

Date:

Islamic Will and Testament (*Wasiyyah*)

TESTATOR:

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Testator: _____

Witness 1: _____

Witness 2: _____

Introduction: Obligation of Islamic Will and Testament; From Quran and Sunnah

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

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

كُتِبَ عَلَيْكُمْ
إِذَا حَضَرَ أَحَدَكُمُ الْمَوْتُ إِنْ تَرَكَ خَيْرًا الْوَصِيَّةَ لِلْوَالِدَيْنِ
وَالْأَقْرَبِينَ بِالْمَعْرُوفِ حَقًّا عَلَى الْمُتَّقِينَ

"It is prescribed for you that when any of you approaches death, if he leaves any good, let him make a will for the parents and other relatives. This is a duty for those who are mindful of God." (2:180).

Narrated by Abdullah bin 'Umar, radi Allah Anhu: Allah's Messenger, salla Allah Alayhi wa sallam, said,

"It is not permissible for any Muslim who has something to will, to stay for two nights without having his last will and testament written and kept ready with him. "

[4:1- O.B]

The Prophet Muhammad (pbuh) has emphasized the preparation of a Will at one's earliest opportunity. According to a narration reported by Abdullah ibn Umar (ra), the Messenger of Allah (pbuh) said: "It is not befitting for a Muslim who has something to make a Will of, to remain for two nights without having one's last Will and testament written and kept ready with one." (Sahih Bukhari)

Testator: _____

Witness 1: _____

Witness 2: _____

WINDSOR ISLAMIC ASSOCIATION DISCLAIMER

This prototype document was prepared by the Windsor Islamic Association, (WIA henceforth), through consultation with lawyers, religious scholars and review of several such documents from other major Islamic centers, to facilitate the completion of this essential religious obligation. This document is designed to be used as a reference and template. The WIA does not assume any legal responsibility and does not carry any liability in relation to the use of this document. Furthermore, being a religious organization, the WIA cannot be named as an “executor” or guardian in any Will and will not accept such delegation. However, WIA can nominate and appoint a qualified individual to be executor of this Last Will and Testament in the event that the person(s) appointed are unwilling or unable to execute. All adult Muslims are obligated to prepare, update, and secure their Wills. Consultation with qualified Islamic scholars and obtaining legal counsel to customize, and to legalize this document is advised.

This document, both in paper and electronic formats, may be shared, copied, downloaded, and printed **only** to be used for its intended purpose. Commercial use, all or in part is strictly prohibited.

GENERAL INSTRUCTIONS

1. The “testator” is the person making out a Will (*Wasiyyah*), whose estate will be divided according to Islamic Law, following his/her death.
2. Each page of the Will must be signed by the testator and two witnesses, all of whom will sign in the presence of each other. The testator and both witnesses must also sign any additional schedules or Addenda.
3. Executors or Administrators of the estate may be relatives who stand to inherit from the testator, or any other reliable and trustworthy Muslims.
4. The heirs of the testator may not be witnesses to the Will. For this purpose, such individuals who do not stand to inherit, should be selected.
5. An inventory must be made of all movable and immovable assets and all property belonging to the estate, upon demise. The testator should mention in Addendum A, details of any property or belongings of which only he/she has knowledge.
6. A minor may not be a witness to the Will.
7. If required, additional pages may be added to this document, labelled as ‘Addendum’, and such pages should be numbered and signed by testator and witnesses accordingly.
8. The electronic version of this document may be amended and modified to suit specific and individual needs.
9. As outlined in the Disclaimer above, Muslim scholars or qualified imams should be consulted to ensure compliance to Islamic Law.
10. Legal consultation and formalization recommended to ensure compliance with Canadian Law.
11. This document must be notarized, in the presence of witnesses.

Testator: _____

Witness 1: _____

Witness 2: _____

LAST WILL & TESTAMENT

(Compliant to Islamic Jurisprudence)

Article 1: IDENTITY of TESTATOR, HEIRS

I, _____, born on (yyyy-mm-dd) _____, presently residing at _____, 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. At the time of the execution of this Will, my immediate family consists of:

TABLE-1: MY IMMEDIATE FAMILY INFO

NOTES: In this table, only list the following living family members as immediate family:
 1) ALWAYS LIST your: spouse(s), children by blood, biological parents and grandparents if alive
 2) Only if you do not have children of your own, then list your brothers, sisters, aunts and uncles
 3) In Additional Comments, make note if any family member is not blood (i.e. adopted) or is non-Muslim
 4) Write "N/A" or draw a line to cross empty spaces, so no more info can be written in those fields after form is filled

#	Full Name (First, Last)	Relationship (to you)	DOB (YYYY-MM-DD)	Contact Info (Address, Phone, Email)	Additional Comments
1					
2					
3					
4					
5					
6					
7					

Testator: _____

Witness 1: _____

Witness 2: _____

TABLE-1: MY IMMEDIATE FAMILY INFO [CONTINUED]

#	Full Name (First, Last)	Relationship (to you)	DOB (YYYY-MM-DD)	Contact Info (Address, Phone, Email)	Additional Comments
8					
9					
10					
11					
12					
13					
14					
15					
16					
17					
18					
19					
20					

Testator: _____

Witness 1: _____

Witness 2: _____

Article 2: PREAMBLE

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

Allah Almighty declares,

"Every soul will taste death. You will be paid your wages in full on the Day of Rising. Anyone who is distanced from the Jahannam and admitted to Jannah, has achieved true success. The life of this world is only the enjoyment of delusion," (Quran 3:185)

"Every soul shall have taste of death; in the end to us you shall be brought back". (Quran, 29:57)

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, Lord of Abraham, Moses, Jesus, Muhammad, and all the Prophets, mercy and peace be upon them all. He is One God and He has no partner. I further bear witness that the Prophet Muhammad is His servant, His Messenger and the last of the Prophets, mercy and peace upon him. I testify with conviction, that Allah is the Truth, that His promise is true, that death, that the Day of Resurrection, that the Day of Judgment, that Paradise, that Hell, and that our meeting with Him are all absolutely true. I testify and acknowledge that Allah, the Lord of everything that exists, is absolutely exalted above all deficiencies and imperfections.

This is my counsel to my relatives, my friends, my Muslim brothers and sisters, so please take heed of these very important statements and directives. I advise you to observe piety with ALLAH, and strive to be true Muslims. Furthermore, I implore everyone after me, to submit to ALLAH, may He be Exalted, to worship Him alone, to fear Him alone, as the best provision of the hereafter is Takwa and to Love Him and His Prophet Mohammad with unparalleled love. I direct everyone after me to obey ALLAH, and to strive maximally to fulfil His Commandments, in accordance to the sunnah of Prophet Muhammad, may the Peace and blessings of ALLAH be upon him. I warn everyone after me to prepare for their own death, and not to die except in a state of complete iman (faith). Whatever ALLAH, SWA and His Messenger have described is now reality for me, and will soon be likewise for all of you. My opportunity to perform good deeds has ended; my period of accounting and recompense has begun. Your opportunity to do good deeds is ongoing; therefore be prudent and wise with your remaining period life. Do not be deceived or beguiled by the worldly life; it is only temporary. Death is the inevitable reality, and our final return is to Our Creator.

Please do not preoccupy yourself with my death, but instead, make preparations for your own. Practice patience and self-restraint in accordance to the following teachings in Islam; female relatives can mourn for no more than three days, although a widow is allowed to mourn for four lunar months and ten days until her *iddah* (period of waiting) is completed. Wailing and excessive weeping is forbidden.

Finally, I ask all my relatives, friends, and all others, whether they share my beliefs or not, to honor my constitutional right to these beliefs. I ask them to honour this document, to implement its directives and to preserve its content.

Testator: _____

Witness 1: _____

Witness 2: _____

Article 3: FUNERAL AND BURIAL RITES

I ordain that no autopsy or embalment be done on my body unless required by law, that without unjustified delay my body be washed, enshrouded and in the prescribed manner. I ordain that *salatul-janazah* (funeral prayer) be conducted by the presiding imam, or his designate. I ordain that my interment be conducted without delay.

A. I hereby nominate and appoint _____, whose contact info (Address, Phone, Email) is _____

_____ to execute these and other necessary provisions for my Islamic funeral and burial. In the event that the above named person shall be unwilling or unable to execute, I nominate and appoint _____, whose contact info (Address, Phone, Email) is _____

_____ In the event that this person shall be unwilling or unable to execute, I nominate and appoint the Windsor Islamic Association, to execute these provisions of funeral and burial. In the event that this is not feasible or practical, I nominate and appoint the closest registered Sunni Muslim Organization to execute these provisions.

B. I ordain that my body to be prepared for burial by Sunni Muslims according to the principles and practices of *Shariah* (Sunni Islamic Law), in an expedited manner and that there is to be no viewing of my remains after washing.

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

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

E. I ordain that my body shall not be transported over any unreasonable distance from the locality of death, particularly when such transportation would necessitate embalming, unless when long distance transportation is required to reach the nearest Muslim cemetery, or if decided upon by my Muslim family.

F. I ordain that my grave be dug in accordance to the specifications of Islamic practice; that it faces the direction of the Qiblah (the orientation of Muslims during their prayers).

G. I ordain that my body be buried without casket or any other encasement that separates my enshrouded body from the surrounding soil. In the event that the local laws require casket encasement, I ordain that such encasement be simple, with minimal cost.

H. I ordain that my grave be leveled with the ground or slightly mounded with no monuments or construction of any kind. If necessary, a simple marker may be placed, merely to indicate the presence of a grave. There shall be no inscriptions or symbols on the said grave marker.

Testator: _____

Witness 1: _____

Witness 2: _____

Article 4: EXECUTOR AND ADMINISTRATOR

I hereby nominate and appoint _____, whose contact info (Address, Phone, Email) is _____

to be the executor and administrator of this, my Last Will and Testament. In the event that this person is unwilling or unable to act as executor, I nominate and appoint _____, whose contact info (Address, Phone, Email) is _____

_____ to be the executor of this Will.

In the event that this person is unwilling or unable to act as executor, I nominate and appoint the WIA to have the right to nominate and appoint a qualified person to be executor of this will. I give my executor, herein named, power to settle any claim for or against my estate and power to sell any property, real, personal, or mixed, in which I have an interest, without court order and without bond. I direct that no bond or surety for any bond be required for my executor in the performance of his/her duties.

Article 5: CUSTODY OF MINOR CHILDREN AND GUARDIANSHIP

If at my death any of my children are minors I nominate and appoint my spouse (husband /wife), _____ to be guardian of the person(s) of my minor children, provided he/she is a Muslim. If he/she is unable or unwilling to serve as personal guardian, I nominate and appoint _____, whose contact info (Address, Phone, Email) is _____

_____ to be guardian of the person(s) of my minor children. If he/she is unable or unwilling to serve as personal guardian, I nominate and appoint _____, whose contact info (Address, Phone, Email) is _____

_____ to be guardian of the person(s) of my minor children. In all cases I urge that all my minor children be raised to be practicing Muslims and not in any way be indoctrinated in to any other faith or religion. 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 personal guardian in the best interest of the children.

Testator: _____

Witness 1: _____

Witness 2: _____

Article 6: POWER of ATTORNEY

In the event that am deemed to be "incompetent", or rendered incapable of making informed decisions regarding my medical care, I hereby appoint _____, whose contact info (Address, Phone, Email) is

as my health care agent to make such decisions, within the boundaries of Islamic teachings, on my behalf. If the person named above predeceases me or if such person is otherwise unable to act, I hereby appoint the following person _____, whose contact info (Address, Phone, Email) is

as my alternate agent. Without limiting the unrestricted scope of my agent's authority, I expressly authorize my agent to direct that no treatment be conducted or withheld from me if to do so is against the teachings of Islam. In the event that clarity on this matter is required, or contention occurs, local Islamic scholars, taking into consideration consensus expert medical opinion, are to be consulted. I direct that my family, physicians, other health care providers and any court of law honor the decision of my agent/alternate agent. This request is made, after careful reflection, while I am of sound mind.

Article 7: ALLOCATION OF ESTATE (IN ORDER of PRIORITY)

- 1. I direct that my executor apply first, the assets of my estate to the payment the expenses associated with my burial, to my medical expenses, to the repayment of my debts, to legal and administrative expenses, including taxes, which are associated with my estate.
- 2. I direct that my executor allocate and distribute from the residue of my estate, charitable contributions as outlined in Article 8, [Charitable Contributions and Testamentary Transfer].
- 3. I direct that my executor allocate and distribute from the balance of the residue of my estate, to my legitimate Muslim heirs, as outlined under Article 9, [Distribution of Residue of Estate to Muslim Heirs]

Testator: _____

Witness 1: _____

Witness 2: _____

Article 8: CHARITABLE CONTRIBUTIONS AND TESTAMENTARY TRANSFER

I direct 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 above, to the named persons and organizations:

* An heir (s) may decline his/her share of the inheritance, and direct their portion towards charitable contributions

TABLE-2: MY CHARITABLE CONTRIBUTIONS & TESTAMENTARY TRANSFER				
NOTE: In this table, list enough info to identify the recipients of your charitable contributions & testamentary transfer. 1) If specifying an amount, please specify currency (e.g. USD or CAD) 2) Write "N/A" or draw a line to cross empty spaces, so no more info can be written in those fields after form is filled				
#	Name of Person / Organization	Contact Info (Address, Phone, Email)	Amount or Percent of Estate	Additional Comments
1				
2				
3				
4				
5				
6				

Article 9: DISTRIBUTION OF RESIDUE OF ESTATE TO MUSLIM HEIRS

I direct all the residue and remainder of my estate after making provision for payment of my obligations ([Appendix C](#)) and charitable contributions ([Article 8](#)) only to 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 Islamic Jurisprudence dictating inheritance, as outlined in detail in the Schedules in [Appendix A](#).

Testator: _____

Witness 1: _____

Witness 2: _____

SIGNATURES, ATTESTATION, NOTARIZATION, SEAL

Signed, Published and Declared by the Testator, as his last Will and Testament, in the presence of us, both present at the same time, who at his request, in his presence have subscribed our names as witnesses.

Will Provider (Testator): _____, DOB: _____

Signature: _____ Date: _____

Contact Info (Address, Phone, Email): _____

First Witness: _____, DOB: _____

Signature: _____ Date: _____

Contact Info (Address, Phone, Email): _____

Second Witness: _____, DOB: _____

Signature: _____ Date: _____

Contact Info (Address, Phone, Email): _____

Testator: _____

Witness 1: _____

Witness 2: _____

Appendix A: Distribution of the Estate in Accordance to Islamic Laws of Inheritance

Schedule 1: One or more son, any number of daughters

Surviving Heirs	Share of the Remainder of My Estate
1a. 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.
1b. with wife	1/8 to wife, the rest as in 1.a
1c. with husband	1/4 to husband, the rest as in 1a
1d. with father and mother	1/6 to father and 1/6 to mother, the rest as in 1a
1e. with one parent	1/6 to parent, the rest as in 1.a
1f. with any Possible combination of 1b, 1c, 1d, and 1e	Spouse and parents take shares mentioned above, and the rest as in 1a
1g. with father of father, no parents, no other grandparents	1/6 to father of father and the rest as in 1a
1h. 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 1a
1i. 1g or 1h) 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 1a
1j. 1g or 1h 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 1a.
1k. with father of father, and mother, no father	1/6 to mother, 1/6 to father of father, the rest as in 1a
1l. 1k with wife	1/6 to mother, 1/6 to father of father, 1/8 to wife, and the rest as in 1a
1m. 1k with husband	1/6 to mother, 1/6 to father of father, 1/8 to wife, and the rest as in 1a
1n. with father and mother of mother (no mother)	1/6 to mother of mother, 1/6 to father, and the rest as in 1a
1o. 1n with wife	1/6 to father, 1/6 to mother of mother, 1/8 to wife, and the rest as in 1a
1p. 1n with husband	1/6 to father, 1/6 to mother of mother, 1/4 to husband, and the rest as in 1a
1q. 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 1a
1r. 1q with wife	1/6 to mother of mother or mother of father, 1/8 to wife, the rest as in 1a
1s. 1q with husband	1/6 to mother of mother or mother of father, 1/4 to husband, the rest as in 1a

Testator: _____

Witness 1: _____

Witness 2: _____

1t. 1h, 1n, or 1q, 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 1a
1u. 1t 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 1a
1v. In each of 1a through 1u, disregard all other relatives not mentioned in the relevant sub cases	

Schedule 2: One or more daughters, no sons

Surviving Heirs	Share of the Remainder
2a. with no other relatives	If one only, she takes all the remainder. If more than one, they equally share all the remainder.
2b. with wife	1/8 to wife, the rest as in 2a
2c. with husband	1/4 to husband, the rest as in 2a
2d. 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
2e. with mother	1/4 to mother, 3/4 to daughter. If more than one, they share 4/5 equally and 1/5 to mother
2f. 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
2g. 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
2h. 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
2i. 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
2j. 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
2k. 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
2l. with husband and both parents	3/13 to husband, 2/13 to father, 2/13 to mother, and 6/13 to daughter. If

Testator: _____

Witness 1: _____

Witness 2: _____

	more than one, 3/15 to husband, 2/15 to father, 2/15 to mother, and 8/15 to daughters equally
2m. 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
2n. 2m with wife	As in 2g, but father of father in place of father
2o. 2m with husband	As in 2j, but father of father in place of father
2p. 2m with mother, or without mother but with either mother of father or mother of mother	As in 2f, but father of father in place of father and grandmother in place of mother; the two grandmothers divide share of mother equally between themselves
2q. 2p with wife	As in 2i, 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
2r. 2p with husband	As in 2l 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
2s. 2p, 2q, 2r 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 2p, 2q, and 2r; the rest as in 2p, 2q, and 2r respectively
2t. 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
2u. with more than one son of son(s) and any number of daughters of son(s)	As in 2t, but the share of son of son is divided among son of son(s) and daughters of son(s) according to rules stated in 1a
2v. 2t or 2u 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 2u. 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 2t or 2u
2w. 2v with both parents	1/2 to daughter, 1/8 to wife, 1/6 to mother, and 1/24 to grandchildren as in 2t and 2u. 6/13 to daughter, 3/13, 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 mother, 4/27 to mother, nothing to grandchildren, 8/15 to daughters, 3/15 to husband and 2/15 to mother, 2/15 to father, nothing to grandchildren
2x. 2v 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 2t and 2u; or, 1/2 to daughter, 1/4 to husband, 1/6 to parent, and 4/12 to children of son(s) as in 2t and 2u. 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 2t and 2u; or, 8/13 to daughters, 2/13 to parent and 3/13 to husband, nothing to grandchildren
2y. 2v with father of father, no father and no brothers,	As in (2.w), but replace father of father for father and grandmother(s) for

Testator: _____

Witness 1: _____

Witness 2: _____

and mother; or with father of father, no father and no brother(s) and grandmother(s) on either side, and no mother	mother. Share of grandmothers is divided equally between them
2z. 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)
2aa. 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)
2bb. 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, 4/3 to sister(s) and brother(s) on same basis
2cc. 2aa or 2bb with wife or husband	1/2 to daughter, 1/8 to wife and 3/8 to sister(s) and/or brother(s) as in 2aa) and 2bb. 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 <i>wife</i> , the rest to sister(s) and/or brother(s) as in (2.aa) or (2.bb) respectively
2dd. 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
2ee. 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

Schedule 3: Grandchildren, no son(s), no daughter(s)

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).

Schedule 4: Parents, no children

Surviving Heirs	Share of the Remainder
4a. father alone; or father and brother(s) and/or sister(s)	all the remainder to father alone, nothing to brother(s) and sister(s)
4b. father and wife or husband	1/4 to wife, or 1/2 to husband, and the rest to father
4c. father and mother, no brothers, no sisters	1/3 mother, the rest father
4d. 4c with husband or wife	1/2 to husband, 1/6 to mother, the rest to father
4e. 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
4f. mother only	she takes all the remainder

Testator: _____

Witness 1: _____

Witness 2: _____

4g. mother and husband or wife	1/4 to wife, or 1/2 to husband, and the rest to mother
4h. 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
4i. 4h 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
4j. 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 1a
4k. 4j 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 1a
4l. 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
4m. 4l 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
4n. 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
4o. 4n 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
4p. 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
4q. 4p with husband or wife	1/4 to wife, 1/4 to mother, 1/2 to brother(s) and sister(s) equally between them all
4r. mother with father of father, no brother(s), no sister(s)	1/2 to husband, 1/6 to mother, 1/3 to brother(s) and sister(s) equally between them all
4s. 4r. with husband or wife	4/3 to mother, the rest to father of father
4t. mother with son of brother, (the brother is of the same parents)	1/3 to mother, 1/4 to wife or 1/2 to husband, the rest to grandfather
4u. mother with children of brother(s), (the brother is of the same parents)	1/3 to mother, the rest to son of brother
4v. 4t or 4u 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 4t or 4u
4w. mother with brother of father	1/3 to mother, the rest to brother of father the same two parents
4x mother with brother(s) of father and any number of	1/3 to mother, the rest to children of brother(s) according to rules in 1a

Testator: _____

Witness 1: _____

Witness 2: _____

sisters of father, all of the same two parents	
4y. 4w and 4x 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 4x
4z father with mother of mother and of father	1/6 to mother of mother, the rest to father no mother
4aa. 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)
4bb. 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)

Schedule 5: HUSBAND OR WIFE, NO OFFSPRING, NO PARENTS, AND NO F A T H E R OF FATHER

Surviving Heirs	Share of the Remainder
5a. wife only	1/4 to wife, the rest to _____
5b. husband only	1/2 to husband, the rest as in 5a
5c. 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 1a
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
5e. husband or wife, with son or sons of brother(s), or son(s) and any number of daughters of brother(s)	As in 5c but niece(s) and nephew(s) replace sister(s) and brother(s)
5f. 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
5g. 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 4a

Note: "If Testator's Case Is Under No. 1-5, But Not Found Above, the Executor Must Follow the Advice of the Windsor Islamic Association.

Schedule 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 Windsor Islamic Association. 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 Windsor Islamic Association.

Testator: _____

Witness 1: _____

Witness 2: _____

Appendix B: Details of What You Have

In this section, list various things you have (in Canada, USA or elsewhere*), such as bank accounts, physical assets, digital assets, etc. *Please note, that even though you may list things you owe outside of Canada, it is highly advisable that you would have another Will for and acceptable by the country in which you own things to be distributed or owe things to be settled after your death.

B-1: Bank Accounts & Retirement Plans

Include any identifying information about financial institutions, bank accounts, retirement plans, etc.

TABLE-3: MY BANK ACCOUNTS & RETIREMENT PLANS			
NOTE: In this table, list enough info to identify your bank and financial accounts. 1) Include Financial Institution Name, Address, Website, Phone, as well as your specific Account Number(s) 2) Write "N/A" or draw a line to cross empty spaces, so no more info can be written in those fields after form is filled			
#	Bank or Financial Institution	Account Number	Additional Information
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			

Testator: _____

Witness 1: _____

Witness 2: _____

B-2: Money you expect to Collect (loans, life insurance, etc.)

Include all money you expect to collect, such as loans, contracts money, life insurance, unpaid Mahr or spousal gift, etc., along with identifying information of the source expected to pay that money, and information about any contracts, dates, terms, etc.

TABLE-4: MONEY I EXPECT TO RECEIVE / COLLECT

NOTE: In this table, list enough info to identify ALL money you expect to collect, and the contact info of the paying party.
 1) Include Individual or Institution Name, Address, Website, Phone, Plan #, Contract dates & terms, etc. Example of money you expect to collect can include: loans, contract money, life insurance, unpaid Mahr, etc.
 2) Write "N/A" or draw a line to cross empty spaces, so no more info can be written in those fields after form is filled

#	Contact Info of Party from whom you expect to Collect Money	Amount Expected	Additional Information
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			

Testator: _____

Witness 1: _____

Witness 2: _____

B-3: Physical Assets (house, cars, land, etc.)

Include all Physical Assets you own, such as houses, lands, cars, Gold & Jewelry, etc. – along with any relevant info related to these assets, such as mortgages, loans, etc. Also include location of important documents, such as any additional Wills you have for other countries (and their locations), Safe access info (code / key), etc.

TABLE-5: MY PHYSICAL ASSETS

NOTE: In this table, list the physical assets you have, such as:

- 1) House property, cars, Jewelry, along with any relevant info (such as mortgages, loans, co-ownership)
- 2) Physical Safe access info (code / key), location of important documents and/or other Wills for assets you own elsewhere
- 3) Write "N/A" or draw a line to cross empty spaces, so no more info can be written in those fields after form is filled

#	Physical Asset – Address & Description	Additional Information
1		
2		
3		
4		
5		
6		
7		
8		
9		
10		

Testator: _____

Witness 1: _____

Witness 2: _____

B-4: Digital Assets (Investments, Stocks, Digital Wallets, Password Safe)

Include information about your Digital Assets, such as Online Investment Accounts, Digital Wallets, Password Safe, Decryption Keys, Email Accounts, Social Media Accounts, or anything else you'd like to make available part of this Will. Please note, Free Password Safe programs, such as KeePass, LastPass etc. are great ways to document your digital credentials (email, banks, social media, investments, etc.). If you do have a Digital Password Safe, you could provide the master key to this safe along with its location, so information in your digital safe can be accessed and retrieved.

TABLE-6: MY DIGITAL ASSETS

NOTE: In this table, list ALL Digital assets you have that you would like to make available part of this Will. Example:
 1) Online Investment Accounts, Digital Wallets, Password Safe, Email & Social Media Accounts
 2) Include enough info on location of the Digital Asset (e.g. URL) and how to gain access to it (e.g. Credentials)
 3) Write "N/A" or draw a line to cross empty spaces, so no more info can be written in those fields after form is filled

#	Digital Asset – Description	Additional Information (e.g. how to access, etc.)
1		
2		
3		
4		
5		
6		
7		
8		
9		
10		

Testator: _____

Witness 1: _____

Witness 2: _____

Appendix C: Details of What You Owe

In this section, list everything you owe (in Canada, USA or elsewhere*), so that physical items are returned to owners, financial obligations are paid off, religious obligations are fulfilled, and anything else is settled, so you meet Allah swt with a clean slate. *Please note, that even though you may list things you owe outside of Canada, it is highly advisable that you would have another Will for and acceptable by the country in which you own things to be distributed or owe things to be settled after your death.

C-1: Physical Items that need to be returned to their owners

Include all Physical items you owe, even small ones, that need to be returned to their right owners.

TABLE-7: PHYSICAL ITEMS IN MY POSSESSION - TO BE RETURNED TO OWNERS		
<p>NOTE: In this table, list enough info about ALL physical items you have in your possession, that do not belong to you. 1) Items that need to be returned to your workplace or other (laptop, bag, badge, documents, equipment, car, etc.) 2) Include adequate description of these items, their locations, and contact info of their owners 3) Write "N/A" or draw a line to cross empty spaces, so no more info can be written in those fields after form is filled</p>		
#	Detailed Description of (physical) Items that you owe and their locations	Contact Information of Owners / Recipients
1		
2		
3		
4		
5		
6		
7		
8		
9		
10		

Testator: _____

Witness 1: _____

Witness 2: _____

C-2: Financial Obligations and Commitments

Include enough information to identify recipients, so these accounts can be settled (e.g. remaining Mahr or spousal gift you owe, un-paid zakat, personal loans you took from others, Credit Cards, mortgages, automatic withdrawals (utilities, donations, subscriptions), and other financial commitments. Also include amount you owe (if applicable) and/or contract info (location, dates, terms).

TABLE-8: MY FINANCIAL OBLIGATIONS AND COMMITMENTS

NOTE: In this table, list all your financial obligations & commitments, plus contact info for those you owe

- 1) Unpaid Mahr / zakat, personal loans you took from others, plus any contract info
- 2) Mortgages, automatic withdrawals (utilities, donations) and other financial commitments
- 3) Write "N/A" or draw a line to cross empty spaces, so no more info can be written in those fields after form is filled

#	Contact Info of Recipient you owe money or financial obligations	Amount you owe	Additional Information about the type of financial obligation / contract details, etc.
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			

Testator: _____

Witness 1: _____

Witness 2: _____

C-3: Religious Obligations

Include all religious obligations that need to be settled, such as the number of days of compulsory Siyaam or fasting you owe (from missing days in Ramadan, Kaffarat, or other obligatory fasting), unfulfilled Hajj or pilgrimage, and any other unfulfilled religious obligations. Also (if applicable) disclose information about other wives or children not known to your current family (such as children from previous marriages, if your children were breastfed by someone else or if you breastfed someone else's children). Finally, if you have wronged anyone and have not secured their forgiveness, you may want to write details here, so all these accounts are settled as you meet Allah swt.

Multiple horizontal lines for writing details of religious obligations.

Alhamdulillah who has enabled me to complete this Will document

And may Allah swt reward the Creator of this Will document template, the witnesses, and anyone who has helped and/or encouraged me to complete it. May Allah swt give us and our beloved ones a good ending and happy life. Ameen!

Testator: _____

Witness 1: _____

Witness 2: _____

Additional Notes

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Feel free to use this page for ANY additional notes you would like to add to your Will.

Digital copies of this Islamic Will Template can be downloaded from <http://windsorislamicassociation.com/> . If you have Questions about this Template document, need it in a different format, or have suggestions, please contact the Windsor Mosque at secretary@windsormosque.com

Testator: _____

Witness 1: _____

Witness 2: _____