

# MT Bar Practice Test Questions and Answers

## 1. What is the "best evidence rule"?

- A) The original document must be presented when the contents of a document are in dispute
- B) Oral testimony is more reliable than documentary evidence
- C) Secondary evidence is always allowed if the original is lost
- D) Photocopies are always considered better than originals

## 2. In Montana, a will may be revoked by:

- A) Oral declaration before two witnesses only
- B) Physical act such as burning or tearing, or by a subsequent valid will
- C) Failure to file the will with the probate court
- D) Marriage of the testator after will execution

## 3. Under Montana's charitable immunity rule:

- A) Charitable organizations have complete immunity from tort liability
- B) Montana has abolished charitable immunity
- C) Charities are immune only for intentional torts
- D) Charitable immunity applies only to governmental entities

## 4. In Montana, a trust is generally created by:

- A) Filing a trust deed with the county clerk
- B) A written instrument signed by the settlor or a court order
- C) Oral declaration alone in all cases
- D) Recording a trust document with the Secretary of State

**Answers: 1-A 2-B 3-B 4-B**

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