

**20.0 TAXABLE BUT UNUSUAL ITEMS**

*Note:* This section applies generally to gifts made by D and D’s spouse, trusts, reversionary interests, powers of appointment, and transfers during D’s lifetime where D may no longer “own” an asset, but where the value of that asset may be includible in D’s estate for tax purposes. None of these items are included in D’s inventory.

20.01 Did D or D’s spouse ever do any of the acts described below?  Yes  No

Review each item, check applicable answer, and complete blanks for D and for D’s spouse.

	D	D’s Spouse
20.02 File a gift tax return?	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No

20.03 If Item 20.02 is yes, give IRS office where each was filed, D’s address when filed, and name of D’s spouse at time of gift.

Period(s) covered \_\_\_\_\_  
 IRS office where filed \_\_\_\_\_  
 D’s address \_\_\_\_\_  
 D’s city, state, zip \_\_\_\_\_  
 D’s spouse \_\_\_\_\_

20.04 Amount of “adjusted taxable gifts” made on or after January 1, 1977	_____	_____
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20.05 Amount of \$30,000 specific lifetime gift tax exemption used <i>before</i> September 8, 1976	_____	_____
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20.06 Amount of \$30,000 specific lifetime gift tax exemption used between September 9, 1976, and December 31, 1976 (both dates inclusive)	_____	_____
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20.07 Amount of unified credit used on or after January 1, 1977	_____	_____
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20.08 Amount of gift taxes paid on gifts made by D or D’s spouse within three years of D’s death

Dates	Amount	By Whom Paid
_____	_____	<input type="checkbox"/> D <input type="checkbox"/> D’s Spouse
_____	_____	<input type="checkbox"/> D <input type="checkbox"/> D’s Spouse
_____	_____	<input type="checkbox"/> D <input type="checkbox"/> D’s Spouse
	_____	Total amount

20.09 Total gift taxes payable for gifts made after December 31, 1976	_____	_____
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20.10 Did D or D’s spouse have a duty to file a gift tax return for any gifts previously unreported?  Yes  No  Yes  No

20.11 If Item 20.10 is yes, complete the following for each previously unreported gift:

Donee's name \_\_\_\_\_

Address \_\_\_\_\_

City, state, zip \_\_\_\_\_

Social Security number \_\_\_\_\_

Description of gift \_\_\_\_\_

Date of gift \_\_\_\_\_

Donor's adjusted basis \_\_\_\_\_

Value at date of gift \_\_\_\_\_

Value at date of D's death \_\_\_\_\_

20.12 Aggregate amount of gift tax marital deduction allowed to D with respect to gifts made between January 1, 1977, and December 31, 1981 (both dates inclusive) \_\_\_\_\_

20.13 (Reserved)

20.14 Create a trust during lifetime?  Yes  No  Yes  No

20.15 If yes, was trust in existence at D's death?  Yes  No  Yes  No

20.16 Retain the power to remove a trustee or to appoint D as trustee?  Yes  No  Yes  No

If yes, give details, including information to be used on estate tax return

\_\_\_\_\_  
\_\_\_\_\_

20.17 (Reserved)

20.18 Make a transfer to take effect at D's death where D retained a reversionary interest valued at more than 5 percent of the fair market value of the property? If yes, give details, including information to be used on estate tax return \_\_\_\_\_  Yes  No  Yes  No

\_\_\_\_\_  
\_\_\_\_\_

20.19 Make a transfer where D retained possession or enjoyment of or income from the transferred property? If yes, give details, including information to be used on estate tax return \_\_\_\_\_  Yes  No  Yes  No

\_\_\_\_\_  
\_\_\_\_\_

20.20 Convey title to real estate that D continued to occupy until D's death? If yes, give details, including information to be used on estate tax return, including full fair market value on date of D's death \_\_\_\_\_  Yes  No  Yes  No

\_\_\_\_\_  
\_\_\_\_\_

20.21 Possess a general power of appointment?  Yes  No  Yes  No

20.22 If yes, give date created. \_\_\_\_\_

20.23 Transfer property by the testamentary exercise of a general power of appointment?  Yes  No  Yes  No

20.24 Otherwise exercise or release a general power of appointment?  Yes  No  Yes  No

20.25 If Item 20.21 is yes, provide details here. If Item 20.23 or Item 20.24 is yes, give date(s) of exercise or release and describe and give value of property for which D possessed a general power of appointment on date of D's death, including information to be used on estate tax return  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

20.26 Make a transfer where D retained the right to designate the person who could possess or enjoy property? If yes, give details, including information to be used on estate tax return \_\_\_\_\_  Yes  No  Yes  No  
\_\_\_\_\_  
\_\_\_\_\_

20.27 Make a transfer where D had the right to alter the enjoyment of the transferred property? If yes, give details, including information to be used on estate tax return \_\_\_\_\_  Yes  No  Yes  No  
\_\_\_\_\_  
\_\_\_\_\_

20.28 Relinquish a power to alter a transfer previously made by D within three years immediately preceding D's death? If yes, give details, including information to be used on estate tax return \_\_\_\_\_  Yes  No  Yes  No  
\_\_\_\_\_  
\_\_\_\_\_

20.29 Have a life estate in any property? If yes, and if such interest was retained by D at the time of a transfer, give details, including information to be used on estate tax return \_\_\_\_\_  Yes  No  Yes  No  
\_\_\_\_\_  
\_\_\_\_\_

20.30 Have a reversionary interest in any property or in a trust? If yes, give details, including name of transferee, date of transfer, form of transfer, description of the property, value of reversionary interest at date of D's death, and other details to be used on estate tax return \_\_\_\_\_  Yes  No  Yes  No  
\_\_\_\_\_  
\_\_\_\_\_

20.31 (Reserved)

- 20.32 Have a remainder interest in any property or trust? If yes, give details, including information and value to be used on estate tax return \_\_\_\_  Yes  No  Yes  No  
 \_\_\_\_\_  
 \_\_\_\_\_
- 20.33 Serve as executor or administrator of any estate?  Yes  No  Yes  No
- 20.34 Serve as a guardian?  Yes  No  Yes  No
- 20.35 Act as trustee under any trust in existence at the time of D's death?  Yes  No  Yes  No
- 20.36 If Item 20.35 is yes, did D or D's spouse have a power to alter, amend, revoke, or terminate the enjoyment by a beneficiary of any interest in a trust, whether or not D created such interest? If yes, give details, including information and value to be used on estate tax return \_\_\_\_  Yes  No  Yes  No  
 \_\_\_\_\_  
 \_\_\_\_\_
- 20.37 At time of D's death have a power or beneficial interest not previously described in a trust not created by D? If yes, give details, including information and value to be used on estate tax return \_\_\_\_\_  Yes  No  Yes  No  
 \_\_\_\_\_  
 \_\_\_\_\_
- 20.38 Serve as custodian under a Uniform Gifts to Minors Act?  Yes  No  Yes  No
- 20.39 If Item 20.38 is yes, was custodianship funded by someone other than D or D's spouse? If no, give details, including information and value to be used on estate tax return \_\_\_\_\_  Yes  No  Yes  No  
 \_\_\_\_\_  
 \_\_\_\_\_
- 20.40 Make any transfer of any life insurance policy within three years of D's death? If yes, give details, including information to be used on estate tax return \_\_\_\_\_  Yes  No  Yes  No  
 \_\_\_\_\_  
 \_\_\_\_\_
- 20.41 Partition their community property? If yes, give details, including information to be used on estate tax return \_\_\_\_\_  Yes  No  Yes  No  
 \_\_\_\_\_  
 \_\_\_\_\_
- 20.42 Did D pay any premium on insurance on D's life within three years of D's death even though D held no incidents of ownership?  Yes  No
- 20.43 Within three years of D's death, did D transfer an interest in a corporation, following which D then had 20 percent or more of the combined voting strength?  Yes  No

- 20.44 If Item 20.43 is yes, did D retain or have any voting rights to that stock? If yes, give details, including information to be used on estate tax return, including full value of the stock on the date of D’s death \_\_\_\_\_  Yes  No  
 \_\_\_\_\_  
 \_\_\_\_\_
- 20.45 Were any of D’s joint bank accounts closed within three years of D’s death?  Yes  No
- 20.46 As a result of D’s death, will D be a “deemed transferor” for purposes of generation-skipping transfer tax? If yes, give details, including information to be used on estate tax return \_\_\_\_\_  Yes  No  
 \_\_\_\_\_  
 \_\_\_\_\_
- 20.47 Did D make any transfers where possession or enjoyment did not take effect until D’s death? If yes, give details, including information to be used on estate tax return \_\_\_\_\_  Yes  No  
 \_\_\_\_\_  
 \_\_\_\_\_
- 20.48 Was D the beneficiary of a trust funded with qualified terminable interest property (“Q-TIP”)? If yes, obtain copies of the instrument creating that trust and of its current financial statements, and give details, including information to be used on estate tax return \_\_\_\_\_  Yes  No  
 \_\_\_\_\_  
 \_\_\_\_\_
- 20.49 Does D’s estate contain any Section 2044 property (“Q-TIP”)? If yes, give details, including information to be used on estate tax return \_\_\_\_\_  Yes  No  
 \_\_\_\_\_  
 \_\_\_\_\_
- 20.50 Total amount of taxable gifts made on or after January 1, 1977, that are included in D’s gross estate \_\_\_\_\_  
 \_\_\_\_\_
- 20.51 Total amount of taxable gifts made on or after January 1, 1977, that qualify for special treatment as split gifts \_\_\_\_\_
- 20.52 Total lifetime taxable gifts made by D after June 6, 1932 \_\_\_\_\_
- 20.53 Total taxable gifts made by D before 1977 \_\_\_\_\_
- 20.54 Amount of gift taxes payable on total lifetime taxable gifts made by D, assuming use of rates in year of D’s death \_\_\_\_\_
- 20.55 Amount of gift taxes payable on total taxable gifts made by D before 1977, assuming use of rates in year of D’s death \_\_\_\_\_
- 20.56 Gift taxes payable by D on total amount of taxable gifts made on or after January 1, 1977, that qualify for special treatment as split gifts \_\_\_\_\_

- 20.57 Gift taxes payable by D's spouse on split gifts if D was the donor spouse and the gifts were included in D's gross estate \_\_\_\_\_
- 20.58 Adjustment to unified credit (Item 20.06 multiplied by 20%) \_\_\_\_\_
- 20.59 D's life expectancy on date of D's death \_\_\_\_\_
- 20.60 - 20.64 (Reserved)
- 20.65 Did D own any property as a joint tenant with someone other than D's spouse in which the full value of the property will be reduced to reflect the interest of the other joint tenant(s)?  Yes  No
- 20.66 Amount of credit for all state death taxes \_\_\_\_\_
- 20.67 Percentage of credit allowed for year of D's death to offset federal estate tax \_\_\_\_\_
- 20.68 Item 20.66 times Item 20.67 \_\_\_\_\_
- 20.69 - 20.75 (Reserved)
- 20.76 Is any *unrelated* beneficiary more than 37½ years younger than D?  Yes  No