



# Clinton County Foundation

*Building for the Future*

## ABOUT CHARITABLE GIVING

Many of us give to our favorite charity annually. But making a gift in a Will is the ultimate and final way we can help our favorite charitable organization. Your Will goes into effect after your death. Therefore, the gifts you specify in your Will are made from the assets which remain after payment of your funeral expenses and other debts.

You should know that leaving a gift to a charitable organization doesn't mean you can't leave money to your family, too. You can do both, and some charitable gifts may actually save your family money by reducing inheritance taxes. Many people set aside a specific dollar amount. Some leave a percentage of their estate or any assets left over after their family has been provided for. Some bequeath personal property such as a car or collectibles.

Just as gifts to charity during your lifetime may result in a tax deduction, the gifts made by you after death may provide a deduction for your estate. In general, a gift to an organization which is recognized as tax exempt for charitable or educational purposes by the Internal Revenue Service under Internal Revenue Code Section 2055 and Section 170 will be exempt from taxes.

Talk to your financial or legal advisor about the best way for you to leave your legacy. Or, if you don't have a lawyer, make an appointment at one of the Write a Will sites sponsored by Planned Giving Council of Northeast Indiana. Below are sample clauses to consider for your charitable gift.

## SAMPLE CHARITABLE BEQUEST LANGUAGE

### UNRESTRICTED BEQUEST:

I give to (legal name of institution, address) the sum of \$\_\_\_\_\_ Dollars (or \_\_\_\_\_% or fraction of my adjusted gross estate) as a charitable gift for its general purposes.

RESTRICTED BEQUEST:

I give to (legal name of institution, address) the sum of \$\_\_\_\_\_ Dollars (or \_\_\_\_% of my adjusted gross estate) as a charitable gift to be used for (describe the purpose for the gift).

BEQUEST OF RESIDUARY ESTATE:

After making the above gifts to my family and specific persons, I give all remaining property owned by me at death, wherever located, to (legal name of charity, address).

UNRESTRICTED BEQUEST OF SPECIFIC PROPERTY, ENDOWMENT:

I give the following property to (legal name of institution, city and state) to be held as an endowment, the net income of which may, along with any appreciation (whether realized or unrealized), be spent for its general purposes: (describe property- real estate, gold jewelry, or valuable coin or art collection; insert specific description and where located.)

CONTINGENT BEQUEST:

I give the residue of my estate to my spouse (or other designee) if he survives me. If he does not survive me, I give my residuary estate to (legal name of charity, city and state) for its general purposes.

CHARITABLE BENEFICIARY TO BE SELECTED BY MY EXECUTOR:

I give the sum of \$\_\_\_\_\_ Dollars (or \_\_\_\_% or fraction of my residuary estate) to a beneficiary to be selected by my Executor, to be used for a particular charitable purpose: (e.g. providing food and shelter to homeless persons in Allen County, etc.) If the charitable purpose cannot be exercised by the charitable organization that receives my gift due to impossibility, impracticability, or other reasons, I direct that the recipient use the funds instead for (insert other use or charity) or for its general purposes. It is my intent to make this gift to an organization qualified as a charitable organization under federal law.

CONTINGENT DISCLAIMER BEQUEST:

If any beneficiary disclaims any part or all of the gift bestowed in the above paragraph, the gift shall be distributed to (legal name of institution, address) as a charitable gift.

ESTABLISH GIFT ANNUITY:

I give to (legal name of institution, address) the greater of the sum of \$100,000 or 20% of my gross estate, to establish a gift annuity for my mother, (NAME) in order to provide an income for her

during her lifetime, and the remainder as a charitable gift.

**ESTABLISH CHARITABLE TRUST:**

The remainder of my estate shall be distributed to the Trustee named in Article \_\_\_ as a Charitable Trust.

**IRA BENEFICIARY**

A charity is an excellent beneficiary for a 401k or IRA plan. A charitable or educational organization will not have to pay income taxes as a result of this gift, whereas an individual may have income taxes due as a result of being named as a beneficiary.

Your Attorney will advise you about your Will and Charitable Gift.