

SAMPLE LANGUAGE FOR BEQUESTS

UPDATED OCTOBER 2018

Charitable giving can be an important part of the legacy you choose to leave. Making a charitable contribution to Seattle Foundation through your will allows you to support the organizations and causes you care about while maximizing the tax benefits to your estate. Many options are available to you, including establishing or adding to a donor advised fund in order to foster an ongoing ethic of philanthropy among future generations.

We are providing the following information to help you and your attorney make your charitable gift to Seattle Foundation through your will. Real estate is accepted on a case-by-case basis.

Please contact Philanthropic Services for more information. Below you will find information on the following topics:

I. Making an unrestricted bequest

- A. Specific bequest
- B. Residuary bequest
- C. Proportional bequest
- D. Contingent bequest

II. Making a bequest to your existing fund

- A. Area of Interest Fund
- B. Designated Fund
- C. Donor Advised Fund

III. Establishing a named fund or supporting organization through your will

- A. Community Needs Fund
- B. Healthy Community Fund
- C. Area of Interest Fund
- D. Designated Fund
- E. Donor Advised Fund
- F. Supporting Organization

LANGUAGE FOR MAKING A CHARITABLE BEQUEST

The following language may be helpful to your attorney in facilitating your legacy gift to Seattle Foundation, regardless of whether you will be executing a new will or living trust instrument or simply a codicil to your current will or an amendment to your existing trust instrument.

I. MAKING AN UNRESTRICTED BEQUEST

The following language helps you support Seattle Foundation in addressing the changing needs of our community through an unrestricted gift.

A. Specific bequest

"I give to Seattle Foundation of Seattle, Washington the sum of \$_____ (OR all my right, title and interest in the following described property _____) to be used in such manner as the Board of Trustees of said Foundation shall, in its sole discretion, determine."

B. Residuary bequest

"I give to Seattle Foundation of Seattle, Washington the residue of my estate to be used in such manner as the Board of Trustees of said Foundation shall, in its sole discretion, determine."

C. Proportional bequest

"I give to Seattle Foundation of Seattle, Washington (a stated percentage or a fraction of the residue of my estate) to be used in such manner as the Board of Trustees of said Foundation shall, in its sole discretion, determine."

D. Contingent bequest

"In the event that _____ (name of spouse, child, sibling, etc.) shall not survive me, then I give the same to Seattle Foundation of Seattle, Washington to be used in such manner as the Board of Trustees of said Foundation shall, in its sole discretion, determine."

II. Making a bequest to your existing fund

The following language provides an easy way for you to make a gift through your estate to a fund you already have at Seattle Foundation.

A. Area of Interest Fund

"I give to Seattle Foundation of Seattle, Washington (describe the specific, residuary or proportional bequest you wish to make) for the _____ Fund, an Area of Interest Fund of Seattle Foundation, which is administered in accordance with the terms and conditions of the New Fund Form dated _____ on file with Seattle Foundation, a copy of which is attached hereto and incorporated by reference and may be amended from time to time."

B. Designated Fund

"I give to Seattle Foundation of Seattle, Washington (describe the specific, residuary or proportional bequest you wish to make) for the _____ Fund, a Designated Fund of Seattle Foundation, which is administered in accordance with the terms and conditions of the New Fund Form dated _____ on file with Seattle Foundation, a copy of which is attached hereto and incorporated by reference and may be amended from time to time."

C. Donor Advised Fund

"I give to Seattle Foundation of Seattle, Washington (describe the specific, residuary or proportional bequest you wish to make) for the _____ Fund, a Donor Advised Fund of Seattle Foundation, which is administered in accordance with the terms and conditions of the New Fund Form dated _____ on file with Seattle Foundation, a copy of which is attached hereto and incorporated by reference and may be amended from time to time."

III. Establishing a named fund or supporting organization through your will

You may wish to condition your gift to Seattle Foundation by establishing a named fund or recommending continuing distributions* for particular charitable needs or to designated charities. In addition, Seattle Foundation recommends that you complete a New Fund Form to describe any recommendations and preferences for your future fund. Please contact the Philanthropic Services team at 206.515.2111 or philanthropicservices@seattlefoundation.org.

** Seattle Foundation annually distributes an appropriate percentage of each fund's fair market value as determined periodically by the Foundation's Board of Trustees.*

A. Community Needs Fund

A gift to establish a Community Needs Fund helps address the situation in King County as it changes over time. Community Needs Funds broadly support the well-being and vitality of King County and its residents. Distributions are made to qualified organizations seeking support through our Community Grantmaking Program. When you establish a Community Needs Fund, you leave decisions about the use of your gift to the Foundation to address the most pressing needs in our area.

"This gift shall be known as the _____ Fund, a Community Needs Fund of Seattle Foundation, distributions from which shall be made according to the judgment of Seattle Foundation's Board of Trustees."

B. Healthy Community Fund

To support the needs of King County, in specific ways, now and in the future, you may choose to leave a bequest to one or more of the following Healthy Community Funds:

1. Basic Needs: meets the basic needs of its residents
2. Health & Wellness: promotes health and wellness
3. Education: establishes quality education and learning opportunities for all ages
4. Economy: ensures a vibrant and diversified economy
5. Arts & Culture: provides broad access to arts, cultural and recreational opportunities
6. Neighborhoods & Communities: fosters strong and connected neighborhoods and communities
7. Environment: protects and stewards its natural environment

"This gift shall be used to establish the _____ Fund, a Healthy Community Fund of Seattle Foundation, distributions from which shall be devoted to the support of _____ (name particular Healthy Community element from the list above) and so distributed according to the judgment of Seattle Foundation's Board of Trustees."

C. Area of Interest Fund

Donors who feel strongly about a particular cause or geographical area may want to establish an Area of Interest Fund. For example, you may wish to support environmental causes, youth programs, the arts or charitable activities in certain neighborhoods. If you choose to fund an area of interest on a scale larger than King County, the Foundation will work with other community foundations to direct grants to appropriate organizations throughout that state, region or country.

"This gift shall be used to establish the _____ Fund, an Area of Interest Fund of Seattle Foundation; distributions from which shall be devoted to the support of _____ (name particular charitable area of interest) and so distributed according to the judgment of Seattle Foundation's Board of Trustees."

D. Designated Fund

Donors with strong ties to a particular organization or institution may want to establish a Designated Fund, usually endowed, for its benefit. A Designated Fund may help a theater, a food bank, a school or any other

charitable organization beyond the donor's lifetime. If the beneficiary organization ceases to exist, loses its tax-exempt status or changes its mission, Seattle Foundation redirects support to a similar organization.

"This gift shall be used to establish the _____ Fund, a Designated Fund of Seattle Foundation, distributions from which shall be devoted to the support of _____ (name(s) of the charitable organization(s) to be supported) for the purpose of _____ (describe purpose, if any) and so distributed, subject to Seattle Foundation's Board of Trustees' determination that these organizations are qualified Section 501(c)(3) charities described in Section 509(a)(1), (2) or (3) of the Internal Revenue Code and that their purposes are consistent with Seattle Foundation's charitable purposes and its mission."

E. Donor Advised Fund

Donors who want other family members to take an active role in grantmaking may establish a Donor Advised Fund. This allows the person you designate as advisor to recommend charitable organizations to receive grants. Seattle Foundation helps the fund's advisor by verifying its charitable status of recommended grantee organizations and consulting with the advisor to identify organizations the advisor may want to support. In addition to the language recommended below, Seattle Foundation requests that donors complete a New Fund Form.

"This gift shall be used to establish the _____ Fund, a Donor Advised Fund of Seattle Foundation, which shall be established at my death and administered in accordance with the terms and conditions of the New Fund Form or Letter of Intent dated _____ on file with Seattle Foundation, a copy of which is attached hereto and incorporated herein by reference and may be amended from time to time."

F. Supporting Organization

You may make a bequest for the purpose of establishing a Type I supporting organization at Seattle Foundation. Unlike the fund options described above, a supporting organization is a separate legal entity with its own Section 501(c)(3) and public charity status. In order to qualify as a Type I supporting organization, the organization must meet specific IRS requirements. The Philanthropic Services team at Seattle Foundation can provide more information about this giving option.

FOR MORE INFORMATION, PLEASE CONTACT SEATTLE FOUNDATION'S GIFT PLANNING TEAM AT 206.515.2108 OR GIFTPLANNING@SEATTLEFOUNDATION.ORG. YOU MAY ALSO WISH TO VISIT OUR WEBSITE AT WWW.SEATTLEFOUNDATION.ORG.

Please note that the information contained herein is not intended to provide specific legal or financial advice and should not be relied upon as a substitute for such professional advice. Seattle Foundation encourages you to seek professional legal, estate planning and financial advice before deciding on a course of action.