

Planned Gift Agreement

Section 1A Donor Information

Please list your information below and indicate which donor should be the primary contact.

Donor 1

Name _____

Mailing Address _____

City _____ State _____ Zip _____

Primary Phone _____ Email _____

Date of Birth _____ Primary Contact? Yes No

Preferred Contact Method Phone Email Physical Mail

Donor 2

Name _____

Mailing Address _____

City _____ State _____ Zip _____

Primary Phone _____ Email _____

Date of Birth _____ Primary Contact? Yes No

Preferred Contact Method Phone Email Physical Mail

My/our preferred salutation for written correspondence is: _____

Section 1B Funding Information

I/We intend to donate assets to this fund While living Through my/our estate plan

Section 2A Planned Gifts and Bequests

Yes, I/we have named One Valley in my/our will or trust.

I/we have named One Valley as a beneficiary of my/our IRA or qualified retirement plan.

I/we have named One Valley as a beneficiary of my/our life insurance policy.

I/we have named One Valley as a beneficiary of my/our charitable remainder trust.

I/we have arranged another charitable giving vehicle with One Valley: (please list)

Section 2B Fund Type and Name of Fund

Individualized funds make it possible for you to support what's important to you and gifts are made in your name or the name of your fund. You may indicate your intent below surrounding the type of fund you wish to create, as well as the name of your future fund.

Please indicate your designation and use below:

Section 3 Recognition

One Valley Community Foundation is grateful for your generous gift to the community. Recognition may include identification of you and/or your fund in One Valley publications, website, events, grant transmittal letters, and other forms of acknowledgement. Please tell us how you wish to be acknowledged.

While I am living, One Valley Community Foundation may recognize my planned gift and/or bequest as: (select one)

- _____ (specify how you want your name to appear)
- Anonymous

Upon my death, One Valley Community Foundation may recognize me as: (select one)

- _____ (specify how you want your name to appear)
- Continue to keep my name anonymous, but use the fund name in grant transmittal letters and publications.
- Keep my name and fund name completely anonymous.

Section 4 Distributions and Time Horizon

All distributions from funds established at One Valley Community Foundation are subject to One Valley Community Foundation's variance power and its spending policy, as described in the "Fund Terms & Conditions" attached hereto. The Spending Policy is intended to ensure that distributions are consistent with a donor's intent when that donor has specified limitations on distributions from a fund. Any such limitations must be specified at the time the fund is established. Please indicate your distribution limitations below.

I/We specify that One Valley Community Foundation limit distributions from the fund as follows

- Distributions shall be made in a manner that will ensure permanent endowment.
- Distributions shall be made over a period of _____ years.
- No distributions shall be made until the fund reaches \$ _____ at which time distributions shall be made over a period of _____ years.
- No distributions shall be made until the fund reaches \$ _____ at which time distributions shall be made in a manner that will ensure permanent endowment.
- There are no restrictions on the amount of annual distributions.
- Other _____

Section 5A Providing a Planned Gift to One Valley

I/We specify that One Valley Community Foundation limit distributions from the fund as follows

- Cash in the Amount of \$ _____ Securities, Publicly Traded
- Personal Property (Please attach description)* Securities, Privately Held*
- Real Estate* (if real estate, please complete Section 5B)
- Other _____

*Please note that such gifts are subject to review by One Valley Community Foundation’s Executive Committee.

Section 5B Gift of Real Estate to One Valley

I/We intent to assign, convey, transfer and deliver to One Valley the following described real property:

Section 6 Field of Interest Fund

Donors may establish a Field of Interest fund in their name, thereby specifying that One Valley Community Foundation make distributions from the fund to nonprofit organizations for certain charitable purposes. When you establish a Field of Interest Fund, you leave decisions about the use of your gift to One Valley, relying on One Valley’s extensive experience and reach within the community to know which needs are most pressing within your stated interest area(s). Please indicate the interest areas (e.g., arts, education, etc.) and/or a geographic area(s) that you would like to support. Grants made from your fund are accompanied by a letter identifying the name of the fund(s) used to support the grant.

- | | |
|----------------------------------|--------------------------------------|
| _____ % Basic Needs | _____ % Arts & Culture |
| _____ % Health & Wellness | _____ % Social Justice |
| _____ % Education | _____ % Housing |
| _____ % Youth | _____ % Seniors |
| _____ % Environment/Conservation | _____ % Strong & Vibrant Communities |
| _____ % Emergency Response | _____ % Give Big |

Describe other area(s) of interest (or comments)

Section 7 Designated Endowment Fund

Donors establishing a Designated Endowment Fund in their name may recommend that annual distributions from the fund be made to one or more Section 501(c)(3) public charities (i.e., not private foundations). Please indicate the qualifying charitable recipient(s) that you would like to receive distributions from the fund.

Name and Address of Organization	Percent Payable
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %

Section 8 Memorial Fund

Donors may establish a memorial fund in their name or the name of a loved one to ensure their memory lives on. A memorial fund **may be endowed or non-endowed** and allows you or a designated advisor to be active in the giving process by recommending organizations to receive gifts that you or your loved one is passionate about. One Valley maintains fund records, researches potential fund recipients, ensures distributions to qualified tax-exempt organizations, and connects donor’s recipients. If you wish to establish a memorial fund with One Valley, please indicate the name of the fund, whether it is endowed or non-endowed and its intent in Section 2B of this document.

Section 9 Professional Advisor Information

Are you working with a professional advisor? If so, please provide the information requested below.

Attorney CPA Wealth Advisor Investment Manager Other _____

Professional Advisor’s Name _____

Company Name _____

Mailing Address _____

City _____ State _____ Zip _____

Phone _____ Email _____

I (we) authorize One Valley Community Foundation to share information about my gift and my fund with this advisor.

Attorney CPA Wealth Advisor Investment Manager Other _____

Professional Advisor’s Name _____

Company Name _____

Mailing Address _____

City _____ State _____ Zip _____

Phone _____ Email _____

I (we) authorize One Valley Community Foundation to share information about my gift and my fund with this advisor.

Attorney CPA Wealth Advisor Investment Manager Other _____

Professional Advisor’s Name _____

Company Name _____

Mailing Address _____

City _____ State _____ Zip _____

Phone _____ Email _____

I (we) authorize One Valley Community Foundation to share information about my gift and my fund with this advisor.

Section 10 Acknowledgement & Signature – Individual Donors

I acknowledge that I have read One Valley Community Foundation’s “Fund Terms & Conditions” (attached hereto and incorporated herein by this reference) and agree to the terms and condition set forth therein. I understand that any contribution, once accepted by One Valley, represents an irrevocable contribution to One Valley and is not refundable to me.

Donor 1 Signature _____ Date _____

Donor 2 Signature _____ Date _____

Please send completed forms to the address below

One Valley Community Foundation, 1627 W. Main St. Box 404, Bozeman, MT 59715

Fund Terms and Conditions

Tax Status of Funds Donor funds established at One Valley (the “Foundation”) are component funds of One Valley, a Section 501(c)(3) public charity. Accordingly, all contributions to the Foundation’s donor funds are treated for tax purposes as gifts to a Section 501(c)(3) public charity and are tax deductible to the extent allowed by law, subject to individual and corporate limitations.

Variance Power All donor funds established at the Foundation are subject to the Foundation’s “variance power,” as set forth in Bylaw 8 of its corporate Bylaws. The variance power gives the Foundation the authority to modify any donor recommendation or condition on distributions from a fund for any specified charitable purpose or to any specified charitable organization if, in the sole judgment of the Foundation, such recommendation or condition becomes unnecessary, incapable of fulfillment or inconsistent with the charitable needs of the community.

Distributions The Foundation welcomes recommendations from Advisors about distributions from the fund. Donors may, at the time they create a fund, recommend that the fund be managed as a permanent endowment and be paid out in accordance with its spending policy or be paid out over a specified period of time. Donors may also specify that no distributions be made until the fund reaches a certain dollar amount. All distributions from donor funds are subject to the Foundation’s variance power, as noted above.

Spending Policy The Foundation anticipates distributions from each endowed fund at least annually of an appropriate percentage of the fund’s market value, as determined by the Foundation’s Board of Directors. In determining the annual distribution amount to be paid from endowed funds, the Foundation’s Board of Directors may consider the expected total return on the fund’s investments, the desirability of maintaining the value of those funds and any other factors that it deems relevant. The Foundation reserves the right to spend the entire amount of any fund, if by the terms of the donor gift agreement the gift is subject to the Foundation’s “Spending Policy” and the Foundation determines that such expenditures better satisfy the donor’s intentions than a limitation on expenditures.

Restriction on Grants from Funds Distributions from funds established at the Foundation will be made only if they are consistent with the Foundation’s charitable purposes and satisfy community needs identified by the Foundation as deserving of its support. Fund distributions will not be made for memberships, pledges, sponsorships, tickets or for any purpose that would otherwise provide a benefit to donors, donor advisors or related parties. Distributions may not involve loans, compensation, expense reimbursements or similar payments to donors, donor advisors or related parties. Distributions from donor funds may not be made to any specific individual (other than from approved “scholarship funds”) or to participate in, or intervene in (including the publishing or distributing of statements), any political campaign on behalf of (or in opposition to) any candidate for public office.

Investment of Assets All assets contributed to funds established at the Foundation will be managed in the Foundation's general fund, unless otherwise requested by the donor in writing. Assets may be managed by an independent trustee, custodian, investment advisor or other fiduciary (a "wealth advisor") apart from the Foundation's general fund, provided that all such assets are managed in accordance with One Valley's Investment Policy Statement. All wealth advisors shall be provided with a copy of and must agree to adhere to One Valley's Investment Policy Statement as a condition of continued service in such capacity, and the Foundation reserves the right to replace any wealth advisor in its sole discretion. Minimum fund values are required for investment of assets outside of the general fund. For more information about the requirements for using a wealth advisor, contact a member of the Foundation's team.

Fees Donor funds established at the Foundation are subject to administrative and investment fees. A list of fees is available upon request. The Foundation reserves the right to change its fee structure at any time.

Solicitation Policy Donors who wish to solicit contributions for a fund at the Foundation must receive advance approval from the Foundation. Once approved, donors must use the following language in any solicitation: "IRS regulations require us to note that One Valley will not provide any goods or services to you in exchange for a contribution to the Fund. As a component fund of One Valley, One Valley has the authority to redirect distributions from the Fund if it becomes necessary to protect donor intent." "Funds raised at this event (or for this cause) will be added to the Fund at One Valley, a Section 501(c)(3) organization. One Valley may disburse grants from the fund as recommended by Fund advisors or as community needs dictate. All checks should be made payable to One Valley/ Fund."

Conflict of Terms In the event of an inconsistency between these terms and conditions, and any terms and conditions appearing elsewhere in connection with any fund, these terms and conditions as interpreted by the Foundation shall govern, and the Foundation reserves the right to take any actions at any time which, in its discretion, it deems reasonably necessary or desirable for the proper administration of any fund or the Foundation.

Terms Applicable to Donor Advised Funds

Characteristics of Donor Advised Funds Donors establishing advised funds are encouraged to make recommendations regarding distributions from the fund for specific charitable purposes or to one or more charitable organizations. In addition to the "Restrictions on Grants from Funds" section above, distributions from advised funds will be made only if they are consistent with One Valley's Grant Making and Spending Policy, as may be amended from time to time.

Role of Advisors The Foundation welcomes the involvement and recommendations of its donors with respect to distributions from advised funds, but such recommendations are advisory only and are in no way binding upon the Foundation. In evaluating recommendations for distributions from advised funds, the Foundation staff investigates all prospective grant recipients to ensure that they are organized and operated for charitable purposes typically as described in Section 170(b)(1)(A) of the Internal Revenue Code; reviews the recommended grantee's financial and program information; and evaluates the advice of donors to ensure that such advice is consistent with specific charitable needs identified by the Foundation as deserving of support and complies with all applicable federal tax requirements. In all cases of two or more advisors, the advisors shall appoint a chairperson and all communications concerning grant recommendations to and from One Valley will be through the chairperson. In any case where multiple advisors make conflicting recommendations regarding distributions from the fund that cannot be promptly resolved, the Foundation may independently initiate distributions from the fund. In addition, if the advisor(s) fails to make a standing distribution recommendation, or fails to make any distribution recommendations for two consecutive years, the Foundation will contact the advisor(s) to discuss this situation (see "Inactive Funds" section for more details).

Appointment of Additional Advisors All requests to appoint additional advisors and successor advisors to an advised fund must be communicated to the Foundation in writing by the donor(s) establishing the fund or by the authorized successor advisor(s). If upon the death, resignation or incapacity of an advised fund's donor(s), the Foundation has not received in writing the names of an additional advisor(s) or successor advisor(s) to the fund or a recommended future plan for the fund, the Foundation will use the fund's balance to support One Valley's unrestricted Better Together Fund. Donor Advised Funds established by corporations, rather than by individuals, are often advised by an appointed committee with a process for selecting new members. Any changes in advisors to the fund must be made in writing by an officer or authorized representative of the corporation that established the fund.

Inactive Funds In order to carry out its policy of consistently distributing charitable dollars to the community, the Foundation will review periodically the grantmaking activity of every advised fund. If a fund has failed to make distributions commensurate in size with the Foundation's spending policy over a two-year period, the Foundation will contact the advisor(s) to discuss this situation. At that time, the advisor(s) will be given the following options to continue the fund:

- Provide a plan for funding a specific charitable project that requires an accumulation of resources for more than a two-year period.
- Resume making ongoing grant recommendations. If the advisor(s) do not have a plan for funding a specific project and do not want to make ongoing grant recommendations, then the advisor(s) will be given the following options to close the fund:
- Recommend that the balance of the fund be granted to one or more Section 501(c)(3) public charities of their choice.
- Recommend that the balance of the fund be used to support One Valley's unrestricted Better Together Fund or to one or more of the Foundation's other Funds, to be distributed by the Foundation to meet the most pressing needs of the community. In the event that the advisor(s) cannot be located or is(are) unresponsive, the balance of the fund will be used to support One Valley's Better Together Fund.