

USE OF A WRITTEN LIST TO DISPOSE OF PERSONAL PROPERTY

Minnesota Statutes §524.2-513 expressly permits the use of a separate “written list” to dispose of tangible personal property. If you want to use such a written list rather than itemize the disposition of personal property in your Will, you should be aware of and adhere to the following requirements:

1. For the written list to be effective, you must have a Will that expressly refers to your intended disposition by written list.
2. The written list may not include items specifically disposed of by you in your Will.
3. The use of a written list does not apply to the disposition of money, coin collections, or property used in a trade or business. These types of personal property should be disposed of by your Will.
4. The written list must either be in your handwriting or signed by you. Otherwise, no specific form is required.
5. You should clearly describe each item so that it is easily identified and not confused with another similar item.
6. Each beneficiary should be identified by his or her proper name and relationship to you. The address of the beneficiary should be added if the beneficiary is not related to you, so that proper identification is insured.
7. You should consider providing for an alternative beneficiary if the first named beneficiary does not survive you.
8. You may change the beneficiaries in the written list from time to time or revise or revoke the entire written list. Written lists which you intend to revoke should be destroyed.
9. Wills prepared in our office require that you sign and date the written list. The dating is required to assure that the last written list to be prepared can be easily identified, since the last one will be the controlling written list. Your signature is required to add additional assurance that the list and disposition is actually intended by you to be a disposition.
10. You are not required by law to prepare such a written list. If you do not prepare a written list, the personal property will be disposed of according to your Will.

The following is a form to assist you in preparing the written list:

**A WRITTEN LIST TO DISPOSE OF CERTAIN ITEMS
OF MY TANGIBLE PERSONAL PROPERTY
PURSUANT TO MINNESOTA STATUTE SECTION 524.2-513**

I intend by this writing, to dispose of certain items of my tangible personal property, which are not specifically designated in my Will, by designating the beneficiaries who will take such items at my death.

DESCRIPTION	RECIPIENT
_____	_____
_____	_____
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Date: _____

(Your Signature)