

Disclaimer Wills

John and Jane Smith
(Husband and Wife)

Ingwersen & Taylor

Last Will and Testament Of John Smith

Tangible Personal Property

Passes according to memorandum attached to Will; otherwise to Jane Smith.

Residue

Includes all of the estate's assets, less personal property, taxes and expenses of administration.

If Jane Survives John

The entire residue passes outright to Jane, unless Jane chooses to "disclaim" certain amounts.

Any portion "disclaimed" by Jane within 9 months of John's death passes to the Smith Family Trust.

Smith Family Trust

- The Trustee may distribute income and principal of the Trust for the support of Jane and the children.
- Jane may also receive 5% of the Trust for any reason, annually.

Upon Jane's Death

If Jane Predeceases John

The entire residue is divided into separate, equal shares for the children.

Descendants' Trust

- The children's shares are held in trust for the benefit of them and their descendants
- The Trustee may distribute income and principal for the support of the children and their descendants
- At age 25, each child receives 1/3 of his trust, at 30, each child receives 1/2 of his trust and at age 35, each child receives the balance of his trust.