

EVANSVILLE, INC.

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GENERAL INFORMATION REGARDING GIFTING (*INTER VIVOS* TRANSFER) OF SHARES

Rules of gifting

Under the Alaska Native Claims Settlement Act (ANCSA) Amendments, shareholders are able to gift some or all of their shares as long as certain laws are followed:

- The shareholder gifting the shares must be at least 18 years of age.
- The shareholder gifting the shares cannot receive or be promised anything of value in exchange for the gift of shares.
- The recipient of the shares must be Alaska Native **or** a descendant of a Native who is related by blood or adoption to the shareholder gifting the shares. A recipient need not have a particular blood quantum to be eligible to receive a gift of shares.
- Shares gifted to a minor child (under 18 years of age) must have a custodian (usually the parent or legal guardian, or the donor of the gift) designated until the recipient turns 18.

Under ANCSA “Native” or “descendant of Native” are defined as follows:

Native – A citizen of the United States who is a person of one-fourth degree or more Alaska Indian (including Tsimshian Indians not enrolled in the Metlakatla Indian Community), Eskimo, or Aleut blood, or a combination thereof.

Descendant of a Native – A lineal descendant of a Native or of an individual who would have been a Native if such individual were alive on December 18, 1971; or an adoptee of a Native or of a descendant of a Native, whose adoption (A) occurred prior to his or her majority, and (B) is recognized at law or in equity.

You **CAN** gift shares to:

Your child(ren)*
Your grandchild(ren)
Your great grandchild(ren)
Your niece(s) or nephew(s)
Your brother(s) or sister(s)

You **cannot** gift shares to:

Your spouse
Your parent(s)
Your grandparent(s)
Your aunt(s), uncles(s) or cousin(s)
Your friend(s)
Your stepchild(ren) or stepchild(ren) of your child(ren) or grandchild(ren)

*Children includes children legally adopted into your family, provided the adoption occurred before such children were 18 years of age and you are able to furnish the required substantiating documentation.

Points to consider before gifting

Giving a gift of Evansville, Inc. stock is a special way to share your Native heritage with loved ones. However, before gifting shares you must understand the consequences of your decision. Please read the following carefully:

- The transfer of shares is **irrevocable**. Once you have gifted your shares you cannot change your mind and they cannot be gifted back to you.
- Voting rights associated with any shares you transfer will belong to the person who receives the shares.
- If you gift all of your shares, you will no longer be and Evansville, Inc. shareholder and will no longer be eligible to receive shareholder benefits.
- The person receiving the shares has the right to will the stock to anyone. Should that person die without leaving a will, his or her shares would not automatically go back to you as Evansville, Inc. is required to distribute the shares to that person's heirs in accordance with the Alaska laws of intestate succession.
- If stock restrictions are lifted in the future, the person who receives the shares will have the right to sell the stock.
- Shareholders who have a hold or court order (i.e. child support, IRS garnishment, etc.) cannot gift their shares until the hold order is lifted and Evansville, Inc. has been legally notified.
- Once the stock is transferred, dividends and distributions associated with the transferred shares will belong to the person who receives the shares, and that person will be responsible for payment of any and all taxes due in connection with those dividends and distribution.

Steps for gifting

This packet contains all the information and forms required for the gifting process. You may need to print additional forms if you are gifting to more than one person. Please be aware that gifting requests are valid for 90 days from the notarized date of the *Inter Vivos* Transfer of Shares Affidavit. Gift recipients must submit the notarized Acceptance of *Inter Vivos* Gift of Stock form and any other required documents within 90 days or the gifting process will not be completed.

You may submit all documents together or separately, but we recommend you submit them together so you know you have all the documents needed for each gift recipient. If any documents are missing, incomplete or improperly executed, we will be unable to proceed with the transfer and your submittal may be returned to you. Follow the steps below carefully.

Step 1. The **gifter** completes the **Shareholder *Inter Vivos* Transfer of Shares** form, having it notarized.

Step 2. The **gifter** completes the **Family Tree** form.

Step 3. **Each recipient** completes an **Acceptance of *Inter Vivos* Gift of Stock** form, having it notarized.

Step 4: **Each recipient** completes **either** an **Adult Social Security Number Verification** form. (If over 18 years of age.)
or a Child Social Security Number Verification form. (If under 18 years of age.)

Step 5: (Only to be completed if recipient is under 18 years of age.) The **custodian** completes the **Consent to Appointment as Custodian of an *Inter Vivos* Gift of Stock For A Minor** Child form. **A separate form for each child must be completed.**

Step 6: Attach a copy(ies) of **birth certificate(s)**. See the following examples which require one or more birth certificates:

- a. Gift to child – Your child’s birth certificate
- b. Gift to grandchild – Your child’s birth certificate (the parent of the grandchild) **AND**
Your grandchild’s birth certificate
- c. Gift to great grandchild – Your child’s birth certificate (the parent of the grandchild) **AND**
Your grandchild’s birth certificate (the parent of the great grandchild) **AND**
Your great grandchild’s birth certificate
- d. Gift to brother or sister – Your birth certificate **AND**
Your brother’s or sister’s birth certificate

NOTE: If your name is now different than the name we have on file for you, or if the name of any of the stock recipients differs from the name on his or her birth certificate, you must furnish the legal document of documents to substantiate the name change. This may be a marriage certificate, divorce decree, adoption decree or other legal document.

Step 7: Return the completed items to us. ***Because sensitive information is enclosed we highly recommend you mail items via Certified Mail to:***

**Evansville, Inc.
P.O. Box 72579
Fairbanks, AK 99707**

Our office is always here to help answer any questions or concerns you may have. Do not hesitate to contact us.

