



DONOR ADVISED FUND AGREEMENT

Description of Services

For the individual or family with the heartfelt desire to influence significantly your community during your lifetime, a Donor Advised Fund (DAF) is an outstanding way to achieve your passion. Capstone will help you transform your assets into action. Not only will your contributions facilitate your current tax planning, but you will experience—in a greater way—God’s joy in giving. With additional testamentary funding by will, charitable trust, gift annuity, retirement plan or insurance policy, you or your family can leave your own personal stamp on history, if desired, for generations.

A Donor Advised Fund allows you, the giver, to advise which Charities receive funding. Your initial advice to the fund is given to Capstone via this agreement, which may advise to whom, how much, and when to give from the fund. You may add or delete charities and amounts of giving by letter, saving you the time and expense of changing wills, trusts, or other legal documents.

Characteristics

- A clear, specific purpose in accordance with the attached Capstone Legacy Foundation Statement of Purpose, as approved by the Board of Directors.
- Minimum initial deposit of \$1,000. (*except for deferred funds*); suggested initial contribution is \$5,000 (*except for deferred funds*)
- Grants may be recommended for 501(c)(3) organizations, churches, scholarship programs, and Field of Interest Funds.
- Grants may be recommended by application for qualified charitable, religious, educational, scientific, and health related activities.
- Program-related investments, which are in line with the exempt activities of Capstone Legacy Foundation, may be made to non-exempt organizations.
- Minimum grant amount of \$100. Twelve grant distributions included per year. Additional distributions may incur processing charges.
- The DAF will be responsible for any legal or other direct expenses incurred on behalf of the fund.
- Investment of DAF assets is dependent on value. *Funds retaining \$25,000 or greater may select an approved investment pool, or investment advisory firm selected by the giver*
- A deferred fund may be established to receive estate distributions upon giver’s death.
 - ✓ *No minimum deposit*
 - ✓ *No current fees*
 - ✓ *Once funded, standard pricing schedule applies.*

PART III - Successor Advisement (Optional, in the event of your disability or demise, the Successor Advisor will retain the same advisory rights as Fund Advisor, as the rights you have.)

First Successor

NAME _____ RELATIONSHIP _____
ADDRESS _____ TELEPHONE _____
CITY _____ STATE _____ ZIP _____

Second Successor

NAME _____ RELATIONSHIP _____
ADDRESS _____ TELEPHONE _____
CITY _____ STATE _____ ZIP _____

If no Successor Advisor is named, the Board of Directors may make **annual** grants consistent with your purpose in the sole discretion of the Board.

PART IV - Investment Advisement (\$25,000 or greater)

- I wish to nominate Capstone Legacy Foundation as investment adviser.
- I wish to nominate the Investment Adviser listed below.

NAME _____ TELEPHONE _____
FIRM _____ ADDRESS _____
CITY _____ STATE _____ ZIP _____

PART V - Method of Funding

IMMEDIATE FUNDING

- CASH: \$ _____
- NON-CASH PROPERTY

(Attach a separate sheet if necessary listing asset(s) you are considering gifting, including type of asset, location (if appropriate), estimated fair market value. Examples include appreciated stock, real estate, or interest in Limited Partnerships, or other business(es). For certain types of assets, such as, for example, real estate or ownership interests in a business, please complete the agreement form for the Capstone Legacy Foundation Storehouse, a supporting organization of Capstone Legacy Foundation, instead of this agreement form.)

DEFERRED FUNDING

- TRUST
 - Charitable Remainder Trust Unitrust NIMCRUT Annuity Trust Lead Trust
(Please attach copy of trust)

- LIFE INSURANCE OR ANNUITY GIFT ANNUITY REMAINDER INTEREST BEQUEST

(A member of Capstone will contact you for more information on these deferred funding options)

STATEMENT OF UNDERSTANDING

By completing and signing this Donor Advised Fund (DAF) agreement, we certify that we understand the nature of Donor Advised Funds and will conduct our activities in compliance with the regulations of the Internal Revenue Code of 1986, as amended or superseded.

We have read the Capstone Legacy Foundation Statement of Purpose (attached) and are in full agreement. We will abide by the policies and conditions set forth by Capstone Legacy Foundation which in some instances, exceed government requirements.

We acknowledge receipt of a current fee schedule and understand that fees will apply when the DAF is funded.

We understand that in order for our gifts to qualify as an income tax deduction, our gifts are irrevocable, and the ownership and custody of funds and property we give to the DAF will be fully relinquished to Capstone Legacy Foundation, that thereafter our communications regarding grants and/or investments from the DAF are advisory only and that ultimate decisions and control relative to each of these issues are the responsibility of Capstone Legacy Foundation and are required to be in accordance with its Statement of Purpose (see attached).

We agree that this document and any others relating to this agreement, whether original, faxed, or electronic, will be deemed original.

APPLICANT/FUND ADVISOR:

APPLICANT/FUND ADVISOR:

Name (Mr., Mrs., Miss, or Ms.) *(Please print name)*

Name (Mr., Mrs., Miss, or Ms.) *(Please print name)*

Signature

Date

Signature

Date

PROFESSIONAL ADVISOR

I hereby certify that I have informed the applicant of the nature of the Donor Advised Funds, and the gift and tax implications of establishing such funds with Capstone Legacy Foundation.

Name of Professional Advisor

Signature

Date

Name of Firm

Telephone

Address

City

State

Zip

Professional Advisor Email Address

Fund Name

Acknowledged and Accepted:

CAPSTONE LEGACY FOUNDATION, INC.

By _____
Signature

Print Name

Print Title

Date

Capstone Legacy Foundation Statement of Purpose

MISSION

Capstone exists to educate and empower givers to increase stewardship and generosity by planning strategically and establishing legacies to transform lives

VISION

The Community one in Christ.

VALUES

Christ-centered, Earning Relationships, Evoking Passion, Empowering Intentional Stewardship, Prayer Guided, Sharing Living Legacies. These values are based on Biblical references, and are available upon request.

STATEMENT OF FAITH

1. We believe that the entire Bible is the inspired and inerrant Word of God; the only infallible rule of faith and practice.
2. We believe that there is one God, eternally existing in three persons: Father, Son and Holy Spirit.
3. We believe that Jesus Christ is the only begotten Son of God, conceived by the Holy Spirit, born of the Virgin Mary, and that He was true Man and is true God.
4. We believe that in this age, God manifests Himself through the Holy Spirit who is a distinct personality, eternally co-existent with the Father and the Son, whose basic task is to convict sinners, regenerate those who believe, and empower believers to live godly lives and in every way glorify the Father and the Son through His indwelling presence.
5. We believe that man was created in the image of God, and that He sinned and thereby incurred not only physical death, but also spiritual death, which is eternal separation from God.
6. We believe that the Lord Jesus Christ died for our sins according to the Scriptures, as a representative and substitutionary sacrifice, and that all who believe in Him are justified on the basis of His shed blood.
7. We believe that the Lord Jesus Christ was resurrected in body, ascended into Heaven, currently lives there for us as High Priest and Advocate, and that His personal, physical return to earth is imminent.
8. We believe in the bodily resurrection of the just and the unjust, the everlasting punishment of the lost, and the everlasting redemption of the saved.

These eight beliefs form the basis of how we determine which ministries and charitable organizations qualify to receive grants recommended by individual givers and giver families. Proposed grant recipients that are ministry related must sign the Statement of Faith. Others may not be required to sign the Statement of Faith, but they may not operate in contravention to it, as determined by our Board.

Fund Name

Advisor Initial

Advisor Initial

INELIGIBLE DISTRIBUTIONS

Capstone Legacy Foundation will not authorize the distribution of charitable funds to advance atheism, humanism, homosexual lifestyles, Marxism, anti-Americanism, abortion, violence, witchcraft, or any other activity that the Executive Leadership and/or Board of Directors might at any time deem to be inappropriate, in conflict with the Statement of Faith that is ascribed to by the Board of Directors, or contrary to the organizations' purposes, even though such purposes may be sanctioned by the Internal Revenue Service as legitimate purposes for tax-deductible donations and/or sponsored by other tax-exempt organizations.

Capstone Legacy Foundation retains the ultimate right to determine whether the request for distribution may fall into one of the above categories.

Prohibited distributions as established by the Internal Revenue Code include, but are not limited to, the following:

- To provide private benefit to the donor or any other related individual
- To pay dues or membership fees
- To purchase tickets to a charitable event or benefit, such as banquets, golf tournaments, auctions, sponsorships
- To pay a pledge made by donor to another charitable organization
- To pay for school tuition—apart from an established scholarship program
- To support charities on the terror-watch list
- To support a political party or candidate for election

GUIDELINES:

- The fund must have a clear, specific purpose in accordance with the attached Capstone Legacy Foundation Statement of Purpose, as approved by the Board of Directors.
- Minimum initial deposit of \$1,000. (*except for deferred funds*); suggested initial deposit is \$5,000 (*except for deferred funds*)
- Distributions may be recommended for 501(c)(3) organizations, churches, scholarship programs, or Field of Interest Funds.
- Grants may be recommended by application for qualified charitable, religious, educational scientific and health related activities.
- Program-related investments, which are in line with the exempt activities of Capstone Legacy Foundation, may be made to non-exempt organizations.
- The Fund will be responsible for any legal or other direct expenses incurred on behalf of the fund
- A deferred fund may be established to receive distributions upon donor's death as indicated on page 3 of 8 above.
 - No minimum deposit
 - No current fees
 - Once funded, standard pricing schedule applied

Fund Name

Advisor Initial

Advisor Initial

INVESTMENT OPTIONS (based on average quarter balance)

- Funds with \$5,000 or more will receive an Indexed Money Market Return OR equivalent.
- Funds retaining \$25,000 or greater may select and retain an investment advisor who receives approval from Capstone, or may select an approved investment pool that is developed, approved, and monitored by Capstone.

PRICING SCHEDULE:

Annual Administration	
First \$500,000 of Incoming Donation and Return on Investment	2.0%
Next \$500,000 to \$3 Million	1.5%
Next \$3 Million to \$6 Million	1.25%
Amounts over \$6 Million	1%
Balance of Uncommitted Funds Under Management after first year	1.25% annually * or \$1,000 min.
Fund to fund (within Capstone) transfer	2% of transferred amount
Transactional fees necessary to fulfill purposes of the fund (e.g., wire transfer fees)	Cost
Special Handling (overnight check, etc.)	Cost plus \$35
Legal services outside the scope of usual or customary services	\$450 per hour

* assessed quarterly on average fund balance. normally the fee is assessed on the average value of the fund during a calendar year. However, Capstone reserves the right to assess the fee on the total contributions to date if more than 50% of the fund balance is distributed within the calendar year.

Holding period for donations to your Donor Advised Fund (DAF): Capstone does not require a specific holding period. Grants can be made at any time subject to the balance of funds in your DAF. However, grants made within the first year of donation will be subject to an early distribution fee equal to 2% of the amount of the grant.

GIVING NON-LIQUID ASSETS:

Any non-liquid assets (real estate, business interests, art work and collections, non-publicly traded securities or debt obligations, cars, boats, etc.) will be charged upon donation according to Capstone’s non-liquid gift fee structure is as follows:

Contribution fee depending on the value of the non-liquid gift:

- First \$1M of value = 3% of value
- Next \$1M of value = 2%
- Balance = 1%

An annual due diligence fee may be assessed depending upon the complexity of the asset.

Any fees or other costs associated with the liquidation of the gift will be charged against the gross proceeds.

Publicly traded securities or debt obligations are not deemed non-liquid assets.

SPECIAL SERVICES:

Donors choosing to recommend investment advice shall be responsible for investment fees as billed directly through their accounts.

Special requests may incur additional fees to be agreed upon at time of contract signing.

Although the Board of Directors reserves the right to change the fee structure at any time, we remain committed to maintaining the lowest pricing schedule possible, consistent with our ability to provide quality services.

Fund Name

Advisor Initial

Advisor Initial