

These samples are to be used as examples only. **Neither this, nor the instructions attached, constitute legal advice or the initiation of an attorney-client relationship.**

These are examples of what you can copy to be a holographic will. They are provided without any representations as to the appropriateness of the will for your particular situation. However, in most situations, it will be better than having no will at all.

For your holographic will to be valid:

- 1) YOU MUST WRITE IT ALL IN YOUR NORMAL HANDWRITING – no one else can write any part of it and no part of it can be typed, and
- 2) You should sign and date it at the end.

If you copy either sample below to make your holographic will, you should write your own information—name, beneficiary (person getting your belongings), executor, date, signature—in the spots indicated with underlined text. If you do not have minor or disabled children, then you can leave those lines out.

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### Sample 1

I, Your Name, declare that this is my will. I leave my entire estate to my spouse/name of another person. I appoint my spouse/name of another person as independent executor of my estate, to serve without bond. I appoint my spouse/name of another person as guardian of the persons and estates of my minor children.

Date/month day, year

Your regular signature

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### Sample 2

#### Last Will and Testament of Your Name

I, Your Name, a resident of Harris (or whatever county you live in) County, Texas, revoke all my prior wills and codicils and declare this to be my will.

If I am married and my spouse survives me, I give my entire estate to my spouse.

If I am not married or my spouse does not survive me, I give my entire estate to my descendants who survive me, per stirpes.

If neither my spouse nor any descendant of mine survives me, I give my entire estate to my heirs.

I appoint my spouse as independent executor of my estate. If I am not married or my spouse is unable or unwilling to act, I appoint name of person as independent executor of my estate. No action shall be required in any court other than the probating and recording of this will and the return of an inventory and list of claims, if required. No bond shall be required of any executor. Any executor shall have all of the powers granted to trustees under the Texas Trust Code.

If appropriate, the executor may make distributions in any manner provided by law for distributions for the benefit of minors or persons under any other legal disability, including the Texas Uniform Transfers to Minors Act.

If my spouse does not survive me, I appoint name of person as guardian of the person of any child of mine who is under a legal disability at the time of my death. If for any reason and at any time name of person is unable or unwilling to act, I appoint name of another person as guardian. No bond or other security shall be required of any guardian.

Date/month day, year

Your regular signature