

In the name of Allah, the Most Beneficent, the Most Merciful

## LAST WILL AND TESTAMENT

(NAME): \_\_\_\_\_

I, \_\_\_\_\_, presently residing at (ADDRESS) \_\_\_\_\_ County of \_\_\_\_\_, Texas, being of sound mind and memory, do hereby revoke any and all former Wills and codicils made by me, and do make, ordain, publish, and declare this my Last Will and Testament.

### PREAMBLE

I bear witness that there is no deity but Allah, the One, the Merciful, the Almighty Creator of the Heavens and the Earth and all therein God of Abraham, Moses, Jesus, Mohammed and all the prophets (mercy and peace be upon them all). He is one God and He has NO partner. And I bear witness that the Prophet Mohammed is His servant and His messenger and the last of all the prophets (mercy and peace be upon them all). I bear witness that Allah is the truth, that His promise is truth, that the meeting with Him is truth. I bear witness that Paradise is truth, and that Hell is truth, and I bear witness that the coming of the Day of Judgment is truth (there is no doubt about it); and that Allah, who is exalted above all imperfection and deficiency, will surely resurrect the dead of all the generations of Mankind; first, last and those in between.

This is my council to my relatives and friends, my Muslim brothers and sisters; and all those who remain after me: that they strive to be good Muslims. That they submit to their Creator (May He be exalted) and worship Him as He alone is to be worshipped. Fear Him as He alone is to be feared and love him and his prophet Mohammed with the complete love that is rivaled by nothing besides them. Let them obey him and hold fast to His Shari'a. Let them spread and firmly establish His religion of Islam, and let them die only in a state of complete submission to His/her Will.

I remind them that no man and no woman dies before his time, The exact duration of each life span is precisely determined before we are born by the all-powerful Creator (M ay He be exalted). Death is tragic only for the one who lived out his life in self-deception without submitting to the Creator and preparing for the final return to Him. So, do not preoccupy yourselves with my death, but instead make the proper preparations for your own.

Maintain patience and self-composure as the religion of Islam requires. Islam permits relatives to mourn no longer than three days, although my widow is allowed to mourn for four lunar months and ten days, until her iddah (period of waiting) is completed. Wailing and excessive lamentation is forbidden by the

Creator and it only reflects lack of understanding and dissatisfaction of the will of the Creator (may He be exalted).

Finally, I ask all my relatives, friends, and all others, whether they choose to believe as I believe in God; to honor my constitutional rights to these believes. I ask them to honor this document which I have made and not try to obstruct it or alter it in any way; rather, let them see that I am buried as I have asked to be buried and let my properties be divided as I wanted them to be divided.

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**ARTICLE I**  
**FUNERAL AND BURIAL RITES**

I ordain that no autopsy or embalming be done on my body and that without unjustified delay, my body be washed three times with warm water and soap, then dried by a towel. Then, my body should be wrapped with three pieces *“five pieces for women”* of white clothes containing cotton, free of any ornaments another articles.

Before my burial and after bathing my body, my family members present and members of the Islamic Center where my death occurs shall perform a prayer asking Allah to forgive my sins and to accept me as an inhabitant of His Paradise. AMEN. No burial should be done without bathing and performing the prayer.

I hereby nominate and appoint (*NAME*) \_\_\_\_\_,  
my (*RELATIONSHIP*) \_\_\_\_\_, of the city of \_\_\_\_\_,  
\_\_\_\_\_, \_\_\_\_\_ County, Texas, to  
execute these and other necessary provisions for my Islamic funeral and burial. In  
that even that (*NAME*) \_\_\_\_\_ shall be unwilling or  
unable to execute, I nominate and appoint (*NAME*)  
\_\_\_\_\_, my (*RELATIONSHIP*)  
\_\_\_\_\_, of the city of \_\_\_\_\_,  
\_\_\_\_\_ County, Texas. In that even that (*NAME*)  
\_\_\_\_\_ shall be unwilling or unable to execute, I  
nominate and appoint (*NAME*) \_\_\_\_\_, my  
(*RELATIONSHIP*) \_\_\_\_\_ of the city of \_\_\_\_\_,  
State of \_\_\_\_\_, In the event that (*NAME*)  
\_\_\_\_\_ shall be unwilling or unable to  
execute, I nominate and appoint the Imam of the local Muslim community or  
association in the area where I die to execute these provisions for funeral and  
burial.

In the event of legal difficulties in the execution of this Article, I direct the  
above named person to seek counsel from the Islamic Association of North Texas,  
currently located at 840 Abrams, Richardson, Texas 75081, USA Tel: (972) 231 –  
5698. In the event IANT can not be reached, I direct the above named person to  
seek counsel from \_\_\_\_\_, the funeral director of

the Rahma Funeral Home at 7801 W. Spring Valley Road, Dallas, TX 75254,  
USA Tel: (972) 386 0383.

I ordain that absolutely no non-Islamic religious service or observance shall be conducted upon my death, or on my body.

I ordain that no pictures, crescents and/or stars, decorations, crosses, flags, any symbols of any nature, Islamic or otherwise, or music shall be involved at any stage in the process of conducting the burial, or ever be placed at the site of my grave.

I ordain that my body shall not be transported over any unreasonable distance from the locality of death, especially when such transportation requires embalming, unless long distance transportation is required to reach the nearest Muslim cemetery.

I ordain that my grave be dug deep into the ground in complete accordance with the specifications of Islamic practice; that it faces the direction of the Quibla (the direction of the city of Mecca in the Arabian peninsula, towards which Muslims face for prayer).

I ordain that my body should be buried without a casket or any other encasement that separates the wrapped body from the surrounding soil. In the event that the local laws require a casket, it should 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.

I ordain that my grave shall be level with 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 a marker, merely indicate the presence of the grave. There should be no inscriptions or symbols on the said marking.

## ARTICLE II EXECUTOR AND GUARDIAN

I hereby nominate and appoint my *(RELATIONSHIP)* \_\_\_\_\_  
, *(NAME)* \_\_\_\_\_, to be the independent  
Executor of this, my Last Will and Testament. In the event that my wife will be  
unwilling or unable to act as an Independent Executor, I nominate and appoint  
*(NAME)* \_\_\_\_\_, my  
*(RELATIONSHIP)* \_\_\_\_\_ currently living in  
the city of \_\_\_\_\_, \_\_\_\_\_ County, state of Texas,  
to be the independent Executor of this, my Last Will and Testament. In the event  
that my *(RELATIONSHIP)* \_\_\_\_\_,  
*(NAME)* \_\_\_\_\_, will be unwilling or unable to  
act as an Independent Executor, I nominate and appoint my *(RELATIONSHIP)*  
\_\_\_\_\_, *(NAME)* \_\_\_\_\_.

currently living in the city of \_\_\_\_\_, \_\_\_\_\_ County, state of \_\_\_\_\_, to be the independent Executor of this, my Last Will and Testament. In the event that my **(RELATIONSHIP)** \_\_\_\_\_ will be unwilling or unable to act as an Independent Executor, I nominate and appoint **(NAME)** \_\_\_\_\_, my **(RELATIONSHIP)** \_\_\_\_\_ currently living in the city of \_\_\_\_\_, \_\_\_\_\_ County, state of \_\_\_\_\_, to be the independent Executor of this, my Last Will and Testament.

I give my Independent Executor herein named power to settle any claim for or against my estate and power to sell my property, real, personal, or mixed, in which I have an interest, without court order and without bond, but with the permission of the other heirs'. I direct no bond or surety for any bond be required for my Independent Executor in the performance of her or his duties.

In the event my Executor **(NAME)** \_\_\_\_\_ and Substitute Executors **(NAME)** \_\_\_\_\_, **(NAME)** \_\_\_\_\_, **(NAME)** \_\_\_\_\_ predecease me or fail to qualify, I appoint the Imam of the Islamic Center closest to the place of my death as Substitute Executor to serve without bond with the same powers as my Independent Executor as set forth above.

I hereby nominate and appoint my **(relationship)** \_\_\_\_\_ **(NAME)** \_\_\_\_\_ to be the guardian and trustee of my sons **(NAME)** \_\_\_\_\_ and **(NAME)** \_\_\_\_\_ and daughter **(NAME)** \_\_\_\_\_. In the event that my **(RELATIONSHIP)** \_\_\_\_\_ shall be unwilling or unable to act as guardian, I nominate and appoint my **(RELATIONSHIP)** \_\_\_\_\_, **(NAME)** \_\_\_\_\_, of the city of \_\_\_\_\_, County of \_\_\_\_\_, state \_\_\_\_\_, to be the alternate guardian and trustee of my children named above. In the event that my **(RELATIONSHIP)** \_\_\_\_\_, **(NAME)** \_\_\_\_\_, shall be unwilling or unable to act as guardian, I nominate and appoint my **(RELATIONSHIP)** \_\_\_\_\_, **(NAME)** \_\_\_\_\_ of the city of \_\_\_\_\_, County of \_\_\_\_\_, state \_\_\_\_\_, to be the alternate guardian and trustee of my children named above. In the event that my **(RELATIONSHIP)** \_\_\_\_\_ shall be unwilling or unable to act as guardian, I nominate and appoint my **(RELATIONSHIP)**, **(NAME)** \_\_\_\_\_

\_\_\_\_\_, of the city of \_\_\_\_\_,  
\_\_\_\_\_, \_\_\_\_\_ County, state of \_\_\_\_\_,  
to be the alternate guardian and trustee of my children named above.

**ARTICLE III  
DEBTS AND EXPENSES**

I further direct that my executor hereinafter named shall first apply the assets of my estate toward the payment of all my legal debts, including such expenses incurred as a result of my last illness and burial, as well as the expenses of the administration of my estate. I direct said executor to pay any outstanding obligations to Allah which are binding to me, including unpaid Zakat, Ka ffarat, or unperformed pilgrimage (Hajj).

I direct that all inheritance, estate and succession taxes, including interest and penalties thereon, payable by reason of my death, be paid out of and charged generally against the principal of my residuary estate without reimbursement from any person.

I direct that my legal debts, funeral expenses, and expenses of settling my estate be paid from the principal of my estate as soon as practicable after my death.

**ARTICLE IV  
CHARITABLE CONTRIBUTIONS  
AND TESTAMENTARY TRANSFER**

I direct and ordain my executor to pay the following contributions and transfers, not to exceed one third of the remainder of my estate after making provision for payments of my obligations mentioned in Article III, to the following named persons and organizations:

Name of Persons or Organizations	% of remainder of my estate after execution of Article III
<b>Total</b>	<b>0%</b>

**ARTICLE V  
DISTRIBUTION OF THE REMAINDER OF MY ESTATE**

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 III and IV, to only my Muslim heirs whose relation to me, whether ascending or descending, has occurred through Islamic or lawful marriage at each and every point. The distribution of the residue and remainder of my estate shall be made strictly in accordance with:

**IANT-SCHEDULE A: MAWARITH (INHERITANCE)\***

This Schedule A is signed by me as a part of this Last Will and Testament

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 the named schedule.

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.

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I direct that no part of my estate shall be given to relatives whose relationship to me, ascending or descending, has occurred through non-Islamic and unlawful marriage, or through adoption, at each and every point, except the following:

1. Legatees specifically named in Article IV
2. A relative who is related to me through his / her biological mother

I direct and devise that any fetus, conceived before my death, whose relationship to me qualifies it to be an heir according to this Article, shall be considered as an heir if the following condition is fulfilled: the fetus should be born alive within 365 days of my death. I further direct and devise that whenever exists a fetus who may become an heir according to this section, the whole distribution of the residue and remainder of my estate after the execution of Articles III and IV shall be delayed until after the birth of the fetus; or that the largest potential share of the fetus be set aside until its birth alive. Should the fetus be born alive, but qualify for a lesser share, or should it not be born alive within the 365 days, any surplus of the set aside amount must be returned to the estate and distributed according to Schedule A.

I direct, devise, and bequest all the residue and remainder of my estate of every nature and kind and whenever situated after making provisions for payments of my obligations and distribution of my estate as provided in Articles III and IV. I further direct, devise, and ordain that any portion of my estate disclaimed or refused to be received by any of the legatees named or referred to in this Last Will and Testament, or the remainder of my estate in the event of non-existence of my Islamic heirs, shall be given to the Islamic Association of North Texas, (IANT), as a contribution.

**ARTICLE VI  
SEPARABILITY**

If any part of this WILL shall be invalid, illegal or inoperative, for any reason, it is my intention that the remaining parts, so far as possible and reasonable, shall be effective and fully operative.

IN WITNESS WHEREOF, I hereby set my hand to this, my Last Will and Testament, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
"NAME", Testator

We hereby certify that the forgoing instrument was on the date thereof signed, published, and declared by the testator (NAME) \_\_\_\_\_, and as for his/her last Will and Testament, in our presence, who at his/her request and in his/her presence, and in the presence of each other, have hereunto subscribed our names as witness thereto, believing said Testator at the time of the signing to be of sound mind and memory.

WITNESSES:

ADDRESSES:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

This document, comprising of 7 pages, including IANT-Schedule A, is made in 4 copies. The original with me, one copy is deposited with IANT, one copy with my (RELATIONSHIP) \_\_\_\_\_, (NAME) \_\_\_\_\_ and one copy with my (RELATIONSHIP) \_\_\_\_\_, (NAME) \_\_\_\_\_.

**NOTARY PUBLIC:**

BEFORE ME, the undersigned authority, on this day personally appeared *(NAMES)*, \_\_\_\_\_, and \_\_\_\_\_, known to me to be the Testator and the witnesses, respectively, whose names are subscribed to the foregoing instrument in their respective capacities, and all of said persons being by me first duly sworn, the said Testator *Name* declared to me and to the said witnesses, in my presence, that this instrument is his/her Last Will and Testament, and that he/she had willingly made and executed it as his/her free act and deed for the purposes therein expressed, and each witness on their oath stated to me, in the presence and hearing of the Testator, that the said Testator had declared to them that this instrument is his/her Last Will and Testament and he/she executed it as such and wanted each of them to sign it as a witness, and upon their oaths, each witness stated further that they did sign the same as witnesses in the presence of the Testator, at his/her request; that he/she was at that time eighteen (18) years of age, or over and was of sound mind; and that each of said witnesses was then at least fourteen (14) years of age.

\_\_\_\_\_  
*(NAME)*, Testator

\_\_\_\_\_  
*(NAME)* Witness

\_\_\_\_\_  
*(NAME)* Witness

Subscribed and acknowledged before me by the said "*NAME*", Testator, and subscribed and sworn to before me by the said \_\_\_\_\_, and \_\_\_\_\_, Witnesses, this \_\_\_\_\_ day, of \_\_\_\_\_, 20

\_\_\_\_\_  
Printed Name of Notary Public, State of Texas

\_\_\_\_\_  
Signature of Notary Public

\_\_\_\_\_  
Commission Expires

**MIANT-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 V. This schedule is a part of my Last Will and Testament.

**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	he, or they, get all the remainder such that sons are equal in their class, daughters are equal in their class, and for 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 father or mother of mother, no parents	1/6 to father of father, 1/6 to either 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 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)
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)

Surviving Heirs

Share of the Remainder of My Estate

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

grandmothers share equally 1/6, father or grandfather 1/6, the rest as in (1.a)

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)

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

IF TESTATOR'S CASE IS UNDER NO. (1), BUT NOT FOUND ABOVE, THE EXECUTOR MUST FOLLOW THE ADVICE OF THE ISLAMIC ASSOCIATION OF NORTH TEXAS.

**CASE NO. 2:  
DAUGHTER OR DAUGHTERS; NO SONS**

Surviving Heirs	Share of the Remainder of My Estate
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 to father
2.h) with wife and mother	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

Surviving Heirs

Share of the Remainder of My Estate

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

2.q) (2.p) with wife

As in (2.i), but father of father in place of father and grandmother in place of mother; the two grandmothers divide the share of mother equally between themselves

2.r) (2.p) with husband

As in (2.l) but father of father in place of father and grandmother in place of mother; the two grandmothers divide the share of mother equally between themselves

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

1/2 to daughter, 1/8 to wife, or 1/4 to husband, the rest to children of son(s) as in (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)

Surviving Heirs

Share of the Remainder

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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 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

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 grandmothers) on either side, and no mother.

As in (2.w), but replace father of father for father and grandmothers) 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 daughters) of son(s), equally between them. If more than one daughter; all to daughters, nothing to daughters) 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, 1/3 to sister(s) and brother(s) on same basis

Surviving Heirs

Share of the Remainder

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 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 grandmothers

IF THE TESTATOR'S CASE IS UNDER NO. 2 BUT NOT FOUND ABOVE, THE EXECUTOR MUST FOLLOW THE ADVICE OF THE ISLAMIC ASSOCIATION OF NORTH TEXAS.

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

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

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

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

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

Surviving Heirs

Share of the Remainder

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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 the same two parents or on father's side	1/5 to mother, 4/5 to sisters equally 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
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

Surviving Heirs

Share of the Remainder

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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	1/3 to mother, the rest to brother of 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)
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	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 ISLAMIC ASSOCIATION OF NORTH TEXAS.

**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 _____ to be used as a Waqf whose net return only should be used for Islamic activities
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)
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 ISLAMIC ASSOCIATION OF NORTH TEXAS.

**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 Islamic Association of North Texas (IANT), for distribution of estate, and that the advice of IANT must be followed to the letter.

Further, for any interpretation of any of the above cases or articles and provisions of the will, I ordain that the Executor shall refer to the Islamic Association of North Texas (IANT), and must follow the advice given by IANT.