall be no obligation upon either of them to use the assets from my estate for my children.

Fourth, Taxes: I desire not to take advantage of the opportunities provided by state and federal governments to minimize taxes on my estate. I prefer to pay the government taxes rather than make an effort to reduce them for the benefit of my spouse and children.