

### III. PLANNING AT DEATH

This area focuses on how the trust will function after death of the client and the method, manner and timing of the distributions to intended beneficiaries including: (1) Right of refusal; (2) Specific bequest; (3) Use of credit shelter (family) | marital/common trust; (4) Powers of Appointment granted after client's death

#### Plan Design Options

- Right of first refusal     Specific bequest     Outright     In trust  
 At death of grantor     At death of spouse  
 Specific Bequest Trust (purpose) \_\_\_\_\_

- Upon termination to     Issue of specific bequest beneficiary     Grantor's residuary beneficiary     Other \_\_\_\_\_  
 Create credit shelter (family) and marital trusts    (  Pecuniary formula     Fractional share formula )  
 Create common trust (single only)  
 Include Trust Protector  
 Retirement Plans     Conduit     Accumulation (who is oldest beneficiary \_\_\_\_\_)     Trustee Choice  
 Personal Property (default to spouse) alt     Equal to children     Proportionate to residuary beneficiaries

#### Credit Shelter (Family Trust)

- Income beneficiaries     Spouse     Children     Descendants     Other \_\_\_\_\_  
 Principal beneficiaries     Spouse     Children     Descendants     Other \_\_\_\_\_

#### Marital Trust (Spouse is only beneficiary for life)

- Grant access to principal     Grant demand right up to 9 months  
 Lose access to principal upon remarriage     Grant life use to primary residence or vacation home

**Power of Appointment** All lifetime powers of appointment (other than granted to a surviving grantor) are terminated at death and if client wants to grant new powers after death they must be granted specifically here (if checked prioritize)

- Grant power of appointment     None     Family Trust     Marital Trust  
 None    # \_\_\_\_\_ Spouse    # \_\_\_\_\_ Trust Protector    # \_\_\_\_\_ Other \_\_\_\_\_  
 Type     GPA     Non-Gen     Limited    (  Blood of grantor     Blood of bene     Charity     Other \_\_\_\_\_ )  
 Exercisable     Lifetime     Testamentary

#### Common Trust (single only)

- Property to convey \_\_\_\_\_  
 Intended purpose \_\_\_\_\_  
 Beneficiaries     Children     Descendants     Other \_\_\_\_\_  
 Termination \_\_\_\_\_