

**SAMPLE Third Party Will LANGUAGE -
Friends and Family Trust**

Following are proposed language examples for 3rd party will provisions. These are provided for reference only and are not intended to be legal advice. These provisions may require modification and should only be used in conjunction with an attorney review and preparation of the underlying documents. The Trust makes no warranties or representations about these provisions.

... my executor, shall transfer that portion of my estate to which my son, XXX is entitled, into a sub-account, for the benefit of my son, XXX, of the WNY Coalition Pooled Trust established and maintained by PEOPLE, INC. and LEGAL SERVICES FOR THE ELDERLY, DISABLED and DISADVANTAGED OF WESTERN NEW YORK, INC., designated as the "Friends and Family Trust" or its successor trust, for the benefit of disabled persons. My trustees or my executors, as the case may be, shall execute any and all documents which may be necessary to open such a sub-account for my son's benefit, and any amount otherwise payable to my BENEFICIARY, XXX, by reason of my death, shall be held by the Trustees of said pooled trust in accordance with the provisions of said pooled trust. Such documents shall provide that, upon the death of my BENEFICIARY, XXX, the net remainder of any such sub-trust account as calculated in accordance with the provisions of the pooled trust agreement then in effect after payment of all fees and amounts to the trust shall be payable to my children, AAA, BBB and CCC, who shall be then living, in equal shares, or if any one or more of them shall not be then living, I give the share of such deceased child to my other children who shall be then living, in equal shares, or if there shall be no children of mine then living, to my then living descendants, in equal shares per stirpes.