

THE BEQUEST & ISLAMIC

# *Will Kit*



# ISLAMIC LAST WILL AND TESTAMENT

## DISCLAIMER FROM THE PUBLISHER OF THE WILL TEMPLATE

The person making the will is responsible for ensuring the correctness of information provided and has the right to choose, leave out, amend, or add any clauses to this document. The publisher does not accept any responsibility for any losses or disputes arising as a result of this will. The pictures used in this document do not carry any meaning.

### Testator (person making this will)

Testator to fill all sections in the presence of witnesses and sign.

Name

D.O.B

Current Address

Identity no.



### Revocation of previous wills:

I, being of sound mind and memory, do hereby revoke any and all former Wills and codicils (as applicable) made by me, and do make, ordain, publish, and declare this as my Last Will and Testament.



### Counsel to family:

I bear witness that there is none worthy of worship except Allah, and I bear witness that Prophet Muhammad ﷺ, is His servant and Messenger. I also say to my relatives and friends what the prophets Ibrahim and Yaqoob (Peace be upon them) said to their sons: "O my sons, indeed God has chosen for you this religion, so do not die except while you are Muslims." (Al-Quran, 2:132).

I ask my relatives, friends and anyone reading this will, whether or not they believe as I do, to respect my beliefs and wishes. Please do not obstruct or alter this document. Rather, ensure that I am buried as I ask and that my assets, property, and possession are distributed as I ask.

Through these signatures and witnessing, the testator intends to give effect to the will.

Testator Signatures

Witness 1 Signatures

Witness 2 Signatures

# ISLAMIC LAST WILL AND TESTAMENT

## Article 1: Organ Donation and Autopsy



1.1 I  approve  do not approve

the donation of any or all of my working organs at the time of my death.

**1.2 Only Applicable if organ donations have been approved in article 1.1:** My family members will be responsible for executing this wish and they cannot deny the organ donation which I am approving through this will. If I would not have any family members available at my country of location at the time of my death, then a local Muslim Imam or a community member would need to be requested to approve my organ donation, if a requirement arises, and take care of any other relevant matters.

**1.3** Other than for the purposes discussed above (as applicable based on article 1.1), I do not approve autopsy or post-mortem of my body, unless required by law.

## Article 2: Funeral and Burial



**2.1** My will is to be buried in the grave while being shrouded in white cloth according to the Islamic principles.

**2.2** The method of bathing of dead body and shrouding and preparation of grave should be in accordance with the Islamic principles. If any confusion arises or if any information is needed, the advice should be sought from a Muslim Imam or scholar.

**2.3** I ordain that my body shall be buried without a casket or any encasement that separates the wrapped body from the surrounding soil. In the event that local laws require casket encasement, I ordain that such encasement be of the simplest, most modest, and least expensive type possible. I further ordain that the encasement be left open during burial and filled with dirt, unless prohibited by law.

**2.4** I strongly disapprove of my body to be embalmed, cremated, or sea-buried. My burial must take place as soon as possible, preferably before sunset on the day of my death or the following day.

Through these signatures and witnessing, the testator intends to give effect to the will.

---

---

---

Testator Signatures

---

---

---

Witness 1 Signatures

---

---

---

Witness 2 Signatures

# ISLAMIC LAST WILL AND TESTAMENT



**2.5** My body may not be transported over any unreasonable distance from the locality of my death, unless when long distance transportation is required to reach the nearest Muslim cemetery or any other local cemetery selected for my burial.

**2.6** In accordance with the Sunnah of my beloved Messenger Muhammad ﷺ, I instruct my funeral to be a simple one and the one which should be organized according to the Islamic principles. Absolutely no non-Islamic religious service or observance shall be conducted upon my death, or on my body, or at the grave site. No pictures, symbols, or music should be involved at any stage of my burial.

**2.7** My grave should face in the direction of the Ka'aba in Makkah, Saudi Arabia. My grave must be covered with dirt only. I ordain that my grave shall be level with the ground or slightly mounded, with no construction or permanent structure of any kind over it. The marking—if necessary—should be a simple rock or marker, merely to indicate the presence of the grave. There should be no inscriptions or symbols on the said marking.

## Article 3: Executor



**3.1** I hereby appoint the person named below to serve as the executor of my will. I thereby entrust control of my entire estate (cash, bank accounts, real property, shares in any business, and any other property or assets that I may have at the time of my death), to the person named below, who shall distribute it according to my will and Islamic law of inheritance in line with my religious beliefs.

1

Name

Current address

Identity No.

or, if he/she fails to survive me, or is unable or unwilling to be an executor,

2

Name

Current address

Identity No.

Through these signatures and witnessing, the testator intends to give effect to the will.

Testator Signatures

Witness 1 Signatures

Witness 2 Signatures

# ISLAMIC LAST WILL AND TESTAMENT

3

or, if he/she fails to survive me, or is unable or unwilling to be an executor,

Name

Current address

Identity No.

**3.2** If none of the above survive me or are unable or unwilling to be an executor, an Imam of the local Muslim community adhering to the following school of thought shall be requested to become an executor.

Sunni

Shia

**3.3** I direct that my executor take all actions legally permissible to execute the distribution of my estate as simply and as expeditiously as possible in the following order of priority as commanded by Islamic Law of Succession:

1. Payment of my funeral expenses (unless covered by an individual or an organization because of an agreement it had with me, or as a favor)
2. Payment of all my debts (as mentioned in Article 6)
3. Payment of the Wasiyyah i.e. Islamic Bequest (as mentioned in Article 7)
4. Distribution of the residue of my Estate to my Islamic heirs in accordance with the Islamic Law of Succession (Article 8)

**3.4** I give my executor power to sell my property, real, personal or mixed, without needing a court order and without needing any bond. I direct that no bond or surety be required for the executor in the performance of his / her / their duties.

**3.5** I give my executor power to settle any claim for or against my estate. I hereby grant to the Executors of my Estate all such powers as allowed by Law, especially the power of assumption.

**3.6** For the executor, I authorize the payment of \_\_\_\_\_ from my estate.

## Article 4: Arbitrator



**4.1** Any disputes regarding this Will shall be adjudicated via private, binding Arbitration by a neutral Arbitrator.

Through these signatures and witnessing, the testator intends to give effect to the will.

Testator Signatures

Witness 1 Signatures

Witness 2 Signatures

# ISLAMIC LAST WILL AND TESTAMENT

**4.2** I hereby appoint the following as arbitrators in case of any disputes arising from my Will.

1

Name

D.O.B.

Identity No.

or, if he/she fails to survive me, or is unable or unwilling to be an arbitrator,

2

Name

D.O.B.

Identity No.

**4.3** If none of the above survive me or are unable or unwilling to be an arbitrator, the executor is directed to request an Imam of the local Muslim community adhering to the following school of thought to become an arbitrator.

Sunni

Shia

**4.4** The Arbitrator shall use his/her/its judgment and knowledge to resolve any and all disputes regarding this Will while adhering strictly to the directions contained in this will as well as the Islamic law. The judgment of the Arbitrator shall be final and legally enforceable, irrespective of the opinion of the disputing parties about it.

## Article 5: Custody of children and guardianship



**5.1** As used in writing this Will, the words “my children” shall mean the biological sons and daughters that I currently have as well as any others hereafter born to me from any of my legally married spouses.

**5.2** If, at my death, any of my children would be minors, I appoint my husband/wife be the custodian and guardian of my minor children. The details of my spouse who I nominate for the custody of my minor children and their guardianship are as follows.

Through these signatures and witnessing, the testator intends to give effect to the will.

Testator Signatures

Witness 1 Signatures

Witness 2 Signatures

# ISLAMIC LAST WILL AND TESTAMENT

Details of my spouse:

Name

D.O.B.

Identity No.

**5.3** If my above-mentioned spouse does not outlive me, then my minor children, if applicable at that time, should be given under the custody and guardianship of one of their adult siblings.

**5.4** If I would not have any adult children at that time or if they would be unwilling to serve as personal guardian for my minor children, I recommend the following to have the custody and guardianship of my minor children.

1

Name

Current address

Identity No.

or, if he/she is unable or unwilling to serve as guardian / custodian,

2

Name

Current address

Identity No.

or, if he/she is unable or unwilling to serve as guardian / custodian,

3

Name

Current address

Identity No.

**5.5** In all cases, I urge that all my minor children be raised as practicing Muslims and not in any way be indoctrinated into any other faith, or religion, or atheistic beliefs.

Through these signatures and witnessing, the testator intends to give effect to the will.

Testator Signatures

Witness 1 Signatures

Witness 2 Signatures

# ISLAMIC LAST WILL AND TESTAMENT

**5.6** If none of the above-nominated guardians are available at the time of my death, then any minor children that I may have at that time should be given under the guardianship of any of my willing Muslim relatives or Muslim community members in consultation with a local Muslim Imam or scholar.

**5.7** I direct that no bond be required of any personal guardian. Any property or other inheritance that this Will gives to any of my minor children shall be administered by their guardian in their best interest as per article 9 of this will.

## Article 6: Debt and Expenses



**6.1** I direct my executor to:

A. Return to the rightful owners all trust and property that are in my care at the time of my death.

B. To first apply the assets of my estate to the payment of all my legal debts, including such expenses incurred by my last illness and burial as well as the expenses of the administration of my estate.

C. To pay any outstanding "obligation due to God" binding on me, including unpaid zakat, kaffaraat of unperformed pilgrimage (Hajj), etc.

## Article 7: Bequests



**7.1** I direct my executor to pay the following percentage from any remainder of my estate, after the payment of debts and expenses (as per article 6), to the individuals or groups listed below. The total of all bequest percentages **must not exceed 33 percent** (one third) of the remainder of my estate.

Pay to:	Islamic Circle of Australia and New Zealand		% of remainder
Pay to:			% of remainder
Pay to:			% of remainder
Pay to:			% of remainder
Pay to:			% of remainder

Through these signatures and witnessing, the testator intends to give effect to the will.

Testator Signatures

Witness 1 Signatures

Witness 2 Signatures



# ISLAMIC LAST WILL AND TESTAMENT

**7.2** If any or all of the above mentioned individuals / organizations are unable to receive their share of the estate as mentioned above, the executor is directed to donate their share to a registered Australian Muslim charity organization of his/her choice.

## Article 8: Distribution of the remainder of the estate



**8.1** The residue and remainder of my estate should be distributed strictly in accordance with the tenets of Islamic law of inheritance as outlined in Schedule A attached to this will. It shall be mandatory for the executor of my will to engage a Muslim scholar of the following school of thought to calculate the percentage shares of beneficiaries of my estate according to schedule A attached to my will which I have signed so that it can take effect with this will.

Sunni  Shia

**8.2** Details about my qualifying beneficiaries (as applicable under Islamic law) should be provided to the scholar / Imam who shall be calculating the estate distribution percentages for various beneficiaries in accordance with the Islamic law. Such a list of qualified beneficiaries will also need to be included with the application for probate.

**8.3** I direct, devise, and bequest all the residue and remainder of my estate after making provision for payment of my obligations and distributions provided in Article 6 and 7, to only my Muslim heirs whose relation to me has occurred through a lawful marriage or through birth (ascending as well as descending) as per the Islamic law of inheritance. One of the principles in this regard is that the male children get twice the share as female children. None of my heirs shall have the right to dispute with this or any other aspect of the Islamic law of inheritance that shall be applied in the distribution of my estate.

**8.4** I direct that no part of the residue and remainder of my estate shall be inherited by any non-Muslim relative, whether he/she is a kin or an in-law, spouse, parent, or child. I further direct and ordain that any non-Muslim relative be disregarded and disqualified in the application of this section of the will.

**8.5** Should I die as a result of murder, I direct that the adjured murderer, principal or accessory in the murder, shall be disqualified to receive any part of my estate.

Through these signatures and witnessing, the testator intends to give effect to the will.

---

Testator Signatures

---

Witness 1 Signatures

---

Witness 2 Signatures

# ISLAMIC LAST WILL AND TESTAMENT



**8.6** I direct and devise that any foetus, conceived before my death, whose relationship to me qualifies it to be a heir according to this Article, shall be considered as a heir if the following condition is fulfilled: the foetus should be born alive within 9.5 months of my death. I further direct and devise that whenever there exists a foetus which may become a heir according to this section, the whole distribution of the residue and remainder of my estate after the execution of Articles 6 and 7 shall be delayed until after the birth of the foetus; or that the largest potential share of the fetus be set aside until its birth alive. The executor of my will shall have the choice to select from these two options. Should the foetus be born alive, but qualify for a lesser share, or should it not be born alive within the 9.5 months after my death, any surplus of the set aside amount must be returned to the estate and distributed according to Islamic law of inheritance.

**8.7** The beneficiaries of my estate, excluding any minors, are recommended to be included in the consultation process if considered appropriate by the executor or the scholar who would be calculating the shares of inheritance as per schedule A. If any of my heirs wishes to receive a particular asset (which is equal to or less than his/her share) from the estate and forego his/her remaining share in the estate, such a choice shall be accepted if agreed by all heirs and any percentage of estate that he/she would forego would be distributed among the remaining heirs as per schedule A.

**8.8** In case of any disputes arising as a result of this Will, the matter should be referred to the Arbitrator nominated in this will.

## Article 9: Testamentary Trust



**9.1** I hereby direct that any inheritance accruing to one or more minor children (those who would not have achieved the age of majority till the time of my death) in terms hereof shall be held in Trust by the guardian of the minor(s) [as nominated in Article 5] until the said minor(s) attain the age of majority in which event, the guardian shall pay over to the said minor(s) his/her/their share of the estate held in trust.

**9.2** The guardian shall be empowered to hold, administer, and invest assets held in the Trust in such investments that are in accordance with the Islamic Law. The guardian is authorized in his/her discretion to apply the income and in case of need, a portion of the capital of the Trust assets for the maintenance, education and general welfare of the beneficiaries of the Trust provided that any such

Through these signatures and witnessing, the testator intends to give effect to the will.

Testator Signatures

Witness 1 Signatures

Witness 2 Signatures

# ISLAMIC LAST WILL AND TESTAMENT

application of income is in accordance with the Islamic Law. In case of death of the guardian, substitute guardian(s) nominated in article 5 will become the guardian as well as the trustee for the testamentary trust established for those beneficiaries who would not have attained the age of majority till my death.

## Article 10: Superannuation



**10.1** Where I have not made a binding nomination or where the binding nomination is not valid, I request the Trustee of my Superannuation Funds to pay all death benefits into my estate for distribution to my heirs in accordance with Islamic law.

**10.2** I direct that when the shares of my heirs are calculated in accordance with Article 8 of this will, the superannuation funds should be used to pay my dependents first. For any other heirs, the payments shall be settled with other assets in case all of the superannuation amount is consumed in distributing the shares of my dependents.

**10.3** If the superannuation amount is not sufficient to pay the shares of my dependents, my other assets will be used to pay off their share.

## Article 11 Separability



**11.1** If any part of this will is determined invalid by a court, the other parts shall remain valid and enforceable.

## Article 12: Conclusion



**12.1** This concludes my Last Will and Testament. "Then, whoever alters it [i.e. the bequest] after he has heard it - the sin is only upon those who have altered it." (Surah al-Baqarah 2:181).

Date

Day

Time

Through these signatures and witnessing, the testator intends to give effect to the will.

Testator Signatures

Witness 1 Signatures

Witness 2 Signatures

# ISLAMIC LAST WILL AND TESTAMENT

**12.2** I subscribe my name to this Will at this day and time.

**12.3** I do hereby declare that I sign and execute this instrument as my last Will and that I sign it willingly, that I execute it as my free and voluntary act for the purposes therein expressed, and that I am of age or otherwise legally empowered to make a Will, under no constraint or undue influence.

## Testator Signatures

Name

Sign and date

## Witnesses Signatures

**12.4** On this day, the testator declared to us that this instrument was his/her final Will and requested us to act as witnesses to it.

Date

Day

Time

**12.5** He/ She thereupon signed this Will in our presence, all of us being present at the same time. We now, at his/her request, in his/her presence, and in the presence of each other, subscribe our names as witness and declare that we understand this to be his/her Last Will, and that, to the best of our knowledge the testator is of the legally acceptable age for making a will, or is otherwise legally empowered to make a Will, and under no constraint or undue influence.

## Witness 1

Name

Address

Identity no.

Sign and date

## Witness 2

Name

Address

Identity no.

Sign and date

Through the above signatures and witnessing, the testator intends to give effect to the will.

**SCHEDULE A:  
MAWARITH (THE ISLAMIC DISTRIBUTION OF THE ESTATE)**

I ordain and direct that this schedule be used as the only reference for distribution of the residue and remainder of my estate, referred to in Article 8 of my will.

**CASE NO. 1:  
ONE SON OR MORE AND ANY NO. OF DAUGHTERS**

Surviving Heirs	Share of the Remainder of My Estate
1.a) with no other relatives  for	he, or they, get all the remainder such that sons are equal in their class, daughters are equal in their class, and a daughter half of a son's share.
1.b) with wife	1/8 to wife, the rest as in (1.a)
1.c) with husband	1/4 to husband, the rest as in (1.a)
1.d) with father and mother	1/6 to father and 1/6 to mother, the rest as in (1.a)
1.e) with one parent	1/6 to parent, the rest as in (1.a)
1.f) with any possible combination of (1.b), (1.c), (1.d), and (1.e)	spouse and parents take shares mentioned above, and the rest as in (1.a)
1.g) with father of father, no parents, no other grandparents	1/6 to father of father and the rest as in (1.a)
1.h) with father of father and mother of mother of mother, no parents	1/6 to father of father, 1/6 to either father mother of father or mother of mother, the rest as in (1.a)
1.i) (1.g) or (1.h) with wife	1/6 to mother of father or of mother (if she exists); 1/6 to father of father, 1/8 to

Signature: \_\_\_\_\_

	wife, and father of father, the rest as in (1.a)
1.j) (1.g) or (1.h) with husband	1/6 to mother of father or of mother (if she exists); 1/6 to father of father; 1/4 to husband; the rest as in (1.a)
Surviving Heirs	Share of the Remainder of My Estate
1.k) with father of father, and mother, no father	1/6 to mother, 1/6 to father of father, the rest as in (1.a)
1.l) (1.k) with wife	1/6 to mother, 1/6 to father of father, 1/8 to wife, and the rest as in (1.a)
1.m) (1.k) with husband	1/6 to mother, 1/6 to father of father, 1/8 to wife, and the rest as in (1.a)
1.n) with father and mother of mother (no mother)	1/6 to mother of mother, 1/6 to father, and the rest as in (1.a)
1.o) (1.n) with wife	1/6 to father, 1/6 to mother of mother, 1/8 to wife, and the rest as in (1.a)
1.p) (1.n) with husband	1/6 to father, 1/6 to mother of mother, 1/4 to husband, and the rest as in (1.a)
1.q) with either mother of father or mother of mother, no parents, and no father of father	1/6 to mother of mother or mother of father, the rest as in (1.a)
1.r) (1.q) with wife	1/6 to mother of mother or mother of father, 1/8 to wife, the rest as in (1.a)
1.s) (1.q) with husband	1/6 to mother of mother or mother of father, 1/4 to husband, the rest as in (1.a)
1.t) (1.h), (1.n), or (1.q), but instead of one grandmother, there are two or more, same degree, grandmothers (i.e mother of mother and mother of father; or mother of mother of mother, mother of mother of father, and mother of father of father, disregard mother of	grandmothers share equally 1/6, father or grandfather 1/6, the rest as in (1.a)

Signature: \_\_\_\_\_

father of mother, and no mother of mother nor mother of father)

1.u) (1.t) with husband or wife	grandmothers share equally 1/6, father or grandfather 1/6, husband 1/4, or wife 1/8, the rest as in (1.a)
Surviving Heirs	Share of the Remainder of My Estate

1.v) In each of (1.a) through (1.u), disregard all other relatives not mentioned in the relevant subcases.

IF TESTATOR'S CASE IS UNDER NO. (1), BUT NOT FOUND ABOVE, THE EXECUTOR MUST FOLLOW THE ADVICE OF THE LOCAL IMAM INVOLVED IN THE EXECUTION OF MY WILL AS PER ITS ARTICLE 8..

CASE NO. 2:  
DAUGHTER OR DAUGHTERS; NO SONS

Surviving Heirs	Share of the Remainder
2.a) with no other relatives	If one only, she takes all the remainder. If more than one, they equally share all the remainder.
2.b) with wife	1/8 to wife, the rest as in (2.a)
2.c) with husband	1/4 to husband, the rest as in (2.a)
2.d) with father	1/2 to the one daughter, 1/2 to father. If more than one, they share 2/3 equally and 1/3 to father.
2.e) with mother	1/4 to mother, 3/4 to daughter. If more than one, they share 4/5 equally and 1/5 to mother.
2.f) with both parents	1/6 to mother, 1/3 to father, 1/2 to daughter. If more than one, 2/3 to daughters equally, 1/6 to mother, and 1/6 to father.
2.g) with wife and father	1/8 to wife, 1/2 to daughter, and 3/8 to father. If more than one, 2/3 to daughters equally, 1/8 to wife, and 5/24

Signature: \_\_\_\_\_

Surviving Heirs	Share of the Remainder
2.h) with wife and mother	to father 1/8 to wife, 7/32 to mother, 21/32 to daughter. If more than one, 1/8 to wife, 7/40 to mother, and 7/10 to daughters equally.
2.i) with wife and both parents	1/8 to wife, 1/6 to mother, 5/24 to father, and 1/2 to daughter. If more than one, 3/27 to wife, 4/27 to mother, 4/27 to father, and 16/27 to daughters equally.
2.j) with husband and father	1/4 to husband, 1/4 to father, and 1/2 to daughter. If more than one, 3/13 to husband, 2/13 to father, and 8/13 to daughters equally.
2.k) with husband and mother	1/4 to husband, 7/36 to mother, 5/9 to daughter. If more than one, 3/13 to husband, 2/13 to mother, and 8/13 to daughters equally.
2.l) with husband and both parents	3/13 to husband, 2/13 to father, 2/13 to mother, and 6/13 to daughter. If more than one, 3/15 to husband, 2/15 to father, 2/15 to mother, and 8/15 to daughters equally.
2.m) with father of father, no father, and no brothers	1/2 to father of father, 1/2 to daughter. If more than one, 1/3 to father of father and 2/3 to daughters equally.
2.n) (2.m) with wife	As in (2.g), but father of father in place of father.
2.o) (2.m) with husband	As in (2.j), but father of father in place of father.
2.p) (2.m) with mother, or without mother but with either mother of father or mother of mother	As in (2.f), but father of father in place of father and grandmother in place of mother; the two grandmothers divide share of mother equally between themselves.

Signature: \_\_\_\_\_



2.q) (2.p) with wife  share of mother equally between themselves.	As in (2.i), but father of father in place of father and grandmother in place of mother; the two grandmothers divide the
Surviving Heirs	Share of the Remainder
2.r) (2.p) with husband  share of mother equally between themselves.	As in (2.l) but father of father in place of father and grandmother in place of mother; the two grandmothers divide the
2.s) (2.p), (2.q), (2.r) but in place of mother, both mother of mother mother of father; or mother of mother of mother, mother of mother father and mother of father of father; disregard mother of father of mother	The two grandmothers (or the three great grandmothers) share equally what is assigned to the mother or one grandmother in cases (2.p), (2.q), and (2.r); the rest as in (2.p), (2.q), and (2.r) respectively.
2.t) with son of son	1/2 to daughter, 1/2 to son of son. If more than one, 2/3 to daughters equally and 1/3 to son of son.
2.u) with more than one son of son(s) and any number of daughters of son(s)	As in (2.t), but the share of son of son is divided among son of son(s) and daughters of son(s) according to rules stated in (1.a).
2.v) (2.t) or (2.u) with wife or husband  in	1/2 to daughter, 1/8 to wife, or 1/4 to husband, the rest to children of son(s) as (2.t) or (2.u). If more than one daughter, 2/3 to daughters equally, 1/4 to husband or 1/8 to wife, the rest to children of son(s) as in (2.t) or (2.u).
2.w) (2.v) with both parents	1/2 to daughter, 1/8 to wife, 1/6 to mother, 1/6 to father, and 1/24 to grandchildren as in (2.t) or (2.u). 6/13 to daughter, 3/13 to husband, 2/13 to father, 2/13 to mother, nothing to grandchildren. If more than one

Signature: \_\_\_\_\_

daughter, 16/27 to daughters equally, 3/27 to wife, 4/27 to mother, 4/27 to father, nothing to grandchildren. 8/15 to daughters, 3/15 to husband and 2/15 to mother, 2/15 to father, nothing to grandchildren.

---

Surviving Heirs	Share of the Remainder
2.x) (2.v) with one parent	1/2 to daughter, 1/8 to wife, 1/6 to parent, and 5/24 to children of son(s) as in (2.t) and (2.u); or, 1/2 to daughter, 1/4 to husband, 1/6 to parent, and 1/12 to children of son(s) as in (2.t) and (2.u). If more than one daughter, 2/3 to daughters, 1/8 to wife, 1/6 to parent and 1/24 to children of son(s) as in (2.t) and (2.u); or, 8/13 to daughters, 2/13 to parent and 3/13 to husband, nothing to grandchildren.
2.y) (2.v) with father of father, no father and no brothers, and mother; or with father of father, no father and no brother(s) and grandmother(s) on either side, and no mother.	As in (2.w), but replace father of father for father and grandmother(s) for mother. Share of grandmothers is divided equally between them.
2.z) with daughters of son(s) and no sons of sons	3/4 to the daughter and 1/4 to daughter(s) of son(s), equally between them. If more than one daughter; all to daughters, nothing to daughter(s) of son(s).
2.aa) with sister(s) of same parents (no brothers), or with brother(s) of the same two parents (no sisters)	1/2 to the daughter, 1/2 to sister (or brother), or equally among all sisters (or brothers). If more than one daughter; 2/3 to daughters, 1/3 to sister (or brother) or equally among sisters (or brothers).
2.bb) with sister(s) and brother(s) of the same two parents	1/2 to daughter, 1/2 to sister(s) and brother(s) on the basis of one share to female and two shares to male. If more than one daughter, 2/3 to daughters,

---

Signature: \_\_\_\_\_

	1/3 to sister(s) and brother(s) on same basis.
2.cc) (2.aa) or (2.bb) with wife or husband	1/2 to daughter, 1/8 to wife and 3/8 to sister(s) and/or brother(s) as in (2.aa) and (2.bb). 1/2 to daughter, 1/4 to
Surviving Heirs	Share of the Remainder

husband, 1/4 to sister(s) and/or brother(s) as in (2.aa) or (2.bb) respectively. If more than one daughter, 2/3 to daughters, 1/4 to husband, or 1/8 to wife, the rest to sister(s) and/or brother(s) as in (2.aa) or (2.bb) respectively.

2.dd) with uncle(s) from same parents as father 1/2 to daughter and the rest to uncle, or uncles equally between them. If more than one daughter, 2/3 to daughters and the rest to uncle or uncles equally between them.

2.ee) with one grandmother, either side, or both grandmothers 5/6 to daughter and 1/6 to grandmother or grandmothers, equally between them. If more than one daughter, 5/6 to daughters and 1/6 to grandmother(s).

IF THE TESTATOR'S CASE IS UNDER NO. 2 BUT NOT FOUND ABOVE, THE EXECUTOR MUST FOLLOW THE ADVICE OF THE LOCAL IMAM INVOLVED IN THE EXECUTION OF MY WILL AS PER ITS ARTICLE 8.

**CASE NO. 3:  
CHILDREN OF SON(S), NO SONS, NO DAUGHTERS**

Apply Case No.1 and Case No. 2 after substituting daughter(s) of son(s) for daughter(s) and son(s) of son(s) for son(s).

**CASE NO. 4:  
PARENT(S) AND NO OFFSPRING**

Surviving Heirs	Share of the Remainder
-----------------	------------------------

Signature: \_\_\_\_\_

4.a) father alone; or father and brother(s) and/or sister(s) all the remainder to father alone, nothing to brother(s) and sister(s)

4.b) father and wife or husband 1/4 to wife, or 1/2 to husband, and the rest to father

---

Surviving Heirs	Share of the Remainder
-----------------	------------------------

---

4.c) father and mother, no brothers, no sisters 1/3 to mother, the rest to father

4.d) (4.c) with husband or wife 1/4 to wife, 1/4 to mother, the rest to father. 1/2 to husband, 1/6 to mother, the rest to father.

4.e) both parents, with brother(s) and/or sister(s) and with wife or husband 1/6 to mother, nothing to brother(s) and sister(s), the rest to father. 1/6 to mother, nothing to brother(s) and sister(s), 1/4 to wife, or 1/2 to husband; the rest to father.

4.f) mother only she takes all the remainder

4.g) mother and husband or wife 1/4 to wife, or 1/2 to husband, and the rest to mother

4.h) mother with one brother or one sister of the same two parents or on father's side 1/3 to mother, rest to brother. 2/5 to mother, the rest to sister.

4.i) (4.h) with husband or wife 1/3 to mother, 1/2 to husband or 1/4 to wife, the rest to brother. 4/13 to mother. 3/13 to wife, and 6/13 to sister. 2/8 to mother, 3/8 to husband, and 3/8 to sister.

4.j) mother with at least two brothers, brother(s) and sister(s) all of same two parents or on father's side 1/6 to mother, the rest to brothers or brother(s) and sister(s) according to rules in (1.a).

4.k) (4.j) with husband or wife 1/6 to mother, 1/4 to wife, or 1/2 to husband, the rest to brothers or brother(s) and sister(s) as in rules (1.a)

4.l) mother with two sisters or more, of 1/5 to mother, 4/5 to sisters equally

---

Signature: \_\_\_\_\_

the same two parents or on father's side between them

4.m) (4.l) with husband or wife 3/13 to wife, 2/13 to mother, 8/13 to sisters equally between them. 3/7 to husband, 1/7 to mother, 3/7 to sisters equally between them

---

Surviving Heirs	Share of the Remainder
-----------------	------------------------

---

4.n) mother with one brother on mother's side or one sister on mother's side 2/3 to mother, 1/3 to brother or sister

4.o) (4.n) with husband or wife 1/4 to wife, 1/2 to mother, 1/4 to brother or sister.  
1/2 to husband, 1/3 to mother, 1/6 to brother or sister.

4.p) mother with more than one brother and/or sister on mother's side 1/3 to mother, 2/3 to brother(s) and sister(s), equally between them all.

4.q) (4.p) with husband or wife 1/4 to wife, 1/4 to mother, 1/2 to brother(s) and sister(s) equally between them all.  
1/2 to husband, 1/6 to mother, 1/3 to brother(s) and sister(s) equally between them all.

4.r) mother with father of father, no brother(s), no sister(s) 1/3 to mother, the rest to father of father

4.s) (4.r) with husband or wife 1/3 to mother, 1/4 to wife or 1/2 to husband, the rest to grandfather

4.t) mother with son of brother, (the brother is of the same parents) 1/3 to mother, the rest to son of brother

4.u) mother with children of brother(s), (the brother is of the same parents) 1/3 to mother, the rest to children of brother(s) according to rules in (1.a)

4.v) (4.t) or (4.u) with wife or husband 1/3 to mother, 1/4 to wife, or 1/2 to husband and the rest to son or children of brother(s) as in (4.t) or (4.u)

4.w) mother with brother of father of 1/3 to mother, the rest to brother of

---

Signature: \_\_\_\_\_

father the same two parents

4.x) mother with brother(s) of father and any number of sisters of father, all of the same two parents      1/3 to mother, the rest to brother(s) and sister(s) of father according to rules in (1.a)

---

Surviving Heirs	Share of the Remainder
-----------------	------------------------

---

4.y) (4.w) and (4.x) with wife or husband      1/3 to mother, 1/4 to wife, or 1/2 to husband, the rest to brother of father or brother(s) and sister(s) of fathers as in (4.x)

4.z) father with mother of mother and      1/6 to mother of mother, the rest to father no mother

4.aa) mother with brother(s) and father of father      1/6 to mother, the rest among brother(s) and father of father equally, unless grandfather's share goes below 1/3 (if it does, he gets 1/3 and the rest to brothers

equally)

4.bb) mother with father of father and brother(s) and any number of sister(s), all of the same two parents or on father's side      as in (4.aa) and apply rules of (1.a) for brother(s) and sister(s)

NOTE: IF THE TESTATOR'S CASE IS UNDER NO. 4 BUT NOT COVERED ABOVE, THE EXECUTOR MUST FOLLOW THE ADVICE OF THE LOCAL IMAM INVOLVED IN THE EXECUTION OF MY WILL AS PER ITS ARTICLE 8.

---

**CASE NO. 5:  
HUSBAND OR WIFE, NO OFFSPRING, NO PARENTS,  
AND NO FATHER OF FATHER**

---

Surviving Heirs	Share of the Remainder
-----------------	------------------------

---

5.a) wife only      1/4 to wife, the rest to the Muslim charitable organization selected by the executor of my will.

---

Signature: \_\_\_\_\_

- 5.b) husband only 1/2 to husband, the rest as in (5.a)
- 5.c) husband and wife, with one brother or more and any number of sisters 1/2 to husband, or 1/4 to wife, the rest to brother(s) and sister(s) according to rules in (1.a)

---

Surviving Heirs	Share of the Remainder
-----------------	------------------------

---

- 5.d) husband or wife, with sister(s), no brothers 1/2 to husband or 1/4 to wife, the rest to the sister or equally between sisters
- 5.e) husband or wife, with son or sons of brother(s), or son(s) and any number of daughters of brother(s) As in (5.c) but niece(s) and nephew(s) replace sister(s) and brother(s)
- 5.f) husband or wife, with brother(s) of father 1/2 to husband or 1/4 to wife and the rest to uncle or uncles equally between them
- 5.g) husband, or wife, with one brother of father or more, and any number of sisters of father 1/2 to husband or 1/4 to wife, rest to uncle(s) and aunt(s) according to the rules in (1.a)

NOTE: IF THE TESTATOR'S CASE IS UNDER NO.5 BUT NOT COVERED ABOVE, THE EXECUTOR MUST FOLLOW THE ADVICE OF THE LOCAL IMAM INVOLVED IN THE EXECUTION OF MY WILL AS PER ITS ARTICLE 8.

---

**CASE NO. 6:  
ALL OTHER CASES**

Relatives not mentioned in cases (1) through (5) must be disregarded. However, I direct and ordain that all cases not specifically mentioned in this schedule shall be referred to the a qualified local Imam involved in the execution of my will as per its article 8. The same imam shall be refered to for any interpretation of any of the above cases or articles and provisions in my will.

---

Signature: \_\_\_\_\_