

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
AT _____

In the Matter of the Protective Proceeding of _____)
_____))
_____))
Minor _____))
DOB: _____))
_____)

CASE NO. _____

**ORDER APPOINTING LEGAL GUARDIAN
PURSUANT TO AS 13.26.440 FOR THE
LIMITED PURPOSE OF RECEIVING
FUNDS ON BEHALF OF A MINOR**

A hearing in this matter was held on _____ before Judge/Master _____

Present were: Minor Minor was not present for the reason stated on the record.

Petitioner _____ Parent _____

Others: _____

FINDINGS

The court finds that:

1. Jurisdiction and Venue. The court has jurisdiction over this matter and venue is proper in this court. AS 13.26.406 - .411.

2. Notice of the Hearing. The notice requirements of AS 13.26.420 have been satisfied.

3. The minor named above owns money that requires management and protection, specifically, the following life insurance proceeds:

Name of Person Whose Life Was Insured: _____

Name of Insurance Company: _____

Address of Insurance Company: _____

Policy No. _____ Amount Owed to Minor: _____

The minor named above owns money that requires management and protection, specifically, the following:

4. _____, is qualified to be appointed legal guardian of the minor named above for the limited purpose of receiving the funds specified above and managing and protecting those funds for the benefit of the minor.

5. Minor's Welfare. The welfare and best interests of the minor will be served by this appointment. AS 13.26.147(b) & AS 13.26.440.

6. Other Findings:

ORDER

IT IS ORDERED:

1. _____ is appointed to be the legal guardian of the minor _____ for the limited purpose of receiving the funds described above on behalf of the minor and shall manage and protect those funds for the benefit of the minor as follows:

- a. Manage the funds as custodian under the Alaska Uniform Transfers to Minors Act (AS 13.46.010 - .999) until the minor reaches age 18. Among other things, the UTMA requires the custodian to:
 - (1) keep these funds separate from custodian’s funds and anyone else’s funds at all times,¹
 - (2) keep records of all transactions concerning these funds,²
 - (3) manage and invest the funds and the funds’ earnings to benefit the minor, and in dealing with the funds, observe the standard of care that would be observed by a prudent person dealing with property of another,³
 - (4) when depositing the funds at financial institutions (banks, stock brokers, etc.), name the accounts as follows: “ (Custodian’s Name) as custodian for _____ (Minor’s Name) _____ under the Alaska Uniform Transfers to Minors Act,”⁴ and
 - (5) transfer the funds to the minor when the minor reaches age 18.⁵

The custodian is allowed to pay to the minor or spend for the minor’s benefit as much of these funds as the custodian considers advisable for the use and benefit of the minor.⁶

This custodianship remains subject to the Alaska UTMA statutes if either the minor or the custodian moves out of Alaska. AS 13.46.010(a).

The custodian will have the power to appoint a successor custodian by will or by written instrument complying with the requirements of AS 13.46.170(b).

- b. Deposit the funds in the following trust:

- c. Deposit or use the funds as follows:

¹ AS 13.46.110(d)

² AS 13.46.110(e)

³ AS 13.46.110

⁴ AS 13.46.080(a)(2)

⁵ AS 13.46.190(2)

⁶ AS 13.46.130(a)

2. Additional Orders.

Within 30 days, guardian must file with the court proof of deposit in court-approved account: _____

3. Persons Who Must Be Served With Documents. The following persons must be served with all documents as ordered by the court:

- Petitioner
- Minor
- Minor's parents (unless parental rights have been terminated)
- Others:

<u>Name</u>	<u>Mailing Address</u>	<u>Daytime Phone</u>
_____	_____	_____
_____	_____	_____

Recommended for Approval on _____

By _____
Standing Master

Superior Court Judge Date

Type Judge's Name

Clerk's Certificate of Distribution

I certify that on _____,
a copy of this order was sent to:

- petitioner minor minor's parents _____
- _____

Clerk: _____