

# InterVivos Gift of Stock



## Giving the Gift of Settlement Stock in Leisnoi, Inc.

A voting shareholder, 18 years of age or older, may gift their stock to their descendant. Must provide proof their descendant is Alaska Native or a descendant of an Alaska Native, as defined in Section 3(b) of the Alaska Native Claims Settlement Act of 1971, as amended by Public Law 100-241, passed February 3, 1988. Descendant includes: child, grandchild, great grandchild, niece, nephew, brother or sister. Brother and sister include half-brothers and half-sisters, but do not include stepbrothers and stepsisters. Adopted descendants can receive a gift of stock if their adoption occurred before they reached the age of 18 and it is recognized at law or in equity. The gift can only be made if the stock is not under custodianship, guardianship or court order for divorce or child support. Be advised that any gift of stock that you make may have tax consequences; and therefore, we suggest seeking the advice of a tax accountant or lawyer before making any transfers. **NOTE: A minor, who is gifted stock, cannot have a will form completed for them. Therefore, if a minor child, holding corporation stock, should die before the age of 18 and is not married and does not have children, the heirs to the child's stock would be the biological parents, or if adopted, the heirs to the child's stock would be the adoptive parents.**

**IMPORTANT NOTICE (1):** Effective March 1, 2012, distributions of stock will be done in whole shares only. Example: If you own 10 shares and wish to leave your stock to three heirs, the stock will need to be split as follows: 3, 3 and 4 shares. OR: If you own fractions of shares (i.e., 3.333) the fractional shares cannot be broken down further. The shares would be split as follows: 1, 1 and 1.333 shares.

**IMPORTANT NOTICE (2):** Effective October 27, 2016, SHARES IN SETTLEMENT TRUST: Leisnoi's Shareholder Settlement Trust became effective October 27, 2016. As a result, all voting shares of Leisnoi now have shares in the Leisnoi Settlement Trust. If you gift Leisnoi shares, you are also gifting the same number of shares you own in the Leisnoi Settlement Trust. This is known as the shares being "stapled" together. Example: If you own 100 shares of Leisnoi stock, you own 100 shares in the Leisnoi Shareholder Trust. If you gift 10 shares of your Leisnoi stock, you are automatically also gifting 10 of your shares in the Leisnoi Trust.

**For SHAREHOLDER gifting stock** - complete Part I, II and III. Do not sign page five until you are in the presence of Notary Public.

- If the recipient is a minor (under the age of 18), read the "Information Sheet on Appointment of Custodian for Minor Shareholders." Complete the form and the bottom section of Part IV – Information about the Custodian of the minor heir.
- Return your Original Stock Certificate(s). If unable to locate the original certificate, complete the form, "Affidavit for Lost or Stolen Stock Certificates," and sign before a Notary Public.
- Copies can be made of pages needed for each additional recipient. The entire **completed gifting packet must be returned to transfer stock.**

**For each RECIPIENT (person receiving the gift of stock)** - Complete Part IV and sign in the presence of a Notary Public.

- Each Recipient completes and signs the "Shareholder Social Security Number Certification" form.
- W-9 Form.
- If Recipient is a minor, the custodian you have chosen would complete the top section of Part IV and sign on behalf of the minor in the presence of a Notary Public.

You must provide copy(ies) of state-certified birth certificates (no hospital copies accepted). If you are gifting to your:

**Child** - Provide copy of your child's birth certificate.

**Grandchild** - Provide copy of your grandchild's birth certificate and A copy of their parent's birth certificate (your child).

**Great-Grandchild** - Provide copy of great grandchild's birth certificate and A copy of the grandparent's birth certificate and A copy of their parent's birth certificate.

**Niece or Nephew** - Provide copy of their birth certificate and A copy of your birth certificate and A copy of their parent's birth certificate (the parent who is your sibling)

**Brother or Sister** - Provide a copy of their birth certificate and your birth certificate

**Return complete packet to:** Leisnoi, Inc.  
561 E. 36<sup>th</sup> Ave, Suite 120  
Anchorage, Alaska 99503

If you have questions, please call: Phone: 907- 222-6900  
Fax: 907- 222-6955

## INFORMATION SHEET ON APPOINTMENT OF CUSTODIAN FOR MINOR SHAREHOLDERS

Under Alaska law, children under 18 years of age who receive stock in a Native Corporation must have their stock issued to a custodian. The shareholder gifting the stock may designate the custodian if they desire. Otherwise, the custodian will be determined according to the following priority established by Alaska Law:

1. The legal guardian of the child, if any;
2. A parent of the child, as selected by the parents;
3. An adult member of the child's family, which includes parents, grandparents, brothers, sisters, uncles and aunts, whether of the whole or half blood or through adoption, and may also include members of the family with whom the child has customarily lived.

Leisnoi will issue the stock in the name of the custodian, as custodian for the child. The custodian will be entitled to vote the stock until the child reaches the age of 18 at which time (s)he will be entitled to vote.

The custodian receives dividends and other distributions on behalf of the child. The duties of the Custodian are set out in the statute. In general, they allow the custodian to spend as much of the dividends and distributions, if any, as the custodian considers necessary for the support, maintenance, education and benefit of the child. The remainder is to be held separately on behalf of the child. All money, if it is to be invested, must be placed in a separate account with a broker or an insured financial institution in the name of the custodian followed by the words "as custodian for" (child's name) under the Alaska Uniform Transfer to Minors Act." The custodian must keep a record of all transactions regarding custodial property. If the custodian is a person other than a parent or legal representative of the child, the records must be made available at reasonable intervals to the parents or legal representative, or, if the minor is over 14 years of age, to the minor.

The custodian is entitled to reimbursement from the custodial property for expenses, but is not entitled to any compensation unless specifically ordered by the court.

The custodianship will terminate when the child reaches age 18. At termination, the dividends, distributions and other property must be turned over to the child.

For each child for whom a custodian is to be appointed, the custodian must sign Part IV: Acceptance Certificate, on behalf of the child.

**LEISNOI, INC**  
**GIFT OF SETTLEMENT COMMON STOCK AND ACCEPTANCE**

State of \_\_\_\_\_ )  
 \_\_\_\_\_ ) ss.  
 \_\_\_\_\_ County/Judicial District )

I, \_\_\_\_\_, am making this Affidavit for the purposes of making an Inter Vivos Gift of Stock pursuant to the provisions of Section 7 (i) (i) ( c) (iii) of the Alaska Native Claims Settlement Act. I do hereby give, assign, transfer, convey and set over to the descendant(s) I have named herein, stock in Leisnoi, Inc., according to the instructions I have provided in this Affidavit.

**PART I**  
**INFORMATION REGARDING SHAREHOLDER (Person Giving Shares)**

Full Name: _____	Shareholder ID Number: _____	
Address: _____	SSN: _____	
City, State, Zip: _____	Date of Birth: _____	
Telephone: _____	Email Address: _____	
Number of Recipients I am gifting to: _____		
Shares Owned Before This Gift:  ____ shares Common Stock	Total Number of Shares I am Gifting:  ____ shares Common Stock	Number of Shares I will own After this Gift:  ____ shares Common Stock

**PART II – completed by shareholder gifting shares**  
**Enter information regarding recipient (Person Receiving gifted shares)**

Full Name: _____	Leisnoi ID No. (If already a Shareholder) _____
Address: _____	SSN: _____
City, State, Zip: _____	Date of Birth: _____
Ph #: Home _____ work _____ Cell _____	Email Address: _____
Is Recipient a minor (under 18 years of age)? ____ Yes ____ No If Yes, you as the shareholder can designate a custodian (See page for Appointment Sheet on Appointment of Custodian for Minor Shareholders.)	
Relationship of recipient to Shareholder (Circle One):	
Child	Grandchild
Great Grandchild	Niece
Nephew	Brother
Sister	Half-Brother
Half-Sister	
Number of Shares I am gifting to this Recipient: _____	

**PART II (Continued) – to be used if gifting to more than one person – if not, page can be discarded.**

Full Name: _____ Address: _____ City, State, Zip: _____ Ph #: Home _____ work _____ Cell _____	Leisnoi ID No. (If already a Shareholder) _____ SSN: _____ Date of Birth: _____ Email Address: _____												
Is Recipient a minor (under 18 years of age)? ___ Yes ___ No If Yes, you as the shareholder can designate a custodian (See page for Appointment Sheet on Appointment of Custodian for Minor Shareholders.)													
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Nephew	Brother	Sister	Half-Brother										
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Number of Shares I am gifting to this Recipient: _____													

**PART III**

**AFFIDAVIT: SHAREHOLDER GIFTING STOCK AND SIGNATURE OF FORM BEFORE A NOTARY PUBLIC**

1. I understand that the Alaska Native Claims Settlement Act (43 U.S.C. 1606) permits a shareholder to give a gift of shares to a descendant: child, grandchild, great grandchild, niece, nephew, brother or sister.
2. I attest that I am at least 18 years of age.
3. I wish to make a gift of shares to the recipient(s) shown herein.
4. I understand that if there are taxes owed as a result of this transfer, Leisnoi, Inc. will not be responsible for payment, and that payment of any such taxes will be either my responsibility as donor or the recipient's responsibility.
5. I understand that my gift places in the hands of the recipient all authority to transfer these shares by will or gift; that I will no longer have voting rights for these shares; that I will no longer receive dividends, distributions or other benefits for the shares that I am gifting.
6. I understand that by signing this affidavit, I am swearing under oath to the best of my knowledge and belief that everything stated herein is true, and that I am acting of my own free will and am not under any undue pressure, influence, or duress.
7. I affirm that I have not received anything of value nor was I promised anything of value as compensation or payment for the stock I wish to transfer.
8. I have read and understand the information provided in this Affidavit.
9. I understand that all voting shares of Leisnoi now have shares in the Leisnoi Settlement Trust. If I gift Leisnoi shares, I also gifting the same number of shares I own in the Leisnoi Settlement Trust.

\_\_\_\_\_  
Signature of Shareholder Gifting Stock

DATED this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

**THIS IS TO CERTIFY** that on this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me, personally appeared \_\_\_\_\_, to me known and known to me to be the identical individual described in and who executed the within and foregoing instrument, and acknowledged to me that he/she had executed the same freely and voluntarily for the uses and purposes therein mentioned.

**WITNESS** my hand and notary seal on the date and years last above written.

(SEAL)

\_\_\_\_\_  
Notary Public in and for the State of \_\_\_\_\_

My Commission Expires: \_\_\_\_\_



**LEISNOI, INC.**  
**SHAREHOLDER SOCIAL SECURITY NUMBER**  
**CERTIFICATION**

Provide the following information for the person who is to receive a gift of stock to verify the correct Social Security Number. If the person receiving a gift of stock is under the legal age of eighteen, complete the information for the child's custodian for the gift of Leisnoi, Inc., stock.

I, \_\_\_\_\_, under penalties of perjury, certify the following:

1. I am (circle one) a **Recipient** or a **Custodian** of a minor child who is a recipient, of a gift of Leisnoi, Inc. Settlement Common Stock.

My name, or the minor child's name is:

\_\_\_\_\_

My Social Security Number is (or if I am the Custodian, the minor child's Social Security Number is): \_\_\_\_\_

2. I also certify that I  **am**  
 **am not** subject to backup withholding because:

I (or the above named child/ward) have not been notified that I am subject to backup withholding by the Internal Revenue Service as a result of a failure to report all interest or dividends.

The Internal Revenue Service has notified me that I am, or the above named child/ward is no longer subject to backup withholding.

Signature:

Date:

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If you have questions on how to correctly complete this form, contact Leisnoi Shareholder Relations at 1-907-222-6900.

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