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Form **990-PF**

Department of the Treasury
Internal Revenue Service

Return of Private Foundation
or Section 4947(a)(1) Nonexempt Charitable Trust
Treated as a Private Foundation

Note. The foundation may be able to use a copy of this return to satisfy state reporting requirements

OMB No 1545-0052
2009

For calendar year 2009, or tax year beginning 01-01-2009 , and ending 12-31-2009

G

Check all that apply

☐ Initial return

☐ Initial return of a former public charity

☐ Final return

☐ Amended return

☐ Address change

☐ Name change

Use the IRS label. Otherwise, print or type. See Specific Instructions.	Name of foundation THE JOAN MITCHELL FOUNDATION INC		A Employer identification number 11-3161054	
	Number and street (or P O box number if mail is not delivered to street address) 545 WEST 25TH STREET 15TH FLOOR		Room/suite	B Telephone number (see page 10 of the instructions) (212) 524-0100
	City or town, state, and ZIP code NEW YORK, NY 10001		C If exemption application is pending, check here ☐	
			D 1. Foreign organizations, check here ☐	

H Check type of organization ☒ Section 501(c)(3) exempt private foundation		2. Foreign organizations meeting the 85% test, check here and attach computation ☐	
☐ Section 4947(a)(1) nonexempt charitable trust		☐ Other taxable private foundation	

I Fair market value of all assets at end of year (from Part II, col. (c), line 16) \$ 200,420,005	J Accounting method ☒ Cash ☐ Accrual ☐ Other (specify) (Part I, column (d) must be on cash basis.)	E If private foundation status was terminated under section 507(b)(1)(A), check here ☐	
		F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here ☐	

Part I Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (see page 11 of the instructions))		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
Revenue	1 Contributions, gifts, grants, etc , received (attach schedule)				
	2 Check ☒ if the foundation is not required to attach Sch B				
	3 Interest on savings and temporary cash investments				
	4 Dividends and interest from securities.	513,790	513,790		
	5a Gross rents				
	b Net rental income or (loss) _____				
	6a Net gain or (loss) from sale of assets not on line 10	-724,538			
	b Gross sales price for all assets on line 6a _____ 4,053,800				
	7 Capital gain net income (from Part IV , line 2)		44,662		
	8 Net short-term capital gain				
	9 Income modifications				
	10a Gross sales less returns and allowances				
	b Less Cost of goods sold				
Operating and Administrative Expenses	c Gross profit or (loss) (attach schedule)				
	11 Other income (attach schedule)				
	12 Total. Add lines 1 through 11	-210,748	558,452		
	13 Compensation of officers, directors, trustees, etc	212,526	19,837		192,689
	14 Other employee salaries and wages	1,289,372	26,000		1,263,372
	15 Pension plans, employee benefits	110,011	6,277		103,734
	16a Legal fees (attach schedule).	97,802	0		97,802
	b Accounting fees (attach schedule).	22,550	16,912		5,638
	c Other professional fees (attach schedule)	139,883	139,883		0
	17 Interest				
	18 Taxes (attach schedule) (see page 14 of the instructions)	145,769	23,575		122,194
	19 Depreciation (attach schedule) and depletion . . .	118,644	11,866		
	20 Occupancy	45,419	0		45,419
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses (attach schedule)	982,027	2,884		979,143
	24 Total operating and administrative expenses.				
	Add lines 13 through 23	3,164,003	247,234		2,809,991
	25 Contributions, gifts, grants paid	969,654			1,699,032
	26 Total expenses and disbursements. Add lines 24 and 25	4,133,657	247,234		4,509,023
	27 Subtract line 26 from line 12				
	a Excess of revenue over expenses and disbursements	-4,344,405			
	b Net investment income (if negative, enter -0-)		311,218		
	c Adjusted net income (if negative, enter -0-)				

Part II

Balance Sheets

Attached schedules and amounts in the description column should be for end-of-year amounts only (See instructions)

		Beginning of year	End of year	
		(a) Book Value	(b) Book Value	(c) Fair Market Value
Assets	1Cash—non-interest-bearing	258,339	286,060	286,060
	2Savings and temporary cash investments	1,266,719	1,424,114	1,424,114
	3Accounts receivable ▶ _____ Less allowance for doubtful accounts ▶ _____			
	4Pledges receivable ▶ _____ Less allowance for doubtful accounts ▶ _____			
	5Grants receivable			
	6Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see page 15 of the instructions)			
	7Other notes and loans receivable (attach schedule) ▶ _____ Less allowance for doubtful accounts ▶ _____			
	8Inventories for sale or use			
	9Prepaid expenses and deferred charges			
	10aInvestments—U S and state government obligations (attach schedule)	4,581,570	 3,752,164	3,787,455
	bInvestments—corporate stock (attach schedule)	10,805,355	 9,022,277	9,934,298
	cInvestments—corporate bonds (attach schedule).	2,464,832	 2,074,061	2,219,622
	11Investments—land, buildings, and equipment basis ▶ _____ Less accumulated depreciation (attach schedule) ▶ _____			
	12Investments—mortgage loans			
	13Investments—other (attach schedule)	1,980,571	 588,978	584,546
	14Land, buildings, and equipment basis ▶ _____ 4,034,856 Less accumulated depreciation (attach schedule) ▶ _____ 285,112	3,857,614	 3,749,744	3,749,744
Liabilities	15Other assets (describe ▶ _____)	 40,957,334	 40,364,282	 178,434,166
	16Total assets (to be completed by all filers—see the instructions Also, see page 1, item I)	66,172,334	61,261,680	200,420,005
	17Accounts payable and accrued expenses			
	18Grants payable	1,165,000	435,622	
	19Deferred revenue			
	20Loans from officers, directors, trustees, and other disqualified persons			
	21Mortgages and other notes payable (attach schedule)			
	22Other liabilities (describe ▶ _____)	 1,521	 103,650	
	23Total liabilities (add lines 17 through 22)	1,166,521	539,272	
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here ▶ ☐ and complete lines 24 through 26 and lines 30 and 31.			
	24Unrestricted			
	25Temporarily restricted			
	26Permanently restricted			
	Foundations that do not follow SFAS 117, check here ▶ ☒ and complete lines 27 through 31.			
	27Capital stock, trust principal, or current funds	0	0	
	28Paid-in or capital surplus, or land, bldg , and equipment fund	0	0	
	29Retained earnings, accumulated income, endowment, or other funds	65,005,813	60,722,408	
	30Total net assets or fund balances (see page 17 of the instructions)	65,005,813	60,722,408	
	31Total liabilities and net assets/fund balances (see page 17 of the instructions)	66,172,334	61,261,680	

Part III

Analysis of Changes in Net Assets or Fund Balances

1	Total net assets or fund balances at beginning of year—Part II, column (a), line 30 (must agree with end-of-year figure reported on prior year’s return)	1	65,005,813
2	Enter amount from Part I, line 27a	2	-4,344,405
3	Other increases not included in line 2 (itemize) ▶ 	3	61,000
4	Add lines 1, 2, and 3	4	60,722,408
5	Decreases not included in line 2 (itemize) ▶ _____	5	0
6	Total net assets or fund balances at end of year (line 4 minus line 5)—Part II, column (b), line 30	6	60,722,408

Part IV

Capital Gains and Losses for Tax on Investment Income

(a) List and describe the kind(s) of property sold (e g , real estate, 2-story brick warehouse, or common stock, 200 shs MLC Co)		(b) How acquired P—Purchase D—Donation	(c) Date acquired (mo , day, yr)	(d) Date sold (mo , day, yr)
1a	See Additional Data Table			
b				
c				
d				
e				

(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)
a See Additional Data Table			
b			
c			
d			
e			

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69

(i) F M V as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any	(l) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))
a See Additional Data Table			
b			
c			
d			
e			

2	Capital gain net income or (net capital loss)	If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7	2	44,662
3	Net short-term capital gain or (loss) as defined in sections 1222(5) and (6) If gain, also enter in Part I, line 8, column (c) (see pages 13 and 17 of the instructions) If (loss), enter -0- in Part I, line 8		3	

Part V

Qualification Under Section 4940(e) for Reduced Tax on Net Investment Income

(For optional use by domestic private foundations subject to the section 4940(a) tax on net investment income)

If section 4940(d)(2) applies, leave this part blank

Was the foundation liable for the section 4942 tax on the distributable amount of any year in the base period? ☐ Yes ☒ No
If "Yes," the foundation does not qualify under section 4940(e) Do not complete this part

1 Enter the appropriate amount in each column for each year, see page 18 of the instructions before making any entries

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col (b) divided by col (c))
2008	4,402,770	22,354,567	0 196952
2007	4,070,997	18,940,615	0 214935
2006	2,395,447	60,254,667	0 039755
2005	1,398,396	39,695,256	0 035228
2004	686,693	19,322,628	0 035538

2	Total of line 1, column (d).	2	0 522408
3	Average distribution ratio for the 5-year base period—divide the total on line 2 by 5, or by the number of years the foundation has been in existence if less than 5 years	3	0 104482
4	Enter the net value of noncharitable-use assets for 2009 from Part X, line 5.	4	15,818,407
5	Multiply line 4 by line 3.	5	1,652,739
6	Enter 1% of net investment income (1% of Part I, line 27b).	6	3,112
7	Add lines 5 and 6.	7	1,655,851
8	Enter qualifying distributions from Part XII, line 4.	8	4,509,023

If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate See the Part VI instructions on page 18

Part VIExcise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948—see page 18 of the instructions)

1a		Exempt operating foundations described in section 4940(d)(2), check here ☐ and enter "N/A" on line 1			
		Date of ruling or determination letter _____ (attach copy of letter if necessary—see instructions)			
b		Domestic foundations that meet the section 4940(e) requirements in Part V, check here ☒ and enter 1% of Part I, line 27b		1	3,112
c		All other domestic foundations enter 2% of line 27b Exempt foreign organizations enter 4% of Part I, line 12, col (b)			
2		Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		2	0
3		Add lines 1 and 2.		3	3,112
4		Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		4	0
5		Tax based on investment income. Subtract line 4 from line 3 If zero or less, enter -0-		5	3,112
6		Credits/Payments			
a		2009 estimated tax payments and 2008 overpayment credited to 2009	6a	51,127	
b		Exempt foreign organizations—tax withheld at source	6b		
c		Tax paid with application for extension of time to file (Form 8868)	6c		
d		Backup withholding erroneously withheld	6d		
7		Total credits and payments Add lines 6a through 6d.		7	51,127
8		Enter any penalty for underpayment of estimated tax Check here ☐ if Form 2220 is attached		8	
9		Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed		9	
10		Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid.		10	48,015
11		Enter the amount of line 10 to be Credited to 2010 estimated tax ☒ 48,015	Refunded ☒	11	0

Part VII-AStatements Regarding Activities

1a	During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?		Yes	No
		1a		No
b	Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see page 19 of the instructions for definition)?			No
	If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities.			
c	Did the foundation file Form 1120-POL for this year?.	1c		No
d	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year (1) On the foundation ☒ \$ 0 (2) On foundation managers ☒ \$ 0			
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers ☒ \$ 0			
2	Has the foundation engaged in any activities that have not previously been reported to the IRS? If "Yes," attach a detailed description of the activities.	2		No
3	Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? If "Yes," attach a conformed copy of the changes	3		No
4a	Did the foundation have unrelated business gross income of \$1,000 or more during the year?.	4a		No
b	If "Yes," has it filed a tax return on Form 990-T for this year?.	4b		
5	Was there a liquidation, termination, dissolution, or substantial contraction during the year? If "Yes," attach the statement required by General Instruction T.	5		No
6	Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?	6	Yes	
7	Did the foundation have at least \$5,000 in assets at any time during the year? If "Yes," complete Part II, col (c), and Part XV	7	Yes	
8a	Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) ☒ NY			
b	If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by General Instruction G? If "No," attach explanation .	8b	Yes	
9	Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 2009 or the taxable year beginning in 2009 (see instructions for Part XIV on page 27)? If "Yes," complete Part XIV	9		No
10	Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses	10		No

Part VII-A

Statements Regarding Activities (continued)

11	At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see page 20 of the instructions).	11		No
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		No
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address ▶ HTTP //FDNCENTER ORG/GRANTMAKER/JOANMITCHELLFDN/	13	Yes	
14	The books are in care of ▶ CAROLYN SOMERS Telephone no ▶ (212) 524-0100 Located at ▶ JOAN MITCHELL FDTN 545 WEST 25TH ST 15TH FLOOR NEW YORK NY ZIP+4 ▶ 10001			
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 —Check here ▶ ☐ and enter the amount of tax-exempt interest received or accrued during the year ▶ 15			

Part VII-B

Statements Regarding Activities for Which Form 4720 May Be Required

File Form 4720 if any item is checked in the "Yes" column, unless an exception applies.			Yes	No
1a	During the year did the foundation (either directly or indirectly) (1) Engage in the sale or exchange, or leasing of property with a disqualified person? ☐ Yes ☒ No (2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person?. ☐ Yes ☒ No (3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? ☐ Yes ☒ No (4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? ☐ Yes ☒ No (5) Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)?. ☐ Yes ☒ No (6) Agree to pay money or property to a government official? (Exception. Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days). ☐ Yes ☒ No			
b	If any answer is "Yes" to 1a(1)–(6), did any of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see page 20 of the instructions)?. . . Organizations relying on a current notice regarding disaster assistance check here. ▶ ☐	1b		
c	Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2009?.	1c		No
2	Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5))			
a	At the end of tax year 2009, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2009?. ☐ Yes ☒ No If "Yes," list the years ▶ 20____, 20____, 20____, 20____			
b	Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement—see page 20 of the instructions).	2b		
c	If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here ▶ 20____, 20____, 20____, 20____			
3a	Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year?. ☐ Yes ☒ No			
b	If "Yes," did it have excess business holdings in 2009 as a result of (1) any purchase by the foundation or disqualified persons after May 26, 1969, (2) the lapse of the 5-year period (or longer period approved by the Commissioner under section 4943(c)(7)) to dispose of holdings acquired by gift or bequest, or (3) the lapse of the 10-, 15-, or 20-year first phase holding period? (<i>Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2009.</i>).	3b		
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a		No
b	Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2009?	4b		No

Part VII-B

Statements Regarding Activities for Which Form 4720 May Be Required (continued)

5a

During the year did the foundation pay or incur any amount to

(1)

Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))?

Yes

No

(2)

Influence the outcome of any specific public election (see section 4955), or to carry on, directly or indirectly, any voter registration drive?

Yes

No

(3)

Provide a grant to an individual for travel, study, or other similar purposes?

Yes

No

(4)

Provide a grant to an organization other than a charitable, etc , organization described in section 509(a)(1), (2), or (3), or section 4940(d)(2)? (see page 22 of the instructions).

Yes

No

(5)

Provide for any purpose other than religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals?

Yes

No

b

If any answer is "Yes" to 5a(1)–(5), did **any** of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see page 22 of the instructions)? Organizations relying on a current notice regarding disaster assistance check here.

c

If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant?

Yes

No

If "Yes," attach the statement required by Regulations section 53.4945–5(d).

6a

Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?

Yes

No

b

Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract?

If "Yes" to 6b, file Form 8870.

7a

At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction?

Yes

No

b

If yes, did the foundation receive any proceeds or have any net income attributable to the transaction?

5b

6b

No

7b

Part VIII

Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors

1

List all officers, directors, trustees, foundation managers and their compensation (see page 22 of the instructions).

(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation (If not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
See Additional Data Table				

2

Compensation of five highest-paid employees (other than those included on line 1—see page 23 of the instructions). If none, enter "NONE."

(a) Name and address of each employee paid more than \$50,000	(b) Title, and average hours per week devoted to position	(c) Compensation	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
ALLISON HAWKINS 545 W 25Th ST 15FL NEW YORK, NY 10001	GRANTS PROG DIR 40 00	69,277	13,545	0
KIRA A OSTI 545 W 25Th ST 15FL NEW YORK, NY 10001	ARCHIVIST/ REGISTRAR 40 00	67,793	13,479	0
TRAVIS S LAUGHLIN 545 W 25Th ST 15FL NEW YORK, NY 10001	ART ED PROG DIR 40 00	66,646	13,346	0
EVONNE N KRAWIEC 545 W 25Th ST 15FL NEW YORK, NY 10001	STUDENT OPPORTUNITIE 40 00	62,143	13,026	0
JANE C COFFEY 545 W 25Th ST 15FL NEW YORK, NY 10001	FINANCE OFFICER HR M 26 00	51,170	12,164	0
Total number of other employees paid over \$50,000.				0

Part VIII

Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors (continued)

3 Five highest-paid independent contractors for professional services (see page 23 of the instructions). If none, enter "NONE".		
(a) Name and address of each person paid more than \$50,000	(b) Type of service	(c) Compensation
MERRILL LYNCH 153 EAST 53RD STREET NEW YORK, NY 10022	INVESTMENT ADVISORY	139,883
DERFNER & GILLET LLP 60 EAST 42ND STREET SUITE 2527 NEW YORK, NY 10165		
	LEGAL SERVICES	81,902
Total number of others receiving over \$50,000 for professional services.		0

Part IX-A

Summary of Direct Charitable Activities

List the foundation's four largest direct charitable activities during the tax year. Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc.	Expenses
1 SEE FOOTNOTE FOR ALL DIRECT SUPPORT TO INDIVIDUAL ARTISTS	1,017,532
2 THE FOUNDATION'S ART EDUCATION PROGRAM PROVIDES FREE ART CLASSES TO MIDDLE AND HIGH SCHOOL STUDENTS AT COMMUNITY CENTERS IN NEW YORK CITY	892,369
3 ARTIST IN RESIDENCY PROGRAMS	150,000
4 ARTIST SUPPORT PROGRAMS	456,500

Part IX-B

Summary of Program-Related Investments (see page 23 of the instructions)

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2	Amount
1 N/A	0
2	
All other program-related investments See page 24 of the instructions	
3	
Total. Add lines 1 through 3.	0

Part X

Minimum Investment Return (All domestic foundations must complete this part. Foreign foundations, see page 24 of the instructions.)

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc , purposes		
a	Average monthly fair market value of securities.	1a	14,238,147
b	Average of monthly cash balances.	1b	1,821,149
c	Fair market value of all other assets (see page 24 of the instructions).	1c	0
d	Total (add lines 1a, b, and c).	1d	16,059,296
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation).	1e	0
2	Acquisition indebtedness applicable to line 1 assets.	2	0
3	Subtract line 2 from line 1d.	3	16,059,296
4	Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see page 25 of the instructions).	4	240,889
5	Net value of noncharitable-use assets. Subtract line 4 from line 3 Enter here and on Part V, line 4	5	15,818,407
6	Minimum investment return. Enter 5% of line 5.	6	790,920

Part XI

Distributable Amount (see page 25 of the instructions) (Section 4942(j)(3) and (j)(5) private operating foundations and certain foreign organizations check here ☒ and do not complete this part.)

1	Minimum investment return from Part X, line 6.	1	790,920
2a	Tax on investment income for 2009 from Part VI, line 5.	2a	3,112
b	Income tax for 2009 (This does not include the tax from Part VI).	2b	
c	Add lines 2a and 2b.	2c	3,112
3	Distributable amount before adjustments Subtract line 2c from line 1.	3	787,808
4	Recoveries of amounts treated as qualifying distributions.	4	0
5	Add lines 3 and 4.	5	787,808
6	Deduction from distributable amount (see page 25 of the instructions).	6	0
7	Distributable amount as adjusted Subtract line 6 from line 5 Enter here and on Part XIII, line 1.	7	787,808

Part XII

Qualifying Distributions (see page 25 of the instructions)

1	Amounts paid (including administrative expenses) to accomplish charitable, etc , purposes		
a	Expenses, contributions, gifts, etc —total from Part I, column (d), line 26.	1a	4,509,023
b	Program-related investments—total from Part IX-B.	1b	0
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc , purposes.	2	
3	Amounts set aside for specific charitable projects that satisfy the		
a	Suitability test (prior IRS approval required).	3a	
b	Cash distribution test (attach the required schedule).	3b	
4	Qualifying distributions. Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4	4,509,023
5	Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income Enter 1% of Part I, line 27b (see page 26 of the instructions).	5	3,112
6	Adjusted qualifying distributions. Subtract line 5 from line 4.	6	4,505,911
Note: The amount on line 6 will be used in Part V, column (b), in subsequent years when calculating whether the foundation qualifies for the section 4940(e) reduction of tax in those years			

Part XIII

Undistributed Income (see page 26 of the instructions)

	(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1 Distributable amount for 2009 from Part XI, line 7				787,808
2 Undistributed income, if any, as of the end of 2008				
a Enter amount for 2008 only.			0	
b Total for prior years 20____, 20____, 20____		0		
3 Excess distributions carryover, if any, to 2009				
a From 2004.				
b From 2005.				
c From 2006.				
d From 2007.				3,334,466
e From 2008.				3,350,974
f Total of lines 3a through e.	6,685,440			
4 Qualifying distributions for 2009 from Part XII, line 4 ▶ \$ 4,509,023				
a Applied to 2008, but not more than line 2a			0	
b Applied to undistributed income of prior years (Election required—see page 26 of the instructions)		0		
c Treated as distributions out of corpus (Election required—see page 26 of the instructions). . .	0			
d Applied to 2009 distributable amount.				787,808
e Remaining amount distributed out of corpus	3,721,215			
5 Excess distributions carryover applied to 2009 (If an amount appears in column (d), the same amount must be shown in column (a).)	0			0
6 Enter the net total of each column as indicated below:				
a Corpus Add lines 3f, 4c, and 4e Subtract line 5	10,406,655			
b Prior years' undistributed income Subtract line 4b from line 2b.		0		
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed.		0		
d Subtract line 6c from line 6b Taxable amount—see page 27 of the instructions . . .		0		
e Undistributed income for 2008 Subtract line 4a from line 2a Taxable amount—see page 27 of the instructions			0	
f Undistributed income for 2009 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2010				0
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see page 27 of the instructions).	0			
8 Excess distributions carryover from 2004 not applied on line 5 or line 7 (see page 27 of the instructions).	0			
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a	10,406,655			
10 Analysis of line 9				
a Excess from 2005. . . .				
b Excess from 2006. . . .				
c Excess from 2007. . . .				3,334,466
d Excess from 2008. . . .				3,350,974
e Excess from 2009. . . .				3,721,215

Part XIVPrivate Operating Foundations (see page 27 of the instructions and Part VII-A, question 9)

1a

If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2009, enter the date of the ruling.

b

Check box to indicate whether the organization is a private operating foundation described in section 4942(j)(3) or 4942(j)(5)

☐ 4942(j)(3) or ☐ 4942(j)(5)

2a	Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed	Tax year	Prior 3 years			(e) Total
		(a) 2009	(b) 2008	(c) 2007	(d) 2006	
b	85% of line 2a					
c	Qualifying distributions from Part XII, line 4 for each year listed					
d	Amounts included in line 2c not used directly for active conduct of exempt activities					
e	Qualifying distributions made directly for active conduct of exempt activities. Subtract line 2d from line 2c					
3	Complete 3a, b, or c for the alternative test relied upon					
a	"Assets" alternative test—enter					
	(1) Value of all assets					
	(2) Value of assets qualifying under section 4942(j)(3)(B)(i)					
b	"Endowment" alternative test— enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed. . . .					
c	"Support" alternative test—enter					
	(1) Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)					
	(2) Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii).					
	(3) Largest amount of support from an exempt organization					
	(4) Gross investment income					

Part XVSupplementary Information (Complete this part only if the organization had \$5,000 or more in assets at any time during the year—see page 27 of the instructions.)

1

Information Regarding Foundation Managers:

a

List any managers of the foundation who have contributed more than 2% of the total contributions received by the foundation before the close of any tax year (but only if they have contributed more than \$5,000) (See section 507(d)(2))

b

List any managers of the foundation who own 10% or more of the stock of a corporation (or an equally large portion of the ownership of a partnership or other entity) of which the foundation has a 10% or greater interest

2

Information Regarding Contribution, Grant, Gift, Loan, Scholarship, etc., Programs:

Check here ☒ if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the foundation makes gifts, grants, etc. (see page 28 of the instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d

a

The name, address, and telephone number of the person to whom applications should be addressed

b

The form in which applications should be submitted and information and materials they should include

c

Any submission deadlines

d

Any restrictions or limitations on awards, such as by geographical areas, charitable fields, kinds of institutions, or other factors

Part XV

Supplementary Information (continued)

3 Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year See Additional Data Table				
Total			3a	1,699,032
b Approved for future payment See Additional Data Table				
Total			3b	435,622

Enter gross amounts unless otherwise indicated

Part XVI-B Relationship of Activities to the Accomplishment of Exempt Purposes

Form **990-PF** (2009)

Part XVII Information Regarding Transfers To and Transactions and Relationships With Noncharitable Exempt Organizations

1	Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations?		Yes	No
a	Transfers from the reporting foundation to a noncharitable exempt organization of			
	(1) Cash.	1a(1)		No
	(2) Other assets.	1a(2)		No
b	Other transactions			
	(1) Sales of assets to a noncharitable exempt organization.	1b(1)		No
	(2) Purchases of assets from a noncharitable exempt organization.	1b(2)		No
	(3) Rental of facilities, equipment, or other assets.	1b(3)		No
	(4) Reimbursement arrangements.	1b(4)		No
	(5) Loans or loan guarantees.	1b(5)		No
	(6) Performance of services or membership or fundraising solicitations.	1b(6)		No
c	Sharing of facilities, equipment, mailing lists, other assets, or paid employees.	1c		No
d	If the answer to any of the above is "Yes," complete the following schedule. Column (b) should always show the fair market value of the goods, other assets, or services given by the reporting foundation. If the foundation received less than fair market value in any transaction or sharing arrangement, show in column (d) the value of the goods, other assets, or services received.			

[illegible]

2a Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527? ☐ Yes ☒ No

b If "Yes," complete the following schedule		
(a) Name of organization	(b) Type of organization	(c) Description of relationship

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete Declaration of preparer (other than taxpayer or fiduciary) is based on all information of which preparer has any knowledge		*****		2010-11-04		*****		
		Signature of officer or trustee		Date		Title		
Sign Here	Paid Preparer's Use Only	Preparer's Signature		Date		Check if self-employed ☐		Preparer's identifying number (see Signature on page 30 of the instructions)
		Firm's name (or yours if self-employed), address, and ZIP code		COOPERSMITH SIMON & VOGEL PC		EIN		Phone no (516) 483-5800
		50 CHARLES LINDBERGH BLVD STE 605		UNIONDALE, NY 11553				

Additional Data

Software ID: 09000028

Software Version: 2009.04050

EIN: 11-3161054

Name: THE JOAN MITCHELL FOUNDATION INC

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

(a) List and describe the kind(s) of property sold (e g , real estate, 2-story brick warehouse, or common stock, 200 shs MLC Co)	(b) How acquired P—Purchase D—Donation	(c) Date acquired (mo , day, yr)	(d) Date sold (mo , day, yr)
MERRILL ACCT SHORT 04243	P		
MERRILL ACCT LONG 04243	P		
MERRILL ACCT SHORT 04048	P		
MERRILL ACCT LONG 04048	P		
MERRILL ACCT SHORT 04244	P		
MERRILL ACCT LONG 04244	P		
MERRILL ACCT SHORT 04242	P		
MERRILL ACCT LONG 04242	P		
MERRILL ACCT SHORT 04016	P		
MERRILL ACCT SHORT 04014	P		
MERRILL ACCT SHORT 04032	P		
MERRILL ACCT LONG 04032	P		
MERRILL ACCT SHORT 04015	P		
MERRILL ACCT LONG 04015	P		
ARTWORK ITEM MITC-0779	D	2004-12-31	2009-06-05
ARTWORK ITEM MITC-0623	D	2004-12-31	2009-09-29
ARTWORK ITEM MITC-0779	P	2004-12-31	2009-10-15
ARTWORK ITEM MITC-0779	P	2004-12-31	2009-11-18
PRINT JM91-2012 SUNFLOWERS IV	D	2004-12-31	2009-09-25
PRINT JM91-2011 TREES IV	D	2004-12-31	2009-09-25
PRINT JM81-532 FLOWER I 1981	D	2004-12-31	2009-11-25
PRINT JM81-532 FLOWER I 1981	D	2004-12-31	2009-11-25

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)
			6,921
			-57,508
			-304,618
			-4,500
			-485,056
			-1,055,451
			1,188
			7,273
			-56,184
			716
			-103,293
			-92,174
			-314,777
			-150,155
150,000		53,000	97,000
2,400,000		810,000	1,590,000
60,000		21,000	39,000
1,400,000		500,000	900,000
15,000		6,000	9,000
13,500		5,400	8,100
7,650		3,060	4,590
7,650		3,060	4,590

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))
(i) F M V as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any	
			6,921
			-57,508
			-304,618
			-4,500
			-485,056
			-1,055,451
			1,188
			7,273
			-56,184
			716
			-103,293
			-92,174
			-314,777
			-150,155
			97,000
			1,590,000
			39,000
			900,000
			9,000
			8,100
			4,590
			4,590

Form 990PF Part VIII Line 1 - List all officers, directors, trustees, foundation managers and their compensation

(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation (If not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
ALEJANDRO ANREUS	DIRECTOR 2 00	1,200	0	0
545 WEST 25TH STREET 15TH FL NEW YORK,NY 10001				
DAN BERGMAN	DIRECTOR 2 00	2,400	0	0
545 WEST 25TH STREET 15TH FL NEW YORK,NY 10001				
JOHN KOOS	DIRECTOR 2 00	1,000	0	0
545 WEST 25TH STREET 15TH FL NEW YORK,NY 10001				
YOLANDA SHASHATY	DIRECTOR 2 00	2,000	0	0
545 WEST 25TH STREET 15TH FL NEW YORK,NY 10001				
CAROLYN SOMERS	EXEC DIRECTOR 50 00	190,126	24,015	0
545 WEST 25TH STREET 15TH FL NEW YORK,NY 10001				
MICHELE TORTORELLI	MEMBER 2 00	3,400	0	0
545 WEST 25TH STREET 15TH FL NEW YORK,NY 10001				
GAIL SUN	MEMBER 2 00	0	0	0
545 WEST 25TH STREET 15TH FL NEW YORK,NY 10001				
THEODORE BERGER	TREASURER 2 00	5,400	0	0
545 WEST 25TH STREET 15TH FL NEW YORK,NY 10001				
TYRONE MITCHELL	MEMBER 2 00	2,600	0	0
545 WEST 25TH STREET 15TH FL NEW YORK,NY 10001				
TOMIE ARAI	DIRECTOR 2 00	2,200	0	0
545 WEST 25TH STREET 15TH FL NEW YORK,NY 10001				
POLLY APFELBAUM	DIRECTOR 2 00	2,200	0	0
545 WEST 25TH STREET 15TH FL NEW YORK,NY 10001				

Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year				
Freddy Rodriguez35-12 162 Street Flushing, NY 11358	NONE	N/A	LASTING RECORD GRANT	25,945
Mary MorganPO Box 428 Maurice, LA 70555	NONE	N/A	LASTING RECORD GRANT	11,631
Mildred Howard1820 Harmon Street Berkeley, CA 94703	NONE	N/A	LASTING RECORD GRANT	24,525
Jaune Quick-to-See SmithPO Box 1827 Corrales, NM 87048	NONE	N/A	LASTING RECORD GRANT	13,931
Albert FaggardPO Box 5301 Beaumont, TX 77726	NONE	N/A	EMERGENCY SUPPORT GRANT	6,000
Jeffrey Cook923 Toledano Street New Orleans, LA 70115	NONE	N/A	EMERGENCY SUPPORT GRANT	3,500
Luis Colmenares3024 Jean Lafitte Parkway Chalmette, LA 70043	NONE	N/A	EMERGENCY SUPPORT GRANT	6,000
Joanna Bigfeather150 Harolds Road La Jolla Indidan Reservation Pauma Valley, CA 92061	NONE	N/A	EMERGENCY SUPPORT GRANT	6,000
Mildred Howard1820 Harmon Street Berkeley, CA 94703	NONE	N/A	EMERGENCY SUPPORT GRANT	7,500
Joshua Short3327 Cesar Chavez 2 San Francisco, CA 94110	NONE	N/A	2009 MFA AWARD	15,000
Michael Arcega506 Grove St 201 San Francisco, CA 94102	NONE	N/A	2009 MFA AWARD	15,000
Charlotte Meyer135 Clermont Ave 2 Brooklyn, NY 11205	NONE	N/A	2009 MFA AWARD	15,000
Cullen B Washington Jr14 John Eliot Sq Apt 5D Roxbury, MA 02119	NONE	N/A	2009 MFA AWARD	15,000
Daina Higgins327 E 7 Street 3 Brooklyn, NY 11218	NONE	N/A	2009 MFA AWARD	15,000
Eric Shows745 Manhattan Ave Apt 2R Brooklyn, NY 11222	NONE	N/A	2009 MFA AWARD	15,000
Total  3a				1,699,032

Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year				
James Williams II7 Stonemark CT 9 Owings Mills, MD 21117	NONE	N/A	2009 MFA AWARD	15,000
Jesus Gonzalez Flores1515 W 18th PL 3F Chicago, IL 60608	NONE	N/A	2009 MFA AWARD	15,000
Jina Valentine3640 Country Club Drive Redwood City, CA 94061	NONE	N/A	2009 MFA AWARD	15,000
Justin Shull5349 Amesbury Drive Apt 2306 Dallas, TX 75206	NONE	N/A	2009 MFA AWARD	15,000
Kris Scheifele234 E 33rd St Apt C New York, NY 10016	NONE	N/A	2009 MFA AWARD	15,000
Terrence Campagna4511 34th Ave South Minneapolis, MN 55406	NONE	N/A	2009 MFA AWARD	15,000
Trish Tillman283 Devoe St 3R Brooklyn, NY 11211	NONE	N/A	2009 MFA AWARD	15,000
Alison Williams159 Moose Club Park Road Goffstown, NH 03045	NONE	N/A	2009 MFA AWARD	15,000
Jess Perlitz1217 N 2nd St 2nd Floor Philadelphia, PA 19122	NONE	N/A	2009 MFA AWARD	15,000
Barley Doogan521 East 2nd St Tucson, AZ 85705	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Blane De St Croix268 Franklin St 3R Brooklyn, NY 11222	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Carrie Moyer275 Park Ave Apt 3P Brooklyn, NY 11205	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Christine Heindl83-10 35th Ave Apt5F Jackson Heights, NY 11372	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Daniel Dove1512 Archer St San Luis Obispo, CA 93401	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Freddy Chandra2633 Telegraph Ave 202 Oakland, CA 94612	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Total  3a				1,699,032

Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year				
James Little315 7th Ave 9A New york, NY 10001	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Jane Irish737 N2nd St Philadelphia, PA 19123	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Jane South46 Old Fulton St3 Brooklyn, NY 11201	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Joanne Greenbaum73 Leonard St New York, NY 10013	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
John Ahearn152 E 100 St Apt1E New York, NY 10029	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
John Newman59 Franklin St 6C New York, NY 10013	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Kathy Butterfly405 E 13th St 2 New York, NY 10009	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Luis Cruz Azaceta4100 Prytania St New Orleans, LA 70115	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Mequitta Ahuja517 W 152nd St Apt G New York, NY 10031	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Mickalene Thomas261 Lexington Ave Apt B3 Brooklyn, NY 11216	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Nari Ward307 W 141 St Unit 1B New York, NY 10030	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Paula WilsonPO Box 1141 Carrizozo, NM 88301	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Sheila Pepe275 Park Ave 3P Brooklyn, NY 11205	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Stephanie Syjuco198 Park St San Francisco, CA 94110	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Steven Hull6674 Paloverde Rd Castro Valley, CA 94552	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Total  3a				1,699,032

Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year				
Sue Williams426 7th St Brooklyn, NY 11215	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
William Wilson1709 Medio Street Santa Fe, NM 85701	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Jeffry Mitchell1822 South King St B Seattle, WA 98144	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Ivelisse JimenezBox 21873 UPR Station San Juan, PR 00931	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Ann Pibal129 Hawks Ave North Bennington, VT 05257	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	25,000
Anne Seidman310 Pemberton St Philadelphia, PA 19147	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	25,000
Cameron Martin422 State Street Apt12 Brooklyn, NY 11217	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	25,000
Laylah Ali184 Southworth Street Williamstown, MA 01267	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	25,000
Paul Ramirez-Jonas533 11th Street Brooklyn, NY 11215	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	25,000
Bruce Pearson179 Grand St Brooklyn, NY 11211	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Charles Juhasz-AlvaradoCalle Fortaleza 154 Viejo San Juan, PR 00901	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Eve Aschheim1200 Broadway 3C New York, NY 10001	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Julianne Swartz377 Pine Tree Lane Kingston, NY 12401	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Katrina Moorhead1004 Truxillo Street Suite B Houston, TX 77004	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Kirk Hayes2917 Ryan Ave Fort Worth, TX 76110	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Total  3a				1,699,032

Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year				
Nick Cave2251 South Michigan Ave Suite 300 Chicago,IL 60616	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Susan Chrysler White262 Black Springs Circle Iowa City,IA 52246	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Barkley L Hendricks22 Addison St New London,CT 06320	NONE	N/A	2009 PAINTERS AND SCULPTORS AWARD	12,500
Gloria Rodriguez Calero40 First Ave 4J New York,NY 10009	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
James Biederman326 McRae St Laurinburg,NC 28352	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Jenny Dubnau78-10 34 Avenue 1B Jackson Heights,NY 11372	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Judith BernsteinPO Box 145 Knickerbocker Station New York,NY 10002	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Kayla Mohammadi83 Ivy Street 41 Brookline,MA 02446	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Peter Krashes638 Dean Street Brooklyn,NY 11238	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Robb Putnam1027 41st Ave Ste 6 Oakland,CA 94601	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Robyn O'Neil5303 Arbor Bridge Court Kingwood,TX 77345	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Shinique Smith73 Cambridge Place 1 Brooklyn,NY 11238	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Skylar Fein928 Saint Ferdinand St New Orleans,LA 70117	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
Sigrid SandstromPO Box 447 Tivoli,NY 12583	NONE	N/A	2008 PAINTERS AND SCULPTORS AWARD	12,500
KID SMART1920 CLIO STREET NEW ORLEANS,LA 70113	NONE	501 C 3	Support Partner Grant	35,000
Total  3a				1,699,032

Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year				
CONTEMPORARY ARTS Center900 Camp St NEW Orleans, LA 70130	NONE	501 C 3	Support Partner Grant	40,000
UCLA Foundation193 Haines Hall LOS Angeles, CA 90095	NONE	501 C 3	Support Partner Grant	20,000
ALJIRAAIjira NEWARK, NJ 07102	NONE	501 C 3	Support Partner Grant	10,000
CRAft Emergency Relief FundPO BOX 838 MONtpelier, VT 05601	NONE	501 C 3	Support Partner Grant	42,000
ALLIANCE OF ARTISTS COMMUNITIES255 SOUTH MAIN STREET PROVIDENCE, RI 02903	NONE	501 C 3	Support Partner Grant	12,500
TEMPLE UNIVERSITYTyler School of Art Philadelphia, PA 19122	NONE	501 C 3	Support Partner Grant	10,000
LOUISIANA Artworks818 Howard Ave 300 NEW Orleans, LA 70113	NONE	501 C 3	Support Partner Grant	75,000
BRONx Council on the Arts1738 Hone Avenue BRONx, NY 10461	NONE	501 C 3	Support Partner Grant	25,000
LOUISiana Cultural Economy Foundation5500 Prytania Box 403 NEW Orleans, LA 70115	NONE	501 C 3	Support Partner Grant	25,000
NATIOnal Performance Network900 Camp St NEW Orleans, LA 70130	NONE	501 C 3	Support Partner Grant	85,000
BOSTON CENTER FOR THE ARTS 539 Tremont Street Boston, MA 02116	NONE	501 C 3	Support Partner Grant	15,000
DUMbo Arts Center30 WASHINGTON Street BROOKLYn, NY 11201	NONE	501 C 3	Support Partner Grant	20,000
CUE ART Foundation511 West 25th Street Ground Flr NEW York, NY 10001	NONE	501 C 3	SUpport Partner Grant	35,000
LOWER Manhattan Cultural Council 125 Maiden Lane 2nd Floor NEW York, NY 10038	NONE	501 C 3	Support Partner Grant	25,000
ARTS Council of New Orleans818 Howard Ave 300 NEW Orleans, LA 70113	NONE	501 C 3	Support Partner Grant	52,000
Total  3a				1,699,032

Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year				
GRANTMAKERS IN THE ARTS604 West Galer Street Seattle,WA 98119	NONE	501 C 3	Support Partner Grant	5,000
ATLAntic Center for the Arts1414 Art Center Ave NEW Smyrna Beach,FL 32168	NONE	501 C 3	ARTIST Residency	25,000
VERMont Studio CenterBOX 613 JOHNSON,VT 05656	NONE	501 C 3	ARTIST Residency	25,000
SANTa Fe Art InstitutePO BOX 24044 SANTa Fe,NM 87505	nONE	501 C 3	ARTIST Residency	25,000
INternational Studio and Curatorial Program1040 Metropolitan Avenue 3rd Floor BROOKLYN,NY 11211	NONE	501 C 3	ARTIST Residency	25,000
ANDerson Ranch Arts CenterPO BOX 5598 SNO Wmass Village,CO 81615	nONE	501 C 3	RESidency Grant	25,000
ox-Bow36 South Wabash Ave 12th Flr chicago,IL 60603	nONE	501 C 3	ARTIST Residency	25,000
Total ▶ 3a				1,699,032

Form 990PF Part XV Line 3b - Grants and Contributions Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
b Approved for future payment				
ARTS Council of New Orleans818 Howard Ave 300 NEW London,LA 70113	NONE	501 C 3	INFRASTRUCTURE SUPPORT	180,000
CAC ARTSHOPS900 Camp St NEW Orleans,LA 70130	NONE	501 C 3	ARTIST PROJECTS	50,000
LOUISIANA Artworks818 Howard Ave 300 NEW Orleans,LA 70113	NONE	501 C 3	INFRASTRUCTURE SUPPORT	75,000
NATIONAL Performance Network900 Camp St NEW Orleans,LA 70130	NONE	501 C 3	CATALOGUE	50,000
MARy MorganPO Box 428 MAURice,LA 70555	NONE	N/A	LASTING RECORD GRANT	37,022
Jaune Quick-to-See SmithPO Box 1827 Carrizozo,NM 87048	NONE	N/A	LASTING RECORD GRANT	43,600
Total ▶ 3b				435,622

TY 2009 Accounting Fees Schedule

Name: THE JOAN MITCHELL FOUNDATION INC

EIN: 11-3161054

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
COOPERSMITH SIMON & VOGEL P C	22,550	16,912		5,638

Note: To capture the full content of this document, please select landscape mode (11" x 8.5") when printing.

TY 2009 Depreciation Schedule

Name: THE JOAN MITCHELL FOUNDATION INC

EIN: 11-3161054

Description of Property	Date Acquired	Cost or Other Basis	Prior Years' Depreciation	Computation Method	Rate / Life (# of years)	Current Year's Depreciation Expense	Net Investment Income	Adjusted Net Income	Cost of Goods Sold Not Included
BOOKCASE	1998-04-01	352	352	SL	5 0000000000000	0	0		
IMAC COMPUTER	2001-05-01	1,752	1,692	SL	5 0000000000000	0	0		
HP COPIER	2001-09-01	531	531	SL	5 0000000000000	0	0		
ANSWERING MACHING	2002-08-01	97	97	SL	5 0000000000000	0	0		
AIRCONDITIONER	2002-11-01	341	341	SL	5 0000000000000	0	0		
OFFICE EQUIPMENT	2003-06-30	4,414	4,414	SL	5 0000000000000	0	0		
APPLIANCES	2004-11-17	2,008	1,641	SL	5 0000000000000	367	0		
OFFICE EQUIPMENT	2005-06-30	21,342	14,938	SL	5 0000000000000	4,268	0		
CONDOMINIUM OFFICE	2007-10-01	2,965,000	92,656	SL	40 0000000000000	74,125	0		
IMPROVEMENTS	2007-10-01	173,994	5,437	SL	40 0000000000000	4,350	0		
OFFICE EQUIPMENT	2007-10-01	168,030	42,008	SL	5 0000000000000	33,606	0		
ALARM-CIRKERS	2007-06-30	7,869	2,361	SL	5 0000000000000	1,574	0		
EQUIPMENT AND APPLIANCES	2009-06-30	3,542		SL	5 0000000000000	354	0		

**TY 2009 Investments Corporate
Bonds Schedule**

Name: THE JOAN MITCHELL FOUNDATION INC
EIN: 11-3161054

Name of Bond	End of Year Book Value	End of Year Fair Market Value
THROUGH MERRILL LYNCH	2,074,061	2,219,622

**TY 2009 Investments Corporate
Stock Schedule**

Name: THE JOAN MITCHELL FOUNDATION INC
EIN: 11-3161054

Name of Stock	End of Year Book Value	End of Year Fair Market Value
THROUGH MERRILL LYNCH	9,022,277	9,934,298

TY 2009 Investments Government Obligations Schedule

Name: THE JOAN MITCHELL FOUNDATION INC

EIN: 11-3161054

**US Government Securities - End of
Year Book Value:**

3,752,164

**US Government Securities - End of
Year Fair Market Value:**

3,787,455

**State & Local Government
Securities - End of Year Book
Value:**

0

**State & Local Government
Securities - End of Year Fair
Market Value:**

0

TY 2009 Investments - Other Schedule

Name: THE JOAN MITCHELL FOUNDATION INC

EIN: 11-3161054

Category/ Item	Listed at Cost or FMV	Book Value	End of Year Fair Market Value
THROUGH MERRILL LYNCH	AT COST	588,978	584,546

TY 2009 Land, Etc. Schedule**Name:** THE JOAN MITCHELL FOUNDATION INC**EIN:** 11-3161054

Category / Item	Cost / Other Basis	Accumulated Depreciation	Book Value	End of Year Fair Market Value
BOOKCASE	352	352		0
IMAC COMPUTER	1,752	1,692	60	0
HP COPIER	531	531		0
ANSWERING MACHING	97	97		0
AIRCONDITIONER	341	341		0
OFFICE EQUIPMENT	4,414	4,414		0
APPLIANCES	2,008	2,008		0
OFFICE EQUIPMENT	21,342	19,206	2,136	0
CONDOMINIUM OFFICE	2,965,000	166,781	2,798,219	0
IMPROVEMENTS	173,994	9,787	164,207	0
OFFICE EQUIPMENT	168,030	75,614	92,416	0
ALARM-CIRKERS	7,869	3,935	3,934	0
EQUIPMENT AND APPLIANCES	3,542	354	3,188	0

TY 2009 Legal Fees Schedule**Name:** THE JOAN MITCHELL FOUNDATION INC**EIN:** 11-3161054

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
DERFNER & GILLETT	81,902	0		81,902
MARSH, VALENTINE AND DONOHOE	3,569	0		3,569
MCLAUGHLIN & STERN	2,803	0		2,803
BEIGELMAN FEINER & FELDMAN	2,944	0		2,944
SONNENSCHN NATHAN & ROSENTHAL	6,584	0		6,584

TY 2009 Other Assets Schedule**Name:** THE JOAN MITCHELL FOUNDATION INC**EIN:** 11-3161054

Description	Beginning of Year - Book Value	End of Year - Book Value	End of Year - Fair Market Value
ARTWORK	40,766,368	39,913,053	178,000,443
RECEIVABLE ON SALE OF ARTWORK	78,750	320,000	320,000
MISCELLANEOUS RECEIVABLE	3,000	3,000	3,000
DUE FROM BROKER	78,579	39,237	39,237
SECURITY DEPOSIT	5,000	5,000	5,000
ART & BIOGRAPHICAL WORKS	25,637	83,992	66,486

TY 2009 Other Expenses Schedule

Name: THE JOAN MITCHELL FOUNDATION INC
EIN: 11-3161054

Description	Revenue and Expenses per Books	Net Invest ment Income	Adjusted Net Income	Disbursements for Charitable Purposes
MFA JUROR EXPENSE	2,477	0		2,477
MFA CONFERENCE & SUPPORT	852	0		852
PAINTERS & SCULPTORS NOMINATOR FEES	4,725	0		4,725
PAINTERS & SCULPTORS JURY PANEL EXPENSE	6,594	0		6,594
INTERNET & TECH SUPPORT	8,688	0		8,688
TELEPHONE	8,181	818		7,363
ART EDUCATION ADMINISTRATION	5,501	0		5,501
ART EDUCATION COLLABORATIONS	9,615	0		9,615
ART EDUCATION MATERIALS AND SUPPLIES	0	0		0
ARTWORK EXPENSES	1,981	0		1,981
ARTWORK STORAGE & SECURITY	212,406	0		212,406
ARTWORK INSURANCE	157,500	0		157,500
ARTWORK CONSERVATION AND FRAMING	90,550	0		90,550
GENERAL ADMINISTRATIVE EXPENSE	32,481	812		31,669
OFFICE EXPENSE	11,354	1,135		10,219
BOARD EXPENSES	2,996	0		2,996
CLEANING SERVICE	6,680	0		6,680
PAYROLL COSTS	25,184	119		25,065
LIABILITY INSURANCE	12,022	0		12,022
FILING FEE	1,500	0		1,500
CATALOGUE RAISONNE	1,096	0		1,096
DATABASE	10,475	0		10,475
CUE/MFA EXHIBITION EXPENSES	52,571	0		52,571
CREATING A LASTING LEGACY SUPPORT	2,168	0		2,168
PROFESSIONAL DEVELOPMENT PROGRAM	15,953	0		15,953
ARTIST SUPPORT PROGRAM TRAVEL	43,319	0		43,319
ARTIST SUPPORT PROGRAM ADMINISTRATION AND PROMOTION	65,576	0		65,576
WORKMANS COMPENSATION AND DISABILITY INSURANCE	15,751	0		15,751
STUDENT CLASSES AND PROGRAM EXPENSE	73,436	0		73,436
EMDEN EXHIBITION SUPPORT	36,481	0		36,481
JOAN MITCHELL LEGACY EXPENSE	43,914	0		43,914
CONSULTANTS	20,000	0		20,000

TY 2009 Other Increases Schedule

Name: THE JOAN MITCHELL FOUNDATION INC

EIN: 11-3161054

Description	Amount
FEDERAL EXCISE TAX REFUND	61,000

TY 2009 Other Liabilities Schedule

Name: THE JOAN MITCHELL FOUNDATION INC

EIN: 11-3161054

Description	Beginning of Year - Book Value	End of Year - Book Value
PAYROLL TAXES PAYABLE	1,521	0
DUE TO BROKER	0	103,650

TY 2009 Other Professional Fees Schedule

Name: THE JOAN MITCHELL FOUNDATION INC

EIN: 11-3161054

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
MERRILL LYNCH	139,883	139,883		0

TY 2009 Taxes Schedule**Name:** THE JOAN MITCHELL FOUNDATION INC**EIN:** 11-3161054

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
PAYROLL TAXES-ART ED	59,612	0		59,612
PAYROLL TAXES-STAFF	65,788	3,206		62,582
FOREIGN TAXES	20,369	20,369		0