

The language you use in a will or revocable living trust that establishes your gift to the Audubon County Community Foundation, an affiliate of the Omaha Community Foundation depends on your unique circumstances and charitable objectives. We hope these sample provisions — whether used individually or in combination — will be helpful to you and your attorney.

Unrestricted general legacy

“I give to the Audubon County Community Foundation, an affiliate of the Omaha Community Foundation, of Omaha, Nebraska, an amount equal to _____ per cent (____%) of my adjusted gross estate as finally determined for federal estate tax purposes.”

Amount of gift dependent on size of the estate

“I give to the Audubon County Community Foundation, an affiliate of the Omaha Community Foundation, of Omaha, Nebraska, an amount equal to _____ per cent (____%) of my adjusted gross estate as finally determined for federal estate tax purposes, or _____ dollars (\$_____), whichever is larger.”

Gift of residuary estate

“I give the residue of the property owned by me at the time of my death, real and personal and wherever situated, to the Audubon County Community Foundation, an affiliate of the Omaha Community Foundation, of Omaha, Nebraska.”

Gift for a specific purpose¹

“I give to the Audubon County Community Foundation, an affiliate of the Omaha Community Foundation, of Omaha, Nebraska, an amount equal to _____ per cent (____%) of my adjusted gross estate as finally determined for federal estate tax purposes. This amount shall be for [an endowed fund] and is to be administered under the terms of an agreement I have on file with the OCF.”

¹ OCF provides agreements for endowed and non-endowed funds that may serve either general or specific charitable purposes. OCF funds may be unrestricted, partially restricted, or restricted. Specific OCF options and agreements cover advised funds, affiliated funds, designated funds, field of interest funds, support organizations, and family foundations.

Specific legacy

“I give my collection of [photographs, books, and paintings related to Great Plains history] to the Audubon County Community Foundation, an affiliate of the Omaha Community Foundation, of Omaha, Nebraska.”

Contingent gift of residuary estate

“I give the residue of the property owned by me at my death, real and personal and wherever situate, to my [son] _____ if [he] survives me. If [he] does not survive me, I give my residuary estate to the Audubon County Community Foundation, an affiliate of the Omaha Community Foundation, of Omaha, Nebraska.”

Provision allowing for both income tax and estate tax benefits

“I instruct that all of my charitable gifts, bequests, and devises shall be made, to the extent possible, from property that constitutes “income in respect of a decedent” as that term is defined in the Internal Revenue Code.”

Provision for life payments for a survivor, then a residual amount to OCF

(The OCF will be pleased to discuss such a provision with you and your attorney.)

Proper name and charitable status

The proper name to use for a beneficiary designation in a will, trust, life insurance or annuity contract, retirement plan, and investment or bank account is the “the Audubon County Community Foundation, an affiliate of the Omaha Community Foundation.” OCF is a tax-exempt organization² under Section 501(c)(3) of the Internal Revenue Code and maintains charitable registrations in certain jurisdictions as required by law.

For additional information The Omaha Community Foundation is pleased to provide each prospective donor with a charitable gift analysis based on his or her personal circumstances and objectives. This service is provided without cost or obligation, and all inquiries are handled in confidence.

Contact

Dennis N. Nissen
Iowa Program Officer
Community Foundations of Southwest Iowa
Omaha Community Foundation
302 South 36th Street, Suite 100
Omaha, Nebraska 68131
402.342.3458 or toll free 1.800.794.3458

² The taxpayer identification number for the Omaha Community Foundation is 47-0645958.