**Sample Language for IRA Beneficiary Designation to Fund**

**Testamentary Charitable Gift Annuity**

The entire account shall be paid in full at my death to [X Charity, City, State] in exchange for a charitable gift annuity within the meaning of Internal Revenue Code section 501(m)(5) for [Beneficiary], if she survives me. If [Beneficiary] fails to survive me, the entire account shall be paid to [X Charity] for its general charitable purposes, without further obligation. Any such annuity shall be at the maximum recommended annuity rate for a person at the nearest age of [Beneficiary] at the date of my death under tables issued by the American Council on Gift Annuities as in effect at the date of my death.\* Notwithstanding the foregoing, if the actuarial value of the charitable remainder of such annuity, as calculated as of my death using the lowest section 7520 rate for the three month period ending with the month of my death, shall be less than ten percent (10%), such annuity shall be reduced the minimum amount necessary for [X Charity] to avoid unrelated business taxable income under section 514(c)(5) of the Internal Revenue Code, as in effect at the date of my death. Such annuity shall be payable quarterly at the end of each quarter to [Beneficiary] until [Beneficiary’s] death. The obligation of [X Charity] to make annuity payments shall terminate with the quarterly payment immediately preceding [Beneficiary’s] death. The death of [Beneficiary] shall discharge and forever release [X Charity] from any further responsibility or obligation which may have been assumed by [X Charity] with respect to such annuity. Such annuity shall be non-assignable. I certify that the birthdate of [Beneficiary], on which the amount of each such annuity will be calculated, is \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

\*Alternatively, because some charities issue gift annuities at rates higher than ACGA rates, reference could be made to the rate at which X Charity issues charitable gift annuities at the time of donor’s death.