

Index

ABSENCE

Trustees, 27:11

ACCEPTANCE

Signature, 6:3

Trustee, 6:3, 43:1

ACCOUNTANTS

Estate planning, 2:3, 21:1

Trustees, 30:7

ACCOUNTING

Beneficiaries, 5:2, 5:4, 12:17, 17:5,
18:13, 37:6, 37:7, 37:9, 37:10,
39:7, 41:3, 43:4

Expenses, 37:6, 39:7

Good faith, 3:16

Reporting requirements, 18:13, 37:6,
37:7, 37:9, 37:10

Trustees, 3:16, 37:10, 41:3

ACCOUNTS

Accounting, 37:7, 41:3, 43:4

Administration, 21:2, 40:6, 41:3, 43:4

Attorneys, 6:3, 24:4

Bond, 37:7, 40:6

Business, 6:3, 21:2, 40:6

Consent, 41:3

Costs, 6:1, 40:6

Counsel, 6:1, 10:17, 11:4, 13:3, 21:2,
24:4, 37:7

Court, 37:7, 40:6, 43:4

Death, 10:4, 21:2, 24:4, 24:7, 27:7,
28:4, 37:7, 40:6, 41:3

Equity, 27:4

Expenses, 21:2, 40:6

Guardian, 28:4

Income, 10:17, 11:4, 13:3, 24:4, 24:7,
27:4, 40:6, 41:3

Income tax, 40:6, 41:3

Information, 37:7, 43:9

Judgment, 27:7

Parties, 10:17, 24:4 to 28:4, 40:6

ACCOUNTS—Cont'd

Principal, 10:17, 11:4, 21:2, 24:4, 24:7,
27:4, 41:3

Reports, 10:17

Savings accounts, 28:4

Third parties, 40:6

Trustees, 6:3, 41:3

ACCUMULATION

Common law, 10:17, 28:8

Complex trusts, 17:4, 17:7, 17:8, 17:16

Construction, 3:16, 9:13, 28:8

Continued advantages, 17:20

Direction, 9:13

Distributions, 3:16, 10:17, 17:2, 17:8 to
17:11, 17:13, 17:14, 28:6, 28:8

Estate tax, 10:14

Exemptions, 17:8, 28:6, 35:3

Fiscal year, 17:22

Foreign trusts, 17:9

Gift tax, 7:22, 10:17, 28:6, 28:8

Gifts, 9:13, 10:14, 10:17, 28:6

Income tax, 17:2, 17:10, 17:17, 17:20,
28:6

Penalty, 17:11

Perpetuities, 9:13, 28:8

Pour-over arrangements, 17:17

Records, 17:19

Reserve, 7:22

Simple trusts, 17:5

Special exemptions, 17:8

Special tax, 17:15

State law, 9:13, 17:6, 17:18, 28:6

Statutes, 28:8

Taxation, 17:9, 17:17, 17:18, 17:23,
28:6

Throwback rules, 17:1 to 17:23

Trustees, 3:16, 9:13, 10:14, 28:6, 28:8

ACQUIESCENCE

Evidence, 7:4

ACTIONS

Expenses, 42:1, 43:12
Parties, 3:16, 10:23
Probate, 42:1
Trustees, 3:16
Trusts, 9:8, 42:1

ADDITION

Trusts, 3:21, 5:6, 8:6, 9:2, 11:5, 12:12, 12:17, 15:2, 16:6, 17:10, 17:13, 17:14, 20:2, 21:6, 22:8, 27:4, 27:11, 32:7, 39:1, 39:4, 40:6, 42:1, 45:6, 46:3
Wills, 16:6

ADMINISTRATION EXPENSES

Allowance, 21:2

ADMINISTRATIVE POWERS

Income tax, 39:7
Trustee, 3:16, 5:3

ADOPTION

Construction, 9:13

ADVERTISING

Estate planning, 2:3
Sale, 2:3

ADVICE

Counsel, 8:2, 8:10, 23:1
Court, 9:2, 12:17, 27:5, 29:21, 40:6
Trustee, 9:2, 9:10, 12:17, 29:21

ADVISOR

Trustee, 12:17

AGE

Children, 3:3, 3:19, 3:21, 9:13, 10:5 to 10:7, 10:9 to 10:11, 10:16, 10:17, 10:21, 10:23, 10:25, 11:2, 11:4, 11:6, 14:2, 16:7, 18:2, 18:6, 19:3, 27:5, 28:8, 39:5, 39:7, 42:1, 42:2
Marriage, 19:5

AGENTS

Sales, 2:3
Trust, 7:1, 7:22, 8:9, 11:5, 30:3, 43:13

ALABAMA

Gift, 10:6
Trust, 10:6

ALASKA

Gift, 10:6

ALASKA—Cont'd

Trust, 10:6

ALCOHOL

Capacity, 42:1

ALIENS

Nonresident, 45:2
Trust, 45:2

ALLOCATION OF RECEIPTS

Income tax, 41:3

ANNUITIES

Valuation, 7:16

ANNUITY TRUSTS

Charitable, 3:19, 26:9, 29:2, 29:8
Income, 3:19, 26:1 to 26:4, 26:9, 26:11, 29:2
Payments, 26:9, 29:2
Principal, 3:19, 26:8, 26:9

APARTMENT

Management, 7:12

APPEAL

Construction, 8:5
Damages, 43:6
Internal Revenue Service, 8:5, 8:12, 8:13
Procedure, 8:12
Tax court, 8:5, 8:13, 12:5
Trust, 8:5, 8:12, 12:5, 43:6
Trustee, 43:6

APPOINTMENT

Class, 27:11
Court, 10:7, 27:11
Estate tax, 12:7, 12:10, 27:12, 43:7
Gift tax, 12:7, 12:9, 12:10, 27:12
Income tax, 10:7, 27:12
Modification, 11:7
Power of Appointment, 3:9, 5:2, 10:9, 12:7 to 12:11, 19:3, 19:8, 27:11, 27:12, 43:7
Settlor, 5:2, 12:9, 43:3, 43:7
Special, 19:3, 19:8, 27:11, 27:12
Tax planning, 19:8, 43:7
Termination, 12:9
Trust, 3:9, 5:2, 10:7, 10:9, 11:7, 12:7 to 12:11, 19:3, 19:8, 27:11, 27:12, 30:9, 43:3, 43:7

INDEX

APPOINTMENT—Cont'd

Trustee, 3:9, 5:2, 10:9, 11:7, 12:9,
12:11, 27:11, 43:3

APPORTIONMENT

Income, 41:3
Receipts, 41:3

APPRAISAL

Sales, 7:11, 7:15
Trustee, 37:7
Trusts, 37:7, 39:5, 39:9, 40:6
Valuation, 7:2, 7:5, 7:9, 7:11, 7:15,
39:5, 40:6

APPRECIATION

Accumulation trusts, 17:15
Stock, 10:15

ARIZONA

Gift, 10:6
Trust, 10:6, 31:3

ARKANSAS

Gift, 10:6
Trust, 10:6

ASSETS

Charitable remainder trusts, 29:2, 29:4,
29:5, 29:10, 29:11
Compromise, 7:1
Dynasty trust, 33:2 to 33:4
Real Estate, 5:3, 7:1, 10:17, 15:5, 15:9,
21:2, 21:3, 21:8, 28:5, 37:7
Settlement, 37:7
Tax, 3:1, 3:17, 5:1 to 5:3, 7:1, 7:2, 7:20,
9:2, 9:3, 9:13, 10:2, 10:7, 10:8,
10:12, 10:14, 10:16, 10:17, 10:25,
10:26, 11:2, 11:5, 12:9, 12:16,
13:3, 13:4, 14:2, 14:4, 16:9, 18:2,
18:9, 19:4, 21:2, 21:3, 21:8, 21:9,
22:4, 22:12, 24:4, 26:8, 26:11,
27:7, 27:12, 28:2, 28:4, 28:6, 28:8,
29:11, 31:5, 33:4, 34:2, 37:7, 38:2,
40:5, 40:6, 41:2, 41:3, 43:7, 44:2,
45:2, 45:3, 45:5, 46:2, 46:3
Valuation, 3:1, 7:1, 7:2, 7:6, 7:14, 7:20,
26:9, 29:5, 40:6
Ward, 10:5

ASSIGNMENT

Control, 21:15
Stock, 25:10, 25:11
Surrender, 21:15, 22:13

ASSIGNMENT—Cont'd

Trust, 21:15, 22:13, 25:10, 25:11

ATTACHMENT

Creditors, 19:5
Trust, 19:5, 29:16, 37:5

ATTESTATION

Identification, 9:9
Number, 9:9

ATTORNEYS

Accounting, 2:3
Authority, 9:13, 28:8
Conflict of interest, 9:13, 28:8
Estate planning, 2:3, 4:1, 9:13, 10:16,
21:1, 21:7
Fiduciary, 43:5, 43:8
Gifts, 9:13, 10:16
Sale, 2:3, 7:1
Trustee, 6:3, 7:1, 9:13, 10:16, 24:4,
28:8, 43:5, 43:8

AUDITS

Use of, 8:9

AUTOMOBILES

Insurance, 28:8

BAD FAITH

Trustees, 27:11, 43:5

BANK DEPOSITS

Jurisdiction, 10:6
Trusts, 10:6

BANKRUPTCY

Beneficiary, 28:2, 30:2, 33:2
Business trusts, 30:1, 30:2
Contract, 30:1
Creditors, 19:5, 28:2, 33:2
Insurance trust, 28:2
Settlor, 30:2
Trust, 19:5, 28:2, 30:1 to 33:2

BANKS

Corporate trustee, 42:2
Trustee, 5:4, 6:3, 42:2

BASIS

Tax, 3:17, 5:3, 7:2, 7:11, 7:22, 8:5, 8:7,
8:8, 8:11, 8:19, 8:21, 8:22, 9:2,
9:13, 10:2, 10:13, 10:14, 10:16,
10:19, 10:26, 10:27, 11:8, 13:3,

BASIS—Cont'd

15:11, 16:5, 16:9, 16:14, 17:21,
17:22, 18:8, 18:14, 21:2, 21:4,
21:14, 22:10, 22:15, 23:4, 23:8,
23:10, 23:12, 24:4, 24:9, 25:1,
25:2, 26:11, 27:7, 27:12, 29:16,
29:17, 29:21, 30:3, 37:6, 38:5,
39:7, 39:9, 39:10, 40:6, 41:3, 42:1,
45:5

BENEFICIARIES

Absolute, 24:4, 28:8
Accounting, 5:2, 5:4, 12:17, 17:5,
18:13, 37:6, 37:7, 37:9, 37:10,
39:7, 41:3, 43:4
Accumulation, 9:13, 16:11, 17:2, 17:3,
17:5, 17:8, 17:16, 17:18, 28:6,
28:8
Adults, 37:4
Agreement, 9:13, 15:7, 16:10, 22:4,
24:4, 25:6, 27:11, 28:8, 29:5, 31:3
to 31:5, 37:7
Apportionment, 41:3
Bond, 5:2, 9:2, 37:7, 40:6
Business trusts, 30:2, 30:7, 30:9
Capacity, 5:2, 5:4, 5:6, 5:7, 6:2, 10:21,
12:5, 13:4, 15:7, 17:2, 21:2, 21:3,
28:8, 30:7, 43:5, 46:2
Capital gains, 21:2, 29:15, 39:9
Change, 5:6, 6:2, 8:6, 9:2, 9:13, 10:13,
11:8, 16:9, 21:8, 22:10, 24:9,
27:11, 30:7, 41:3, 43:2, 43:3, 43:5,
43:9, 46:2
Children, 3:3, 3:17, 9:13, 10:13, 10:21,
11:8, 12:4, 12:15, 13:4, 16:2, 16:4,
16:13, 18:2, 18:6, 18:8, 18:10,
19:2, 19:9, 21:3, 24:4, 28:8, 29:17,
39:1, 39:7
Class, 9:13, 13:4, 16:10, 16:13, 27:11
Common law trusts, 3:3
Complex trusts, 17:8, 17:16
Consent, 27:11, 41:3
Consideration, 3:14, 5:2, 5:3, 5:6, 5:7,
9:2, 16:2, 16:13, 19:2, 43:9
Construction, 9:2, 9:12, 9:13, 28:8
Controls, 28:8, 46:2
Corporations, 5:3, 5:6, 30:7
Creditors, 13:4, 24:2, 27:11, 28:6, 28:8,
32:2, 33:2, 40:2, 40:6, 43:7, 46:2
Damages, 5:2, 43:5
Default, 30:7

BENEFICIARIES—Cont'd

Definition, 3:3, 3:14, 3:20, 8:6, 9:13,
10:21, 12:4, 17:5, 30:2, 41:3, 42:3
Designation, 10:21, 43:5
Discretion of trustee, 18:2, 28:8
Discretionary trust, 43:7
Distribution, 9:2, 9:5, 9:12, 9:13, 10:21,
16:1, 16:2, 16:4, 16:11, 17:2, 17:5,
17:8, 18:2, 18:8, 18:10, 18:13,
21:2, 21:3, 21:8, 27:11, 28:6, 28:8,
29:15, 31:4, 31:5, 33:3, 40:2, 40:6,
41:2, 45:3
Duties, 3:14, 5:2, 31:3, 40:6, 43:4
Education, 5:2, 16:10, 18:2, 22:4,
27:11, 28:8, 40:2, 42:3
Election, 21:2, 30:7, 45:3
Equitable, 3:17, 31:4, 31:5, 41:1, 41:3
Estate planning, 3:1, 5:3, 9:13, 16:3,
19:2, 23:10, 29:17, 42:3
Estate tax, 12:7, 21:2, 21:8, 39:9, 43:7
Family, 3:17, 5:3, 9:13, 13:4, 16:3,
18:2, 18:5, 18:8, 19:2, 21:2 to
22:4, 24:2, 24:4, 25:6, 28:6, 29:4,
37:7, 39:1, 43:7
Fraud, 27:11, 43:2
Generally, 39:1
Gift, 3:17, 9:13, 12:5, 12:7, 12:17, 13:4,
15:7, 15:11, 21:8, 22:4, 27:11,
28:6, 28:8, 33:1, 34:2, 39:1, 39:9,
40:2, 40:6, 41:3, 45:3, 46:2
Gift tax, 3:17, 12:5, 12:7, 13:4, 21:8,
28:6, 28:8, 33:1, 39:1, 39:9, 40:6,
41:3, 46:2
Governments, 37:6
Grandchildren, 12:15, 13:4, 18:2
Heirs, 10:21, 21:2, 40:6
Identifiable, 28:6
Identification, 9:9, 24:4, 29:5, 37:10
Impartiality, 41:3
Implied trust, 17:16
Income beneficiaries, 29:1, 33:3, 41:1,
45:3
Income tax, 3:1, 8:6, 17:2, 18:8, 23:10,
28:6, 29:17, 30:7, 31:5, 34:2, 37:4,
39:7, 39:10, 40:2, 40:3, 40:6, 41:3,
45:3
Information, 3:1, 3:3, 3:6, 3:14, 3:17,
3:20, 5:4, 9:13, 12:12, 33:3, 37:4,
37:6, 37:7, 37:10, 43:9
Inheritance, 28:6
Insurance trusts, 22:4, 22:10

INDEX

BENEFICIARIES—Cont'd

Intent, 9:2, 9:12, 9:13, 10:21, 17:2 to 24:4, 28:8, 43:3, 43:5, 43:14
Jurisdiction, 6:2, 9:2, 18:5, 21:8, 27:11, 37:9
Lack of, 5:10
Life insurance, 9:2, 10:21, 12:15, 21:2, 21:3, 21:8, 22:4, 23:10, 24:2, 24:4, 24:9, 25:6, 28:6
Minors, 9:13, 12:4, 17:8, 19:2, 40:2
Mortgages, 31:3, 37:7
Necessary parties, 5:10
Notice, 12:12, 12:17, 13:4, 21:8
Partnership, 8:6, 30:7, 31:5, 40:3, 40:6
Payments, 21:2, 27:11, 28:8, 34:2, 40:6
Payor, 24:2, 24:4
Per stirpes, 41:3
Possession, 9:13, 31:4
Power of appointment, 5:2, 12:7, 27:11, 43:7
Powers, 5:3, 6:2, 8:6, 9:2, 9:12, 9:13, 10:21, 12:15, 12:17, 15:7, 16:10, 27:11, 28:6, 28:8, 29:5, 30:9, 33:2, 39:7, 43:2, 43:3, 43:5, 43:7, 43:9, 43:14
Present interest, 12:4, 12:17, 28:6
Presumption, 22:4
Principal, 3:14, 5:3, 5:6, 5:10, 8:6, 9:2, 9:5, 9:12, 10:21, 16:1, 16:10, 18:2, 21:2, 24:4, 27:11, 28:8, 29:1, 29:15, 29:17, 30:2, 33:2, 33:3, 39:7, 39:10, 40:2, 41:1, 41:3, 42:3, 45:3
Priority, 5:6
Profit, 21:2, 30:7, 31:4
Proof, 37:7
Qualifications, 5:2, 5:4
Real estate, 5:3, 15:7, 21:2, 21:3, 21:8, 31:3, 31:4, 37:7
Reimbursement, 28:8, 43:5
Relatives, 27:11
Rights, 5:6, 6:2, 9:2, 10:13, 11:8, 12:12, 12:15, 12:17, 16:9, 21:8, 22:10, 24:4, 24:9, 30:2, 31:2 to 31:4, 33:3, 43:4, 45:3
Rules of construction, 9:2, 9:12
Sales, 31:3
Settlor, 3:14, 3:17, 5:2, 5:3, 5:7, 5:10, 9:2, 9:9, 9:12, 9:13, 12:15, 15:7, 16:1, 16:13, 18:2, 21:8, 22:4, 24:4,

BENEFICIARIES—Cont'd

24:9, 29:1, 29:5, 30:2, 31:2, 31:5, 42:3, 43:2 to 43:5, 43:7, 43:14, 45:3, 46:2
Shareholders, 45:3
Spouse, 9:13, 18:2, 24:4, 27:11, 28:6, 29:17, 34:2, 39:9, 39:10, 41:3, 43:7
Spray trusts, 16:1 to 16:4, 16:9 to 16:11, 16:13
Statutes, 9:2, 10:21, 24:4, 28:8
Successive beneficiaries, 28:6
Successors, 9:2
Tax planning, 3:1, 40:2, 40:3, 40:6, 43:7
Taxation, 6:2, 8:6, 9:2, 16:13, 17:18, 18:2, 21:3, 23:10, 24:2, 28:6, 29:1, 29:15, 30:7, 33:3
Technical language, 6:2
Termination, 3:20, 5:3, 9:13, 10:21, 28:8, 39:1, 45:3
Terminology, 30:2
Testamentary trust, 3:3, 16:1, 16:4, 18:2, 33:2
Third parties, 29:17, 40:6
Trustees, 3:17, 5:3, 5:7, 5:10, 9:2, 9:12, 9:13, 12:15, 15:7, 15:11, 16:10, 18:6, 27:11, 28:6, 28:8, 30:7, 30:9, 37:10, 41:1, 41:3, 43:2, 43:5
Trusts, 3:1, 3:3, 3:14, 3:17, 3:20, 5:2, 5:6, 8:6, 9:2, 9:13, 11:8, 12:4, 12:5, 12:7, 12:12, 12:15, 12:17, 15:7, 15:11, 16:1 to 16:4, 16:9 to 16:11, 16:13, 17:2, 17:3, 17:5, 17:8, 17:16, 17:18, 18:2, 18:5, 18:6, 18:8, 18:10, 18:13, 19:2, 19:9, 21:2, 21:3, 21:8, 22:4, 22:10, 24:2, 25:6, 27:11, 28:6, 28:8, 29:1, 29:4, 29:5, 29:15, 29:17, 30:2, 30:7, 30:9, 31:3, 32:2, 33:1, 34:2, 37:4, 37:6, 37:7, 37:9, 37:10, 39:1, 39:7, 39:9, 39:10, 40:2, 40:3, 40:6, 41:1 to 41:3, 42:3, 43:2, 43:5, 45:3, 46:2
Vested, 5:3, 10:21, 28:6, 31:4
Vested interest, 28:6
Veto, 43:3
Wills, 18:2
Writing, 27:11

BLIND TRUSTS

Special purpose trusts, 46:3

BONDS

Corporate trustee, 5:6, 10:14
 Court, 37:7
 Estate tax, 10:14
 Gift tax, 10:15
 Income, 5:6, 10:14, 33:4
 Increase, 33:4
 Interest, 37:7
 Investments, 5:6, 10:18, 37:7
 Premium, 33:4
 Principal, 5:6
 Probate, 37:7
 Transfer, 10:4, 10:14, 10:15, 37:7
 Trust, 5:6, 10:4, 10:14, 10:15, 10:18, 28:5, 30:1, 33:4, 37:7
 Trustees, 10:14, 33:4
 United States, 5:6, 30:1, 37:7
 Valuation, 10:15

BORROWING

Income tax, 10:26

BROKERAGE FIRM

Letter, 10:18, 11:5

BUILDINGS

Apartment, 39:3

BUILT-IN GAINS TAX

S corporation, 45:5

BURDEN OF PROOF

Valuation, 7:4, 8:24, 10:15

BUSINESS

Business trusts, 30:1 to 30:9, 37:5
 Consent, 45:4
 Corporation, 5:2, 5:6, 7:2, 7:6, 7:9, 7:17, 7:20, 8:6, 10:14, 10:15, 15:4, 15:5, 15:12, 21:2, 25:6, 25:12, 30:6 to 30:8, 45:1 to 45:4
 Creditors, 10:25, 40:6, 45:2
 Investments, 5:2, 5:6, 9:13, 10:25
 Irrevocable trusts, 3:19, 8:21, 9:13, 15:2, 17:21, 21:2, 21:7, 25:6, 25:12, 37:5, 40:6
 Leases, 8:8, 15:2
 Management, 7:6, 7:17, 25:12, 30:4, 31:3
 Profits, 7:6, 8:6, 45:4
 Receipts, 45:4
 Sales, 7:3, 7:6, 31:3

BUSINESS—Cont'd

Trustees, 6:3, 9:13, 10:14, 15:4, 15:5, 15:12, 15:16, 30:4, 30:7, 30:9
 Valuation, 7:1 to 7:3, 7:5 to 7:9, 7:13, 7:14, 7:17, 7:19, 7:20, 7:22, 10:15, 40:6

BUSINESS TRUSTS

Accounting, 30:5
 Attachment, 37:5
 Bankruptcy, 30:1, 30:2
 Beneficiaries, 30:2, 30:7, 30:9
 Classification, 30:7
 Control, 30:4, 30:7
 Corporations, 30:5, 30:7
 Definition, 30:2
 Income, 30:2, 30:7, 37:5
 Income tax, 30:7, 37:5
 Merger, 30:2, 30:4
 Nature, 30:2, 30:4 to 30:6, 30:8
 Organization, 30:1, 30:7
 Parties, 30:5
 Partnerships, 30:5, 30:7
 Perpetuities, 30:8
 Principal, 30:2, 30:5
 Profit, 30:7
 Shares, 30:5
 Taxation, 30:1, 30:7, 30:8
 Terminology, 30:1, 30:2, 30:5
 Trustees, 30:4, 30:7, 30:9

CALENDAR

Accumulation trusts, 17:14, 17:22
 Spray trusts, 16:14
 Testamentary trusts, 18:14

CALIFORNIA

Accounting, 37:7
 Gift, 9:13, 10:6
 Investment, 9:13
 Statutes, 6:3
 Trust, 6:3, 9:13, 10:6, 30:6, 31:3, 37:7, 37:8
 Trustees, 6:3, 9:13

CAPITAL GAIN

Accumulation trusts, 17:5, 17:13, 17:15, 17:17, 17:18
 Distribution, 16:4, 17:5, 17:13, 17:17, 18:8, 21:2, 29:15
 Estate planning, 29:17

INDEX

CAPITAL GAIN—Cont'd

Estate tax, 10:14, 21:2, 27:12
Expenses, 21:2, 39:7
Income, 10:2, 10:14, 16:4, 17:5, 17:13,
17:15, 17:17, 17:18, 18:8, 27:12,
29:15, 29:17, 39:7, 39:10
Income tax, 10:2, 17:17, 18:8, 27:12,
29:17, 39:7, 39:10
Principal, 21:2, 29:15, 29:17, 39:7,
39:10
Taxation, 10:2, 17:17, 17:18, 29:15

CASH

Distribution, 9:2, 10:17, 19:5, 21:2,
28:6, 28:8
Estate tax, 1:2, 7:2, 21:2, 22:13, 29:14
Investment, 5:6, 21:4 to 23:4, 28:3,
36:2

CERTIFICATES OF DEPOSIT

Trusts, 21:4

CERTIFICATION

Attorney, 6:3
Merrill-Lynch, 6:3
Statutory certification, 6:3
Trust, 6:3, 11:5

CHARACTER

Trustee, 29:15

CHARACTERIZATION

Defined, 31:4
Trusts, 17:15, 43:5

CHARITABLE CONTRIBUTIONS

Charitable remainder trusts, 29:17
Contributions, 17:23, 29:17, 40:3, 40:4
Income tax, 29:17, 40:3, 40:4
Tax planning, 40:3, 40:4

CHARITABLE LEAD TRUSTS

Estate tax, 1:2
Gift tax, 34:3
Income tax, 34:2, 34:3

CHARITABLE ORGANIZATIONS

Corporations, 45:2
Income tax, 45:2
Members, 45:2
Requirements, 45:2

CHARITABLE PURPOSES

Charitable, 16:12, 17:7, 29:18

CHARITABLE REMAINDER TRUSTS

Deduction, 29:3, 29:6, 29:12 to 29:14,
29:16 to 29:19
Estate planning, 29:17
Estate tax, 1:2, 29:3, 29:14, 29:19
Gift tax, 29:13, 29:19
Grantor, 29:21
History, 29:3
Income tax, 29:12, 29:17, 29:20
Irrevocable trusts, 1:2, 29:2
Pooled income funds, 29:16
Revenue procedures, 29:8, 29:9
Sample forms, 29:7
Split dollar arrangement, 29:18
Taxation, 29:1, 29:15
Trustee, 29:4 to 29:6, 29:10, 29:15,
29:17, 29:18, 29:21
Use, 1:2, 29:2, 29:4, 29:5, 29:18, 29:20

CHARITABLE REMAINDER UNITRUSTS

Annuity trust, 29:2

CHARITABLE TRUSTS

Basis, 16:12
Purposes, 16:12
Spray trusts, 16:12
Trustee, 16:12

CHECKS

Bank, 10:17, 24:5, 37:7
Trustee, 10:17, 37:7

CHILDREN

Accounting, 2:3, 10:5, 39:7
Adopted children, 9:13, 16:13
Capacity, 10:6, 10:7, 10:21, 13:4, 13:7,
19:3, 19:4, 19:8, 21:3, 23:13, 24:1,
28:8, 42:1 to 46:3
Consent, 14:2
Declaration of trust, 10:17, 10:21, 11:4,
13:3, 24:4
Distributions, 10:10, 10:16, 10:17,
10:21, 11:4, 12:15, 13:3, 16:4,
16:7, 19:4, 26:8, 28:8, 36:3
Duration, 9:13, 26:5
Education, 1:2, 2:3, 5:9, 10:9, 10:14,
14:5, 18:2, 28:8, 36:3, 42:1, 42:2
Georgia, 10:6
Gift tax, 3:17, 7:20, 10:15, 10:17,
10:24, 11:2, 12:3, 13:2 to 13:4,
14:2, 14:4 to 16:5, 26:5, 26:8,

CHILDREN—Cont'd

- 28:8, 36:3, 39:1, 39:5
- Gifts, 1:2, 7:20, 9:13, 10:1 to 10:9, 10:14 to 10:17, 10:24, 11:2, 12:15, 14:2, 14:4, 14:5, 15:1, 16:5, 21:3, 29:17, 42:2
- Guardian ad litem, 28:8
- Heirs, 10:21
- Income tax, 3:18, 10:2, 10:7, 10:8, 10:12, 10:24 to 10:26, 12:3, 13:5, 18:8, 19:4, 29:17, 36:3, 38:5, 39:7, 46:3
- Irrevocable trusts, 1:2, 2:3, 3:3, 3:19, 3:21, 9:13, 10:16, 11:5, 19:3, 21:3, 23:13, 38:5
- Minority, 3:19, 7:20, 10:1, 10:7, 10:9, 10:21
- Payments, 10:27, 13:2, 15:9, 15:12, 22:16, 28:8
- Power of appointment, 10:9, 19:3, 19:8
- Spray trusts, 16:2, 16:4 to 16:8, 16:13
- Support, 5:9, 9:13, 10:2, 10:7, 10:9, 10:21, 10:23, 10:25, 16:6, 16:7, 21:3, 28:8, 42:1
- Termination of trust, 28:8
- Trust, 1:2, 3:3, 3:5, 3:17 to 3:19, 3:21, 5:9, 7:18, 9:13, 10:1 to 10:28, 11:1 to 11:8, 12:3, 12:4, 12:15, 13:2 to 13:5, 13:7, 14:2, 14:4, 14:5, 15:1, 15:9, 15:12, 16:2, 16:4 to 16:8, 18:1, 18:2, 18:6, 18:8, 19:2 to 19:4, 19:6, 19:8, 19:9, 21:3, 22:16, 23:13, 24:1, 24:4, 24:7, 26:3, 26:5, 28:5, 28:8, 29:17, 34:1, 35:4, 36:3, 38:5, 39:1, 39:5, 39:7, 42:1 to 46:3
- Trustee, 3:3, 3:17 to 3:19, 5:9, 9:13, 10:4, 10:9, 10:10, 10:12 to 10:14, 10:16 to 10:24, 10:26, 11:3 to 11:5, 11:7, 11:8, 12:4, 13:2, 13:3, 15:9, 15:12, 16:2, 16:4 to 16:8, 16:13, 18:2, 18:6, 18:8, 19:4, 19:9, 22:16, 24:4, 24:7, 28:8, 29:17, 36:3, 38:5, 42:1 to 46:3
- Unfunded trusts, 19:1 to 19:4, 19:6 to 19:9
- Uniform Gifts to Minors Act, 9:13, 10:6, 10:7

CHURCHES

- Advantages, 2:3
- Liability, 2:3
- Members, 2:3

CHURCHES—Cont'd

- Religious organizations, 2:3

CITIZENS

- Nonresident aliens, 45:2

COLLEGES

- Education, 14:5

COLLUSION

- Trustee, 27:11

COLORADO

- Accounting, 37:7
- Gift, 10:6
- Trust, 10:6, 37:7

COMMERCIAL PAPER

- Trust, 5:6

COMMISSIONS

- Income tax, 40:6

COMMUNICATIONS

- Estate planning, 2:3, 5:3, 38:3
- Irrevocable trusts, 2:3, 37:7, 38:1 to 38:6

COMMUNITY PROPERTY

- Educational trusts, 15:16
- Insurance, 24:3 to 24:5
- Interest in, 15:16
- Life insurance, 24:3 to 24:5
- Statutes, 24:4
- System, 24:4, 24:5, 30:3
- Trustee, 24:4

COMPENSATION

- Agreement, 32:3, 32:4
- Deferred compensation, 32:3, 32:4
- Right, 32:3
- Settlor, 43:7
- Time, 22:14
- United States, 43:8

COMPLEX TRUSTS

- Accumulation, 17:4, 17:7, 17:8, 17:16
- Distributable net income, 17:8
- Income tax, 40:5
- Tax planning, 40:5

COMPROMISE

- Trustee, 7:1, 7:4

INDEX

CONCEALMENT

Profits, 8:6

CONDOMINIUM

Trust, 40:6

CONFIDENTIAL

Trustee, 9:11

CONFLICT OF INTEREST

Corporation, 25:9

Perpetuities, 9:13, 28:8

Trustee, 9:13, 25:9, 28:8

CONNECTICUT

Gift, 10:6

Trust, 10:6

CONSENT

Accounting, 41:3

Allocation, 41:3

Beneficiary, 27:11, 41:3

Estate tax, 14:2

Gift tax, 14:2, 41:3

Revocation, 45:4

Trustee, 27:11, 41:3

CONSIDERATION

Banks, 42:2

Contract, 9:2

Definition, 3:14

Estate tax, 7:11, 10:14

Failure, 10:16

Gifts, 7:17, 10:14, 10:16, 20:1, 27:4, 42:2

Life insurance, 9:2, 33:4, 38:2

Partial payment, 27:4

Rescission, 9:2

Settlor, 3:14, 5:2, 5:3, 5:7, 5:8, 9:2, 16:13, 42:2

Statutes, 9:2

Trust, 3:14, 5:2, 5:3, 5:6 to 5:9, 7:17, 7:18, 9:2, 10:12, 10:14, 10:16, 10:26, 16:2, 17:10, 17:20, 19:2, 19:8, 27:4, 27:13, 33:4, 38:2, 42:2, 43:9

Value, 7:11 to 7:13, 7:17, 7:18, 9:2, 10:14, 20:1, 27:4

CONSTRUCTION

Intent, 3:16, 9:2, 9:12, 9:13, 28:8

Trust, 3:16, 8:5, 9:2, 9:7, 9:8, 9:12, 9:13, 22:16, 28:8

CONSTRUCTION—Cont'd

Trustee, 3:16, 9:2, 9:7, 9:8, 9:12, 9:13, 22:16, 28:8

CONTEMPLATION OF DEATH

Insurance trusts, 22:11, 22:16

Life insurance, 21:6, 21:9, 22:11, 22:16, 24:4, 38:2

CONTRACT

Agent, 21:8

Business trusts, 30:1, 30:5

Checks, 24:5

Compensation, 32:3

Construction, 9:2

Creditors, 32:2

Expenses, 23:4

Insurance trusts, 22:11

Intent, 9:2, 24:4, 29:16, 29:18

Land holding trust, 31:5

Liability, 10:6

Loans, 23:4

Mortgage, 23:4

Personal liability, 10:6

Real estate, 10:6, 21:8

Settlor, 9:2, 21:8, 24:4, 30:5, 31:5, 35:4

Statutes, 9:2, 24:4

Support, 9:2

Trust, 8:16, 9:2, 10:6, 21:8, 21:12, 22:11, 24:4 to 24:6, 29:16, 29:18, 30:1, 30:5, 31:5, 32:2 to 35:4

Trustee, 9:2, 21:8, 21:12, 22:11, 24:4, 24:6, 29:18, 30:5, 31:5, 32:2

CONTRIBUTION

Costs, 27:5

Employer, 29:18, 32:7

Trustee, 3:17, 12:9, 16:12, 25:11, 28:4, 29:18, 36:3

CONVERSION

Proceeds, 39:3

Trust, 39:3, 41:3

Trustee, 41:3

CORPORATE TRUSTEE

Banking, 10:14, 42:2

Bond, 3:16, 5:2, 9:2

Capacity, 5:2, 5:6, 6:2, 22:9, 42:2

Change, 5:6, 6:2, 9:2, 10:13, 11:8, 16:9, 22:10, 24:9

CORPORATE TRUSTEE—Cont'd

Insurance, 3:16, 9:2, 22:9, 22:10, 24:6, 24:9
 Merger, 3:16, 9:2
 Name, 9:2
 Powers, 3:16, 6:2, 9:2
 Spray trusts, 16:5, 16:8, 16:9
 Statutes, 9:2
 Trust companies, 42:2
 Voting, 5:6

CORPORATIONS

Affiliated, 45:2
 Agent, 45:2
 Beneficiary, 5:6, 29:18, 30:5, 45:2
 Bonds, 5:6
 Business trusts, 30:5, 30:7
 Capacity, 5:6, 7:6, 30:7
 Charitable Organizations, 45:2
 Creditors, 45:2
 Distributions, 45:2
 Gift, 7:19, 29:18
 Gift tax, 7:19
 Insurance, 25:11, 29:18, 45:2
 Powers, 5:3
 Private, 5:6, 7:21
 Property, 5:3, 7:19, 30:7, 45:2
 Shareholders, 45:1, 45:2
 Trust, 5:3, 5:6, 7:17, 25:11, 29:18, 30:5, 30:7, 45:1, 45:2
 Trustees, 5:3, 30:7

CORPUS

Complex trusts, 17:7
 Distribution, 9:2, 10:10, 10:12, 10:21, 10:25, 10:26, 11:2, 16:4, 16:7, 17:14, 19:4, 22:5, 27:11, 40:2, 40:6, 44:3
 Income tax, 10:12, 10:25, 10:26, 19:4, 27:12, 30:7, 39:7, 40:2, 40:6, 44:3
 Terminology, 30:2, 30:5

CORRESPONDENCE

Accountant, 38:2
 Internal Revenue Service, 38:2
 Irrevocable trust, 38:2
 Trust, 38:2
 Trustee, 38:2

COSTS

Accounting, 2:3

COSTS—Cont'd

Administration, 5:5, 13:2, 23:5, 28:8, 40:6, 43:5
 Agent, 28:8
 Allocation, 28:8, 40:6
 Defense, 43:5
 Education, 2:3, 28:8, 42:2
 Income tax, 28:2, 28:6, 40:6
 Instructions, 28:6
 Insurance, 2:3, 6:1, 21:14, 23:5, 27:3, 27:5, 28:2, 28:6, 28:8, 40:6, 43:5
 Lease, 15:6, 28:8
 Liens, 28:8
 Litigation, 8:13, 27:5
 Payment, 13:2, 21:14, 23:5, 28:8
 Premium, 21:14, 23:5
 Principal, 28:8
 Sale, 2:3
 Settlor, 5:1, 13:2, 42:2, 43:5
 Trustees, 5:1, 15:6, 28:6, 28:8, 43:5

COURTS

Administration, 8:5, 8:7, 9:8, 37:9, 43:8
 Approval, 37:7, 37:9
 Compensation, 43:8
 Discretion, 8:5, 15:11
 Enforcement, 12:16
 Investments, 37:7
 Jurisdiction, 8:8, 37:9
 Leases, 8:8, 15:2
 Probate, 37:7, 37:9, 37:10
 Sales, 7:11, 31:3
 Settlement, 37:7
 Terminology, 21:15
 Trustees, 12:15, 15:11, 37:10
 Trusts, 3:3, 5:9, 8:15, 9:7, 9:8, 12:2, 12:15, 12:16, 15:2, 15:8, 15:10, 15:11, 15:14, 21:14 to 22:16, 29:6, 30:6, 31:3, 37:7, 37:9, 37:10

CREDIT

Foreign, 45:2
 Income tax, 8:6, 39:7, 45:2
 Sale, 37:7, 39:7
 Trust, 7:18, 8:6, 14:2, 16:5, 17:11, 22:6, 23:9, 37:7, 37:10, 39:7, 45:2

CREDITOR

Agreement, 24:3 to 24:5, 28:8
 Assumptions, 24:3
 Contract, 24:4 to 24:6

INDEX

CREDITOR—Cont'd

Corporate trustee, 24:6, 24:9
Estate tax, 1:2
Gift tax, 13:4, 28:8, 46:2
Insurance trusts, 1:2
Investment, 19:4
Irrevocable trusts, 1:2, 46:1
Liens, 28:8
Life insurance, 1:2, 23:8, 24:1 to 24:9
Notice, 13:4
Payment, 24:4, 28:8
Probate, 24:1
Protection, 1:2, 13:4, 19:4, 23:8, 24:1 to 24:9, 28:8, 46:1
Revocable trusts, 24:2
Security, 24:5
Sequence of events, 24:4, 24:7
Settlor, 1:2, 24:4, 24:9, 46:1, 46:2
Spouse, 19:4, 24:1, 24:4, 27:7
Statutes, 24:4, 28:8
Support, 28:8
Trustee, 19:4, 24:4, 24:6 to 28:8, 46:2
Trusts, 1:2, 19:4, 24:2, 27:7, 28:8, 46:1, 46:2

CREDITS

Accounting, 39:7
Estate tax, 26:11, 40:1
Income tax, 26:11, 37:5, 39:7, 40:1, 45:1, 45:3

CROSS-PURCHASE

Stock, 7:17, 25:2, 25:3, 25:5, 25:6, 25:8 to 25:11

CRUMMEY TRUSTS

Attacks, 12:17
Gift tax, 11:2
Life insurance, 12:1, 38:2
Nature, 38:2
Revenue rulings, 12:1
Trustee, 12:17, 38:2

CUSTODIANS

Gifts to minors, 10:6
Uniform Gifts to Minors Act, 10:6

DAMAGES

Investments, 5:2
Trustee, 5:2, 43:5, 43:6

DEATH

Accounting, 3:16, 37:7, 39:7, 41:3
Construction, 3:16, 9:2, 22:16, 28:8
Contemplation of death, 21:6, 21:9, 22:11, 22:16, 24:4, 38:2
Evidence, 3:16
Gifts, 1:2, 7:17, 10:1, 10:4, 10:6, 10:7, 10:16, 10:24, 12:9, 14:2, 20:1, 20:2, 20:4, 21:3, 21:9, 22:6, 26:10, 28:2, 28:6, 33:1, 34:3, 37:7, 40:2
Insurance, 1:2, 3:16, 3:19, 9:2, 10:6, 10:21, 10:24, 12:16, 18:2, 19:4, 21:1 to 21:4, 21:6, 21:8 to 21:11, 21:15, 22:1, 22:2, 22:6, 22:11, 22:13, 22:16, 23:2, 23:4, 23:8, 23:10 to 23:12, 24:1, 24:4, 24:7, 24:8, 25:1, 25:4, 25:7, 25:8, 25:11, 28:2, 28:3, 28:5, 28:6, 28:8, 29:5, 29:18, 33:1, 33:4, 35:3, 37:7, 38:2, 40:6
Sole trustee, 3:17
Spouses, 3:17, 14:2, 19:3, 19:6 to 22:6, 23:8, 24:4, 28:2, 33:2
Trust, 1:2, 3:3, 3:5, 3:16, 3:17, 3:19, 3:20, 6:2, 7:15, 7:17, 7:18, 9:2, 9:3, 10:1, 10:4, 10:6, 10:7, 10:12, 10:16, 10:21, 10:24, 12:9, 12:10, 12:16, 13:1, 13:5, 14:2, 16:1, 16:6, 16:8, 17:15, 18:1 to 18:3, 18:8, 18:9, 19:2 to 19:4, 19:6, 20:3 to 21:3, 21:8, 21:9, 21:15, 22:1, 22:2, 22:6, 22:11, 22:13, 22:16, 23:12, 24:1, 24:4, 24:7, 24:8, 25:1, 25:4, 25:7, 25:8, 25:11, 26:9, 26:10, 27:12, 27:13, 28:2 to 28:6, 28:8, 29:1, 29:4, 29:5, 29:18, 33:1, 33:2, 33:4, 34:1, 34:3, 35:3, 37:7, 38:2, 39:5 to 39:8, 39:10, 40:2, 40:6, 41:3, 43:7, 45:3
Trustee, 3:3, 3:16, 3:17, 3:19, 3:20, 6:2, 9:2 to 10:4, 10:12, 10:16, 10:21, 10:24, 12:9, 16:1, 16:6, 16:8, 18:2, 18:8, 19:4, 20:3, 21:8, 22:1, 22:6, 22:11, 22:13, 22:16, 24:4, 24:7, 24:8, 25:4, 25:7, 25:8, 25:11, 27:13, 28:4, 28:6, 28:8, 29:4, 29:5, 29:18, 33:2, 37:7, 38:2, 40:2, 41:3, 45:3
Witnesses, 7:17

DEATH BENEFITS

Employees, 29:18

DEATH TAX

Life insurance, 21:3, 21:4, 21:8

DEBENTURES

Trust, 5:6

DEBTS

Payment, 35:3, 45:2

Trust, 22:1, 23:12, 33:4, 35:3, 45:2

DECANTING

Life insurance, 21:8

Trustee, 21:8, 28:8, 46:4

DECEIT

Income tax, 8:6

Trusts, 8:6

DECLARATION OF TRUST

Provisions, 9:2, 9:12, 10:17, 10:21, 11:4, 15:7, 22:5, 39:2

Purpose, 9:2, 9:12, 15:10, 22:7, 24:4

Revocable, 9:2

Trustee, 9:2, 9:12, 10:17, 10:21, 11:4, 13:3, 15:7, 15:10, 22:5, 22:7, 24:4, 29:5

DEDUCTIONS

Estate tax, 26:11, 29:3, 40:1

Gift tax, 40:1, 40:6

Income tax, 26:11, 37:5, 40:1, 40:6, 45:3

Probate, 40:6

DEEDS

Husband, 10:28

Terms, 10:28, 31:3

Title, 10:28, 31:3

Trust, 10:28, 31:3

Trustee, 31:3

Warranties, 10:28

Wife, 10:28

DEFAULT

Trustee, 9:8

DEFINITION

Business trust, 30:2

Duration, 9:13

Substantial gainful activity, 28:3

DELAWARE

Gift, 10:6, 28:8

Guardian, 28:8

DELAWARE—Cont'd

Statutes, 28:8

Trust, 10:6, 28:8

Trustee, 28:8

DELIVERY

Trust, 9:7, 10:8, 15:15

DEPOSITS

Cash, 37:7

Trustee, 37:7

DILIGENCE

Trustees, 9:13

DIRECTORS

Compensation, 32:3

Number, 32:3

DISABILITY

Definition, 28:3

Termination, 5:3, 28:8

DISCOUNTS

Minority discounts, 7:17, 7:20

DISCRETION

Accumulation, 3:16, 10:17, 16:11, 17:14, 28:8

Bond, 3:16

Court, 3:16, 8:5, 10:5, 10:21, 10:23, 10:24, 15:11, 27:11, 28:8, 40:2

Creditors, 10:23, 27:11, 28:8, 40:2, 42:1

Definition, 3:20, 10:21, 10:23, 42:3

Estate planning, 10:16, 42:3

Executor, 18:2

Limitations, 10:16

Medicaid, 27:8, 27:9, 27:11

Payment, 10:24, 27:9, 27:11, 28:8

Powers, 3:16, 10:5, 10:9, 10:16, 10:21, 10:23, 10:24, 27:8, 27:11, 28:8, 43:14

Settlor, 3:19, 5:7, 16:1, 16:5, 16:6, 18:2, 42:1, 42:3, 43:14

Spendthrift clause, 3:16, 10:23

Tax, 8:2, 8:5, 10:16, 10:17, 10:24, 15:11, 16:5, 18:2, 18:8, 28:8, 33:4, 40:2, 42:1

Trust, 3:16, 3:19, 3:20, 5:6, 5:7, 8:5, 10:5, 10:9, 10:16, 10:17, 10:21, 10:23, 10:24, 13:6, 15:11, 16:1, 16:2, 16:4 to 16:7, 16:11, 17:14, 18:2, 18:8, 27:8, 27:9, 27:11, 28:8,

INDEX

DISCRETION—Cont'd

33:4, 33:5, 40:2, 42:1, 42:3, 43:14
Trustee, 3:16, 3:19, 3:20, 5:6, 5:7, 10:9,
10:16, 10:17, 10:21, 10:23, 10:24,
13:6, 15:11, 16:1, 16:2, 16:4 to
16:7, 16:11, 17:14, 18:2, 18:8,
27:9, 27:11, 28:8, 33:5, 40:2, 42:1,
42:3

DISHONESTY

Trustee, 5:10

DISPOSITION OF PROPERTY

Trust, 12:9

DISSOLUTION

Bankruptcy, 19:5, 33:2

DISTRIBUTION

Accounting, 3:16, 17:5, 18:13
Accumulation trusts, 17:2, 17:4, 17:5,
17:8, 17:10, 17:13, 17:14, 17:17,
17:19 to 17:22
Annuity trusts, 3:19, 26:8
Beneficiaries, 9:2, 9:5, 9:12, 9:13,
10:21, 16:1, 16:2, 16:4, 16:11,
17:2, 17:5, 17:8, 18:2, 18:8, 18:10,
18:13, 21:2, 21:3, 21:8, 27:11,
28:6, 28:8, 29:15, 31:4, 31:5, 33:3,
40:2, 40:6, 41:2, 45:3
Cash, 9:2, 10:17, 19:5, 21:2, 28:6, 28:8
Complex trusts, 17:4, 17:8
Construction, 3:16, 9:2, 9:12, 9:13, 28:8
Current income, 28:6
Discretionary, 3:16, 5:8, 9:13, 10:9,
10:21, 19:5, 21:2, 28:8, 33:3, 40:2,
42:1, 42:2
Estate planning, 2:1, 9:13, 10:16, 20:3
Express power, 28:8
Identity, 10:26, 28:8
Improper, 40:6
Income, 2:1, 3:16, 3:18, 3:19, 5:8, 9:2,
9:5, 9:13, 10:7, 10:9, 10:10, 10:12,
10:16, 10:17, 10:21, 10:23, 10:25,
10:26, 11:2, 11:4, 11:6, 15:15,
16:1, 16:2, 16:4, 16:6, 16:7, 16:11,
16:12, 17:2, 17:4, 17:5, 17:8,
17:10, 17:13, 17:14, 17:17, 17:19
to 17:21, 18:2, 18:8, 19:3 to 19:5,
20:4, 21:8, 24:1, 27:11, 28:6, 28:8,
29:15, 31:5, 33:3, 38:5, 40:2, 40:6,
41:2, 42:1, 44:3, 45:3

DISTRIBUTION—Cont'd

Income tax, 3:18, 5:8, 10:7, 10:12,
10:25, 10:26, 17:2, 17:10, 17:17,
17:20, 18:8, 19:4, 28:6, 31:5, 38:5,
40:2, 40:6, 44:3, 45:3
Net income, 17:2, 17:5, 17:8, 17:10,
17:13, 17:14, 17:19, 27:11, 28:8
Perpetuities, 9:13, 10:21, 28:8, 33:3
Principal, 3:16, 3:18, 3:19, 9:2, 9:5,
9:12, 10:9, 10:16, 10:17, 10:21,
10:23, 11:4, 11:6, 16:1, 16:6, 16:7,
16:12, 18:2, 19:4 to 20:4, 21:2,
26:8, 27:11, 28:8, 29:15, 33:3,
40:2, 42:1, 45:3
Private foundations, 45:3
Settlor, 3:18, 3:19, 5:8, 9:2, 9:12, 9:13,
11:2, 15:15, 16:1, 16:6, 18:2, 21:8,
31:5, 42:1 to 45:3
Spray trusts, 16:1, 16:2, 16:4, 16:6,
16:7, 16:11, 16:12
Tax planning, 40:2, 40:6
Termination of trust, 28:8
Time, 3:18, 3:19, 9:2, 9:5, 9:12, 9:13,
10:7, 10:10, 10:21, 10:23, 10:25,
11:2, 11:6, 15:15, 16:4, 16:7,
17:20, 17:22, 18:2, 19:3 to 20:4,
21:2, 27:11, 28:6, 28:8, 32:7, 40:2,
42:1, 42:2
Trust, 3:5, 3:16, 3:18, 3:19, 5:8, 9:2,
9:5, 9:6, 9:12, 9:13, 10:7, 10:9,
10:10, 10:12, 10:16, 10:17, 10:21,
10:23, 10:25, 10:26, 11:2, 11:4,
11:6, 13:6, 15:15, 16:1, 16:2, 16:4,
16:6, 16:7, 16:11, 16:12, 17:2,
17:4, 17:5, 17:8, 17:10, 17:13,
17:14, 17:17, 17:19 to 17:22, 18:2,
18:8, 18:13, 19:3 to 19:5, 20:3 to
21:3, 21:8, 22:5, 24:1, 27:11, 28:6,
28:8, 29:10, 29:15, 29:21, 31:4,
31:5, 32:7, 33:3, 38:5, 40:2, 40:6,
41:2, 42:1 to 44:3, 45:3
Trustees, 3:16, 9:2, 9:12 to 10:12,
10:16, 19:4, 27:11, 28:6, 28:8,
29:21
Wills, 16:6, 18:2

DISTRICT OF COLUMBIA

Gift, 10:6
Trust, 10:6

DIVERSIFICATION

Assets, 5:6, 41:2

DIVERSIFICATION—Cont'd

Investments, 5:6, 41:2

DIVIDENDS

Estate tax, 10:14

Income, 5:3, 7:6, 10:14, 10:24, 11:2

Income tax, 10:24

Payment, 7:6, 10:24, 21:14, 23:4, 23:5

Principal, 5:3, 10:24

DIVORCE

Irrevocable trusts, 9:11

Trusts, 9:11, 27:7

DONEE

Gift tax, 7:20, 10:15, 11:2, 12:3, 12:9, 14:3, 21:14

Power of appointment, 3:9, 10:9, 12:9

DONOR

Gift tax, 7:20, 11:2, 12:7, 12:9, 14:2, 14:3, 22:5, 28:6, 29:13, 34:3, 36:2 to 44:3, 44:5

DRAFTING

Declaration of trust, 9:2, 13:3

Financial institutions, 6:1 to 9:2, 9:8, 9:13, 10:22, 11:7, 12:13, 22:17

Insurance trusts, 22:1, 22:17

Irrevocable trusts, 1:4, 9:8, 9:13, 12:2, 12:9, 37:6, 37:9

Power of appointment, 10:9, 12:9, 12:11

Revocable trusts, 1:4, 9:8

Trust, 1:4, 3:14, 3:16, 4:1, 5:3, 5:8, 5:11, 6:1, 6:2, 8:24, 9:1, 9:2, 9:8, 9:9, 9:13, 10:9, 10:20, 10:22, 11:1, 11:3, 11:7, 12:2, 12:6, 12:9, 12:11 to 12:13, 13:3, 20:3, 22:1, 22:17, 27:8, 27:10, 28:6, 28:8, 30:2, 30:4, 31:2, 32:5, 32:8, 32:9, 33:2, 33:5, 37:6, 37:9, 42:2, 42:3, 43:1, 43:2, 43:6, 43:8 to 43:14

Trust indenture, 30:4

DRAFTS

Trust, 9:13

DURATION

Construction, 9:13

Intent, 9:13

Trust, 9:13, 26:5

DYNASTY TRUST

Funding, 33:4

DYNASTY TRUST—Cont'd

History, 33:1

Incentives, 33:5

Taxation, 33:3, 33:4

EDUCATION

Churches, 2:3

Client, 1:1 to 1:6, 2:3, 28:4, 28:8, 42:1 to 42:3

Colleges, 14:5

Construction, 28:8

Definition, 36:2, 42:3

Distribution, 2:1, 10:9, 13:6, 18:2, 27:11, 28:8, 40:2, 42:1, 42:2

Estate planning, 1:4, 2:1, 2:3, 28:4, 42:3

Expenses, 13:6, 15:4, 15:5, 28:8, 36:2 to 40:2, 42:1

Gifts, 1:2, 10:9, 10:14, 14:5, 22:4, 40:2, 42:2

Liability, 2:3, 28:8

Malpractice, 1:4

Notice, 1:4

Payment, 27:11, 28:8, 36:2

Purpose, 1:1 to 2:1, 2:3, 10:14, 22:4, 28:8, 36:2, 40:2, 42:1

Qualified tuition programs, 36:2, 36:3

Secondary schools, 36:3

States, 1:5, 18:2, 28:4, 28:8

Support, 5:9, 10:9, 16:10, 27:11, 28:8, 40:2, 42:1

Termination, 15:5, 28:8

Trustee, 5:2, 5:9, 10:9, 10:14, 13:6, 16:10, 18:2, 22:4, 27:11, 28:4, 28:8, 36:3, 40:2, 42:1 to 42:3

Universities, 14:5

Visual aids, 1:3 to 1:6

EDUCATIONAL TRUSTS

Assumed facts, 15:4, 15:5

Case law, 15:8, 15:9, 15:12, 15:16

Community property, 15:16

Drafting, 13:3

Four-pronged test, 15:10 to 15:12

Gift, 13:3, 15:1 to 15:17

Gift tax, 13:3, 15:17

Guardian, 15:15

Lease, 15:1 to 15:17

Mathews Rules, 15:13

Review, 15:8 to 15:13, 15:16

INDEX

ELECTING SMALL BUSINESS

TRUSTS

Reporting, 37:5

ELECTION

Employee, 7:17

Generally, 45:1

Surviving spouse, 14:2

Trustee, 40:5, 45:3

Will, 7:17, 14:2, 21:2, 30:7, 36:2, 45:1 to 45:4, 45:6

EMPLOYEES

Discrimination, 32:4

EMPLOYMENT

Corporate trustee, 42:2

Investment, 42:2

Trustee, 37:3, 42:2

EQUIPMENT

Creditors, 28:8

Trust, 28:8, 36:2, 39:3

ESCROW

Tax, 15:4, 31:5

Trust, 15:4, 25:9, 31:5

ESTATE PLANNING

Estate tax, 20:3

Generally, 45:1

Generation skipping transfer tax, 20:3

Generation skipping trusts, 20:3

Gift tax, 7:22, 20:3

Income tax, 3:1, 23:10, 29:17, 45:1

Insurance, 2:3, 6:1, 7:22, 18:12, 21:1, 21:7, 21:10, 22:8, 23:1, 23:4, 23:7, 23:10, 23:13, 28:5

Insurance trusts, 22:8

Irrevocable trusts, 1:4, 2:3, 3:1, 3:21, 9:13, 10:16, 21:1, 21:7, 21:10, 23:13, 38:3, 46:1

Minors, 9:13, 19:2, 20:3

Retirement, 2:3, 28:5

Revocable trusts, 1:4, 3:21, 19:2

Spouse, 9:13, 29:17

Techniques, 13:1, 16:3

Testamentary trusts, 18:12

Trustee, 3:1, 5:3, 9:13, 10:16, 16:3, 18:12, 20:3, 22:8, 28:4, 29:17, 42:3

ESTATE PLANNING—Cont'd

Trusts, 1:4, 2:1, 2:3, 3:1, 3:21, 9:13, 10:16, 16:3, 18:12, 19:2, 20:3, 21:1, 21:7, 21:10, 22:8, 23:1, 23:13, 28:1, 28:4, 28:5, 28:9, 29:17, 38:3, 42:3, 45:1, 46:1

ESTATE TAX

Additional tax, 42:1

Administration expenses, 21:2

Annuity trusts, 26:11

Attribution, 21:2

Basis, 7:2, 7:11, 10:14, 21:2, 25:1, 26:11, 27:12, 39:9, 42:1

Beneficial interests, 21:8

Beneficiaries, 12:7, 21:2, 21:8, 39:9, 43:7

Bonds, 10:14

Cash, 1:2, 7:2, 21:2, 22:13, 29:14

Charitable deductions, 29:3

Charitable lead trusts, 1:2

Charitable remainder trusts, 1:2, 29:3, 29:14, 29:19

Children, 1:2, 10:14, 12:3, 14:2, 36:3, 42:1

Compensation, 43:7

Computation, 20:4

Consideration, 7:11, 10:14

Creditors, 42:1, 43:7

Credits, 26:11, 40:1

Death taxes, 1:2, 21:2, 29:19

Deceased spousal unused exclusion, 14:2

Deductions, 26:11, 29:3, 40:1

Dividends, 10:14

Estate planning, 20:3

Exclusions, 14:2

Exemption, 14:2, 20:2 to 20:4, 39:8, 42:1

Expatriates, 44:3

Expenses, 20:4, 21:2, 29:19, 36:3, 42:1

Federal, 7:2, 12:10, 20:3, 20:4, 21:2, 36:3, 42:1, 43:7

Generation-Skipping Transfer, 14:2, 20:2, 42:1

Gift tax, 7:2, 7:19, 12:3, 12:7, 12:10, 14:2, 18:9, 20:2 to 20:4, 21:8, 27:12, 29:19, 36:3, 39:9, 40:1, 44:3

Gifts, 1:2, 10:14, 12:7, 14:2, 20:2, 20:4, 44:3

ESTATE TAX—Cont'd

Grantor, 26:11, 27:12, 39:6, 39:8, 39:9, 40:1, 42:1
 Gross estate, 21:2, 21:8, 26:11, 29:14, 39:6
 Husband, 39:9
 Income tax, 7:2, 7:11, 12:3, 26:11, 27:12, 36:3, 40:1, 44:3
 Installment payments, 21:2
 Insurance trusts, 1:2, 22:13
 Internal Revenue Code, 1:2, 7:2, 12:3, 12:10, 20:3, 21:2, 21:8, 27:12, 29:3
 Irrevocable trusts, 1:2, 21:2, 21:8, 25:1, 40:1
 Jurisdiction, 21:8
 Liability, 20:3
 Life insurance, 1:2, 21:2, 21:8, 22:13
 Local law, 40:1
 Minors, 10:14, 20:3, 42:1
 Notice, 12:3, 21:8
 Partnership, 7:2
 Payment, 7:2, 21:2, 27:12, 40:1, 44:3
 Percentage, 21:2
 Personal liability, 20:3
 Personal property, 21:2
 Powers of appointment, 12:10
 Qualified personal residence trusts, 39:6, 39:8, 39:9
 Qualified tuition programs, 36:3
 Rate, 20:2 to 20:4, 21:2, 39:9, 44:3
 Retained interest, 39:6
 Return, 1:2, 7:2, 20:4, 21:2, 26:11, 27:12, 39:9, 44:3
 Sales, 7:11
 State Tax, 36:3
 Stock, 7:2, 10:14, 21:2, 25:1
 Support, 42:1
 Surviving spouse, 14:2, 44:3
 Tax planning, 40:1, 43:7
 Tax returns, 12:3
 Testamentary trusts, 18:9
 Trustee, 10:14, 20:3, 21:8, 22:13, 26:11, 36:3, 40:1, 42:1
 Trusts, 1:2, 7:19, 12:3, 12:7, 12:10, 18:9, 20:2 to 20:4, 21:2, 21:8, 22:13, 25:1, 26:11, 27:12, 29:3, 29:14, 29:19, 39:6, 39:8, 39:9, 40:1, 42:1
 Tuition, 36:3

ESTATE TAX—Cont'd

Valuation, 7:2, 7:11, 7:19
 Wife, 39:9

EVIDENCE

Burden of proof, 7:4, 8:24
 Intent, 3:16, 8:24
 Judgment, 7:4
 Presumptions, 15:16
 Strength, 7:4
 Trustees, 3:16, 15:16, 27:11
 Witnesses, 8:24

EXCESS

Passive income, 45:6

EXCLUSIONS

Annual, 10:9, 12:4, 12:17, 14:1 to 14:3, 14:5, 15:17, 22:2, 28:6, 36:2
 Income tax, 15:17, 22:2, 28:6

EXECUTION

Consideration, 10:16
 Title, 18:2, 29:5
 Trust, 10:16, 15:6, 15:10, 15:14, 18:2, 29:5

EXECUTORS

Sale, 40:5

EXEMPTIONS

Accumulation trusts, 17:8
 Creditors, 28:6
 Estate tax, 14:2
 Gift tax, 3:17, 12:9, 14:1 to 14:5, 28:6, 33:1
 Income tax, 28:6
 Life insurance, 28:6, 35:3
 Lifetime exemption, 14:1, 14:5
 Taxation, 28:6
 Trust, 3:17, 12:9, 14:2, 14:4, 14:5, 16:14, 17:8, 28:6, 33:1, 35:3

EXISTING TRUST

Gift, 21:8, 41:3

EXONERATION

Trustee, 43:5

EXPENSES

Accounting, 37:6, 39:7
 Actions, 42:1, 43:12
 Administration, 13:2, 15:5, 21:2, 22:1, 23:5, 28:3, 28:8, 40:6

INDEX

EXPENSES—Cont'd

- Agent, 28:8
- Allocation, 20:4, 28:8, 40:6
- Capital gains, 21:2
- Contract, 23:4
- Debts, 22:1, 23:8
- Education, 13:6, 15:4, 15:5, 28:8, 36:2 to 40:2, 42:1
- Estate tax, 20:4, 21:2, 29:19, 36:3, 42:1
- Improvements, 15:4 to 39:4, 39:7
- Income tax, 22:2, 36:3, 39:7, 40:2, 40:6
- Insurance, 12:14, 21:2, 22:1, 22:2, 22:9, 23:4, 23:5, 23:8, 27:1, 28:3, 28:8, 31:3, 39:4, 40:6
- Lease, 15:4 to 15:6, 15:15, 28:8
- Liens, 28:8
- Litigation, 31:3, 43:12, 43:13
- Mortgage, 23:4, 39:7
- Payment, 7:6, 13:2, 21:2, 23:4, 23:5, 28:8, 36:2, 45:6
- Premium, 7:6, 22:9, 23:4, 23:5
- Principal, 20:4, 21:2, 28:3, 28:8, 39:7, 40:2, 42:1
- Sale, 7:6, 21:2, 39:4, 39:7
- Settlors, 43:2
- Stock, 7:6, 21:2, 23:4
- Terminology, 23:4
- Trustees, 15:4 to 15:6, 22:1, 28:8, 43:2

EXPERIENCE

- Trustee, 5:2, 5:4, 28:4, 28:6

EXPERT

- Witnesses, 7:17

FAMILY TRUSTS

- Irrevocable trusts, 38:2

FEES

- Costs, 13:2, 40:6
- Income tax, 40:6
- Trustees, 15:5

FIDUCIARIES

- Attorneys, 43:5
- Bundled fiduciary fees, 40:6
- Examples, 40:6
- Income tax, 40:6

FINANCIAL PLANNERS

- Estate planning, 2:3, 21:1, 21:7

FISCAL YEAR

- Accumulation trusts, 17:22
- Insurance trusts, 22:15
- Probate, 18:11
- Spray trusts, 16:14
- Testamentary trusts, 18:11, 18:14

FLORIDA

- Gift, 10:6
- Trust, 10:6, 31:3
- Trustee, 31:3

FOREIGN TRUSTS

- Accumulation trusts, 17:9
- Income tax, 45:2

FORM 1041

- Filing, 10:27, 16:14, 17:22, 18:14, 19:4, 22:15, 30:1, 37:3, 37:4

FORMALITIES

- Trusts, 28:6, 37:10

FORMULA

- Trusts, 17:10, 26:9, 29:14
- Valuation, 7:10, 7:14, 26:9

FOUNDATIONS

- Private, 45:3
- Trusts, 30:6, 45:3

FOUR-PRONGED TEST

- Educational trusts, 15:10 to 15:12

FRACTIONAL INTEREST

- Trust, 39:3

FRAUD

- Consent, 27:11
- Creditors, 27:11
- Husband, 27:11
- Power of appointment, 27:11
- Settlors, 43:2
- Spouse, 27:11
- Support, 27:11
- Trustee, 27:11, 43:2
- Trusts, 27:11, 43:2
- Wife, 27:11

FUTURE INTERESTS

- Children, 10:8, 10:17
- Gift tax, 10:17
- Gifts, 10:8, 10:17
- Personal property, 10:17

GAS

Waste, 37:7

**GENERATION SKIPPING
TRANSFER**

Estate planning, 20:3

Estate tax, 20:2, 20:3

Gift tax, 20:2, 20:3

Interest, 20:3

Rate, 20:2, 20:3

Termination, 20:3

Transferor, 20:2, 20:3

Unfunded trusts, 19:7

GENERATION SKIPPING TRUSTS

Definition, 20:3

Limited purpose, 20:1

GEORGIA

Gift, 10:6

Trust, 10:6

GIFT TAX

Amount, 3:17, 7:2, 7:22, 9:7, 10:24,
11:2, 12:3, 12:9, 12:16, 13:2 to
13:4, 14:2, 14:3, 14:5, 16:5, 20:2,
20:4, 21:14, 22:5, 23:12, 26:10,
27:12, 28:6, 29:13, 29:19, 33:1,
36:3, 39:5, 39:9, 40:1, 40:6, 41:3,
44:2, 44:3, 44:5

Annual exclusion, 11:2, 14:1 to 14:3,
14:5, 16:5, 20:4, 21:14, 28:6,
29:13, 36:2, 36:3

Annuity trusts, 26:1, 26:2, 26:5, 26:8,
26:10

Basis, 3:17, 7:2, 7:22, 13:3, 16:5,
21:14, 23:12, 27:12, 39:9, 40:6,
41:3

Charitable deduction, 20:4

Charitable lead trusts, 34:3

Charitable remainder trusts, 29:13,
29:19

Checks, 10:17

Children, 3:17, 7:20, 10:15, 10:17,
10:24, 11:2, 12:3, 13:2 to 13:4,
14:2, 14:4 to 16:5, 26:5, 26:8,
28:8, 36:3, 39:1, 39:5

Citizens, 44:1 to 44:3, 44:5

Completed gift, 12:7, 12:9, 39:1, 46:2

Computation, 20:4, 39:5

Consent, 14:2, 41:3

Consideration, 5:8

GIFT TAX—Cont'd

Corporations, 7:19

Credits, 36:2, 40:1

Crummey power, 12:9, 21:14, 33:1

Deductions, 40:1, 40:6

Definition, 11:2, 13:2, 20:3, 23:12,
36:2, 41:3, 44:3

Delivery, 9:7

Educational trusts, 13:3, 15:17

Election, 14:2, 36:2

Estate planning, 7:22, 20:3

Estate tax, 7:2, 7:19, 12:3, 12:7, 12:10,
14:2, 18:9, 20:2 to 20:4, 21:8,
27:12, 29:19, 36:3, 39:9, 40:1,
44:3

Exceptions, 44:3

Exclusion, 9:7, 11:2, 12:2, 12:3, 12:5,
12:7, 12:9, 12:16, 13:2, 13:4, 14:1
to 14:3, 14:5, 16:5, 20:2, 20:4,
21:14, 22:5, 27:12, 28:6, 29:13,
33:1, 36:2, 36:3, 39:5, 44:2, 44:3,
44:5

Exemptions, 3:17, 12:9, 14:1 to 14:5,
28:6, 33:1

Expatriates, 44:1 to 44:3

Family members, 7:20, 13:4, 28:6, 39:1

Form 709, 10:15, 14:3, 20:4

Future interests, 10:17

Generally, 39:1, 44:1

Generation-skipping transfer, 13:2, 13:4,
14:2, 20:2, 33:1

Grantor retained annuity trusts, 26:1,
26:2, 26:5, 26:8, 26:10

Grantor retained unitrusts, 26:1, 26:2,
26:5, 26:8, 26:10

Husband, 3:17, 10:17, 10:24, 15:17,
39:9

Income tax, 5:8, 7:2, 10:24, 12:3, 15:17,
22:2, 27:12, 28:6, 34:3, 36:3, 40:1,
40:6, 41:3, 44:2, 44:3

Insurance, 7:22, 10:24, 12:2, 12:14,
12:16, 21:8, 21:14, 22:2, 22:5,
23:12, 28:6, 28:8, 33:1, 39:9, 40:6

Interest, 3:17, 7:2, 7:19, 7:20, 7:22, 9:7,
10:24, 11:2, 12:2, 12:9, 12:14,
15:17, 16:5, 20:3, 20:4, 21:14,
26:1, 26:2, 26:5, 26:10, 27:12,
28:6, 28:8, 29:13, 29:19, 36:2,
39:1, 39:5, 39:9, 41:3

Irrevocable trusts, 9:7, 12:2, 12:9, 21:8,
21:14, 33:1, 40:1, 40:6

INDEX

GIFT TAX—Cont'd

Life insurance, 7:22, 10:24, 12:2, 12:14, 12:16, 21:8, 21:14, 22:2, 22:5, 23:12, 28:6
Lifetime exemption, 14:1, 14:5
Lifetime gift, 21:14
Local law, 12:9, 39:11, 40:1, 41:3
Marital deduction, 29:13, 41:3, 44:5
Nonresident alien, 44:2
Partnership, 7:2, 14:4, 40:6
Payment, 7:2, 10:24, 13:2, 15:17, 21:14, 27:12, 28:8, 36:2, 40:1, 41:3, 44:3
Powers of appointment, 12:10
Present interest, 11:2, 12:2, 12:9, 16:5, 20:3, 21:14, 28:6, 29:13
Qualified personal residence trusts, 39:1, 39:5, 39:9, 39:11
Qualified tuition programs, 36:2, 36:3
Rates, 26:2, 26:10
Real property, 28:8, 44:1
Remainder, 3:17, 7:2, 11:2, 12:9, 15:17, 20:3, 26:2, 26:5, 26:8, 28:6, 28:8, 29:13, 29:19, 39:1, 39:5, 39:9, 41:3
Retained interest, 26:5, 39:1, 39:5
Retirement, 3:17, 28:6, 28:8
Return, 7:2, 10:15, 14:3, 15:17, 20:4, 21:14, 22:5, 26:10, 27:12, 28:6, 39:5, 39:9, 39:11, 40:6, 41:3, 44:3
Revocation, 26:10
Split gifts, 14:2, 14:3
Spouse, 10:24, 14:2, 22:2, 26:10, 28:6, 29:13, 39:9, 41:3, 44:3, 44:5
Stock, 7:2, 7:20, 10:15, 11:2, 26:2, 44:1, 44:2
Tax planning, 40:1, 40:6
Tax returns, 10:17, 12:3, 14:3, 40:6
Testamentary trusts, 18:9
Third parties, 40:6
Trust corpus, 11:2, 12:9, 27:12
Trusts, 3:17, 7:19, 9:7, 11:2, 12:2, 12:3, 12:5, 12:7, 12:9, 12:10, 12:14, 12:16, 13:3, 15:17, 16:5, 18:9, 20:2 to 20:4, 21:8, 21:14, 22:2, 22:5, 26:1, 26:2, 26:5, 26:8, 26:10, 27:12, 28:6, 28:8, 29:13, 29:19, 33:1, 34:3, 39:1, 39:5, 39:9, 39:11, 40:1, 40:6, 41:3, 46:2
Tuition, 13:2, 13:3, 14:5, 36:2, 36:3

GIFT TAX—Cont'd

Undivided interest, 39:9
Valuation, 7:2, 7:19, 7:20, 7:22, 10:15, 10:24, 21:14, 23:12, 26:1, 26:2, 26:10, 39:5, 40:6
Waiver, 36:2
Wife, 3:17, 10:17, 10:24, 13:3, 15:17, 22:5, 39:9
Will, 3:17, 5:8, 7:2, 7:19, 7:20, 7:22, 9:7, 10:15, 10:17, 11:2, 12:9, 12:10, 12:14, 12:16, 13:2 to 13:4, 14:2, 15:17, 16:5, 18:9, 20:3, 20:4, 21:8, 21:14, 22:2, 22:5, 23:12, 26:2, 26:5, 26:8, 28:6, 28:8, 29:19, 33:1, 36:2, 39:1, 39:5, 39:9, 39:11, 41:3, 44:3, 46:2

GIFTS

Acceptance, 7:20
Attorney, 9:13, 10:15, 22:5, 28:6, 42:2
Burden of proof, 10:15
Charitable Contributions, 29:17
Consideration, 7:17, 10:14, 10:16, 20:1, 27:4, 42:2
Custodians, 10:6
Declaration, 9:13, 10:17, 14:3, 15:10, 22:5
Deductibility, 15:10, 21:14
Defined, 10:8, 10:9, 42:2
Delivery, 9:7, 10:8
Disposition of property, 12:9
Estate planning, 7:17, 9:13, 10:16, 29:17
Estate tax, 1:2, 10:14, 12:7, 14:2, 20:2, 20:4, 44:3
Future interest, 9:7, 10:8, 10:9, 11:2, 16:5, 21:14
Gift tax, 7:20, 9:7, 10:15, 10:17, 10:24, 11:2, 12:7, 12:9, 14:2 to 16:5, 20:2, 20:4, 21:14, 22:5, 26:10, 28:6, 33:1, 34:3, 44:1, 44:3, 44:5, 46:2
Income interest, 7:16, 11:2, 20:4
Intent, 9:13, 10:1, 10:8, 10:9, 10:14, 10:16, 21:14, 27:4
Joint tenancy, 10:4
Life tenant, 29:17
Minors, 9:13, 10:1, 10:3, 10:4, 10:6, 10:7, 10:9, 10:14, 10:17, 40:2
Parent, 9:13, 10:7, 12:15, 14:3, 15:1, 16:5, 28:6

GIFTS—Cont'd

- Presumption, 22:4
- Remainder interest, 7:16, 10:1, 11:2, 12:9, 26:6
- Revocation, 26:10
- Spouse, 9:13, 10:1, 10:24, 14:2, 22:6, 26:10, 28:2, 28:6, 29:17, 44:3, 44:5
- Tangible personal property, 44:1
- Testamentary gifts, 20:2
- Trustees, 9:13, 10:14, 10:16, 12:15, 28:6
- Types of property, 10:6
- Uniform Gifts to Minors Act, 9:13, 10:6, 10:7
- Unitrusts, 26:6, 26:10
- Valuation, 7:16, 7:17, 7:20, 10:15, 10:24, 21:14, 26:6, 26:10

GOOD FAITH

- Trustees, 3:16

GOVERNMENT

- Trustee, 9:8, 10:4, 22:5, 28:8, 37:1, 37:10, 42:2

GRANDCHILDREN

- Generation skipping transfer, 19:7
- Incentive trusts, 42:2
- Power of appointment, 19:8
- Testamentary trust, 18:2

GRANTOR RETAINED ANNUITY TRUSTS

- Duration, 26:5
- Gift tax, 26:1, 26:2, 26:5, 26:8, 26:10
- Gross estate, 26:5, 26:9, 26:11
- Qualified interest, 3:19, 26:3, 26:4, 26:10
- Reimbursement, 26:11
- Sample form, 26:11
- Substitution, 26:11
- Valuation, 26:1 to 26:4, 26:6, 26:7, 26:9, 26:10
- Value, 26:1 to 26:7, 26:9 to 26:11
- Zero-out, 26:7, 26:8, 26:10

GRANTOR RETAINED UNITRUSTS

- Duration, 26:5
- Gross estate, 26:5, 26:9, 26:11
- Qualified interest, 3:19, 26:3, 26:4, 26:10

GRANTOR RETAINED UNITRUSTS —Cont'd

- Reimbursement, 26:11
- Substitution, 26:11
- Valuation, 26:1 to 26:4, 26:6, 26:7, 26:9, 26:10

GROSS ESTATE

- Grantor retained annuity trusts, 26:5, 26:9, 26:11
- Grantor retained unitrusts, 26:5, 26:9, 26:11
- Valuation, 7:18, 26:9

GUARDIAN

- Accounting, 3:16, 10:5
- Distributions, 3:16, 28:8, 42:3
- Educational trusts, 15:15
- Gift tax, 12:9, 28:8
- Good faith, 3:16
- Income, 3:16, 10:5, 12:9, 15:15, 28:8
- Intent, 3:16, 28:8
- Investment, 3:16
- Parties, 3:16, 28:4
- Principal, 3:16, 28:8, 42:3
- Removal, 28:8
- Trust, 3:16, 10:5, 12:4, 12:6, 12:9, 15:15, 28:4, 28:8, 42:3

HAWAII

- Gift, 10:6
- Trust, 10:6, 31:3
- Trustee, 31:3

HEALTH

- Expenses, 27:1, 28:3, 28:8, 42:1
- Trustee, 16:10, 27:11, 28:8, 42:1

HEARINGS

- Notice, 8:8

HEIRS

- Children, 10:21
- Definition, 10:21
- Insurance, 10:21, 21:2, 40:6
- Probate, 40:6

HISTORY

- Statute, 27:9

HOME

- Estate tax, 27:12, 39:9

INDEX

HUSBAND

Aliens, 45:2
Basis, 3:17, 10:26, 16:6, 19:5, 24:4, 27:11, 29:4, 30:3, 39:9
Community property, 15:16, 24:3 to 24:5, 30:3
Creditors, 19:5, 24:3, 24:8, 27:11, 40:2, 45:2
Deeds, 10:28
Dividend, 37:7
Estate tax, 39:9
Fraud, 27:11
Gains, 39:9
Gift tax, 3:17, 10:17, 10:24, 15:17, 39:9
Gifts, 10:7, 10:17, 10:24, 37:7, 40:2
Income tax, 10:7, 10:24, 10:26, 15:17, 37:5, 40:2, 45:2
Insurance, 10:24, 21:10, 24:3 to 37:7, 39:9, 45:2
Joint tenancy, 30:3, 45:2
Medical Expenses, 40:2
Presumption, 15:16
Revocable trusts, 30:3
Separate property, 15:16, 24:4 to 24:6, 30:3
Special needs trusts, 28:4
Stock, 37:7, 45:2
Support, 10:7, 16:6, 19:5, 27:11, 40:2
Surviving spouse, 3:5
Third party, 3:5
Trustees, 3:17, 10:28, 15:16, 15:17, 27:11
Trusts, 3:17, 15:16, 15:17, 16:6, 19:5, 21:10, 26:3, 27:11, 28:4, 29:4, 30:3, 37:5, 37:7, 39:9, 40:2, 45:2
Valuation, 10:24, 26:3
Wills, 16:6

IDAHO

Gift, 10:6
Trust, 10:6

IDENTIFICATION

Fund, 10:16
Income tax, 15:17
Trustee, 9:9, 10:16 to 10:19, 11:4 to 22:5, 22:7, 24:4, 29:5, 37:1, 37:3, 37:10, 38:2

ILLINOIS

Gift, 10:6

ILLINOIS—Cont'd

Trust, 10:6, 31:1, 31:3, 31:7
Trustee, 31:1, 31:3, 31:7

ILLNESS

Trustee, 16:7

IMPARTIALITY

Trustee, 41:3

IMPROVEMENTS

Mortgage, 39:7
Real estate, 15:4, 15:5
Trustees, 15:4, 15:5

INCENTIVE TRUSTS

Choice of trustee, 42:2
Disclosure, 42:3
Grandparents, 42:1, 42:2
Intended redundancies, 42:1
Specificity, 42:3
Trust companies, 42:2

INCOME

Accounting, 3:16, 5:2, 10:5, 17:5, 37:6, 39:7, 41:3, 45:2
Accumulation trusts, 17:1, 17:2, 17:4 to 17:10, 17:13 to 17:15, 17:17 to 17:21, 17:23
Accumulations, 16:11
Aliens, 45:2
Annuities, 7:16
Apportionment, 41:3
Attorneys, 7:1, 9:13, 10:16, 21:1, 24:4, 28:8
Bonds, 5:6, 10:14, 33:4
Capital gains, 27:12, 29:15
Charitable remainder trusts, 29:1 to 29:5, 29:11 to 29:17, 29:19, 29:20
Charitable trust, 29:20
Compensation, 43:7
Compromise, 7:1
Definition, 7:6, 8:6, 9:13, 10:21, 10:23, 10:25, 11:2, 17:5, 17:6, 26:3, 28:3, 30:2, 41:3, 44:3
Discretion, 3:16, 3:19, 5:6, 5:7, 10:5, 10:9, 10:16, 10:17, 10:21, 10:23, 10:24, 15:11, 16:1, 16:2, 16:4 to 16:7, 16:11, 17:14, 18:2, 18:8, 27:8, 27:9, 27:11, 28:8, 33:4, 33:5, 40:2, 42:1
Dividends, 5:3, 7:6, 10:14, 10:24, 11:2

INCOME—Cont'd

Expenses, 7:6, 7:12, 15:5, 15:15, 20:4, 22:2, 23:8, 27:1, 28:3, 28:8, 29:19, 36:3, 37:6, 39:4, 39:7, 40:2, 40:6, 42:1, 45:6

Improvements, 15:5, 39:4, 39:7

Invasion, 9:5, 19:5, 24:4, 24:7, 24:8, 27:11

Leases, 15:2

Payments, 7:6, 15:5, 15:9, 15:12, 19:5, 26:9, 27:4, 27:9, 27:11, 28:8, 29:2, 29:11, 29:16, 34:2, 40:6

Profits, 7:6, 8:6, 45:4, 45:6

Receipts, 10:19, 41:3, 45:4, 45:6

Spray trusts, 16:1, 16:2, 16:4 to 16:8, 16:10 to 16:13

Statutes, 9:2, 10:5, 10:21, 24:4, 28:8, 46:4

Trusts, 2:1, 3:1, 3:17, 3:19, 5:2, 5:6, 5:9, 8:6, 8:21, 9:2, 9:13, 10:8, 10:12, 10:16, 10:25, 11:2, 11:4, 11:6, 12:3, 12:8, 12:9, 13:3, 15:1 to 15:3, 15:5, 15:9, 15:11, 15:12, 15:14, 15:15, 15:17, 16:1, 16:2, 16:4 to 16:8, 16:10 to 16:13, 17:1, 17:2, 17:4 to 17:10, 17:13 to 17:15, 17:17 to 17:21, 17:23, 18:2, 18:8, 19:3 to 19:6, 20:4, 21:1, 21:4, 21:8, 22:2, 22:12, 23:1, 24:2, 25:1, 26:1 to 26:4, 26:9, 26:11, 27:1, 27:2, 27:4, 27:8, 27:9, 27:11, 27:12, 28:2, 28:3, 28:6, 28:8, 29:1 to 29:5, 29:11 to 29:17, 29:19, 29:20, 30:2, 30:7, 31:1, 32:5, 33:4, 34:1 to 34:3, 37:4 to 37:6, 38:5, 39:4, 39:5, 39:7, 39:10, 40:1 to 40:6, 41:1 to 41:3, 42:1, 45:1 to 45:6, 46:3, 46:4

Valuation, 3:1, 7:1, 7:2, 7:6, 7:10 to 7:12, 7:16, 10:24, 26:1 to 26:4, 26:9, 29:5, 39:5, 40:6

INCOME TAX

Accumulation, 17:2, 17:10, 17:17, 17:20, 28:6

Adjusted Gross Income, 36:3, 40:2, 40:6

Adjustments, 41:3, 45:4

Administrative powers, 39:7

Advantages, 3:18, 10:8, 10:12, 17:20, 22:2, 29:17, 36:3

Aliens, 45:2

INCOME TAX—Cont'd

Allocation, 40:6, 41:3

Annuity, 26:11, 29:20, 34:2

Appeals, 8:18, 10:24

Apportionment, 41:3

Appraisal, 7:2, 7:11, 40:6

Appreciation, 10:25, 27:12, 29:20

Bankruptcy, 28:2

Basis, 7:2, 7:11, 10:2, 10:26, 18:8, 23:10, 26:11, 27:12, 29:17, 38:5, 39:7, 39:10, 40:6, 41:3, 45:5

Bundled fiduciary fees, 40:6

Business trusts, 30:7, 37:5

Charitable contributions, 29:17, 40:3, 40:4

Charitable lead trusts, 34:2, 34:3

Charitable remainder trusts, 29:12, 29:17, 29:20

Children, 3:18, 10:2, 10:7, 10:8, 10:12, 10:24 to 10:26, 12:3, 13:5, 18:8, 19:4, 29:17, 36:3, 38:5, 39:7, 46:3

Complex trusts, 40:5

Corporation, 7:2, 8:6, 30:7, 44:2, 45:1 to 45:5

Costs, 28:2, 28:6, 40:6

Credits, 26:11, 37:5, 39:7, 40:1, 45:1, 45:3

Current income, 28:6, 29:17, 34:2

Custodial gifts, 40:2

Deductions, 26:11, 37:5, 40:1, 40:6, 45:3

Definitions, 8:6

Distributable net income, 17:2, 17:10

Distributions, 15:17, 17:2, 17:10, 19:4, 28:6, 29:20, 36:3, 40:2, 40:5, 40:6, 45:2

Dividends, 10:24

Election, 30:7, 40:5, 45:1 to 45:4

Estate Income Tax, 40:2

Estate planning, 3:1, 23:10, 29:17, 45:1

Estate tax, 7:2, 7:11, 12:3, 26:11, 27:12, 36:3, 40:1, 44:3

Excess distribution, 17:10

Exclusions, 15:17, 22:2, 28:6

Exemptions, 28:6

Exercise, 10:7, 10:26, 28:6, 45:3

Expenses, 22:2, 36:3, 39:7, 40:2, 40:6

Fiduciary, 15:17, 19:4, 31:5, 37:4, 38:5, 40:2, 40:4 to 40:6

Filing, 19:4, 27:12, 28:2, 37:4

INDEX

INCOME TAX—Cont'd

Foreign trusts, 45:2
Foundations, 45:3
Generally, 45:1
Gifts, 10:2, 10:7, 10:8, 10:24, 28:2, 28:6, 29:17, 34:3, 40:2, 44:3
Grantor trusts, 37:5, 40:1, 40:6, 45:3
Gross income, 10:25, 36:3, 40:2, 40:6, 44:3
Income distributions, 40:2
Insurance trusts, 22:2, 22:12
Interest, 7:2, 10:2, 10:8, 10:24, 15:17, 17:10, 17:20, 19:4, 26:11, 27:12, 28:6, 29:12, 29:17, 34:2, 39:7, 40:3, 41:3, 45:2 to 46:3
Internal Revenue Code, 3:18, 7:2, 8:6, 10:7, 10:8, 10:12, 10:24, 10:25, 12:3, 13:5, 17:2, 27:12, 29:17, 30:7, 41:3
Internal Revenue Service, 3:1, 5:8, 7:11, 8:6, 8:12, 8:18, 10:7, 10:26, 12:3, 29:20, 37:4
Irrevocable trusts, 3:1, 15:2, 37:4 to 38:5, 40:1 to 40:6
Itemized Deductions, 40:6
Liability, 8:6, 10:8, 10:24, 17:10, 45:1, 45:2
Local law, 40:1, 41:3
Look back period, 40:4
Losses, 45:1
Multiple trusts, 17:2, 17:10, 17:17, 17:20, 40:2
Mutual funds, 23:10
Nonresident alien, 44:2
Parents, 3:18, 10:2, 10:12, 10:24, 10:25, 19:4, 28:6, 36:3
Partnership, 7:2, 8:6, 30:7, 31:5, 40:3, 40:6
Payment, 7:2, 8:18, 10:24, 15:17, 17:10, 27:12, 40:1, 41:3, 44:3, 45:2
Penalty, 36:3, 44:2
Principal, 3:18, 8:6, 10:24, 19:4, 29:17, 39:7, 39:10, 40:2, 41:3, 45:3
Private foundations, 45:3
Qualified personal residence trusts, 39:7, 39:10
Rates, 10:25, 17:20, 40:2
Regulations, 7:2, 10:12, 10:24, 29:20, 30:7, 39:10, 40:2, 40:6, 41:3

INCOME TAX—Cont'd

Reserve, 5:8, 10:24, 45:2
Retirement, 17:20, 28:2, 28:6
Return, 7:2, 10:25, 15:17, 19:4, 26:11, 27:12, 28:6, 29:17, 37:4 to 38:5, 40:2, 40:6, 41:3, 44:3, 45:2, 46:3
Rulings, 8:18
S corporation, 45:1 to 45:5
Sale, 8:18, 10:7, 10:26, 39:7, 39:10, 40:5, 45:5
Separate tax entities, 40:2
Separate trusts, 40:2
Settlor, 3:18, 5:8, 13:5, 22:2, 22:12, 31:5, 37:5, 40:1, 45:3
Shareholders, 45:1 to 45:5
Simple trust, 40:3
State Tax, 5:8, 36:3
Stepped-up basis, 10:2, 27:12
Stock, 7:2, 33:4, 44:2, 45:1 to 45:4
Surviving Spouse, 19:4, 41:3, 44:3
Tables, 15:17, 34:2
Tax preparation, 40:6
Tax Years, 10:25, 17:10, 45:2
Taxable Income, 17:10, 40:1 to 45:3
Taxable year, 10:25, 40:5, 44:2, 44:3, 45:1, 45:5
Testamentary trusts, 18:8, 45:3
Throwback rule, 17:10
Treasury regulations, 10:12, 29:20, 30:7
Trust, 3:1, 3:18, 5:8, 7:2, 8:6, 8:12, 10:2, 10:7, 10:8, 10:12, 10:24 to 10:26, 12:3, 13:5, 15:2, 15:17, 17:2, 17:10, 17:17, 17:20, 18:8, 19:4, 22:2, 22:12, 26:11, 27:12, 28:2, 28:6, 29:17, 29:20, 30:7, 31:5, 33:4, 34:2 to 36:3, 37:4 to 38:5, 39:7, 39:10, 40:1 to 40:3, 40:5, 40:6, 41:3, 44:3, 45:1 to 46:3
Trustees, 10:12, 15:17, 19:4, 28:6, 30:7, 33:4, 40:5, 41:3
Undistributed net income, 17:2, 17:10
Uniform Transfers to Minors Act, 10:7

INDEBTEDNESS

Payment, 21:5, 21:14

INDENTURE

Trust, 30:4, 30:5, 30:8

INDIANA

Gift, 10:6

INDIANA—Cont'd

Trust, 10:6

INDIVIDUAL TRUSTEE

Advantages, 5:2, 10:12

Corporate trustee, 5:2, 10:12, 25:9

INHERITANCE TAX

Irrevocable trusts, 21:4

Life insurance, 21:4

INSTITUTIONAL INVESTMENT POLICIES

Trustee, 5:6

INSTITUTIONAL TRUSTEE

Testamentary trusts, 18:6

INSURANCE

Administration, 9:8, 10:18, 21:2, 21:6,
22:1, 23:5, 28:3, 28:8, 38:5, 40:6,
43:5

Agent, 21:7, 21:8, 25:5, 28:8, 37:3,
38:5, 45:2

Allocation, 28:8, 40:6

Assignment, 21:15, 22:13, 25:10, 25:11

Cash surrender value, 29:18

Claims, 1:2, 2:3, 23:5, 24:8, 28:2, 28:6,
28:8, 32:6, 40:6

Class, 27:5, 45:2

Contracts, 7:22, 8:8, 21:11, 23:2, 27:4,
29:18

Creditors, 24:1 to 24:3, 24:8, 28:2,
28:6, 28:8, 32:6, 40:6, 45:2

Death tax, 21:3, 21:4, 21:8, 33:1

Estate planning, 2:3, 6:1, 7:22, 18:12,
21:1, 21:7, 21:10, 22:8, 23:1, 23:4,
23:7, 23:10, 23:13, 28:5

Estate tax, 1:2, 21:2, 21:8, 22:13, 25:1,
39:9

Exception, 9:4, 21:2, 21:4, 23:4, 40:6,
45:2

Gift tax, 7:22, 10:24, 12:2, 12:14,
12:16, 21:8, 21:14, 22:2, 22:5,
23:12, 28:6, 28:8, 33:1, 39:9, 40:6

Income, 3:16, 3:19, 9:2, 10:21, 10:24,
18:2, 19:4, 21:1, 21:4, 21:8, 22:2,
22:12, 23:1, 23:8, 23:10, 24:1 to
24:4, 24:7, 24:8, 25:1, 27:1, 27:4,
28:2, 28:3, 28:6, 28:8, 29:5, 33:4,
38:5, 39:4, 40:6, 45:2

Investments, 9:2, 10:18, 22:4, 22:5,
22:8, 22:9, 37:7

INSURANCE—Cont'd

Life Insurance, 1:2, 2:3, 3:16, 7:22, 8:8,
9:2, 9:4, 10:18, 10:21, 10:24, 12:1,
12:2, 12:14 to 12:16, 18:12, 21:1
to 21:16, 22:1 to 22:9, 22:11,
22:13, 22:14, 22:16, 22:18, 23:1 to
23:13, 24:1 to 24:9, 25:4, 25:6 to
25:8, 25:11, 28:2, 28:5, 28:6,
29:18, 33:4, 35:1 to 35:4, 38:2

Life insurance, 1:2, 2:3, 3:16, 7:22, 8:8,
9:2, 9:4, 10:18, 10:21, 10:24, 12:1,
12:2, 12:14 to 12:16, 18:12, 21:1
to 21:16, 22:1 to 22:9, 22:11,
22:13, 22:14, 22:16, 22:18, 23:1 to
23:13, 24:1 to 24:9, 25:4, 25:6 to
25:8, 25:11, 28:2, 28:5, 28:6,
29:18, 33:4, 35:1 to 35:4, 38:2

Options, 2:3, 23:3, 23:11, 27:4, 28:6,
45:2

Premiums, 10:24, 12:14, 12:15, 21:6,
21:13, 21:14, 22:12, 22:14, 22:16,
22:18, 23:2, 23:4, 23:12, 24:4,
24:5, 25:7, 27:4, 40:6

Principal, 3:16, 3:19, 9:2, 10:21, 10:24,
18:2, 19:4, 21:2, 24:4, 24:7, 24:8,
27:4, 28:3, 28:8

Receipts, 37:7

Restrictions, 6:1

Settlements, 6:3

Statutes, 6:3, 9:2, 10:21, 18:12, 22:3,
24:4, 28:8

Stock, 3:19, 21:2, 23:3, 23:4, 23:13,
25:1 to 25:8, 25:10, 25:11, 33:4,
37:7, 45:2

Support, 3:16, 8:8, 9:2, 10:21, 21:3,
28:3, 28:6, 28:8

Tax planning, 23:4, 38:2, 40:6

Uniform Gifts to Minors Act, 10:6

Wills, 18:2, 21:12

INSURANCE TRUSTS

Acquiring life insurance, 22:11

Administration, 22:1

Advantages, 22:2

Authority to purchase life insurance,
22:1, 22:4, 22:5

Calendar year, 22:15

Case law regarding three-year contem-
plation of death statute, 22:16

Choice of trustee, 22:9

Claims, 1:2

INDEX

INSURANCE TRUSTS—Cont'd

Cooperation with the estate planning team, 22:8
Creation, 22:2
Documents to be utilized, 22:7
Estate tax, 1:2, 22:13
Estate tax considerations, 22:13
Funded or unfunded, 22:2
Gift, 22:2, 22:4, 22:5, 22:11
Gift tax, 22:2, 22:5
Illegal act is not an incident of ownership, 22:18
Income tax, 22:2, 22:12
Irrevocable, 1:2, 22:1, 22:2, 22:4 to 22:6, 22:12, 22:14, 22:16, 22:18
Ministerial language, 22:17
Payment of premiums, 22:14
Payment of trust owned life insurance premiums, 22:14
Perpetuities, 1:2
Policy, 1:2, 22:2, 22:4 to 22:6, 22:11, 22:13, 22:16
Premiums, 22:12, 22:14, 22:16, 22:18
Presently established irrevocable life insurance trust, 22:4
Proceeds, 1:2, 22:1 to 22:3, 22:13, 22:16, 22:18
Rights, 22:10, 22:13
Settlor, 1:2, 22:2, 22:4, 22:12, 22:13
Spouse, 22:2, 22:6
Spouses owning life insurance on the other, 22:6
Statutes, 22:3
Terms of, 22:5
Testamentary trust, 22:2, 22:3, 22:6
Trustee, 22:1, 22:4 to 22:11, 22:13, 22:14, 22:16 to 22:18
Unfunded revocable living trust, 22:2

INTANGIBLE PROPERTY

Gift tax, 44:1

INTENT

Construction, 3:16, 9:2, 9:12, 9:13, 28:8
Creditors, 10:23, 28:8
Investments, 9:2, 9:13
Power of appointment, 10:9
Settlor, 9:2, 9:12, 9:13, 13:2, 24:4, 43:3, 43:5, 43:14
Trust, 3:4, 3:16, 8:3, 8:24, 9:2, 9:12, 9:13, 10:1, 10:8, 10:9, 10:14,

INTENT—Cont'd

10:16, 10:21, 10:23, 11:4, 13:2, 15:6, 17:2, 17:3, 17:9, 21:14, 24:4, 25:8, 27:4, 28:8, 29:16, 29:18, 43:3, 43:5, 43:14

INTER VIVOS

Wills, 18:2, 18:3

INTEREST

Bonds, 37:7
Consent, 41:3
Damages, 5:2, 43:6
Estate tax, 7:2, 7:19, 20:3, 20:4, 21:2, 26:11, 27:12, 29:3, 29:14, 29:19, 39:6, 39:9
Federal tax, 7:9
Generation skipping transfer tax, 20:3
Gift tax, 3:17, 7:2, 7:19, 7:20, 7:22, 9:7, 10:24, 11:2, 12:2, 12:9, 12:14, 15:17, 16:5, 20:3, 20:4, 21:14, 26:1, 26:2, 26:5, 26:10, 27:12, 28:6, 28:8, 29:13, 29:19, 36:2, 39:1, 39:5, 39:9, 41:3
Income, 3:17, 3:19, 5:2, 5:3, 5:7, 7:2, 7:6, 7:16, 8:21, 9:13, 10:2, 10:8, 10:9, 10:21, 10:24, 11:2, 12:8, 12:9, 15:5, 15:9, 15:12, 15:17, 16:5, 16:7, 17:10, 17:20, 19:3 to 19:5, 20:4, 24:4, 26:1 to 26:4, 26:9, 26:11, 27:12, 28:6, 28:8, 29:2 to 29:5, 29:12 to 29:14, 29:17, 29:19, 33:2, 34:2, 39:4, 39:5, 39:7, 40:3, 41:3, 45:2 to 46:3
Income tax, 7:2, 10:2, 10:8, 10:24, 15:17, 17:10, 17:20, 19:4, 26:11, 27:12, 28:6, 29:12, 29:17, 34:2, 39:7, 40:3, 41:3, 45:2 to 46:3
Liability for, 20:3
Mortgages, 37:7
Principal, 3:19, 5:3, 9:7, 10:9, 10:21, 10:24, 16:7, 19:4 to 20:4, 21:2, 24:4, 26:9, 28:8, 29:3, 29:14, 29:17, 30:5, 33:2, 39:3, 39:5, 39:7, 41:3, 45:3
Rates, 15:12, 17:20, 21:2, 26:2, 26:10, 35:4

INTEREST IN PROPERTY

Trustee, 10:9, 20:3

INTERNAL REVENUE SERVICE

Appeal, 8:5, 8:12, 8:13

INTERNAL REVENUE SERVICE

—Cont'd

Definition, 3:3, 7:3, 7:6, 8:6, 8:16, 9:13, 10:1, 13:2, 23:12
 Economic reality test, 8:20
 Form 1041, 10:19, 10:27, 16:14, 17:22, 18:14, 22:5, 22:15, 30:1, 37:3, 37:4
 Form over substance argument, 8:18
 Functioning of tax law, 8:7
 Historical power, 8:3
 Interpretation of tax law, 8:3, 8:6, 8:7, 8:14
 Overview of tax law, 8:14
 Premises, 1:2, 7:9, 8:3 to 8:5
 Principles, 7:20, 8:4, 8:5, 8:7, 29:5
 Private letter rulings, 8:8, 12:1, 12:2
 Publications, 8:6, 8:10, 8:25, 8:26
 Realistic approach, 8:21
 Retroactive application of rules, 8:23
 Simplistic thinking, 8:15, 8:16
 Taxpayer, 7:3 to 7:5, 7:7, 7:8, 7:11, 7:21, 8:3 to 8:5, 8:7 to 8:9, 8:11, 8:12, 8:15, 8:16, 8:18, 8:19, 8:23, 8:24, 8:27, 10:15, 12:9, 12:17, 15:11, 15:12, 17:16, 17:22

INTERPRETATION

Internal revenue service, 3:3, 7:6, 8:3 to 8:7, 8:14, 8:17, 8:18, 9:13, 12:2

INTESTACY

Property, 27:13
 Trusts, 27:13

INVALIDITY

Validity, 8:23

INVENTORY

Trustee, 37:7

INVESTMENTS

Accounting, 5:2, 10:5, 37:7
 Advice, 9:2, 9:10
 Approval, 9:2, 10:5, 37:7
 Authorization, 9:2, 9:13
 Bonds, 5:6, 10:18, 37:7
 Construction, 9:2, 9:13
 Contract, 9:2
 Corporate trustee, 5:2, 5:6, 9:2, 22:9, 25:9
 Court, 9:2, 9:13, 10:5, 37:7

INVESTMENTS—Cont'd

Damages, 5:2
 Diligence, 9:13
 Discretion, 5:6, 10:5
 Diversification, 5:6, 41:2
 Estate planning, 9:13, 22:8
 Examination, 5:6, 10:5
 Expenses, 22:9
 Fiduciary, 5:2, 22:5, 41:2
 Income, 5:2, 5:6, 9:2, 9:13, 10:5, 10:25, 13:3, 41:2
 Inflation, 41:2
 Institutional investment policies, 5:6
 Insurance, 9:2, 10:18, 22:4, 22:5, 22:8, 22:9, 37:7
 Interest, 5:2, 9:13, 25:9, 37:7
 Liability, 37:7
 Life insurance, 9:2, 10:18, 22:4, 22:5, 22:8, 22:9
 Liquidity, 41:2
 Merger, 9:2
 Mortgages, 37:7
 Personal property, 10:5, 41:2
 Powers, 9:2, 9:13, 10:5
 Preferred stock, 5:6
 Principal, 5:6, 5:10, 9:2
 Prudent investor rule, 9:13
 Purchase, 5:6, 22:4, 22:5, 22:8, 25:9
 Real estate, 37:7
 Reasonable care, 41:2
 Regulations, 9:2, 9:13, 20:1
 Review, 5:6, 9:13, 22:5
 Securities, 5:6, 22:8, 37:7
 Settlor, 5:2, 5:10, 9:2, 9:13, 13:3, 22:4, 46:2
 Skill, 41:2
 Standard of care, 41:2
 Statutes, 9:2, 10:5
 Stocks, 10:18, 37:7
 Tax consequences, 9:2, 9:13, 10:18, 22:5, 41:2
 Trust, 5:2, 5:6, 5:10, 9:2, 9:10, 9:13, 10:5, 10:18, 10:25, 13:3, 22:4, 22:5, 22:8 to 25:9, 37:7, 41:2, 46:2
 Trust instrument, 10:18, 13:3
 Trustees, 5:10, 9:2, 9:13
 Uniform Gifts to Minors Act, 9:13
 Uniform Prudent Investor Act, 9:13, 41:2

INDEX

IOWA

Gift, 10:6
Trust, 10:6

IRREVOCABLE TRUSTS

Design, 9:4, 9:7, 9:8, 9:11, 9:13, 25:8
Distributions, 10:16, 21:2, 25:8 to 37:8,
37:10, 40:2, 40:5, 40:6
Estate planning, 1:4, 2:3, 3:1, 3:21,
9:13, 10:16, 21:1, 21:7, 21:10,
23:13, 38:3, 46:1
Functions, 3:1, 10:16, 21:11, 21:15,
25:9
General provisions, 9:13
Income tax, 3:1, 15:2, 37:4 to 38:5,
40:1 to 40:6
Powers, 9:4, 9:8, 9:13, 10:16, 12:9,
27:11
Privacy, 9:11, 9:13, 37:6
Purposes, 2:3, 3:1, 3:21, 8:21, 10:16,
12:9, 17:21, 21:2 to 21:4, 21:7,
21:8, 25:1, 37:5, 38:2, 40:1, 40:2,
40:6, 46:1
Restrictions, 19:3
Tax consequences, 8:21, 9:13, 12:9,
19:3, 21:8, 25:2, 40:1
Tax planning, 3:1, 38:2, 40:1 to 40:6
Termination, 3:20, 9:13, 12:9, 29:2
Walk around provision, 9:13

JOINT RETURN

Income tax, 10:25, 27:12, 40:2

JOINT TENANCY

Accounting, 45:2
Bank, 10:4
Corporation, 45:2
Creditors, 45:2
Husband, 30:3, 45:2
Members, 45:2
Probate, 30:3
Spouses, 45:2
Tax, 30:3, 45:2
Trust, 10:4, 30:3, 45:2
Wife, 30:3, 45:2

JUDGMENTS

Types, 7:5

JURISDICTION

Court, 6:2, 8:8, 9:2, 9:11, 10:28, 21:8,
27:11, 37:9

JURISDICTION—Cont'd

Land, 10:28
Personal property, 27:11
Statutes, 9:2, 18:12
Trustees, 9:2, 10:28, 27:11
Trusts, 3:21, 9:2, 9:11, 10:6, 17:6, 18:5,
18:12, 21:8, 27:11, 37:9
Types, 10:6

KANSAS

Gift, 10:6
Trust, 10:6

KENTUCKY

Gift, 10:6
Trust, 10:6

KIDDIE TAX

Net unearned income, 10:25
Parents, 10:25, 15:14
Unearned income, 10:25, 15:14

LABOR

Compensation, 32:3, 32:4

LAND

Jurisdiction, 10:28

LAND HOLDING TRUST

Characteristics, 31:4, 31:5
Contract, 31:5
Design, 31:2
Utilization, 31:4, 31:7

LAND TRUST

Functions, 31:5
Revised, 31:5

LANGUAGE

Technical, 1:5, 4:2, 6:2, 10:16, 15:7,
31:5

LAPSE

Power of appointment, 12:9 to 12:11
Testamentary trusts, 18:10

LEASES

Court, 8:8, 15:2
Insurance, 8:8
Tax, 8:8, 15:2

LIENS

Gift tax, 28:8
Insurance, 28:8
Payment, 28:8

LIENS—Cont'd

Reimbursement, 28:8
Support, 28:8
Trustees, 28:8

LIFE ESTATES

Legal, 3:5
Valuation, 7:16

LIFE INSURANCE

Amount, 7:22, 10:24, 12:16, 21:2, 21:5, 21:9, 21:12, 21:14, 22:5, 22:9, 22:11, 23:1, 23:3, 23:4, 23:8, 23:9, 23:11, 23:12, 28:6, 29:18, 33:4, 35:1, 35:2, 35:4
Assignments, 22:9
Choosing the insurance carrier, 21:7
Contemplation of death, 21:6, 21:9, 22:11, 22:16, 24:4, 38:2
Creditors, 24:1 to 24:3, 24:8, 28:2, 28:6
Crummey trusts, 12:1, 38:2
Death taxes, 1:2, 21:2, 21:10, 22:1, 23:4, 23:8, 23:10, 35:3
Decanting, 21:8
Definition, 10:21, 23:2, 23:4, 23:12
Estate building, 21:3
Estate planning, 2:3, 7:22, 18:12, 21:1, 21:7, 21:10, 22:8, 23:1, 23:4, 23:7, 23:10, 23:13, 28:5
Estate tax, 1:2, 21:2, 21:8, 22:13
Exemptions, 28:6, 35:3
Gift tax, 7:22, 10:24, 12:2, 12:14, 12:16, 21:8, 21:14, 22:2, 22:5, 23:12, 28:6
Gifts, 1:2, 10:24, 12:15, 21:3, 21:9, 21:14, 22:4 to 22:6, 28:2, 28:6
Income tax, 10:24, 22:2, 23:10, 28:2, 28:6, 33:4
Investment, 2:3, 3:16, 21:3 to 21:5, 23:4
Investments, 9:2, 10:18, 22:4, 22:5, 22:8, 22:9
Kinds of life insurance, 21:1, 23:4, 23:12
Knowledge, 2:3, 8:8, 21:16, 23:7, 23:13
Loan, 21:5, 21:15, 22:1, 22:13, 29:18
Mortality tables, 23:5, 23:6
Noncontestability, 21:9, 21:11
Nondeductibility, 21:13
Options, 2:3, 23:3, 23:11, 28:6

LIFE INSURANCE—Cont'd

Ownership, 9:2, 10:24, 12:14, 21:4, 21:6, 21:8, 21:9, 21:15, 22:6, 22:13, 22:14, 22:16, 22:18, 23:10, 23:12, 24:4, 29:18, 35:2
Purchase, 1:2, 7:22, 9:4, 10:24, 21:1, 21:3, 22:1, 22:4, 22:5, 22:7, 22:8, 22:11, 22:13, 22:16, 23:3 to 23:5, 23:9, 23:12, 23:13, 24:2, 24:4, 25:4, 25:6 to 25:8, 25:11, 28:5, 35:1 to 35:4, 38:2
Revocable trusts, 24:2
Spouses, 12:15, 22:6, 23:8, 24:4, 28:2, 35:1
Taxation, 9:2, 21:1, 21:3, 21:4, 21:6, 21:15, 21:16, 22:6, 23:10, 23:13, 24:1, 24:2, 28:6, 33:4, 35:2
Testamentary trusts, 18:12, 22:3
Trustees, 3:16, 9:2, 12:15, 22:1, 28:6, 33:4
Unfunded trust, 21:12, 22:6
Valuation, 2:3, 7:22, 10:24, 21:14, 23:12
Wills, 21:12

LIFE INSURANCE TRUST

Gift tax, 12:2, 12:14, 22:2, 23:12, 28:6
Trustees, 28:6

LIMITED PARTNERSHIP

Trust, 14:4

LIVES IN BEING

Perpetuities, 9:13

LIVING TRUST

Estate planning, 1:4, 9:13
Function, 18:2
Gift, 9:13, 16:5, 22:2
Insurance, 18:2, 21:12, 22:2, 22:16
Irrevocable, 1:4, 3:3, 3:20, 9:13, 16:1, 16:5, 16:6, 18:2 to 19:3, 21:12, 22:2, 22:16
Power of appointment, 19:3
Revocable, 1:4, 3:3, 3:20, 16:1, 16:6, 18:2 to 19:3, 22:2, 22:16
Spray trusts, 16:1, 16:5, 16:6
Sprinkling, 16:1, 16:5, 16:6
Tax, 3:3, 9:13, 16:5, 18:2, 19:3, 22:2, 22:16
Testamentary, 3:3, 16:1, 16:6, 18:2, 18:3, 21:12, 22:2, 33:2

INDEX

LOANS

- Income tax, 33:4
- Life insurance, 22:14, 22:16, 22:18, 23:4, 33:4
- Trustees, 33:4

LOOK BACK PERIOD

- Income tax, 40:4

LOSSES

- Income, 7:6, 45:1
- Income tax, 45:1
- Sale, 7:6

LOUISIANA

- Gift, 10:6
- Trust, 10:6

LUMP SUM

- Payment, 23:4
- Pension, 23:4

MAINE

- Gift, 10:6
- Trust, 10:6

MAINTENANCE

- Income, 3:16, 9:2, 9:5, 9:13, 10:23, 16:10, 19:5, 28:3, 28:8, 40:2, 40:6, 42:1
- Payment, 28:8
- Support, 3:16, 9:2, 9:5, 9:7, 9:12, 9:13, 10:23, 16:10, 19:5, 28:3, 28:8, 40:2, 42:1
- Trustee, 3:16, 9:2, 9:7, 9:12, 9:13, 10:23, 16:10, 19:5, 28:8, 40:2, 42:1

MAJORITY

- Trustees, 9:13, 28:8, 37:10, 43:5

MANAGEMENT

- Accounting, 3:16, 10:5
- Credits, 28:3
- Evidence, 3:16, 10:5
- Property, 3:16, 7:12, 9:2, 9:12, 10:5, 10:18, 22:4, 28:3, 31:3, 41:2
- Trustees, 3:16, 9:2, 9:12, 10:12, 16:8, 19:4, 30:4

MARITAL DEDUCTION

- Gift tax, 29:13, 41:3, 44:5
- Stock, 7:18

MARKET DATA

- Valuation, 7:10

MARKETABILITY

- Valuation, 7:17, 7:21

MARRIAGE

- Fraud, 27:11

MARYLAND

- Gift, 10:6
- Trust, 10:6

MASSACHUSETTS

- Accounting, 30:5
- Gift, 10:6
- Trust, 10:6, 30:1 to 30:9, 31:1, 31:3 to 31:5
- Trustee, 30:2, 30:4, 30:5, 31:1, 31:3 to 31:5

MATHEWS RULES

- Educational trusts, 15:13

MEDICAID

- Availability, 27:11
- Background, 27:2
- Custodial care, 27:3, 27:4
- Direct transfer, 27:7, 27:9
- Estate claims, 27:13
- History, 27:9, 28:3
- Long term care, 27:4
- Payment, 27:4, 27:9, 27:11, 27:12
- Skilled care, 27:3
- Spend down, 27:6
- Tax, 27:7, 27:12, 28:4, 28:6
- Transfer, 27:4, 27:7 to 27:9

MEDICARE

- Trusts, 27:2 to 28:3, 40:2

MEMBERS

- Benefits, 5:1, 10:16, 13:4, 15:1, 21:3, 26:3, 28:2, 28:6, 32:4, 39:1
- Churches, 2:3
- Compensation, 32:4
- Debts, 45:2
- Interest, 2:3, 7:20, 10:2, 25:6, 26:1, 26:3, 26:9, 28:6, 30:5, 39:1, 45:2
- Liability, 2:3, 45:2
- Notice, 1:4, 13:4
- Rights, 30:5, 45:2
- Taxable income, 15:1

MEMBERS—Cont'd

Termination, **26:9, 32:1, 39:1**
Voting, **45:2**

MEMORANDUM

Trust, **5:9, 7:18**

MERGER

Business trusts, **30:2, 30:4**
Corporate trustee, **3:16, 9:2**
Income, **3:16, 3:17, 9:2, 30:2, 31:5**
Investments, **9:2**
Principal, **3:16, 9:2, 30:2**
Sole trustee, **3:17**
Trustee, **3:16, 3:17, 9:2, 30:2, 30:4, 31:5**

MESABI TRUST

Massachusetts business trusts, **30:1, 30:2, 30:4, 30:8**

MICHIGAN

Gift, **10:6**
Trust, **10:6**

MILITARY

Trustee, **42:2**

MINISTERIAL

Insurance trusts, **22:10, 22:17**
Language, **10:22, 11:7, 12:13, 22:17**
Powers, **10:23**

MINNESOTA

Gift, **10:6**
Trust, **10:6, 30:1**

MINORITY DISCOUNTS

Valuation, **7:17, 7:20**

MINORS

Adopted children, **9:13**
Capacity, **10:6, 10:7, 42:1**
Declaration of trust, **10:17**
Distributions, **10:17, 17:8, 40:2**
Duration, **9:13**
Education, **10:9, 10:14, 40:2, 42:1**
Georgia, **10:6**
Gift tax, **10:17, 20:3**
Gifts, **9:13, 10:1, 10:3, 10:4, 10:6, 10:7, 10:9, 10:14, 10:17, 40:2**
Income tax, **10:7, 40:2**
Irrevocable trusts, **9:13, 40:2**
Minority, **10:1, 10:7, 10:9**

MINORS—Cont'd

Power of appointment, **10:9**
Release, **20:3**
Support, **9:13, 10:7, 10:9, 40:2, 42:1**
Trust, **9:6, 9:13, 10:1, 10:3, 10:4, 10:6, 10:7, 10:9, 10:14, 10:17, 12:4, 17:8, 19:2, 20:3, 35:4, 40:2, 42:1**
Trustee, **9:6, 9:13, 10:4, 10:9, 10:14, 10:17, 12:4, 20:3, 40:2, 42:1**
Unfunded trusts, **19:2**
Uniform Gifts to Minors Act, **9:13, 10:6, 10:7**

MISAPPROPRIATION

Trustee, **37:10**

MISCONDUCT

Trustee, **43:5**

MISSISSIPPI

Gift, **10:6**
Trust, **10:6**

MISSOURI

Gift, **10:6**
Trust, **10:6**

MONEY

Distributions, **13:3, 19:4, 21:2, 28:6**
Estate tax, **21:2, 42:1**

MONTANA

Gift, **10:6**
Trust, **10:6**

MORTALITY TABLES

Life insurance, **23:5, 23:6**

MORTGAGE

Expenses, **23:4, 39:7**
Improvements, **39:7**
Income, **39:7**
Loans, **23:4**
Payment, **23:4**
Possession, **31:4**
Principal, **39:7**
Terms, **23:4**

MOTIVE

Estate tax, **25:1**
Gift, **8:21, 15:10, 25:1**

INDEX

MULTIPLE TRUSTS

Income tax, 17:2, 17:10, 17:17, 17:20, 40:2

MUTUAL FUNDS

Income tax, 23:10

NAME

Change, 8:2, 9:2, 9:13, 27:11, 36:3, 43:3

Husband, 10:17, 10:28, 15:16, 27:11

Title, 3:4, 3:10, 9:2, 10:1, 10:28, 28:3, 31:3, 31:4

Trustee, 6:3, 9:2, 9:3, 9:13, 10:4, 10:17, 10:18, 10:21, 11:5, 15:12, 27:11, 28:6, 28:8, 29:6, 31:2 to 31:4, 36:3, 37:3, 38:2, 43:3

Wife, 10:17, 10:28, 15:12, 15:16, 27:11

NEBRASKA

Gift, 10:6

Trust, 10:6

NECESSARY PARTIES

Trustee, 5:10

NEGLIGENCE

Damages, 43:5

Trust, 43:5

Trustee, 43:5

NET INCOME

Accumulation trusts, 17:2, 17:5, 17:6, 17:8, 17:10, 17:13, 17:14, 17:18, 17:19

NEVADA

Gift, 10:6

Trust, 10:6

NEW HAMPSHIRE

Accounting, 10:5

Gift, 10:6

Guardian, 10:5

Statutes, 10:5

Trust, 10:5, 10:6

NEW JERSEY

Gift, 10:6

Trust, 5:9, 7:17, 10:6

Trustee, 5:9

NEW MEXICO

Gift, 10:6

NEW MEXICO—Cont'd

Trust, 10:6

NEW YORK

Gift, 10:6, 27:11, 28:8, 46:4

Guardian, 28:8

Trust, 10:6, 27:4, 27:11, 27:13, 28:8, 46:4

Trustee, 27:11, 27:13, 28:8, 46:4

NONCONTESTABILITY

Life insurance, 21:9, 21:11

NORTH CAROLINA

Gift, 10:6

Trust, 10:6

NORTH DAKOTA

Gift, 10:6

Trust, 10:6

NOTICE

Income tax, 12:3

Jurisdiction, 8:8, 21:8

Settlor, 12:9, 21:8

Tax, 8:8, 12:3, 12:9, 12:17, 13:4, 21:8, 29:18, 46:4

OFFICE

Trust, 8:8, 10:17, 10:28, 15:9, 28:4, 28:8, 31:3

OFFICERS

Fraud, 8:4

Investment, 29:5

Meetings, 5:10, 29:5, 30:9

Powers, 29:5, 30:9

Trust officers, 5:10

Trustees, 5:10, 30:9

OHIO

Gift, 10:6

Trust, 10:6

OIL

Waste, 37:7

OKLAHOMA

Gift, 10:6

Trust, 10:6

OPTIONS

Perpetuities, 9:13

Purchase, 5:6, 23:3

Sales, 2:3

OREGON

Gift, 10:6
Trust, 10:6, 30:6

ORIGIN

Trusts, 43:2

OVERREACHING

Trustee, 9:2

PARENT

Adopted children, 9:13
Capacity, 10:7, 19:4
Distributions, 12:15, 19:4, 28:6, 36:3
Duration, 9:13
Education, 36:3
Gift tax, 14:3, 16:5, 20:3, 28:6, 36:3
Gifts, 9:13, 10:7, 12:15, 14:3, 15:1, 16:5, 28:6
Income tax, 10:7, 10:12, 10:25, 15:2, 19:4, 28:6, 36:3
Irrevocable trusts, 9:4, 9:11, 9:13, 15:2
Minority, 10:7
Payments, 32:8
Release, 20:3
Spray trusts, 16:5, 16:8
Statute of Limitations, 14:3
Support, 9:13, 10:7, 10:25, 28:3, 28:6
Trust, 9:4, 9:11, 9:13, 10:7, 10:12, 10:25, 12:15, 15:1, 15:2, 16:5, 16:8, 19:2, 19:4, 20:3, 28:3, 28:5, 28:6, 32:8, 36:3
Trustee, 9:4, 9:11, 9:13, 10:12, 15:2, 16:5, 16:8, 19:4, 20:3, 28:6, 36:3
Unfunded trusts, 19:2, 19:4
Uniform Gifts to Minors Act, 9:13, 10:7

PARTIES

Accounting, 3:16, 5:2, 5:4, 30:5
Necessary parties, 5:10
Third parties, 29:17, 40:6
Trustees, 3:16, 3:17, 5:10, 10:16, 43:2

PARTNERS

Income, 8:6
Income tax, 8:6
Principal, 8:6

PAYMENT

Accounting, 41:3, 45:2
Alteration, 28:8
Creditors, 27:11, 28:8, 32:6, 45:2

PAYMENT—Cont'd

Debts, 35:3, 45:2
Discretionary distributions, 28:8
Education, 27:11, 28:8, 36:2
Estate tax, 7:2, 21:2, 27:12, 40:1, 44:3
Income tax, 7:2, 8:18, 10:24, 15:17, 17:10, 27:12, 40:1, 41:3, 44:3, 45:2
Installment Payments, 21:2
Medicaid trusts, 27:4, 27:9, 27:11, 27:12
Support, 27:11, 28:8
Surplus income, 27:4
Termination of trust, 28:8
Time, 7:6, 12:6, 15:10, 21:2, 21:14, 22:14, 23:4, 26:9, 27:4, 27:9, 27:11, 27:12, 28:8, 29:2, 29:4 to 32:7, 35:1, 36:2, 41:3
Trustees, 15:17, 27:11, 28:8, 41:3
Trusts, 11:5, 12:6, 15:10, 15:17, 17:10, 21:2, 21:5, 21:11, 21:13 to 22:14, 25:7, 25:11, 26:4, 26:9, 27:4, 27:9, 27:11, 27:12, 28:8, 29:2, 29:4, 29:5, 32:3, 32:6, 32:7, 40:1, 41:3, 45:2, 45:6

PENALTIES

Gift tax, 13:4

PENNSYLVANIA

Gift, 10:6
Trust, 10:6

PENSION

Deferred compensation, 32:3, 32:4
Estate planning, 23:4
Income tax, 45:3
Investment, 23:4
Plans, 23:4, 32:3, 45:3
Rabbi trust, 32:3, 32:4, 32:6

PER STIRPES

Income, 41:3

PERPETUITIES

Business trusts, 30:8
Common law, 28:8, 33:3
Construction, 9:13, 28:8
Definition, 9:13, 10:21
Insurance trusts, 1:2
Options, 9:13
Statutes, 10:21, 28:8, 46:4

INDEX

PERPETUITIES—Cont'd

Termination of trust, **28:8**
Trustees, **9:13, 28:8**
United States, **9:13**
Violation, **10:21**

PERSONAL LIABILITY

Ownership, **10:6**
Trustee, **20:3**

PERSONAL PROPERTY

Future interests, **10:17**
Gift tax, **10:17, 28:8, 44:1**
Investments, **10:5, 41:2**
Jurisdiction, **27:11**
Perpetuities, **28:8**
Power of appointment, **27:11**
Title, **28:3, 31:4**
Trustees, **27:11, 28:8**

PLANS

Estate Planning, **23:4, 28:5**
Shareholders, **32:3, 45:3**

PLEDGE

Estate tax, **22:13**
Trust, **21:15, 22:13**

POOLED INCOME FUNDS

Charitable remainder, **29:16**

POSSESSION

Delivery, **10:8**
Trustees, **9:13, 30:4**

POVERTY

Assistance, **27:5**

POWER OF APPOINTMENT

Creation, **12:9**
Creditors, **27:11, 43:7**
Estate tax, **12:7, 12:10, 27:12, 43:7**
Exercise, **5:2, 12:9, 12:11, 27:11**
Gift tax, **12:7, 12:9, 12:10, 27:12**
Income tax, **27:12**
Irrevocable trusts, **12:9, 19:3, 27:11**
Limited, **27:11**
Local law, **12:9**
Personal property, **27:11**
Retention, **27:12**
Settlor, **5:2, 12:9, 43:7**
Special, **19:3, 19:8, 27:11, 27:12**
Surviving spouse, **19:3**

POWER OF APPOINTMENT—Cont'd

Tax planning, **19:8, 43:7**
Trustees, **27:11**

POWER OF WITHDRAWAL

Tax, **12:16**

PREFERRED STOCK

Investment, **5:6**

PREMIUMS

Payment, **10:24, 21:13 to 22:14, 23:4, 24:4, 25:7, 27:4**

PRESUMPTION

Gift, **15:16, 22:4**
Investments, **22:4**
Settlor, **22:4**
Trustees, **15:16**

PRINCIPAL

Accounting, **3:16, 30:5, 39:7, 41:3**
Apportionment, **41:3**
Attorneys, **10:16, 24:4, 28:8**
Bonds, **5:6**
Capital gains, **21:2, 29:15**
Charitable remainder trusts, **29:1, 29:3, 29:14, 29:15, 29:17**
Definition, **3:14, 8:6, 10:21, 10:23, 28:3, 30:2, 41:3, 42:3**
Discretion, **3:16, 3:19, 5:6, 10:9, 10:16, 10:17, 10:21, 10:23, 10:24, 16:1, 16:6, 16:7, 18:2, 27:8, 27:9, 27:11, 28:8, 40:2, 42:1, 42:3**
Dividends, **5:3, 10:24**
Expenses, **20:4, 21:2, 28:3, 28:8, 39:7, 40:2, 42:1**
Improvements, **39:7**
Invasion, **9:5, 19:5, 24:4, 24:7, 24:8, 27:11**
Payments, **19:5, 21:2, 26:9, 27:4, 27:9, 27:11, 28:8**
Profits, **8:6**
Receipts, **41:3**
Spray trusts, **16:1, 16:6, 16:7, 16:10, 16:12**
Statutes, **9:2, 9:7, 10:21, 24:4, 28:8**
Tax, **3:18, 5:3, 8:6, 9:2, 9:7, 10:16, 10:17, 10:24, 18:2, 19:4, 20:4, 21:2, 24:4, 26:8, 28:8, 29:3, 29:14, 29:15, 29:17, 39:5, 39:7, 39:10, 40:2, 41:3, 42:1, 45:3**

PRINCIPAL—Cont'd

Trusts, 3:14, 3:19, 5:6, 8:6, 9:2, 9:7,
10:16, 11:4, 11:6, 16:1, 16:6, 16:7,
16:10, 16:12, 18:2, 19:4 to 20:4,
21:2, 26:8, 26:9, 27:4, 27:8 to
27:11, 28:3, 28:8, 29:1, 29:3,
29:14, 29:15, 29:17, 30:2, 30:5,
39:3, 39:5, 39:7, 39:10, 40:2, 41:1,
41:3, 42:1, 42:3, 45:3
Valuation, 10:24, 26:9, 39:5

PRIVATE FOUNDATION

Income tax, 34:2

PRIVATE FOUNDATIONS

Assets, 45:3
Charities, 45:3
Election, 45:3
Income beneficiaries, 45:3
Income tax, 45:3
Organizations, 45:3
Public charities, 45:3
Trusts, 45:3

PRIVATE LETTER RULING

Internal revenue service, 8:8 to 12:9,
13:2, 23:12
Rabbi trust, 32:8, 32:9

PROBATE

Avoidance, 2:2
Claim, 24:1, 27:13
Completion, 37:10
Income tax, 40:6
Jurisdiction, 18:12, 37:9
Revocable trusts, 2:2, 30:3
Testamentary trusts, 18:2, 18:3, 18:11 to
18:13
Trusts, 2:2, 9:13, 18:2, 18:3, 18:11 to
18:13, 27:13, 30:3, 37:7, 37:9,
37:10, 40:6, 42:1

PROBATE COURTS

Jurisdiction, 37:9

PROCESS

Agent, 21:7 to 28:8, 38:5
Creditor, 24:6, 28:8
Filing, 21:5
Jurisdiction, 21:8
Mail, 38:3
Supplemental, 28:6, 28:8
Trustees, 28:6, 28:8

PROFITS

Income, 7:6, 8:6, 45:4, 45:6
Income tax, 8:6, 45:4
Principal, 8:6
Sale, 7:6

PUBLIC CHARITIES

Termination, 45:3

PUBLIC POLICY

Gift, 12:16

PUBLICATIONS

Internal Revenue Service, 8:6, 8:10,
8:25, 8:26

QUALIFIED PERSONAL RESIDENCE TRUSTS

Estate tax, 39:6, 39:8, 39:9
Generally, 39:1
Generation-skipping tax, 39:8
Gift tax, 39:1, 39:5, 39:9, 39:11
Income tax, 39:7, 39:10
Modification, 39:11
Planning, 39:9, 39:10
Repurchase, 39:10

RABBI TRUST

Availability of funds, 32:6
Deferred plans, 32:3
Drafting, 32:5, 32:8, 32:9
Establishment, 32:4, 32:8
History, 32:1
Nature, 32:2, 32:4, 32:6
Notice, 32:8
Private letter ruling, 32:8, 32:9
Retirement, 32:1, 32:3, 32:6, 32:8,
32:10
Taxation, 32:5

RATES

Estate tax, 21:2
Gift tax, 26:2, 26:10
Income tax, 10:25, 17:20, 40:2
Interest, 15:12, 17:20, 21:2, 26:2,
26:10, 35:4

REAL ESTATE

Business trusts, 30:3
Closely held business, 10:15, 14:3, 21:2
Estate tax, 7:11, 21:2, 21:8
Gift tax, 10:15, 10:17, 14:3, 21:8

INDEX

REAL ESTATE—Cont'd

Gifts, **10:6, 10:15, 10:17, 14:3, 21:3, 37:7**
Improvements, **15:4, 15:5**
Jurisdiction, **10:6, 21:8**
Management, **31:3**
New York, **10:6**
Possession, **31:4**
Sales, **7:11, 31:3**
Statute of Uses, **31:3**
Tort, **10:6**
Trustees, **5:3, 15:4 to 15:7, 15:12**
Trusts, **10:6, 15:4 to 15:7, 15:9, 15:12, 21:2, 21:3, 21:8, 28:5, 30:3, 31:3, 34:1, 37:7**
Valuation, **7:1, 7:5, 7:9 to 7:11, 7:13, 10:15**

RECEIPTS

Allocation, **41:3**
Form, **10:19, 37:7, 37:8, 37:10**
Reporting, **10:19, 37:7, 37:8, 37:10, 45:4**

RECORDS

Accumulation trusts, **17:19**
Duty, **43:10**
Probate, **37:10**
Trustee, **9:9, 17:19, 37:10, 43:10**

REDEMPTION

Trust, **7:17, 25:1, 45:2**

REFERRALS

Estate planning, **2:3**

REGISTRATION

Assets, **40:6**
Trusts, **40:6**

REIMBURSEMENT

Trustee, **26:11, 28:8, 40:1, 43:5**

RELATIVES

Spouse, **27:7, 27:11**
Support, **27:11**
Trustees, **27:11**

RELEASE

Personal liability, **20:3**
Power of appointment, **12:9**
Wife, **25:7**

RELIGIOUS ORGANIZATIONS

Churches, **2:3**

REMAINDER

Accounting, **39:7, 41:3**
Charitable remainder trusts, **1:2, 29:1 to 29:21**
Contingent, **12:9, 18:2, 26:4**
Duration, **26:5**
Estate tax, **1:2, 7:2, 20:3, 21:2, 29:3, 29:14, 29:19, 39:6, 39:9**
Expenses, **15:5, 21:2, 23:4, 28:8, 29:19, 39:7, 40:2**
Gift tax, **3:17, 7:2, 11:2, 12:9, 15:17, 20:3, 26:2, 26:5, 26:8, 28:6, 28:8, 29:13, 29:19, 39:1, 39:5, 39:9, 41:3**
Income tax, **7:2, 15:17, 19:4, 28:6, 29:12, 29:17, 29:20, 34:2, 39:7, 39:10, 40:2, 41:3, 45:3**
Life tenant, **29:17**
Power of appointment, **12:9, 19:3**
Termination, **3:20, 11:2, 12:9, 15:5, 20:3, 26:9, 28:8, 29:2, 39:1, 45:3**
Trustee, **3:17, 3:19, 3:20, 5:6, 7:1, 12:9, 15:7, 15:9, 15:12, 18:2, 19:4, 20:3, 28:6, 28:8, 29:4 to 29:6, 29:10, 29:15, 29:17, 29:18, 29:21, 40:2, 41:3, 45:3**
Valuation, **7:1, 7:2, 7:14, 7:16, 26:2 to 26:4, 26:6, 26:7, 26:9, 29:5, 39:5**
Vested, **3:5, 10:1, 12:9, 15:12, 20:3, 28:6**

RENT

Estate tax, **39:9**
Trust, **15:9, 15:10, 28:8, 37:7, 39:9**

REPORT

Accounting, **10:5, 37:6**
Creditors, **40:2**
Educational trusts, **15:13**
Fiduciary tax return, **37:4, 37:6**
Filing form 1041, **37:4**
Generally, **39:1**
Review, **15:13**
Trusts, **8:6, 15:13, 17:14, 37:4, 37:6, 39:1, 40:2**

REPRESENTATION

Parties, **43:2**

REPUTATION

Estate planning, 2:3
Trustee, 5:4, 6:3

RES

Terminology, 30:2

RESCISSION

Trusts, 9:2

RESERVATION

Settlor, 5:8, 11:2

RESIDENCE

Estate planning, 3:21
Jurisdiction, 3:21

RESIGNATION

Settlor, 5:3, 9:2
Statutes, 9:2
Trustees, 3:16, 5:3, 9:2
Voluntary, 3:16

RESTATEMENT

Investments, 9:2, 41:2
Trusts, 3:9, 3:12 to 3:14, 3:17, 9:2, 10:1, 30:2, 31:1, 41:2

RESTITUTION

Trust, 27:4

RETIREMENT

Deferred compensation, 32:3
Estate planning, 2:3, 28:5
Federal law, 28:8
Gift tax, 3:17, 28:6, 28:8
Income tax, 17:20, 28:2, 28:6
Investment, 2:3, 17:20, 28:3
Perpetuities, 28:8
Plans, 28:5, 32:3
Rabbi trust, 32:1, 32:3, 32:6, 32:8, 32:10
State law, 28:6

RETROACTIVITY

Internal Revenue Service, 8:23

RETURNS

Estate tax, 12:3
Form 1041, 37:3, 37:4, 37:6, 37:10
Gift tax, 10:17, 12:3, 14:3, 40:6
Income tax, 12:3, 37:4, 40:6, 45:4

REVERSION

Gift tax, 13:3, 39:5
Grantor, 3:7, 13:3, 39:5, 39:10
Income, 13:3, 34:1, 39:5, 39:10
Income tax, 39:10
Settlor, 13:3
Valuation, 39:5

REVIEW

Investments, 5:6, 9:13, 22:5

REVOCABLE TRUSTS

Creditors, 24:2
Estate planning, 1:4, 3:21, 19:2
Functions, 30:3
Information, 1:4, 3:21, 11:5
Irrevocable trusts, 1:4, 3:21, 5:1, 9:8, 11:5
Probate, 2:2, 30:3

REVOCATION

Gift, 26:10

RHODE ISLAND

Gift, 10:6
Trust, 10:6

RISK

Educational trusts, 15:14

ROYALTIES

Accumulation trusts, 17:14

S CORPORATION

Accumulated earnings, 45:4, 45:6
Built-in gains, 45:5
Election, 7:17, 45:1 to 45:4, 45:6
Excessive passive income, 45:6
Form 2553, 45:1
Generally, 45:1
Requirements, 45:1, 45:2
Safe harbor, 45:2
Shareholders, 45:1 to 45:6
Termination, 7:17, 45:3, 45:4, 45:6

SALE

Agents, 2:3, 7:1
Conditions, 8:18, 21:2
Consideration, 7:17, 10:26, 38:2
Court, 7:17, 8:18, 8:20, 10:7, 37:7
Executors, 40:5
Gift, 7:1, 7:8, 10:7
Investments, 37:7

INDEX

SALE—Cont'd

Mandatory, 10:7
Methods, 2:3, 7:6, 10:7, 21:2, 37:7
Option, 21:2
Payment, 7:6, 8:18, 21:2, 35:1
Price, 7:3, 7:6, 7:17, 25:2
Proceeds, 35:1, 39:4, 39:10
Securities, 37:7
Setting aside, 21:2
Trustee, 7:1, 10:26, 37:7, 38:2, 40:5

SAMPLE DOCUMENTS

Client, 1:4

SANCTIONS

Gift tax, 26:10

SCHOOLS

Defined, 36:3, 42:2
Distributions, 13:3, 36:3
Estate planning, 2:3
Expenses, 13:2, 36:3
Gifts, 14:5, 42:2
Payment, 13:2
Trustee, 13:2 to 36:3, 42:2

SECURITIES

Trustees, 5:3, 10:22, 11:7, 12:13, 22:17
Valuation, 7:5

SECURITY

Consideration, 5:3
Corporate, 22:9
Mortgages, 37:7
Sale, 37:7
Trustee, 5:3, 22:9, 31:5, 37:1, 37:3, 37:7
Trusts, 15:17, 22:9, 27:2, 27:5, 28:3, 32:7, 37:1, 37:3, 37:7

SELF-SETTLED TRUSTS

Special purpose trusts, 46:2

SEPARATE PROPERTY

Spouses, 24:4

SEPARATE TRUSTS

Multiple trusts, 12:9, 40:2

SETTING ASIDE

Trust, 13:7

SETTLEMENT

Husband, 37:7

SETTLEMENT—Cont'd

Wife, 37:7

SETTLOR

Accounting, 5:2, 30:5, 43:4, 43:6
Actions, 9:8, 42:1
Capacity, 5:2, 5:7, 12:9, 15:7, 42:1, 42:2, 43:5, 46:2
Clarity, 3:14, 9:8, 9:13, 37:3
Compensation, 43:7
Construction, 9:2, 9:7, 9:8, 9:12, 9:13
Control, 5:2, 5:3, 5:7, 5:10, 15:12, 24:9, 43:2
Corporation, 3:8, 5:2 to 11:2, 15:5, 15:12, 45:3
Court, 5:3, 9:2, 9:8, 9:11, 9:13, 12:15, 15:12, 18:3, 21:8, 24:9, 43:2, 43:4 to 43:6
Fraud, 43:2
Gift, 3:17, 5:8, 9:7, 9:13, 11:2, 12:9, 12:14, 13:2, 13:3, 15:5, 15:7, 15:12, 15:15, 16:5, 21:8, 22:2, 22:4, 40:1, 42:1, 45:3, 46:2
Income, 3:17 to 3:19, 5:2, 5:3, 5:7, 5:8, 9:2, 9:13, 11:2, 12:9, 13:3, 13:5, 15:5, 15:12, 15:15, 16:1, 16:5, 16:6, 16:13, 18:2, 21:8, 22:2, 22:12, 24:4, 29:1, 29:5, 30:2, 31:5, 37:5, 40:1, 42:1, 43:7, 45:3
Instructions, 31:5, 37:3, 37:5
Insurance trusts, 1:2, 22:2, 22:4, 22:12, 22:13
Intent, 9:2, 9:12, 9:13, 13:2, 24:4, 43:3, 43:5, 43:14
Investments, 5:2, 5:10, 9:2, 9:13, 13:3, 22:4, 46:2
Minors, 9:13, 35:4, 42:1
Modification, 9:2, 12:13, 21:8
Ownership, 3:17, 9:2, 12:9, 12:14, 21:8, 22:13, 24:4, 29:5
Party, 3:17, 5:2, 5:3, 5:7, 9:11, 24:4, 31:5, 43:2 to 43:7
Power of appointment, 5:2, 12:9, 43:7
Principal, 3:14, 3:15, 3:18, 3:19, 5:3, 5:10, 9:2, 9:7, 9:12, 16:1, 16:6, 18:2, 24:4, 29:1, 30:2, 30:5, 42:1, 42:3, 45:3
Property interest, 29:5
Purpose, 1:2, 3:17, 5:3, 9:2, 9:8, 9:12, 9:13, 13:5, 15:12, 16:5, 22:2, 22:4, 24:4, 42:1, 46:1, 46:2

SETTLOR—Cont'd

Rescission, **9:2**
 Reservation, **5:8, 11:2**
 Status, **43:5**
 Statutes, **9:2, 9:7, 12:13, 24:4**
 Stocks, **5:3**
 Terminology, **12:13, 30:2, 30:5**
 Time, **3:15, 3:18, 3:19, 9:2, 9:12, 9:13, 11:2, 12:9, 12:15, 15:5, 15:15, 18:2 to 22:2, 24:9, 29:5, 42:1 to 43:2**
 United States, **9:13, 43:6**

SHAREHOLDERS

Gift tax, **7:20**
 Gifts, **7:20**
 Income tax, **45:1 to 45:5**
 Valuation, **7:20**

SIGNATURE

Trustee, **6:3, 10:23**

SIMPLE TRUST

Accumulation trusts, **17:4, 17:5, 17:7, 17:23**
 Income tax, **40:3**

SIMPLISTIC THINKING

Internal Revenue Service, **8:15, 8:16**

SITUS

Taxation, **9:2**
 Transfers, **9:2**

SKILL

Trustee, **41:2**

SOCIAL SECURITY

Definition, **28:3**
 Income Tax, **15:17**
 Reporting, **15:17, 37:1, 37:3, 37:7**

SOLE TRUSTEE

Death, **3:17**

SOUTH CAROLINA

Accounting, **43:6**
 Gift, **10:6**
 Trust, **10:6, 43:6**
 Trustee, **43:6**

SOUTH DAKOTA

Gift, **10:6**
 Trust, **10:6**

SPECIAL NEEDS TRUSTS

Alternatives, **28:4**
 Distinctive provisions, **28:8**
 Funding, **28:4 to 28:6**
 Public benefits, **28:1, 28:3, 28:4, 28:6, 28:8, 28:9**
 Sources of funding, **28:6**

SPECIAL POWER OF APPOINTMENT

Creditors, **27:11**
 Estate tax, **27:12**
 Gift tax, **27:12**
 Trust, **27:11, 27:12**

SPECIAL PURPOSE TRUSTS

Blind trusts, **46:3**
 Self-settled trusts, **46:2**

SPEND DOWN

Medicaid trusts, **27:6**

SPLIT DOLLAR

Charities, **29:18**
 Life insurance, **23:4, 29:18**

SPOUSE

Basis, **9:13, 19:5, 24:4, 27:7, 27:11, 29:17, 39:9, 39:10, 41:3**
 Capital gain, **27:7, 29:17, 39:10**
 Charitable contributions, **29:17**
 Community property, **24:4**
 Creditors, **19:5, 24:1, 27:11, 28:2, 28:6, 43:7**
 Divorce, **9:11, 27:7**
 Estate tax, **14:2, 39:9, 43:7, 44:3**
 Fraud, **27:11**
 Gains, **39:9**
 Gift tax, **10:24, 14:2, 22:2, 26:10, 28:6, 29:13, 39:9, 41:3, 44:3, 44:5**
 Gifts, **9:13, 10:1, 10:24, 14:2, 22:6, 26:10, 28:2, 28:6, 29:17, 44:3, 44:5**
 Income tax, **10:24, 19:4, 22:2, 28:2, 28:6, 29:17, 34:2, 39:10, 41:3, 44:3, 46:3**
 Insurance, **10:24, 18:2, 19:4, 22:2, 22:6, 24:1, 24:4, 28:2, 28:6, 35:1, 39:9**
 Insurance trusts, **22:2, 22:6**
 Marital deduction, **7:18, 29:13, 41:3, 44:5**
 Non-citizen spouse, **44:5**

INDEX

SPOUSE—Cont'd

Principal Residence, 39:3
Separate property, 24:4
Separation, 10:1
Special needs trusts, 28:2, 28:6, 28:7
Split gifts, 14:2
Stock, 7:18
Support, 9:13, 19:5, 27:11, 28:6
Surviving spouse, 3:5, 7:18, 14:2, 19:3, 19:4, 19:7, 22:6, 24:1, 41:3, 44:3
Third party, 3:5, 28:6, 44:4
Trustees, 9:13, 19:4, 27:11, 28:6, 41:3
Trusts, 9:11, 9:13, 10:1, 18:2, 19:3 to 19:7, 22:2, 22:6, 26:3, 26:10, 27:7, 27:11, 28:2, 28:6, 28:7, 29:13, 29:17, 34:2, 39:3, 39:9, 39:10, 41:3, 46:3
Valuation, 7:18, 10:24, 26:3, 26:10
Wills, 18:2

SPRINKLING TRUST

Beneficiaries, 16:1, 16:2, 18:8
Benefits, 16:6
Choice of trustee, 16:8
Corporate trustee, 16:5, 16:8
Distribution, 3:19, 16:1, 16:2, 16:6, 18:8
Income tax, 18:8
Testamentary trusts, 18:8
Trustee, 3:19, 16:1, 16:2, 16:5, 16:6, 16:8, 18:8

STANDARDS

Estate tax, 7:2
Gift tax, 7:2
Income tax, 7:2
Lack of, 19:5

STANDING

Trustee, 43:6

STATE

Trustee, 3:15, 5:3, 5:6, 5:8, 5:9, 6:3, 9:2, 9:7, 9:8, 9:13, 10:16, 10:19, 11:5, 15:9, 15:15, 18:2, 19:4, 21:12, 22:5, 24:4, 26:11, 27:11, 27:13, 28:4, 28:6, 28:8, 31:1, 31:3, 31:7, 33:3, 36:3, 37:1, 37:3, 37:6 to 37:10, 41:3, 42:2, 43:5, 43:8, 46:3, 46:4

STATES

Charitable trusts, 16:12
Trust, 3:2, 3:21, 5:6, 6:3, 8:5, 8:6, 8:15, 8:16, 9:2, 9:7, 9:13, 10:5, 10:6, 10:8, 10:26, 10:28, 12:4, 12:9, 12:13, 15:10, 15:16, 16:12, 17:9, 18:2, 18:12, 19:4, 23:1, 24:4, 28:3, 28:4, 28:6, 28:8, 30:1 to 30:3, 30:6, 30:7, 31:1, 31:3 to 31:5, 32:8, 33:3, 37:3, 37:7, 37:8, 41:2, 41:3, 43:5 to 43:8, 46:4
Trustee, 5:6, 6:3, 9:2, 9:7, 9:13, 10:26, 12:4, 12:9, 12:13, 15:10, 16:12, 18:2, 18:12, 19:4, 24:4, 28:4, 28:6, 28:8, 30:2, 31:1, 31:3 to 31:5, 33:3, 37:3, 37:7, 37:8, 41:2, 41:3, 43:5, 43:6, 43:8, 46:4

STATUTE OF LIMITATIONS

Gift tax, 14:3

STATUTE OF USES

Terms, 31:3
Trusts, 31:3
United States, 31:3

STATUTES

Assignments, 6:3
Banking, 6:3
Community property, 24:4
Consideration, 9:2
Creditors, 28:8
Death, 9:2, 10:21, 24:4, 28:8
Discretion, 10:5, 10:21, 28:8
Distributions, 10:21, 28:8
Federal, 8:7, 9:2, 22:3, 24:4, 28:8
Gift, 9:7, 28:8, 46:4
Husband, 24:4
Income, 9:2, 10:5, 10:21, 24:4, 28:8, 46:4
Insurance, 6:3, 9:2, 10:21, 18:12, 22:3, 24:4, 28:8
Investments, 9:2, 10:5
Jurisdiction, 9:2, 18:12
Merger, 9:2
Modification, 9:2, 12:13
New York, 28:8, 46:4
Perpetuities, 10:21, 28:8, 46:4
Principal, 9:2, 9:7, 10:21, 24:4, 28:8
Probate, 10:5, 18:12
Resignation, 9:2

STATUTES—Cont'd

Tax, 8:7, 9:2, 9:7, 12:13, 22:3, 24:4, 28:8, 46:4
 Termination of trust, 28:8
 Trust, 6:3, 9:2, 9:7, 10:5, 10:21, 12:13, 18:12, 22:3, 24:4, 28:8, 46:4
 Trustees, 6:3, 9:2, 12:13, 28:8
 United States, 8:7
 Wife, 24:4
 Writing, 9:7

STATUTORY CERTIFICATION

Trustee, 6:3

STOCK

Assignment, 25:10, 25:11
 Bank, 7:21, 37:7
 Basis, 5:3, 7:2, 7:6, 10:14, 21:2, 23:4, 25:1, 25:2
 Business trusts, 30:5
 Calls, 25:3
 Corporate trustee, 5:6, 10:14, 25:9
 Cross-purchase agreement, 25:2, 25:3, 25:5, 25:6, 25:8 to 25:11
 Distinctions, 11:2
 Dividends, 5:3, 7:6, 10:14, 11:2, 23:3, 23:4, 37:7
 Estate tax, 7:2, 10:14, 21:2, 25:1
 Generally, 44:1, 45:1
 Income, 3:19, 5:3, 5:6, 7:1, 7:2, 7:6, 10:14, 11:2, 25:1, 26:2, 33:4, 44:2, 45:1 to 45:4
 Insurance, 3:19, 21:2, 23:3, 23:4, 23:13, 25:1 to 25:8, 25:10, 25:11, 33:4, 37:7, 45:2
 Preferred stock, 5:6, 7:18
 Principal, 3:19, 5:3, 5:6, 21:2, 30:5, 45:3
 Purchase, 3:19, 5:3, 5:6, 7:3, 7:17, 23:3, 23:4, 23:13, 25:1 to 25:12, 44:2
 Sale, 7:1, 7:3, 7:6, 7:17, 21:2, 25:2, 37:7
 Securities, 5:3, 5:6, 37:7
 Team approach, 25:5
 Transfer agents, 11:5
 Trust, 3:19, 5:3, 5:6, 7:1, 7:2, 7:17, 7:18, 10:14, 10:15, 11:2, 11:5, 23:13, 25:1, 25:4, 25:6 to 25:11, 26:2, 30:5, 32:8, 33:4, 37:7, 45:1 to 45:4

STOCK—Cont'd

Trustee, 3:19, 5:3, 5:6, 7:1, 10:14, 11:5, 25:4 to 25:11, 30:5, 37:7, 45:3
 Valuation, 7:1 to 7:3, 7:6, 7:17, 7:18, 7:20, 7:21, 10:15, 26:2
 Voting, 5:3, 5:6, 7:17, 7:18, 44:2, 45:2 to 45:4
 Voting trusts, 45:3

SUBSTANTIAL GAINFUL ACTIVITY

Earnings, 28:3

SUCCESSOR TRUSTEES

Appointment, 11:7
 Duties, 3:16
 Gifts, 9:13
 Jurisdiction, 9:2
 Parties, 3:16
 Settlor, 9:2, 9:12 to 12:13
 Statutes, 9:2, 12:13
 Title, 9:2

SUPPORT

Child, 5:9, 9:5, 9:7, 9:13, 10:2, 10:7, 10:25, 12:5, 16:7, 19:5, 21:3, 28:1, 28:3, 28:6, 28:8, 28:9, 42:1
 Consideration, 5:9, 9:2
 Construction, 3:16, 9:2, 9:7, 9:12, 9:13, 28:8
 Contracts, 8:8
 Creditors, 10:23, 10:25, 19:5, 27:11, 28:6, 28:8, 40:2, 42:1
 Definition, 9:13, 10:21, 10:23, 10:25, 28:3
 Discretionary, 3:16, 8:8, 9:13, 10:9, 10:21, 19:5, 28:8, 40:2, 42:1
 Distributions, 3:16, 10:21, 12:5, 16:7, 19:5, 28:6, 28:8, 40:2
 Estate tax, 42:1
 Fraud, 27:11
 Gift tax, 9:7, 12:5, 12:9, 28:6, 28:8
 Income tax, 10:2, 10:7, 10:25, 28:6, 40:2
 Investments, 9:2, 9:13, 10:25
 Payment, 27:11, 28:8
 Spouse, 9:13, 19:5, 27:11, 28:6
 Standards, 3:16, 9:2, 9:5, 10:9, 10:21, 16:10, 19:5, 28:1
 Statutes, 9:2, 9:7, 10:21, 28:8
 Wills, 16:6

INDEX

SURPLUS

Distributions, 27:4
Income, 27:4

SURRENDER

Insurance, 21:15, 22:13, 29:18

SURVIVORS

Life insurance, 25:7

TABLES

Gift tax, 11:2, 15:17, 26:1
Income tax, 15:17, 34:2

TAX

Allocation, 20:4, 28:8, 40:6, 41:3
Annuity trusts, 26:1, 26:2, 26:5, 26:8, 26:10, 26:11
Appeals, 8:3, 8:7, 8:13, 8:18, 8:19, 8:21, 10:24, 15:10, 15:11
Apportionment, 41:3
Business trusts, 30:1, 30:3, 30:7, 37:5
Capital gains, 21:2, 27:12, 29:15, 39:9
Charitable contributions, 17:23, 29:17, 40:3, 40:4
Charitable remainder trusts, 1:2, 29:3, 29:11 to 29:21
Community property, 24:4, 30:3
Consent, 8:2, 14:2, 41:3, 45:4
Crummey trusts, 11:2, 12:17, 38:2
Damages, 5:2
Dynasty trust, 33:1, 33:4
Educational trusts, 13:3, 15:1, 15:2, 15:4, 15:10, 15:11, 15:14, 15:17
Escrow, 15:4, 31:5
Estate tax, 1:2, 7:2, 7:11, 7:19, 10:14, 12:3, 12:7, 12:10, 14:2, 18:9, 20:2 to 20:4, 21:2, 21:8, 22:13, 25:1, 26:11, 27:12, 29:3, 29:14, 29:19, 36:3, 39:6, 39:8, 39:9, 40:1, 42:1, 43:7, 44:3
Evasion, 8:6
Executors, 40:5
Expenses, 12:14, 13:2, 15:4, 20:4, 21:2, 22:2, 23:4, 23:8, 28:8, 29:19, 36:2, 36:3, 37:6, 39:7, 40:2, 40:6, 42:1, 45:6
Family trusts, 38:2
Federal taxation, 5:9
Foreign trusts, 45:2
Generally, 39:1, 44:1, 45:1

TAX—Cont'd

Generation Skipping Transfer Tax, 19:7, 20:1 to 20:3
Generation skipping trusts, 20:1 to 20:4
Gift Tax, 3:17, 5:8, 7:2, 7:19, 7:20, 7:22, 9:7, 10:15, 10:17, 10:24, 11:2, 12:2, 12:3, 12:5, 12:7, 12:9, 12:10, 12:14, 12:16, 13:2 to 13:4, 14:1 to 14:5, 15:17, 16:5, 18:9, 20:2 to 20:4, 21:8, 21:14, 22:2, 22:5, 23:12, 26:1, 26:2, 26:5, 26:8, 26:10, 27:12, 28:6, 28:8, 29:13, 29:19, 33:1, 34:3, 36:2, 36:3, 39:1, 39:5, 39:9, 39:11, 40:1, 40:6, 41:3, 44:1 to 44:3, 44:5, 46:2
Grantor trusts, 37:5, 40:1, 40:6, 45:3
Identification number, 8:8, 10:17 to 10:19, 11:5, 15:17, 22:5, 24:4, 37:1, 38:2
Income tax, 3:1, 3:18, 5:8, 7:2, 7:11, 8:6, 8:12, 8:18, 10:2, 10:7, 10:8, 10:12, 10:24 to 10:26, 12:3, 13:5, 15:2, 15:17, 17:2, 17:10, 17:17, 17:20, 18:8, 19:4, 22:2, 22:12, 23:10, 26:11, 27:12, 28:2, 28:6, 29:12, 29:17, 29:20, 30:7, 31:5, 33:4, 34:2 to 36:3, 37:4 to 38:5, 39:7, 39:10, 40:1 to 40:6, 41:3, 44:2, 44:3, 45:1 to 45:5, 46:3
Intangible property, 44:1
Irrevocable trusts, 1:2, 2:3, 3:1, 3:3, 5:1, 8:11, 8:21, 9:7, 9:13, 10:16, 11:5, 12:2, 12:9, 15:2, 17:21, 19:3, 21:2 to 21:4, 21:6, 21:8, 21:9, 21:14, 25:1, 25:2, 25:12, 33:1, 37:1, 37:4 to 37:7, 38:2, 38:4, 38:5, 40:1 to 40:6, 46:1
Jurisdiction, 6:2, 8:8, 9:2, 21:8
Life insurance, 1:2, 2:3, 7:22, 8:8, 9:2, 10:18, 10:24, 12:2, 12:14 to 12:16, 21:2 to 21:4, 21:6, 21:8, 21:9, 21:14, 22:2 to 22:5, 22:13, 22:16, 23:4, 23:8, 23:10 to 23:12, 24:4, 24:9, 28:2, 28:6, 29:18, 33:4, 35:1, 38:2
Life tenant, 29:17
Massachusetts business trusts, 30:1, 30:3, 30:7
Medicaid trusts, 27:7, 27:12
Modification, 6:2, 9:2, 12:13, 21:8, 39:11
Mortgage, 23:4, 39:7

TAX—Cont'd

Mutual funds, 23:10
 Ownership, 3:5, 3:17, 9:2, 10:14, 10:24, 12:9, 12:14, 21:4, 21:6, 21:8, 21:9, 22:13, 22:16, 23:10, 23:12, 24:4, 29:18, 30:3, 36:3, 39:1, 39:7, 40:6, 44:2
 Payment, 7:2, 8:18, 10:24, 11:5, 13:2, 15:10, 15:17, 17:10, 21:2, 21:14, 23:4, 24:4, 27:12, 28:8, 32:7, 35:1, 36:2, 40:1, 41:3, 44:3, 45:2, 45:6
 Planning, 2:3, 3:1, 5:3, 7:17, 7:22, 8:15, 8:23, 9:13, 10:14, 10:16, 11:1, 13:3, 19:8, 20:3, 21:3 to 23:4, 23:10, 26:10, 27:12, 28:4, 28:6, 29:17, 38:2, 39:9, 39:10, 40:1 to 43:7, 45:1, 45:6, 46:1
 Pooled income funds, 29:16
 Property tax, 29:11
 Rabbi trust, 32:5
 Residence, 37:7, 39:1, 39:5 to 39:11
 Sales, 2:3, 7:3, 7:11, 10:19, 29:20
 Spouses, 3:17, 9:13, 12:15, 14:2 to 19:3, 19:7, 23:8, 24:4, 28:2, 35:1, 42:1, 45:2
 Standing, 8:5
 State, 1:2, 5:3, 5:8, 5:9, 7:2, 7:3, 7:17, 8:7, 9:2, 9:7, 9:13, 10:2, 10:7, 10:16, 10:19, 11:5, 12:5, 18:2, 19:4, 20:4, 21:2, 21:4, 22:3, 22:5, 24:4, 26:11, 28:4, 28:6, 28:8, 29:19, 30:1, 30:3, 36:2, 36:3, 37:1, 37:6, 37:7, 41:3, 46:3, 46:4
 Statutes, 8:7, 9:2, 9:7, 12:13, 22:3, 24:4, 28:8, 46:4
 Successive beneficiaries, 28:6
 Tangible personal property, 44:1
 Testamentary trusts, 18:2, 18:8, 18:9, 18:11, 18:14, 22:3, 45:3
 Trustee, 3:1, 3:3, 3:8, 3:17, 3:18, 5:1 to 5:3, 5:8, 5:9, 6:2, 7:1, 7:4, 9:2, 9:3, 9:7, 9:13, 10:12 to 10:14, 10:16 to 10:19, 10:24, 10:26, 11:5, 11:8, 12:4, 12:9, 12:13, 12:14, 12:17, 13:2 to 15:2, 15:10, 15:11, 16:5, 16:9, 17:7, 17:10, 17:19, 18:2, 18:8, 19:4, 20:3, 21:8, 21:14, 22:4, 22:5, 22:10, 22:13, 22:16, 24:4, 24:9, 26:11, 28:4, 28:6, 28:8, 29:15, 29:17, 29:18, 29:21, 31:5, 36:3, 37:1, 37:4, 37:6, 37:7, 38:2, 38:5, 40:1, 40:2, 40:5, 41:2, 41:3,

TAX—Cont'd

42:1, 45:3, 46:2 to 46:4
 Trusts, 1:2, 2:3, 3:1, 3:3, 3:8, 3:17, 5:1, 5:2, 5:9, 7:19, 8:6, 8:11, 8:15, 8:21, 9:2, 9:7, 9:13, 10:8, 10:12, 10:16, 10:25, 10:27, 11:1, 11:2, 11:5, 11:8, 12:2 to 12:5, 12:7 to 12:10, 12:13 to 12:17, 13:3, 15:1, 15:2, 15:4, 15:10, 15:11, 15:14, 15:17, 16:5, 16:9, 16:14, 17:2, 17:3, 17:7, 17:10, 17:15, 17:17, 17:19 to 17:23, 18:2, 18:8, 18:9, 18:11, 18:14, 19:3, 19:4, 19:7, 19:8, 20:1 to 20:4, 21:2 to 21:4, 21:6, 21:8, 21:9, 21:14, 22:2 to 22:5, 22:10, 22:12, 22:13, 22:15, 22:16, 25:1, 25:2, 25:12, 26:1, 26:2, 26:5, 26:8, 26:10, 26:11, 27:7, 27:12, 28:2, 28:4, 28:6, 28:8, 29:3, 29:11 to 29:21, 30:1, 30:3, 30:7, 32:5, 32:7, 33:1, 33:4, 34:2, 34:3, 37:1, 37:4 to 37:7, 38:2, 38:4, 38:5, 39:1, 39:5 to 39:11, 40:1 to 40:6, 41:2, 41:3, 42:1, 45:1 to 45:6, 46:1 to 46:4
 Unfunded trusts, 19:3, 19:4, 19:7, 19:8
 Waiver, 36:2, 45:6
 Wills, 18:2

TAX EVASION

Income tax, 8:6

TAX-EXEMPT

Corporation, 45:3, 45:6
 Exempt organizations, 45:3
 Foundations, 45:3
 Income tax, 45:3

TAXABLE YEAR

Income tax, 10:25, 40:5, 44:2, 44:3, 45:1, 45:5

TAXPAYER ADVOCATE

Establishment, 8:27

TENANCY IN COMMON

Community property, 24:4
 Trust, 24:4

TENNESSEE

Gift, 10:6
 Trust, 10:6

INDEX

TERMINATION OF TRUST

Court, **28:8**
Death, **28:8**
Distributions, **28:8**
Perpetuities, **28:8**
Purpose, **28:8**
Statutes, **28:8**
Trustee, **28:8**

TERMINOLOGY

Massachusetts business trusts, **30:1, 30:2, 30:5**

TESTAMENTARY TRUST

Beneficiaries, **3:3, 16:1, 16:4, 18:2, 33:2**
Client, **3:3, 18:7**
Creation, **22:2**
Estate planning, **18:12**
Gift tax, **22:2**
Grandchildren, **18:2**
Income tax, **22:2**
Insurance, **3:19, 18:2, 18:12, 22:2, 22:3, 22:6**
Inter vivos trusts, **18:3**
Life insurance, **18:12, 22:2, 22:3, 22:6**
Probate, **18:2, 18:3, 18:12**
Reporting, **3:3**
Spouse, **18:2, 22:2, 22:6**
Spray trusts, **16:1, 16:4, 16:6**
Statutes, **18:12, 22:3**
Taxation, **17:23, 18:2, 22:6**
Trustee, **3:3, 3:19, 16:1, 16:4, 16:6, 18:2, 18:12, 22:6, 33:2**

TEXAS

Gift, **10:6, 15:16**
Trust, **10:6, 15:16**

THIRD PARTIES

Court, **40:6**
Creditors, **40:6**
Gift tax, **40:6**
Income tax, **29:17, 40:6**
Interest, **29:17**

THROWBACK RULE

Income tax, **17:10**

TIME

Creditors, **10:23, 10:25, 27:11, 28:6, 28:8, 32:6, 32:8, 32:10, 40:2, 42:1**
Delay, **8:4, 8:9**

TIME—Cont'd

Duration, **9:13**
Payment, **7:6, 12:6, 15:10, 21:2, 21:14, 22:14, 23:4, 26:9, 27:4, 27:9, 27:11, 27:12, 28:8, 29:2, 29:4 to 32:7, 35:1, 36:2, 41:3**
Trustee, **3:15, 3:18 to 3:20, 5:6, 6:2, 7:4, 9:2, 9:12, 9:13, 10:10, 10:13, 10:21, 10:23, 11:8, 12:6, 12:9, 12:11, 12:12, 12:17, 15:10, 15:15, 16:4, 16:7, 16:9, 18:2, 19:4, 20:3, 21:14, 22:10, 22:14, 22:16, 22:18, 24:9, 27:9, 27:11, 28:6, 28:8, 29:4, 29:5, 29:18, 32:6, 37:7, 37:9, 40:2, 41:3, 42:1 to 43:2**

TITLE

Agency, **9:2**
Classification, **30:7**
Community property, **30:3**
Contract, **9:2, 30:5, 31:5**
Corporations, **30:5, 30:7**
Court, **8:20, 9:2, 10:28, 31:3**
Death, **3:17, 9:2, 10:1, 18:2, 19:4, 28:3, 29:5**
Deeds, **10:28, 31:3**
Gifts, **10:1, 15:1**
Merger, **3:17, 9:2, 30:2, 30:4, 31:5**
Protection, **19:4**
Sales, **31:3**
Security, **27:2, 28:3, 31:5**
Statutes, **9:2**
Terminology, **30:2, 30:5**
Transfers, **9:2, 10:28**
Trustee, **3:8, 3:11, 3:17, 9:2, 15:7, 18:2, 19:4, 29:5, 30:2, 30:4, 30:5, 31:1, 31:3 to 31:5, 46:3**
Trusts, **3:8, 3:12, 3:17, 9:2, 10:1, 15:1, 15:7, 18:2, 19:4, 27:2, 28:3, 29:5, 30:2 to 30:5, 30:7, 31:1, 31:3, 39:9, 46:3**

TOTAL RETURN TRUSTS

Friction, **41:1**
Portfolio, **41:1, 41:2**
Risk, **41:2**
Standard of care, **41:2**
Uniform Prudent Investor Act, **41:1, 41:2**

TRANSFERS

Beneficiaries, **9:2, 12:15, 21:8, 27:11, 39:1, 39:7**

TRANSFERS—Cont'd

Deeds, 10:28
 Estate tax, 7:19, 14:2, 20:3, 20:4, 21:8, 29:3, 44:3
 Expatriates, 44:2, 44:3
 Gift tax, 7:19, 7:22, 10:17, 12:9, 13:2, 14:2, 14:5, 20:3, 20:4, 21:8, 26:1, 26:10, 34:3, 39:1, 39:5, 44:2, 44:3, 44:5
 Husband, 10:7, 10:17, 10:28, 26:3, 27:11, 45:2
 Income tax, 10:7, 34:3, 39:7, 44:2 to 45:2
 Life Insurance, 7:22, 9:2, 12:15, 21:8, 25:7
 Partnerships, 7:19
 Situs, 9:2
 Trustees, 9:2, 10:28, 12:15, 27:11

TREASURY

Publications, 8:25
 Valuation, 7:1, 7:2, 7:4 to 7:6, 7:16, 8:1, 21:14, 26:2

TRUST COMPANIES

Capacity, 5:4, 42:2

TRUST INDENTURE

Trustee, 30:4, 30:5

TRUST INSTRUMENTS

Definition, 3:14
 Merger, 3:16

TRUSTEE

Accounting, 3:16, 5:2, 5:4, 12:17, 17:5, 30:5, 37:6, 37:7, 37:9, 37:10, 41:3, 43:4, 43:6
 Accumulations, 16:11
 Actions, 3:16, 9:8, 10:23, 42:1
 Advisor, 12:17
 Agent, 21:8, 25:5, 25:9, 28:8, 37:3, 38:5
 Appeals, 10:24, 15:9 to 15:11
 Assets, 3:1, 3:15, 3:17, 5:1 to 5:3, 5:6, 5:7, 6:3, 7:1, 9:2 to 9:4, 9:10, 9:13, 10:4, 10:9, 10:10, 10:12, 10:14, 10:16, 10:17, 10:21, 10:23, 10:26, 11:4, 11:5, 12:9, 12:12, 13:3, 15:9, 16:4, 16:8 to 16:10, 18:2, 18:6, 19:4, 19:5, 21:8, 21:12, 22:1, 22:4, 24:4, 24:7, 24:8, 26:11, 27:11, 27:13, 28:4, 28:6, 28:8,

TRUSTEE—Cont'd

29:4, 29:5, 29:10, 30:2, 30:5, 31:5, 32:4, 32:6, 33:2, 33:3, 37:7, 38:2, 40:5, 41:2 to 45:3, 46:2, 46:3
 Bankruptcy, 19:5, 30:2, 33:2
 Banks, 5:4, 6:3, 42:2
 Beneficiaries, 3:1, 3:3, 3:14, 3:17, 3:20, 5:2 to 5:4, 5:6, 5:7, 5:10, 6:2, 9:2, 9:9, 9:12 to 10:13, 10:21, 11:8, 12:4, 12:12, 12:17, 15:7, 15:11, 16:1 to 16:4, 16:9 to 16:11, 16:13, 17:5, 18:2, 18:5, 18:6, 18:8, 19:9, 21:8, 22:4, 22:10, 24:4, 24:9, 25:6, 27:11, 28:6, 28:8, 29:4, 29:5, 29:15, 29:17, 30:2, 31:2 to 31:5, 32:2, 33:2 to 37:4, 37:6, 37:7, 37:9, 37:10, 40:2, 41:2 to 42:3, 43:2 to 43:5, 43:9, 45:3, 46:2
 Bond, 3:16, 5:2, 9:2, 37:7
 Burden of proof, 7:4
 Business trusts, 30:2, 30:4, 30:5
 Capacity, 5:2, 5:4, 5:6, 5:7, 6:2, 10:21, 12:6, 12:9, 12:11, 13:6, 15:7, 19:4, 19:5, 22:9, 25:5, 25:8, 26:11, 28:8, 32:6, 42:1, 42:2, 43:5, 46:2, 46:3
 Certification, 6:3, 11:5
 Charitable remainder trusts, 29:4 to 29:6, 29:10, 29:15, 29:17, 29:18, 29:21
 Charitable trusts, 16:12
 Children, 3:3, 3:17 to 3:19, 5:9, 9:13, 10:4, 10:9, 10:10, 10:12 to 10:14, 10:16 to 10:24, 10:26, 11:3 to 11:5, 11:7, 11:8, 12:4, 13:2, 13:3, 15:9, 15:12, 16:2, 16:4 to 16:8, 16:13, 18:2, 18:6, 18:8, 19:4, 19:9, 22:16, 24:4, 24:7, 28:8, 29:17, 36:3, 38:5, 42:1 to 46:3
 Co-trustees, 15:12, 16:10
 Compensation, 22:14, 32:4, 43:8
 Competency, 3:18, 5:4, 9:2, 38:2
 Conflict of interest, 9:13, 25:9, 28:8
 Contract, 9:2, 21:8, 21:12, 22:11, 24:4, 24:6, 29:18, 30:5, 31:5, 32:2
 Corporate, 3:16, 5:1, 5:2, 5:6, 5:8, 5:10, 6:2, 9:2, 10:12 to 10:14, 11:8, 16:5, 16:8 to 22:10, 24:6, 24:9, 25:6, 25:9, 42:2
 Correspondence, 38:2
 Court, 3:16, 5:3, 5:9, 6:2, 7:4, 9:2, 9:8, 9:11, 9:13, 10:13, 10:21, 10:23,

INDEX

TRUSTEE—Cont'd

10:24, 11:8, 12:4, 12:17, 15:2,
15:9 to 15:12, 16:9, 21:8, 22:10,
22:16, 22:18, 24:9, 27:11, 28:6,
28:8, 29:6, 29:21, 31:3, 33:2, 37:7,
37:9, 40:2, 43:2, 43:4 to 43:6
Creditors, 10:23, 19:5, 24:8, 27:11,
28:6, 28:8, 32:2, 32:6, 33:2, 40:2,
42:1, 46:2
Crummey trusts, 12:17, 38:2
Death, 3:3, 3:16, 3:17, 3:19, 3:20, 6:2,
9:2 to 10:4, 10:12, 10:16, 10:21,
10:24, 12:9, 16:1, 16:6, 16:8, 18:2,
18:8, 19:4, 20:3, 21:8, 22:1, 22:6,
22:11, 22:13, 22:16, 24:4, 24:7,
24:8, 25:4, 25:7, 25:8, 25:11,
27:13, 28:4, 28:6, 28:8, 29:4, 29:5,
29:18, 33:2, 37:7, 38:2, 40:2, 41:3,
45:3
Decanting, 21:8, 28:8, 46:4
Deeds, 31:3
Definition, 3:3, 3:8, 3:9, 3:14, 3:20,
9:13, 10:21, 10:23, 12:4, 13:2,
17:5, 20:3, 30:2, 41:3, 42:3
Description, 9:2, 10:9, 10:10, 36:3,
37:6, 37:7
Diligence, 9:13
Discretion, 3:16, 3:19, 3:20, 5:6, 5:7,
10:9, 10:16, 10:17, 10:21, 10:23,
10:24, 13:6, 15:11, 16:1, 16:2,
16:4 to 16:7, 16:11, 17:14, 18:2,
18:8, 27:9, 27:11, 28:8, 33:5, 40:2,
42:1, 42:3
Dissolution, 19:5, 33:2
Distributions, 3:16, 10:10, 10:16, 10:17,
10:21, 11:4, 13:3, 13:6, 16:4, 16:7,
17:10, 17:11, 17:14, 19:4 to 22:5,
25:8, 25:9, 27:13, 28:6, 28:8,
29:15, 33:2, 36:3, 37:8, 37:10,
40:2, 40:5, 42:3, 43:3
Duty, 28:6, 31:3, 41:2 to 43:5, 43:10
Effect, 5:3, 5:8, 6:2, 9:2, 9:8, 9:13,
10:21, 10:23, 10:26, 12:9, 12:12,
15:10, 17:14, 25:5, 28:8, 33:2,
40:1, 41:2, 43:2
Employee, 5:2, 9:2, 29:18, 32:6, 38:2
Executors, 40:5
Fees, 13:2
Fiduciaries, 43:5
Fraud, 27:11, 43:2
Good Faith, 3:16, 9:8, 16:7

TRUSTEE—Cont'd

Identification, 9:9, 10:16 to 10:19, 11:4
to 22:5, 22:7, 24:4, 29:5, 37:1,
37:3, 37:10, 38:2
Impartiality, 41:3
Incapacity, 10:21
Incentive trusts, 42:1 to 42:3
Income tax, 3:1, 3:18, 5:8, 10:12, 10:24,
10:26, 15:2, 17:10, 18:8, 19:4,
26:11, 28:6, 29:17, 31:5, 36:3,
37:4, 38:5, 40:1, 40:2, 40:5, 41:3,
45:3, 46:3
Independent trustee, 13:3, 15:11, 16:4 to
22:6, 22:16, 28:4, 28:8
Insurance, 3:16, 3:19, 6:3, 9:2, 9:4, 9:8,
10:18, 10:21, 10:24, 12:14, 18:2,
18:12, 19:4, 21:8, 21:12, 21:14,
22:1, 22:4 to 22:11, 22:13, 22:14,
22:16 to 22:18, 24:4, 24:6 to 24:9,
25:4 to 25:8, 25:10, 25:11, 28:6,
28:8, 29:5, 29:18, 31:3, 32:6, 37:3,
37:7, 38:2, 38:5, 43:5
Interest, 3:11, 3:17, 3:19, 3:20, 5:2, 5:3,
5:7, 9:7, 9:13, 10:9, 10:20, 10:21,
10:24, 12:4, 12:9, 12:12, 12:14,
12:17, 15:9, 15:10, 15:12, 16:5,
16:7, 17:10, 19:4, 19:5, 20:3,
21:14, 24:4, 25:6, 25:7, 25:9 to
26:11, 28:6, 28:8, 29:4, 29:5,
29:17, 29:18, 30:4, 30:5, 31:2,
31:4, 33:2, 37:7, 37:9, 41:3, 43:6,
45:3, 46:3
Interim, 3:16, 11:4, 18:2
Investments, 5:2, 5:6, 5:10, 9:2, 9:10,
9:13, 10:18, 13:3, 22:4, 22:5, 22:8
to 25:9, 37:7, 41:2, 46:2
Leases, 15:2
Liability, 6:3, 10:24, 16:7, 17:10, 20:3,
21:14, 28:8, 37:7, 43:5, 43:8
Liens, 28:8
Loans, 22:14, 22:16, 22:18
Merger, 3:16, 3:17, 9:2, 30:2, 30:4, 31:5
Ministerial language, 10:22, 11:7,
12:13, 22:17
Minors, 9:6, 9:13, 10:4, 10:9, 10:14,
10:17, 12:4, 20:3, 40:2, 42:1
Mortgages, 31:3, 37:7
Naming, 3:16, 3:18, 5:2 to 6:3, 9:12,
9:13, 10:18, 10:20, 10:26, 15:12,
18:12, 28:6, 31:2
Negligence, 43:5

TRUSTEE—Cont'd

Officers, 5:10, 29:5
 Perpetuities, 9:13, 10:21, 28:8, 33:3, 46:4
 Possession, 9:13, 30:4, 31:4
 Power of appointment, 3:9, 5:2, 10:9, 12:9, 12:11, 27:11
 Powers, 3:16, 5:3, 5:8, 6:2 to 9:2, 9:4, 9:8, 9:12, 9:13, 10:9, 10:16, 10:21, 10:23, 10:24, 10:26, 12:9, 12:17, 15:7, 16:10, 22:1, 22:13, 26:11, 27:11, 28:6, 28:8, 29:5, 33:2, 43:1 to 43:3, 43:5, 43:9
 Probate, 9:13, 18:2, 18:12, 27:13, 37:7, 37:9, 37:10, 42:1
 Proceedings, 18:2, 30:2, 43:2, 43:3, 43:6
 Professional, 5:2, 5:4, 16:8, 29:6, 36:3, 42:1, 42:2
 Property interest, 29:5
 Prudent Investor Rule, 9:13
 Relatives, 27:11, 42:2
 Removal, 28:8
 Resignation, 3:16, 5:3, 9:2
 Retention, 5:3, 28:8, 33:2
 Sale, 7:1, 10:26, 37:7, 38:2, 40:5
 Selection, 29:6
 Settlor, 3:8, 3:13 to 3:15, 3:17 to 3:19, 5:1 to 5:3, 5:7, 5:8, 5:10, 5:11, 9:2, 9:7 to 9:9, 9:11 to 9:13, 11:3, 12:9, 12:13, 12:14, 13:2, 13:3, 15:7, 15:12, 15:15, 16:1, 16:5, 16:6, 16:13, 18:2, 21:8, 22:4, 22:13, 24:4, 24:9, 29:5, 30:2, 30:5, 31:2, 31:5, 37:3, 40:1, 42:1 to 42:3, 43:2 to 43:6, 45:3, 46:2
 Shareholders, 32:4, 45:3
 Skill, 41:2
 Sole trustee, 3:17, 43:5
 Spray trusts, 16:1 to 16:13
 Standard of care, 41:2
 State, 3:15, 5:3, 5:6, 5:8, 5:9, 6:3, 9:2, 9:7, 9:8, 9:13, 10:16, 10:19, 11:5, 15:9, 15:15, 18:2, 19:4, 21:12, 22:5, 24:4, 26:11, 27:11, 27:13, 28:4, 28:6, 28:8, 31:1, 31:3, 31:7, 33:3, 36:3, 37:1, 37:3, 37:6 to 37:10, 41:3, 42:2, 43:5, 43:8, 46:3, 46:4
 Statutes, 6:3, 9:2, 9:7, 10:21, 12:13, 18:12, 24:4, 28:8, 46:4

TRUSTEE—Cont'd

Stock, 3:19, 5:3, 5:6, 7:1, 10:14, 11:5, 25:4 to 25:11, 30:5, 37:7, 45:3
 Successor, 3:15, 3:16, 5:3, 5:8, 9:2, 9:12, 9:13, 10:21, 10:22, 11:7, 12:13, 19:4, 22:17, 27:11, 28:6, 28:8, 42:3
 Suspension, 40:2
 Tax, 3:1, 3:3, 3:8, 3:17, 3:18, 5:1 to 5:3, 5:8, 5:9, 6:2, 7:1, 7:4, 9:2, 9:3, 9:7, 9:13, 10:12 to 10:14, 10:16 to 10:19, 10:24, 10:26, 11:5, 11:8, 12:4, 12:9, 12:13, 12:14, 12:17, 13:2 to 15:2, 15:10, 15:11, 16:5, 16:9, 17:7, 17:10, 17:19, 18:2, 18:8, 19:4, 20:3, 21:8, 21:14, 22:4, 22:5, 22:10, 22:13, 22:16, 24:4, 24:9, 26:11, 28:4, 28:6, 28:8, 29:15, 29:17, 29:18, 29:21, 31:5, 36:3, 37:1, 37:4, 37:6, 37:7, 38:2, 38:5, 40:1, 40:2, 40:5, 41:2, 41:3, 42:1, 45:3, 46:2 to 46:4
 Termination of trust, 28:8
 Testamentary trusts, 16:4, 18:2, 18:4 to 18:6, 18:8, 18:12, 45:3
 Third Parties, 29:17
 Title, 3:8, 3:11, 3:17, 9:2, 15:7, 18:2, 19:4, 29:5, 30:2, 30:4, 30:5, 31:1, 31:3 to 31:5, 46:3
 Trust companies, 5:4, 42:2
 Trust protectors, 43:1
 Uncertainty, 32:6
 United States, 5:6, 9:13, 10:26, 12:4, 15:10, 31:3, 37:7, 37:8, 43:6, 43:8
 Vested interest, 12:9, 28:6
 Voting, 5:3, 5:6, 45:3

TRUSTEES

Accounting, 3:16, 37:10, 41:3
 Conflict of interest, 9:13, 28:8
 Records, 37:10
 Trustee, 3:16, 3:17, 5:1, 5:3, 5:7, 5:10, 6:3, 9:2, 9:3, 9:12 to 10:12, 10:14, 10:16, 10:22, 11:7, 12:13, 15:7, 15:11, 15:12, 16:8, 16:10, 18:6, 19:4, 22:1, 22:17, 27:11, 28:6, 28:8, 29:21, 30:4, 37:10, 40:5, 41:3, 43:2, 43:5

TUITION

Education, 5:9, 14:5, 36:2, 36:3

INDEX

ULTIMATE BENEFICIARIES

Testamentary trusts, 18:10

UNCLE

Will, 28:6, 29:4, 29:5

UNDIVIDED INTEREST

Gift, 39:9

Gift tax, 39:9

Trust, 39:9

UNFUNDED TRUSTS

Child, 19:2 to 19:6, 19:8, 19:9

Generation skipping transfer tax, 19:7

Irrevocable, 19:1 to 19:9

Options, 19:3

Power of appointment, 19:3, 19:8

Revocable, 19:1 to 19:9

Special needs trust, 19:3, 19:6

Taxation, 19:3

UNIFORM GIFTS TO MINORS

Custodians, 10:6

Estate planning, 9:13

UNIFORM PRUDENT INVESTOR ACT

Total return trusts, 41:1, 41:2

UNITED STATES

Accounting, 37:7, 43:6

Bonds, 5:6, 30:1, 37:7

Funds, 5:6, 23:3

Obligations, 5:6

Regulation, 28:3

Settlor, 9:13, 43:6

Trust, 3:2, 3:21, 5:6, 8:6, 9:13, 10:8, 10:26, 10:28, 12:4, 15:10, 17:9, 23:1, 28:3, 30:1, 30:3, 30:6, 31:3, 37:7, 37:8, 43:6, 43:8

Trustee, 5:6, 9:13, 10:26, 12:4, 15:10, 31:3, 37:7, 37:8, 43:6, 43:8

UNITRUSTS

Charitable remainder, 3:19, 26:9, 29:2, 29:9

UNIVERSITIES

Education, 14:5

USE

Definitions, 3:16, 8:6, 9:2, 9:13, 10:28, 17:6, 20:3, 30:2, 31:3

USE—Cont'd

History, 5:4, 7:15, 12:9, 15:13, 21:11, 27:9, 28:3, 33:1

Statute of Uses, 31:3

Tenant, 3:5

Third person, 3:9, 14:2

UTAH

Gift, 10:6

Trust, 10:6, 31:3

Trustee, 31:3

VALIDITY

Settlor, 9:9, 9:11, 15:12

Trusts, 2:3, 6:3, 9:11, 15:10, 15:12, 21:12, 31:3, 40:6

Will, 2:3, 6:3, 7:17, 8:23, 9:11, 10:23, 15:12, 31:6

VALUE

Annuities, 7:16

Annuity trust, 9:13, 26:1, 29:2, 29:3, 29:10, 34:2

Appeals, 10:24

Assets, 7:1, 7:2, 7:6, 7:14, 9:2, 9:13, 10:2, 10:5, 10:14, 11:2, 12:9, 12:12, 12:16, 14:4, 18:9, 19:4, 21:2, 21:8, 26:9, 26:11, 27:4, 27:11, 27:12, 28:3, 28:6, 28:8, 29:2, 29:4, 29:10, 34:2, 37:7, 40:6, 41:2 to 44:2, 45:2

Burden of proof, 7:4, 10:15

Business interests, 7:5

Collectibles, 7:15

Cost, 7:13, 7:15, 7:17, 7:22, 21:5, 21:13, 21:14, 23:3, 23:12, 25:11, 27:4, 29:18, 39:1, 40:6

Estate freeze, 7:19

Estate tax, 7:2, 7:11, 7:19, 10:14, 18:9, 20:4, 21:2, 21:8, 22:13, 26:11, 27:12, 29:3, 29:14, 29:19, 39:6, 39:9, 44:3

Fair market value, 7:2, 7:3, 7:9, 7:12, 7:14, 18:9, 21:2, 21:8, 25:2, 26:2, 26:4, 26:6, 26:9, 27:12, 28:6, 29:2, 29:10, 34:2, 39:5 to 39:7, 40:6, 41:3, 44:2, 45:2

Formula, 7:14, 26:9, 29:14

Generally, 39:1

Gift tax, 7:2, 7:19, 7:22, 10:15, 10:24, 11:2, 12:9, 12:14, 12:16, 14:3, 14:4, 15:17, 18:9, 20:4, 21:8,

VALUE—Cont'd

21:14, 23:12, 26:1, 26:2, 26:5,
26:10, 27:12, 28:6, 28:8, 29:13,
29:19, 39:1, 39:5, 39:9, 40:6, 41:3,
44:2, 44:3

Gifts, 7:16, 7:17, 9:13, 10:2, 10:5,
10:14, 10:15, 10:24, 11:2, 12:9,
14:3, 14:4, 20:1, 20:4, 21:14, 26:6,
26:10, 27:4, 28:6, 29:17, 37:7,
44:3

Grantor retained annuity trusts, 26:1 to
26:7, 26:9 to 26:11

Grantor retained unitrusts, 26:1 to 26:7,
26:9 to 26:11

Gross estate, 7:18, 12:14, 21:2, 21:8,
26:5, 26:9, 26:11, 29:14, 39:6

Income, 7:1, 7:2, 7:6, 7:11, 7:12, 7:16,
9:2, 9:13, 10:2, 10:5, 10:14, 10:24,
11:2, 12:9, 15:17, 19:4, 20:4, 21:1,
21:4, 21:8, 23:10, 26:1 to 26:4,
26:9, 26:11, 27:4, 27:11, 27:12,
28:3, 28:6, 28:8, 29:2 to 29:4,
29:12 to 29:14, 29:16, 29:17,
29:19, 34:2, 39:5, 39:7, 40:6, 41:2
to 45:2

Internal Revenue Service, 7:3 to 7:7,
7:9, 7:11, 7:13, 7:14, 7:16, 7:17,
7:21, 8:15, 9:13, 10:15, 12:9,
21:14, 23:12, 27:11, 29:18

Life estates, 7:16

Life insurance, 7:22, 9:2, 10:24, 12:14,
12:16, 21:1, 21:2, 21:4, 21:5, 21:8,
21:13 to 21:15, 22:11, 22:13,
22:18, 23:3, 23:4, 23:10 to 23:12,
25:6, 25:11, 28:6, 29:18

Marital deduction, 7:18, 29:13, 41:3

Marketability, 7:17, 7:21

Minority discounts, 7:17

Partner, 40:6

Real property, 20:1, 28:3, 28:8, 37:7,
41:2

Remainder, 7:1, 7:2, 7:14, 7:16, 11:2,
12:9, 15:7, 15:17, 19:4, 21:2, 23:4,
26:2 to 26:7, 26:9, 27:4, 28:6,
28:8, 29:2 to 29:4, 29:10, 29:12 to
29:14, 29:16 to 29:19, 34:2, 39:1,
39:5 to 39:7, 39:9, 41:3

Securities, 7:5, 21:4, 37:7

Shareholder, 45:2

Stock, 7:1 to 7:3, 7:6, 7:17, 7:18, 7:21,
10:14, 10:15, 11:2, 20:1, 21:2,
23:3, 23:4, 25:2, 25:6, 25:11,

VALUE—Cont'd

25:12, 26:2, 37:7, 44:2, 45:2

Treasury, 7:1, 7:2, 7:4 to 7:6, 7:16, 9:2,
9:13, 21:14, 26:2, 29:16, 29:19,
37:7

Trustees, 9:2, 9:13, 10:14, 15:7, 15:17,
19:4, 27:11, 28:6, 28:8, 41:3, 43:2

VERMONT

Gift, 10:6

Trust, 10:6

VESTED

Beneficiary, 3:4, 10:1, 10:21, 12:9,
20:3, 28:6

Perpetuities, 10:21

VETO

Trustee, 43:3

VIRGINIA

Gift, 10:6

Trust, 10:6, 31:3

Trustee, 31:3

VOTING

Shares, 7:17, 7:18, 45:2 to 45:4

Stock, 5:3, 5:6, 7:17, 7:18, 44:2, 45:2 to
45:4

WAGES

Children, 27:5

Insurance, 27:5

Right, 27:5

Trusts, 27:5

WAIVER

Gift Tax, 36:2

WASHINGTON

Accounting, 37:7

Gift, 10:6

Trust, 10:6, 37:7

Trustee, 37:7

WASTE

Bonds, 37:7

Trust, 37:7

WEST VIRGINIA

Gift, 10:6

Trust, 10:6

WIFE

Aliens, 45:2

INDEX

WIFE—Cont'd

Basis, 3:17, 10:26, 13:3, 15:5, 16:6,
24:4, 27:11, 29:4, 30:3, 39:9
Community property, 15:16, 24:3 to
24:5, 30:3
Creditors, 24:2, 24:3, 24:8, 27:11, 40:2,
45:2
Deeds, 10:28
Dividend, 37:7
Estate tax, 39:9
Fraud, 27:11
Gains, 39:9
Gift tax, 3:17, 10:17, 10:24, 13:3,
15:17, 22:5, 39:9
Gifts, 10:7, 10:17, 10:24, 22:5, 37:7,
40:2
Income tax, 10:7, 10:24, 10:26, 15:17,
37:5, 40:2, 45:2
Insurance, 10:24, 21:10, 22:5, 22:16,
22:18, 24:2 to 24:8, 25:7, 37:7,
39:9, 45:2
Insurance trusts, 22:5, 22:16, 22:18
Joint tenancy, 30:3, 45:2
Medical Expenses, 40:2
Presumption, 15:16
Release, 25:7
Revocable trusts, 24:2, 30:3
Separate property, 15:16, 24:4 to 24:6,
30:3
Special needs trusts, 28:4
Stock, 25:7, 37:7, 45:2
Support, 10:7, 16:6, 27:11, 40:2
Surviving spouse, 3:5
Third party, 3:5, 15:9
Trustees, 3:17, 10:28, 15:5, 15:12,
15:16, 15:17, 27:11
Trusts, 3:17, 13:3, 15:5, 15:9, 15:12,
15:16, 15:17, 16:6, 21:10, 22:5,
22:16, 22:18, 24:2, 25:7, 26:3,
27:11, 28:4, 29:4, 30:3, 37:5, 37:7,
39:9, 40:2, 45:2
Valuation, 10:24, 26:3
Wills, 16:6

WILLFUL MISCONDUCT

Trustees, 43:5

WILLS

Amount, 21:12

WILLS—Cont'd

Basis, 16:6
Children, 16:6, 18:2
Disposition, 21:12
Education, 18:2
Execution, 18:2
Family, 16:6, 18:2
Grandchildren, 18:2
Husband, 16:6
Insurance, 18:2, 21:12
Inter vivos, 18:2, 18:3
Life insurance, 21:12
Pour-over, 16:6, 18:2, 18:3
Probate, 18:2, 18:3
Revocable trust, 16:6, 18:2, 18:3
Support, 16:6
Title, 18:2
Trust, 16:6, 18:2, 18:3, 21:12
Trusts, 16:6, 18:2, 18:3, 21:12
Validity, 21:12
Wife, 16:6

WISCONSIN

Gift, 10:6, 15:9
Trust, 10:6, 15:9
Trustee, 15:9

WITHDRAWAL

Beneficiary, 12:8, 12:9, 12:11, 12:12,
12:16, 28:6
Gift tax, 12:9, 12:16, 28:6
Income tax, 28:6
Release, 12:9
Trustee, 12:9, 12:11, 12:12, 12:17, 28:6

WRITING

Uses, 12:6

WYOMING

Gift, 10:6
Trust, 10:6

YEAR

Accumulation trusts, 17:1, 17:2, 17:7 to
17:10, 17:13 to 17:15, 17:18,
17:19, 17:22
Insurance trusts, 22:11, 22:15, 22:16
Spray trusts, 16:14
Testamentary trusts, 18:2, 18:11, 18:14,
45:3

