

LAST WILL AND TESTAMENT OF

I, _____, residing at _____, City _____, County _____, State _____, being of sound mind and memory do hereby revoke any and all former Wills, Testament and Codicils and declare this to be my Last Will and Testament.

I bear witness that there is no deity worthy of worship except Allah, and Prophet Muhammad, may peace and blessing be upon him, is His Servant and last Messenger. I ask my relatives and friends, whether they believe as I believe or not, to honor my right to these beliefs. I ask them to honor this document and not to obstruct it or change it in any way. Rather, I ask them to see that I am buried as I ask and let my properties be divided as I express in this document.

Article I. FUNERAL AND BURIAL RITES

I ask that no autopsy or embalming be done to my body unless required by law. I ask that under no circumstances my body be turned over for organ donation. I ask that my body be washed, wrapped in cloth free of any ornaments or articles, prayed for and buried in accordance with Islamic traditions. I ask that all attempts be made to bury me in a Muslim's cemetery. I ask that my burial take place as soon as possible, preferably before sunset on the day of my death or the following day, without any undue delay.

I hereby nominate and appoint the person listed as primary funeral and burial executor below to execute the above instructions and other necessary provisions for my proper Islamic funeral and burial. In the event primary funeral and burial executor is unable or unwilling to execute, I hereby nominate and appoint the person listed as secondary funeral and burial executor below to execute these provisions.

I direct the executor of my funeral and burial rites to follow the instructions in the attached document "Funeral Guidelines"

1. Primary funeral and burial executor: Name: _____
contact: _____
2. Secondary funeral and burial executor: Name: _____
contact: _____

Article II. EXECUTOR, CUSTODIAN and TRUSTEE

Section A. Executor of Will

I hereby nominate and appoint the person listed below as Primary Executor of Will to carry out my instructions in sections in Section III, Section IV and Section V. In the event that the aforementioned executor is unable or unwilling to act as my executor, I nominate and appoint the person listed below as Secondary Executor of Will to carry out the same. If all the aforementioned executors are unable or unwilling to act as primary

caretaker and custodian, then the Imam or a person authorized by _____ located at _____, city of _____, county _____, State _____ shall be authorized to appoint another executor in consultation with my heirs.

I direct that no bond or surety for any bond be required for my executor in performance of his or her duties.

I give the executor the power to settle any claim for or against my estate, and for this purpose he has the power to sell, lease, mortgage or otherwise encumber any property, real or personal, that may be included in my estate, with or without an order of the court, without bond, with due notice to all the heirs.

1. Primary executor of my Will: Name: _____
contact: _____

2. Secondary executor of my Will: Name: _____
contact: _____

Section B. Sole Custodian of Minors

In the event that the mother/father of any of my children predeceases me and I should die prior to said child or children having reached the age of majority, I appoint _____ who can be contacted at _____, to be sole custodian of said minor child or children. As said the sole custodian shall be responsible for cherishing, educating and nurturing said child or children in an Islamic environment. If the aforementioned individual is unable or unwilling to serve as primary caretaker and custodian then said responsibilities should be given to _____ who can be contacted at _____.

Sole Custodian or _____ is responsible for deciding an appropriate school and for providing spiritual guidance. If all the aforementioned custodians and caretakers are unable or unwilling to act as primary caretaker and custodian, then the Imam or a person authorized by _____ located at _____, city of _____, county _____, State _____ shall be authorized to appoint another Muslim as a caretaker. It is paramount that the primary caretaker provides an Islamic environment within which said child or children may be raised.

Section C. Trustee

The share of my estate, which any child of mine takes while still under _____ years of age, shall be held in a separate trust for such child. I appoint _____ who can be contacted at _____, as trustee of each trust hereby established. If the aforementioned trustee is unable or unwilling to serve as trustee, I appoint _____ who can be contacted at _____, to serve as trustee.

The trustee of each trust may distribute proceeds from the trust to or for the beneficiary at any time and from time to time for the educational benefit, comfort, health, and general well-being of the beneficiary. Each trust shall endure until the _____ birthday of the beneficiary. If a beneficiary of a trust should die intestate and without descendants prior to the expiration of such trust, said beneficiary's interest in the trust shall vest in my children who survive such beneficiary and shall be distributed in the same proportion as mentioned above.

2. _____, who is my _____ (paternal/maternal) _____ (brother/sister), whose date of birth is __/__/__ and the social security number is ____ - ____ - _____. contact info: _____
3. _____, who is my _____ (paternal/maternal) _____ (brother/sister), whose date of birth is __/__/__ and the social security number is ____ - ____ - _____. contact info: _____
4. _____, who is my _____ (paternal/maternal) _____ (brother/sister), whose date of birth is __/__/__ and the social security number is ____ - ____ - _____. contact info: _____
5. _____, who is my _____ (paternal/maternal) _____ (brother/sister), whose date of birth is __/__/__ and the social security number is ____ - ____ - _____. contact info: _____

If additional siblings, attach a separate sheet with all the information and refer to the above section.

Remainder from the all of the above percentage based calculation, if any, shall be applied to the closest male heir(s) or distributed between heir(s) in proportion to their shares listed in the sections above.

In the case, that any of my heirs, predecease me or is ineligible for inheritance as per the requirement as stated in Article IV, I direct that their share be distributed among the eligible heirs **in proportion to their shares** listed in the instructions in this sections above. In the case that all of my heirs predecease me or ineligible, I direct that the remainder of my estate, after executing Article III and Section A of Article V, be distributed to the following individuals and/or organizations:

1. _____, whose address is _____, a amount equal to _____ percent (__%) of my remaining estate.
2. _____, whose address is _____, a amount equal to _____ percent (__%) of my remaining estate.

Article VI. ARBITRATION

In case of dispute, in executing this Will, I appoint and nominate _____ as the arbitrator, who shall strictly adhere to the Islamic Law in resolving the dispute. If the aforementioned arbitrator predeceases me or is unable or unwilling, I nominate and appoint _____ as the arbitrator. If either of the aforementioned arbitrators predeceases me or is unable or unwilling, I nominate and appoint the Imam or a person authorized by the Islamic organization located at _____, city of _____, county _____, State _____ as the arbitrator. The decision of the arbitrator shall be binding on all the disputed parties and shall be recognized by the Superior Court of the state of Georgia and the county where the arbitration was held.

Article VII. SEPARABILITY

I direct that if any part of my last Will and Testament is determined invalid by a court of competent jurisdiction, the other parts shall remain valid and enforceable.

Thus done, read and signed at _____ on this the ____ day of _____, year _____, with Allah as my witness and in the presence of the witnesses and the Notary Official.

Signature of Testator

This Will was received, read and signed by the testator and the undersigned witnesses at one time, without interruption and without turning aside to any other act.

Witness 1

(Signature)

(Name)

(Address)

(City, State, Zip)

Witness 2

(Signature)

(Name)

(Address)

(City, State, Zip)

Notary:

Subscribed and sworn to and affirmed before me at _____ on this the ____ day
of _____, year _____.

(Signature of Notary)

Funeral Guidelines

I, _____, instruct my survivors and community members to avoid all kinds of innovation that are prevalent in regard to funeral arrangements and use following (marked) as guidelines:

Ghusl:

1. All attempts should be made to not move my body to another town or country for burial, even if willed previously.
- All attempts should be made for my body to be buried in a Muslim cemetery avoiding special place, house or a pre-designated grave. No embalming shall be performed on my body unless required by law.
 - Sons (daughters, if deceased is female), close relatives and righteous brothers (sisters, if deceased is female) should preferably wash my body. I prefer that my privacy be maintained by limiting the number of participants at my ghusl.

Salat-ul'janazah

- After ghusl and shrouding, Salat-ul'janazah should be performed as soon as possible without waiting or delaying due to arrival of relatives or friends.
- If possible, Salat-ul'janazah should be performed by Ameer, Qadi or Imam of _____, located at _____, city of _____, county _____, State _____ in that order. If none of the above is present, then Imam of the local Masjid, my father, sons, etc may lead the Salah. A rightful person has the permission to designate someone else. Salat-ul'janazah should not be repeated unless my rightful survivors want to repeat because of violations listed above. No Salat-ul'janazah in absentia should be offered, unless my rightful survivors want to repeat because of violations listed above.
- All attempts should be made to avoid showing of my face after shrouding. No photography of my face or body is permitted.
- No woman should be present at the grave during my burial.

Burial:

- No adhan should be called at the grave and no Qur'anic verses; instructions, etc shall be put in my grave. No flowers or decorative cloth, etc. should be put on my grave.
- My grave should not be paved or fenced with permanent structure. No writing of Qur'anic verses, poems, etc. should be on my headstone, with the exception of minimal information to identify my grave such as name, date of birth and death.
- No eulogy (especially one describing untrue qualities) in the Mosque or at the grave should be held. People after burial should stay at the grave for a very short-while and make dua and talqeen.

Misc:

- No formal gathering or ritual for isaal-e-thwab including ritual group finishing of Qur'an, formal meeting for condolence etc. should be held after my burial.

- Any outstanding loan and bills should be paid out of my estate, as per Section III in my last will.
- Any amount spent in fidya for missed salah, fast, nadhr, etc must not exceed one third (1/3) of my estate. Fidya is equal to the value of 4 lbs of grains such as wheat, rice, etc.

LIST OF DEBTS AND ASSETS AS OF / /

for _____

Debts:

	Type of debt	Name of individual or company	Address,	Account number	Amount
1.	_____	_____	_____	_____	_____
1.	_____	_____	_____	_____	_____
2.	_____	_____	_____	_____	_____
3.	_____	_____	_____	_____	_____
4.	_____	_____	_____	_____	_____
5.	_____	_____	_____	_____	_____
6.	_____	_____	_____	_____	_____
7.	_____	_____	_____	_____	_____
8.	_____	_____	_____	_____	_____
9.	_____	_____	_____	_____	_____

Assets:

	Type of asset	Name of individual or company	Address,	Account number	Value
1.	_____	_____	_____	_____	_____
1.	_____	_____	_____	_____	_____
2.	_____	_____	_____	_____	_____
3.	_____	_____	_____	_____	_____
4.	_____	_____	_____	_____	_____
5.	_____	_____	_____	_____	_____
6.	_____	_____	_____	_____	_____
7.	_____	_____	_____	_____	_____
8.	_____	_____	_____	_____	_____
9.	_____	_____	_____	_____	_____

Thus done, read and signed at _____ on this the ____ day of _____, year _____,
with Allah as my witness and in the presence of the Notary Official.

Signature of Testator

Notary:

Subscribed and sworn to and affirmed before me at _____ on this the ____ day
of _____, year _____

(Signature of Notary)