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IN OPEN COURT
MAY 03 2013

[REDACTED]

IN THE SUPERIOR COURT OF THE STATE OF [REDACTED]
IN AND FOR THE COUNTY OF [REDACTED]

In Re the Estate of:

Case No [REDACTED]

EVAN [REDACTED]

LAST WILL AND TESTAMENT OF EVAN
[REDACTED]

Deceased.

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[REDACTED]

ORIGINAL

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Last Will and Testament of Evan [REDACTED]

I, Evan [REDACTED] residing at the time of the execution of this, my Last Will and Testament, at [REDACTED] and being over the age of eighteen (18) years and being of sound and disposing mind, and not acting under any duress, menace, fraud, or undue influence of any person whomsoever, do declare this to be my Last Will and Testament, and I hereby revoke and annul any prior Will or Codicil thereto which may have been made by me.

ARTICLE I. Family

I hereby declare that I am a widow and that my wife, Dawn [REDACTED] has predeceased me I further declare that I have two children: Michael [REDACTED] and Dennis [REDACTED] which shall be referred to herein as my "children." I finally declare that I make no provision for any child hereafter born to or adopted by me, nor for the descendants of any child who does not survive me, except as specifically set forth herein.

ARTICLE II. Personal Representative

I nominate and appoint Michael [REDACTED] to act as personal representative of this, my Last Will and Testament, to serve in such capacity without bond In the event that the aforementioned personal representative shall be unable or unwilling to act as personal representative of this, my Last Will and Testament, I then nominate and appoint Bruce [REDACTED] to act as personal representative, also without bond.

[REDACTED]

**ARTICLE III.
Debts, Expenses and Taxes**

I hereby direct and order that all just debts for which proper claims are filed against my estate, and the expenses of my last illness and funeral, costs of administration and attorneys' fees, and any and all inheritance taxes, estate taxes, or other succession taxes, whether attributable to property passing under this Will or outside it, including any insurance policies, trusts and appointed property, shall be paid as soon after my death as practical by my personal representative from the residue of my estate disposed of by this Will, and shall not be charged against the beneficiaries nor distributees nor against any specific bequests, and I hereby waive for my estate all rights of reimbursement from the beneficiaries for any such payments. Provided, however, that the foregoing direction shall not authorize any creditor to require any payment on any debt or obligation prior to its normal maturity in due course.

**ARTICLE IV.
Gift by Separate List**

I hereby declare that I may leave a list, signed by me or in my handwriting, in which I may describe the items of my tangible personal property and recipients of said property with reasonable certainty, in which list I may dispose of some or all of my tangible personal property, as follows: articles of personal or household use or ornament, for example, furniture, furnishings, automobiles, boats, planes, and jewelry, as well as precious metals in any tangible form, for example, bullion or coins, but not including mobile homes or intangible property such as money, bank accounts, documents of title or securities. I hereby direct my personal representative or co-personal representatives, as the case may be, to carry out the provisions of this list. I give any insurance policy on property contained in the list to the person named to receive such property. If a person named in the list to receive property dies before me, or dies simultaneously, or within thirty (30)



days of my death, any gift to such person shall lapse and become part of my residuary estate.

ARTICLE V.
Disposition of Remainder of Estate

I give, devise and bequeath all of the rest, residue and remainder of my estate, whether real or personal, and wheresoever situated, to my son Dennis [REDACTED] as provided for in Section 1 below. In the event that Dennis [REDACTED] shall predecease me, or our deaths occur simultaneously, or within thirty (30) days of each other, this bequest shall lapse and the rest, residue and remainder of my estate shall be distributed as set forth below in Section 2.

1. Beneficiary Receiving Public Benefits: If, at the time of my death, Dennis [REDACTED] [REDACTED] is disabled as defined by 42 U.S.C. §1382, and/or in the sole determination of the Personal Representative, is likely to receive government benefits based on disability he shall not receive a share of my estate provided for in Article V of this Will. Instead, my Personal Representative is expressly directed to place that share of my estate and specific bequest in a separate trust to be held and administered for the sole benefit of Dennis [REDACTED] as follows:

1.1. Trustee: Michael [REDACTED] shall serve as initial trustee for any trust under this Section. In the event that Michael [REDACTED] shall be unable or unwilling to serve as trustee, then Bruce [REDACTED] shall serve as successor trustee.

1.2. Distributions: The trustee shall have the discretion to pay to or apply for the benefit of Dennis [REDACTED] as much of the net income and principal of the trust as the trustee deems necessary or advisable for assistance with care, support, education, and activities that supplement but not supplant other benefits which would ordinarily be received by or are being or will be received by Dennis [REDACTED]. The trustee shall have the sole discretion to determine what disbursements shall be made for Dennis [REDACTED] benefit. This trust shall



not be considered a general support trust. Any net income not distributed shall be accumulated and added to principal. The trustee's discretion shall include the discretion to withhold any distributions to or for the benefit of Dennis [REDACTED] if any such distribution would jeopardize eligibility for the types or amounts of assistance available to Dennis [REDACTED] under the Medicaid, Supplemental Security Income Program, Temporary Assistance for Needy Families, or other governmental or private programs based on Dennis [REDACTED] disability or financial need. The trustee shall not make distributions that would permanently jeopardize eligibility for, or inappropriately limit the type of assistance available to Dennis [REDACTED] if he is receiving or intends to apply for local, state or federal benefit programs. If Dennis [REDACTED] is not receiving government benefits based upon need or disability, the trustee shall have the absolute and sole discretion to determine what distributions from the trust estate shall be made for Dennis [REDACTED] benefit. Under no circumstances shall Dennis [REDACTED] possess the right to compel a distribution from the trust estate or terminate the trust estate.

If at any time a change of law, or the terms of the Trust jeopardize ongoing eligibility, the Trustee has the discretion to utilize the trust estate in any way necessary to retain or allow eligibility for needs-based programs such as Supplemental Security Income or Medicaid. The Trustee is authorized to make such amendments or restatements to the Trust without prior court authority through the use of RCW 11.96A et. seq. (TEDRA) or any other means under the law

1.3. Termination. The trustee shall terminate the trust upon Dennis [REDACTED] death or upon the trustee's sole determination that it would be in the best interest of Dennis [REDACTED] to terminate the trust. Upon the termination of the trust, the trustee shall distribute the trust estate to Dennis [REDACTED] if he is then living. If the trust terminates upon Dennis [REDACTED] death, the trustee shall then distribute the trust estate as set forth below in



Section 2.

2 All of the rest, residue and remainder of my estate shall go to my son Michael [REDACTED] [REDACTED] outright and free of trust. In the event that Michael [REDACTED] shall predecease Dennis [REDACTED], this bequest shall lapse, and all of the rest, residue and remainder of my estate shall go to my following named grandchildren in equal shares outright and free of trust. Corrine [REDACTED] Nanell [REDACTED] Jenny [REDACTED] and Amy [REDACTED]. In the event that any of the beneficiaries named in this Section 2 are not living at the time of this distribution then the bequest to such beneficiary shall lapse and be distributed among the other living beneficiaries named in this Section 2. I have purposefully not named my grandchildren John [REDACTED] and Alan [REDACTED]. They are not to receive any share of my estate.

ARTICLE VI.
Nonintervention

I direct that my estate be settled without the intervention of any court, except to the extent required by law, and that my personal representative settle my estate in such manner as shall seem best and most convenient to my personal representative. I hereby fully empower my personal representative to mortgage, lease, encumber, sell, exchange and convey the personal and the real property of my estate, at such prices and terms as my personal representative deems just, to advance funds and borrow money, secured or unsecured, from any source, to mortgage or pledge estate property and select any part of my estate in satisfaction of any partition or distribution hereunder in kind or money or both, without an order of court for that purpose and without notice, approval or confirmation, and in all other respects to administer and settle my estate without the intervention of court. I further provide that such powers may be exercised whether or not necessary for the administration of my estate. I hereby grant to my personal



representative the authority to make interim distributions of principal to those who are to receive the principal of my estate, and to distribute all or any part of the income from the assets of my estate to or for the use of the beneficiaries of my estate in accordance with their respective interests therein; provided nothing contained in this clause shall require my personal representative to make any such distributions of principal or income. Provided that my personal representative may, in the personal representative's discretion, determine whether to submit to the court any question which may arise or transactions which may be involved in connection with the administration of my estate.

ARTICLE VII.
Will Contest

In the event that any person entitled to share in my estate either as an heir-at-law or as a devisee, legatee, or beneficiary under this will or any trust herein created, or intended to be created, or any person claiming under any of them, or any other person, shall contest or oppose or seek to set aside this will, or the validity thereof, or its due and proper execution, or any provision contained therein, or shall in any way attempt to invalidate the same, or any part thereof, or establish any legal right to share in my estate other than as herein approved and provided, I hereby give and bequeath to each such person the sum of ONE DOLLAR (\$1.00) only. I expressly direct that he or she shall receive no other or further share in my estate. The share to which any such person might otherwise have been entitled to shall fall into and become a part of the rest, residue and remainder of my estate, and shall be disposed of by the personal representative of my estate in the same manner as if the contestant had predeceased me leaving no issue.



ARTICLE VIII.
Definitions and General Provisions

It is my intent to hereby dispose of all property, whether real, personal or mixed, which I have a right to dispose of by will, including any and all property as to which I may have the power of appointment by will, and the term "my estate" shall refer to all of the aforementioned property.

The term "rest, residue and remainder of my estate" shall refer to all of the property remaining in my estate after payment of all claims, expenses, taxes and other liabilities of my estate, and the property remaining as a result of the failure of a gift for any reason.

All references to "children" shall refer to the children specifically mentioned herein and to any other children hereafter born to or adopted by the person or beneficiary mentioned herein.

All references to "descendants" shall refer to all lineal descendants of the ancestor and all lawfully adopted children.

Unless some other meaning and intent is apparent from the context, the plural shall include the singular and vice versa, and masculine, feminine and neuter words shall be used interchangeably.

If a court of competent jurisdiction rules invalid or unenforceable any of the provisions of this will, the remaining portions of this will shall remain in full force and effect.

Any questions of law regarding the execution, validity, construction, and administration of this will, or any provision hereof, shall be determined in accordance with the laws of the State of Washington.

[REDACTED]

IN WITNESS WHEREOF, I have hereunto set my hand this 13 day of

JULY, 2012.

Evan [REDACTED]
EVAN [REDACTED]

The foregoing instrument, consisting of eight (8) pages, including this page, was on the date thereof by Evan [REDACTED] signed, sealed, published and declared by Evan [REDACTED] to be Evan [REDACTED] Last Will and Testament, in the presence of us, who at Evan [REDACTED] request and in Evan [REDACTED] presence, and in the presence of each other, and who being of the opinion that Evan [REDACTED] at the time of executing this Will, was of sound and disposing mind and memory, and was not acting under duress, menace, fraud, or undue influence of any person, have subscribed our names as witnesses thereto.

[REDACTED] of Belfair, Washington
Signature of Witness

[REDACTED]
Printed Name of Witness

[REDACTED] of Port Orchard, Washington
Signature of Witness

[REDACTED]
Printed Name of Witness



Affidavit of Subscribing Witnesses

[REDACTED]
[REDACTED]): ss
[REDACTED]

THE UNDERSIGNED, competent to be witnesses herein, being first duly sworn upon oath, and at the request of Evan [REDACTED] depose and say:

The instrument attached hereto is the Last Will and Testament of Evan [REDACTED] and was signed and executed by Evan [REDACTED] at [REDACTED] on the 13th day of July, 2012, in our presence.

Evan [REDACTED] thereupon established the instrument as, and declared it to be said Evan [REDACTED] Last Will and Testament and requested us to sign the same as witnesses thereto, which we did in Evan [REDACTED] presence and in the presence of each other. At the time of executing said instrument, Evan [REDACTED] and ourselves, were of legal age, and Evan [REDACTED] appeared to be of sound and disposing mind, and not acting under duress, menace, fraud, undue influence or misrepresentation.

[REDACTED]

Signature of Witness

[REDACTED]

Signature of Witness

[REDACTED]

Printed Name of Witness

[REDACTED]

Printed Name of Witness

SUBSCRIBED AND SWORN to before me this 13th day of July, 2012, at Port Orchard, Washington.



[REDACTED]

NOTARY PUBLIC in and for the
State of Washington, residing at:
Bremerton, WA
My Commission Expires: 8-11-2014

[REDACTED]