



Branch District
Library

SHAMULUAS TRUST
June 12, 2020

www.BranchDistrictLibrary.org

We have been designated as the recipient from the trust of Dzidra Shamuluas, for the purpose of purchasing children's materials. The exact amount isn't specified, just that it is to be 12.5% of whatever is left after some lump sums are disbursed to other parties. Per our Gifts and Donations policy, the BDL Board must vote whether or not to accept this trust with its restrictions.

Attached you will find the trust documents and our Gifts and Donations Policy.

The Finance Committee recommends accepting the trust with the specified terms.

COPY

**THIRD AMENDMENT
to the
SHAMULUAS REVOCABLE LIVING TRUST AGREEMENT**

THIS AMENDMENT, made this 19th day of April, 2018;

WHEREAS **Dzidra Shamuluas**, as Settlor and Trustee, executed Revocable Living Agreement on the 9th day of April, 2002, with First Amendment to said Trust Agreement dated April 21, 2011, and with Second Amendment to said Trust Agreement dated August 6, 2013;

AND WHEREAS, pursuant to ARTICLE FIRST: Recitations and Definitions, Paragraph 4, which states in part:

...The Settlor, at any time, may amend this Agreement in any way by a duly executed written instrument...

AND WHEREAS Settlor, **Dzidra Shamuluas**, wishes to amend said Revocable Living Trust Agreement dated April 9, 2002, as follows:

1. Settlor hereby amends ARTICLE THIRD: Provisions Applicable Upon Death of Settlor, by deleting Paragraph 5. and 6. and inserting in its place the following:

ARTICLE THIRD: Provisions Applicable Upon Death of Settlor,

5. The Successor Trustee shall distribute, upon the death of Settlor hereunder, the sum of TWENTY THOUSAND DOLLARS (\$20,000.00) each to the following individuals: [REDACTED]

[REDACTED] Each portion is to be paid to each individual outright and immediately, at which time this portion of the Trust shall terminate. Should any of the above distributions fail for any reason, that share or portion shall be added to the remaining Trust assets as provided for in Paragraph 6. below.

6. Successor Trustee shall divide the remaining Trust assets into four (4) shares or portions, as follows:

[REDACTED]

[REDACTED]

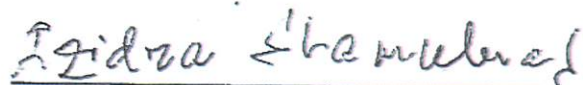
Twelve and one-half percent (12 1/2 %) to the Branch County Library System, or its successor, for the purpose of purchasing books for children; and

[REDACTED]

Should any of the above distributions fail for any reason, then that share or portion shall be divided equally amongst the remaining Beneficiaries.

In all other respects, said Revocable Living Trust Agreement dated April 9, 2002, as amended, shall remain in full force and effect.

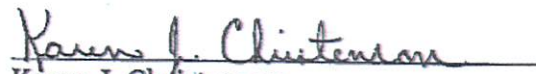
I sign my name to this Amendment on the date that is first written above. I declare under penalty of perjury under the laws of the State of Michigan that the statements in this Amendment are true; that this document is my Trust Amendment; that I sign it willingly; that I execute it as my voluntary act for the purposes expressed in this Amendment; and that I am 18 years of age or older, of sound mind, and under no constraint or undue influence.


Dzidra Shamuluas,
Settlor and Trustee

We, the witnesses, sign our names to this Amendment on the date that is first written above, and declare under penalty of perjury under the laws of the State of Michigan, that all of the following statements are true; the individual signing this Amendment executes it as a voluntary act for the purposes expressed in this Amendment; each of us, in the individual's presence, signs this Amendment as a witness to the individual signing; and to the best of our knowledge, the individual is 18 years of age or older, of sound mind, and under no constraint or undue influence.

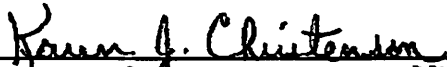
WITNESSES:


Edward R. DeVito


Karen J. Christenson

STATE of MICHIGAN }
 } ss.
COUNTY of BRANCH }

Subscribed and sworn to before me by Dzidra Shamuluas on this, the 19th day of April, 2018.



Karen J. Christenson, Notary Public
Branch County, Michigan
My commission expires: 5-12-2020

Prepared by:

Edward R. DeVito P12726
Attorney at Law
24 Division Street
Coldwater, MI 49036
(517) 278-4174



Reason for Policy

The Branch District Library (BDL) is grateful for gifts and donations. Donations may be made in honor or in memory of a person, to celebrate a family event, to mark any special occasion, or simply to help out the BDL. We appreciate these gifts because they play a vital role in helping us to continue providing the people of our communities with library collections and services to meet their educational, informational, and recreational needs. The purpose of this policy is to provide guidance to potential donors so that they understand what donations will help the most and how their donations will be handled. It will also help the staff in answering questions from potential donors and in correctly responding to impromptu or unexpected donations.

Material Donations

Material donations may take several forms, such as books, DVDs, CDs, equipment, furniture or other “hardware.”

Books, DVDs, CDs, and Similar Things

The BDL has policies that govern how we develop and maintain our circulating and reference collections. These policies ensure that we always have the right mix of materials to serve all of our patrons and that we are able to fit them into our available space. Because of these collection management policies, donors and potential donors should understand these things:

1. The Library Director (or designee) will decide if a donated item will be added to our collection if it fits within the parameters of our Collection Development Policy. If added to the collection, the Director (or designee) will also decide if the item will circulate or become part of the reference collection.
2. Accepted items will then be managed the same way we usually manage all other items in our collection, which means they may be moved, deleted, donated, sold, discarded, or recycled without notice to the donor when they are no longer appropriate to remain in our collection.
3. We cannot promise that this type of material donation will remain only in one branch of the BDL, but we will do our best to honor such requests.

Equipment, Furniture, and Similar Things

The Library Director (or designee) will decide if a donated item can be used and will be accepted. The BDL reserves the right to dispose of any gift without notice to the donor if, in the judgment of the Library Director (or designee), the item no longer serves the purposes of the BDL. The BDL will not automatically replace lost or damaged items. We cannot promise that this type of material donation will remain only in one branch of the BDL, but we will do our best to honor such requests.

Monetary Donations

The BDL accepts unrestricted monetary donations of any size. Any monetary donations will be placed in the general fund for the use of the BDL as a whole. Donors may designate a specific purpose for their gift, but not all requests can be honored. This includes monetary donations designated for a specific branch of the BDL or for specific materials. The BDL will attempt to honor such designations provided that the restricted monetary gift is in compliance with the Restricted Donation policy as stated below.

Restricted Donations

Any donations given with restricted use provisions, whether given as a monetary donation, trust or estate gift, or gift of materials must be approved by the BDL Board of Trustees prior to acceptance by the BDL. Donations with restrictions must be in compliance with the mission, goals, and objectives of the BDL. The BDL Board of Trustees reserves the right to reject any donation or gift that it deems not in compliance with the mission, goals, and objectives of the BDL or is overly restrictive. Failure to obtain prior approval of the BDL Board of Trustees prior to giving said gift or donation shall result in acceptance of the donation or gift without restriction and said gift or donation shall be subject to the above Monetary Donations Policy and/or the Materials Donation Policy for those donations or gifts without restriction.

Tax Deductions

Donations to the BDL may be tax deductible; however, the responsibility of assessing said tax deduction is the responsibility of the donor and not that of the BDL. The BDL is unable to appraise or estimate the value of gift donations. Those making material donations may choose to receive a receipt for their material donations.

How To Donate

Please print and mail (or hand deliver) the attached form along with your donation to:

Branch District Library
Attn: Bookkeeper
10 E. Chicago St.
Coldwater MI 49036



BRANCH DISTRICT LIBRARY MONETARY DONATION FORM

Mail completed form to Branch District Library, Attn: Bookkeeper, 10 E. Chicago St., Coldwater MI 49036

My/Our donation to the Branch District Library is \$ _____
Please make your check payable to the Branch District Library

My Name: _____

Address: _____

Town/City: _____ State: _____ Zip: _____

Phone: _____ Email: _____

Optional: This gift is in memory of: _____

Optional: This gift is in honor of: _____

I would like to designate my donation to:

- | | |
|--|--|
| <input type="checkbox"/> Anywhere it is needed | <input type="checkbox"/> Quincy Branch |
| <input type="checkbox"/> Algansee Branch | <input type="checkbox"/> Sherwood Branch |
| <input type="checkbox"/> Bronson Branch | <input type="checkbox"/> Union Township Branch |
| <input type="checkbox"/> Coldwater Branch | |

In accordance with the Michigan Library Privacy Act (Act 455 of 1982), the names of people making donations to the Library will not be released without their consent.

- You may release my name/our names to anyone.
- You may release my name/our names only to the person, or family of the person, in whose honor or memory this donation is made.
- You may not release my name/our names.

If this donation in honor or memory of someone, we would be happy to send a notice of the donation to the person of your choice. If you would like us to do that, please provide below the contact information you would like us to use:

Name: _____

Address (Street or Email): _____

Town/City: _____ State: _____ Zip: _____

Thank you for your donation!