

Procedure

Prepared For: Legal Education Society of Alberta
New Estate Administration Act for Legal Support Staff

Presented by:

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Court of Queen's Bench of Alberta

Edmonton, Alberta

For Presentation In:

Edmonton – May 7, 2015

Calgary – May 14, 2015

Probate Application Sample (April 2015)

*****Note to the Reader *****

This Estate Sample is being provided for information purposes only.

These forms have been provided by The Legal Education Society of Alberta. They are in draft format. The new legislation comes into force June 1st, 2015.

The notations and comments that have been made are general observations and are intended to offer suggestions when preparing an Estate application. The forms in the Surrogate Rules and Regulations take precedence over any suggestions made in this sample. The official Surrogate Rules and Regulations should be consulted for all purposes of interpreting and applying the law.

WILL OF JANE DOE

THIS IS THE WILL of me, JANE DOE, of the City of Edmonton, Province of Alberta, I HEREBY REVOKE all former Wills and testamentary dispositions of my property. I HEREBY DIRECT my Executor to pay all of my debts, testamentary and funeral expenses.

I HEREBY APPOINT my spouse, JAMES DOE, to be my Executor.

I HEREBY GIVE devise and bequeath unto my Executor the residue of my estate in trust upon the following trusts, namely:

a) to divide all my jewellery equally between my children, ANNE DOE, daughter, and SCOTT DOE, son, or the survivor thereof, for their own use absolutely.

b) to divide the rest and residue of my estate equally among those of the following persons alive at the time of my death, absolutely:

1. JAMES DOE, SPOUSE
2. ANNE DOE, DAUGHTER
3. SCOTT DOE, SON

IN WITNESS WHEREOF I have hereunto set my hand this 4th day of October, A.D. 1991.

| | |
|-----------------------------------|------------|
| SIGNED, PUBLISHED AND DECLARED |) |
| by the above named JANE DOE as |) |
| and for her Last Will and |) |
| Testament, in the presence of us, |) _____ |
| both present at the same time, |) JANE DOE |
| who, at his request and in his |) |
| presence have hereunto subscribed |) |
| our names as witnesses. |) |

M. SMITH

N. CLARK

Edmonton, Alberta, LAWYER

RECEPTIONIST

This is the will referred to
in Schedule 2 and is Exhibit "A"
to the Affidavit of M. SMITH,
a witness to this will.

(Applicant's Signature) John Doe

(A Commissioner for Oaths) J.B. Jones
Commission does not Expire

Justice of the Court of Queen's Bench of Alberta

This is Exhibit "A" referred to in the
Affidavit of M. SMITH

SWORN BEFORE ME ON February
16, 2012

(A Commissioner for Oaths)

****THESE MARKINGS SHOULD BE ON THE BACK OF THE SIGNATURE
PAGE **** Please be careful when marking this page, stamps can bleed through the paper and cover wording
or signatures making it difficult to read. A clean copy is required for preparation of the Grant.