Document(1)

1. 1-11 LN Practice Guide: FL Estate & Probate Practice § 11.43

Client/matter: -None-
Testimonium and Attestation Clause If Testator Is Blind But Able to Sign

IN WITNESS WHEREOF, I hereby sign, seal, publish and declare this instrument to be my Last Will and Testament, said Will consisting of ____________________ [number of pages] pages, inclusive of the following ____________________ [number of following pages] pages, after the same had been read aloud to me in my presence and in the presence of the persons witnessing this Will, hereby acknowledging that I have heard and fully understand the contents thereof, and I signed the same in the presence of the persons witnessing this Will at my request, this ____________________ day of ____________________, 2000, at ____________________ [city of execution], Florida.

____________________ [Testator]

The above and foregoing instrument consisting of these [number of pages] pages, inclusive of the following [number of pages following] pages, was signed, sealed, declared and published by [name of Testator] as and for [his or her] Last Will and Testament, after first being read aloud to the [Testator] in our presence, and the [Testator] having declared to us that [Testator] heard and is well aware of the contents of this Will and having signed the same in presence of us, the undersigned, who at [his or her] special instance and request do attest as witnesses, after said [Testator] signed [his or her] name thereto, and in the presence of each other and in his presence, this ____________________ day of ____________________, 2000.

____________________ [signature of witness]

OF

____________________ [address of witness]

____________________ [signature of witness]

OF

____________________ [address of witness]

Authority:

_In re Estate of Starr, 125 Fla. 536, 170 So. 620 (Fla. 1936)_ (A person who is blind possesses the legal ability to execute a will.)

Note:

It is good practice, though not legally required, to read the will in its entirety to a blind person making the will in the presence of the witnesses prior to its execution. If testator is blind and directs another person to subscribe the testator’s name to the will, then forms 11.42 and 11.43 may be combined.