**SAMPLE DISPOSITIONS**

**Type 1: Entire estate to one or more persons**

**Sample 1:** all to children; deceased child’s share to surviving children. Attorney note: for a single person, this disposition is already in the Will form as Option 2.

## Disposition of Estate. I give all my estate in equal shares to my children. If any child of mine fails to survive me, then the share that the deceased child would have received (if living) shall be distributed in equal shares to my children who do survive me. If no child of mine survives me, I give all my estate to my grandchildren and more remote descendants, per stirpes.

Alternate Disposition of Estate. If none of my children survive me, I leave all of my estate to **[Alternate Beneficiary]**, if **[he/she]** survives me.

**Sample 2:** all to one beneficiary; if not living, to his or her descendants; if beneficiary and descendants are not living, to an alternate beneficiary (or his or her descendants).

Disposition of Estate. I leave all my estate to **[Name of Beneficiary #1]**, if **[he/she]** survives me. If **[Name of Beneficiary #1]** does not survive me, but **[he/she]** has one or more descendants who survive me, I leave all of my estate to **[his / her]** descendants, per stirpes, who survive me.

Alternate Disposition of Estate. If neither **[Name of Beneficiary #1]** nor any of **[his/her]** descendants survive me, I leave all of my estate to **[Alternate Beneficiary #2]**. If **[Alternate Beneficiary #2]** does not survive me, but **[he/she]** has one or more descendants who survive me, I leave all of my estate to **[his / her]** descendants, per stirpes, who survive me.

**Sample 3:** all to multiple named beneficiaries; a deceased beneficiary’s share goes to the remaining beneficiaries. Use fractions or percentages, any number of beneficiaries, adding up to 100%.

Disposition of Estate. I leave all of my estate as follows:

A. One-third to **[Beneficiary 1]**, if **[he/she]** survives me;

B. One-third to **[Beneficiary 2]**, if **[he/she]** survives me; and

C. One-third to **[Beneficiary 3]**, if **[he/she]** survives me.

If one or more of the above-named persons does not survive me, the share which he or she would have received, if living, shall be distributed equally to the one or ones who do survive me. [optional alternate beneficiary sentence] If none of the above-named persons survives me, I leave all of my estate to **[Alternate Beneficiary]**

**Sample 4:** all to multiple named beneficiaries; each gift has a specific alternate beneficiary. Use fractions or percentages, any number of beneficiaries, adding up to 100%.

Disposition of Estate. I leave all of my estate as follows:

A. One-third to **[Beneficiary 1]**, if **[he/she]** survives me. If **[Beneficiary 1]** does not survive me, the share **[Beneficiary 1]** would have received, if living, shall be distributed to **[Alternate Beneficiary 1]**, if **[he/she]** survives me.

B. One-third to **[Beneficiary 2]**, if **[he/she]** survives me. If **[Beneficiary 2]** does not survive me, the share **[Beneficiary 2]** would have received, if living, shall be distributed to **[Alternate Beneficiary 2]**, if **[he/she]** survives me.

C. One-third to **[Beneficiary 3]**, if **[he/she]** survives me. If **[Beneficiary 3]** does not survive me, the share **[Beneficiary 3]** would have received, if living, shall be distributed to **[Alternate Beneficiary 3]**, if **[he/she]** survives me.

**Type 2: Specific bequest of item(s), followed by bequest of residue to different person(s)**

**Sample 5:** specific bequest to one beneficiary (or an alternate beneficiary); residue to children (or their descendants).

Specific Bequest of Item. I leave my **[item]** to **[Beneficiary 1]**, if **[he/she]** survives me. If **[Beneficiary 1]** does not survive me, I leave my **[item]** to **[Alternate Beneficiary]**, if **[he/she]** survives me. If **[item]** is not in my estate at my death, this gift shall lapse.

Residuary Estate. I leave all the rest and residue of my estate in equal shares to my children. If any child of mine fails to survive me but has one or more descendants who do survive me, the share my deceased child would have received shall be distributed to his or her descendants, per stirpes, who survive me.

**Sample 6:** specific bequest of an item to a beneficiary (or an alternate beneficiary); specific bequest of money to a different beneficiary (or an alternate); residue to another different beneficiary (or an alternate).

Specific Bequest of Item. I leave my **[item]** to **[Beneficiary]**, if **[he/she]** survives me. If **[he / she]** does not survive me, I leave my **[item]** to **[Alternate Beneficiary]**, if **[he/she]** survives me. If **[item]** is not in my estate at my death, or if neither beneficiary survives me, this gift shall lapse.

Specific Cash Bequest. I leave **[dollar amount]** to **[Beneficiary]**, if **[he/she]** survives me. If **[he / she]** does not survive me, I leave such amount of cashto **[Alternate Beneficiary]**, if **[he/she]** survives me. If neither beneficiary survives me, this gift shall lapse. If my estate lacks sufficient cash to make this gift, then I leave all my cash as set forth above.

Residuary Estate. I leave all the rest and residue of my estate to **[Beneficiary]**, if **[he/she]** survives me. If **[he / she]** does not survive me, I leave all the rest and residue of my estate to **[Alternate Beneficiary]**, if **[he/she]** survives me.

**Sample 7:** all to one beneficiary; however, if beneficiary not living, specific bequest to another individual and residue to children (or their descendants, per stirpes).

If Survived by **[Beneficiary]**. If I am survived by **[Beneficiary]**, I leave **[Beneficiary]** all of my estate.

If Not Survived by **[Beneficiary]**. If **[Beneficiary]** does not survive me, I leave my estate as follows:

A. Specific Bequest of Item if Not Survived by **[Beneficiary]**. If **[Beneficiary]** does not survive me, I leave my **[item]** to **[Beneficiary of Specific Bequest]**, if **[he/she]** survives me; if neither of them survives me, or if my **[item]** is not in my estate at my death, this gift shall lapse.

B. Bequest of Residue if Not Survived by **[Beneficiary]**. If **[Beneficiary]** does not survive me, I leave all the rest and residue of my estate in equal shares to my children. If any child of mine fails to survive me but has one or more descendants who do survive me, the share my deceased child would have received shall be distributed to his or her descendants, per stirpes, who survive me.