

PLACE
STAMP
HERE



**ESTATE
PLANNING:**

THE BASIC PACKAGE:

**WILL,
POWER OF ATTORNEY,
AND HEALTH CARE
DIRECTIVE**

*“Proper estate planning is an
everlasting gift that you can give
your family.”*

- Brian Boppre, Founding Partner

Boppre Law Firm, PLLC
2151 36th Ave. SW. Suite B
Minot, ND 58701

What is a Will?

A **Will** is a document that directs how your want your property to be distributed after your death.

Why do I want one?

If you pass away without a **Will**, your estate will be divided according to North Dakota intestacy laws: these laws predetermine how assets are to be divided based on relationship.

This can mean that individuals will receive more or less than you wish them to receive or they may be excluded completely. A **Will** can allow you to do numerous things, including the following:

- Specifically exclude certain individuals
- Leave unequal shares to children
- Leave gifts to stepchildren, foster children, other relatives, friends, or charities

A **Will** can also allow you to name a permanent guardian for minor children.

What is a Durable Power of Attorney?

A **Durable Power of Attorney** gives another person the authority to operate on your behalf if you should become incapacitated. This could include things such as managing your finances and taxes, overseeing distribution of gifts, making medical decisions, and managing or selling property. A Durable Power of Attorney can only be signed into effect if the subject is sound of mind.

Why is this important?

Your incapacity will be a difficult time for everyone who loves and cares for you. Having a **Durable Power of Attorney** ensures that someone you trust and have specifically designated will be available to manage your affairs according to your wishes.

If a caretaker waits until the subject is no longer sound of mind to put such a document into effect, the caretaker will have to pursue more costly and time-consuming means, such as a conservatorship or guardianship.

Have more questions or want to begin estate planning? Let us know!

Boppre Law Firm, PLLC
701-852-5224

or schedule a consultation online at
bopprelawfirm.com

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What is a Health Care Directive?

A **Health Care Directive** designates a health care agent and provides instructions regarding your health care in your incapacity.

Why do I need one?

The incapacitation of a loved one is extremely difficult. It's even harder when you are required to make decisions regarding resuscitation, life support, and administration of nutrition and hydration.

A **Health Care Directive** allows you to clearly state your wishes on these and many other important matters. It also allows you to give an individual the authority to ensure your wishes are followed.

Knowing your loved ones will not be solely responsible for making difficult, end-of-life decisions will give you—and them—comfort in this difficult time.

What other Estate Planning Resources can you help me with?

- *Guardianship and wishes regarding the raising of minor children*
- *Funeral/Memorial Service instructions*
- *Trusts*
- *Deeds*
- *Probates*