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Form **990-PF**

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

OMB No 1545-0052

2009

Department of the Treasury
Internal Revenue Service

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

For calendar year **2009**, or tax year beginning , and ending

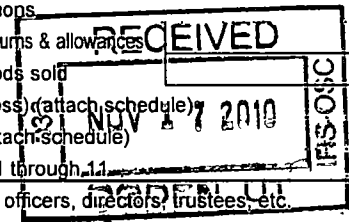
G Check all that apply Initial return Initial return of a former public charity Final return
 Amended return Address change Name change

Use the IRS label. Otherwise, print or type. See Specific Instructions.	Name of foundation THE STUART FOUNDATION, INC.		A Employer identification number 13-6066191	
	Number and street (or P O box number if mail is not delivered to street address) Room/suite 800 WESTCHESTER AVENUE S-620		B Telephone number (see page 10 of the instructions) 914-220-6250	
	City or town, state, and ZIP code RYE BROOK NY 10573-1328		C If exemption application is pending, check here <input type="checkbox"/> D 1. Foreign organizations, check here <input type="checkbox"/> 2. Foreign organizations meeting the 85% test, check here and attach computation <input type="checkbox"/> E If private foundation status was terminated under section 507(b)(1)(A), check here <input type="checkbox"/> F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <input type="checkbox"/>	
H Check type of organization <input checked="" type="checkbox"/> Section 501(c)(3) exempt private foundation <input type="checkbox"/> Section 4947(a)(1) nonexempt charitable trust <input type="checkbox"/> Other taxable private foundation				
I Fair market value of all assets at end of year (from Part II, col (c), line 16) \$ 1,060,020		J Accounting method <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify)		

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)
1 Contributions, gifts, grants, etc., received (attach schedule)				
2 Check <input checked="" type="checkbox"/> if the foundation is not required to attach Sch. B				
3 Interest on savings and temporary cash investments	13	13	13	
4 Dividends and interest from securities	28,144	28,144	28,144	
5a Gross rents				
b Net rental income or (loss)				
6a Net gain or (loss) from sale of assets not on line 10	-156,269			
b Gross sales price for all assets on line 6a 971,158				
7 Capital gain net income (from Part IV, line 2)		0		
8 Net short-term capital gain			3,927	
9 Income modifications				
10a Gross sales less returns & allowances				
b Less Cost of goods sold				
c Gross profit or (loss) (attach schedule)				
11 Other income (attach schedule)				
12 Total. Add lines 1 through 11	-128,112	28,157	32,084	
13 Compensation of officers, directors, trustees, etc.				
14 Other employee salaries and wages				
15 Pension plans, employee benefits	55		55	
16a Legal fees (attach schedule)				
b Accounting fees (attach schedule) STMT 1	6,750		6,075	675
c Other professional fees (attach schedule) STMT 2	8,719	7,843		872
17 Interest				
18 Taxes (attach schedule) (see page 14 of the instructions) STMT 3	1,444	1,194		250
19 Depreciation (attach schedule) and depletion				
20 Occupancy				
21 Travel, conferences, and meetings				
22 Printing and publications				
23 Other expenses (att. sch) STMT 4	667		600	67
24 Total operating and administrative expenses. Add lines 13 through 23	17,635	9,037	6,730	1,864
25 Contributions, gifts, grants paid	79,150			79,150
26 Total expenses and disbursements. Add lines 24 and 25	96,785	9,037	6,730	81,014
27 Subtract line 26 from line 12				
a Excess of revenue over expenses and disbursements	-224,897			
b Net investment income (if negative, enter -0-)		19,120		
c Adjusted net income (if negative, enter -0-)			25,354	

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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	1	Cash—non-interest-bearing	20,411	99,913	99,913
	2	Savings and temporary cash investments			
	3	Accounts receivable ▶ Less allowance for doubtful accounts ▶	1,442		
	4	Pledges receivable ▶ Less allowance for doubtful accounts ▶			
	5	Grants receivable			
	6	Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see page 16 of the instructions)			
	7	Other notes and loans receivable (att. schedule) ▶ Less allowance for doubtful accounts ▶			
	8	Inventories for sale or use			
	9	Prepaid expenses and deferred charges	3,332		
	10a	Investments—U.S. and state government obligations (attach schedule)			
	b	Investments—corporate stock (attach schedule)			
	c	Investments—corporate bonds (attach schedule)			
	11	Investments—land, buildings, and equipment basis ▶ Less accumulated depreciation (attach sch) ▶			
	12	Investments—mortgage loans			
	13	Investments—other (attach schedule) SEE STATEMENT 5	2,586,205	1,076,324	960,107
	14	Land, buildings, and equipment basis ▶ Less accumulated depreciation (attach sch) ▶			
15	Other assets (describe ▶ SEE STATEMENT 6)	318,700			
16	Total assets (to be completed by all filers—see the instructions Also, see page 1, item I)	2,930,090	1,176,237	1,060,020	
Liabilities	17	Accounts payable and accrued expenses	830		
	18	Grants payable			
	19	Deferred revenue			
	20	Loans from officers, directors, trustees, and other disqualified persons			
	21	Mortgages and other notes payable (attach schedule)			
	22	Other liabilities (describe ▶)			
	23	Total liabilities (add lines 17 through 22)	830	0	
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here <input checked="" type="checkbox"/> and complete lines 24 through 26 and lines 30 and 31.				
	24	Unrestricted	2,929,260	1,176,237	
	25	Temporarily restricted			
	26	Permanently restricted			
	Foundations that do not follow SFAS 117, check here <input type="checkbox"/> and complete lines 27 through 31.				
	27	Capital stock, trust principal, or current funds			
	28	Paid-in or capital surplus, or land, bldg, and equipment fund			
29	Retained earnings, accumulated income, endowment, or other funds				
30	Total net assets or fund balances (see page 17 of the instructions)	2,929,260	1,176,237		
31	Total liabilities and net assets/fund balances (see page 17 of the instructions)	2,930,090	1,176,237		

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	2,929,260
2	Enter amount from Part I, line 27a	2	-224,897
3	Other increases not included in line 2 (itemize) ▶ SEE STATEMENT 7	3	116,217
4	Add lines 1, 2, and 3	4	2,820,580
5	Decreases not included in line 2 (itemize) ▶ SEE STATEMENT 8	5	1,644,343
6	Total net assets or fund balances at end of year (line 4 minus line 5)—Part II, column (b), line 30	6	1,176,237

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	JP MORGAN ACCOUNT# Q 05558-00-4	P	VARIOUS	VARIOUS
b	JP MORGAN ACCOUNT# Q 05558-00-4	P	VARIOUS	VARIOUS
c	BERNSTEIN ACCOUNT# 079-33795	P	VARIOUS	VARIOUS
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 614,600		610,673	3,927
b 345,013		498,928	-153,915
c 11,545		17,826	-6,281
d			
e			

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

(i) FMV 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			3,927
b			-153,915
c			-6,281
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	-156,269
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	3,927

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 nonchangible-use assets	(d) Distribution ratio (col (b) divided by col (c))
2008	126,232	3,263,162	0.038684
2007	164,517	4,047,922	0.040642
2006	140,277	3,534,323	0.039690
2005	157,823	3,407,980	0.046310
2004	145,391	3,371,750	0.043120

2 Total of line 1, column (d)	2	0.208446
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	0.041689
4 Enter the net value of nonchangible-use assets for 2009 from Part X, line 5	4	1,309,876
5 Multiply line 4 by line 3	5	54,607
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	191
7 Add lines 5 and 6	7	54,798
8 Enter qualifying distributions from Part XII, line 4 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	8	81,014

Part VI Excise 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 <input type="checkbox"/> 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 <input checked="" type="checkbox"/> and enter 1% of Part I, line 27b	1	191
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	191
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	191
6	Credits/Payments		
a	2009 estimated tax payments and 2008 overpayment credited to 2009	6a	700
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	700
8	Enter any penalty for underpayment of estimated tax Check here <input type="checkbox"/> 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	509
11	Enter the amount of line 10 to be Credited to 2010 estimated tax 509 Refunded	11	

Part VII-A Statements Regarding Activities

	Yes	No
1a		X
1b		X
1c		X
2		X
3		X
4a		X
4b	N/A	
5		X
6	X	
7	X	
8a		
8b	X	
9		X
10		X

Part VII-A Statements Regarding Activities (continued)

<p>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)</p>	11		X
<p>12 Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?</p>	12		X
<p>13 Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address ▶ N/A</p>	13	X	
<p>14 The books are in care of ▶ JOHN STUART 800 WESTCHESTER AVE. SUITE S-620 Located at ▶ RYE BROOK, NY</p>	Telephone no ▶ 914-220-6250 ZIP+4 ▶ 10573		
<p>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</p>	▶ 15		▶ <input type="checkbox"/>

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
<p>1a During the year did the foundation (either directly or indirectly)</p> <p>(1) Engage in the sale or exchange, or leasing of property with a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>(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)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>(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) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>			
<p>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</p>	N/A	▶ <input type="checkbox"/>	1b
<p>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?</p>	N/A		1c
<p>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)).</p> <p>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? If "Yes," list the years ▶ 20 , 20 , 20 , 20</p> <p>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)</p> <p>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</p>	N/A		2b
<p>3a Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year?</p> <p>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? (Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2009)</p>	N/A		3b
<p>4a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?</p>			4a
<p>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?</p>			4b

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)? N/A **5b**

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? N/A 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? Yes No **6b** **X**

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? N/A **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
JAMES M. STUART, JR. 800 WESTCHESTER AVE. SUITE S-620	RYE BROOK NY 10573	CHAIRMAN 0.00	0	0
JOHN E. STUART 800 WESTCHESTER AVE. SUITE S-620	RYE BROOK NY 10573	PRESIDENT 0.00	0	0
MARY E. STUART 800 WESTCHESTER AVE. SUITE S-620	RYE BROOK NY 10573	VICE PRES 0.00	0	0

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
NONE				

Total number of other employees paid over \$50,000

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
NONE		

Total number of others receiving over \$50,000 for professional services ▶

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 N/A	
2	
3	
4	

Part IX-B Summary of Program-Related Investments (see page 24 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	
2	
3 All other program-related investments. See page 24 of the instructions	
Total. Add lines 1 through 3 ▶	

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	1,268,577
b	Average of monthly cash balances	1b	61,246
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	1,329,823
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	1,329,823
4	Cash deemed held for charitable activities. Enter 1½% of line 3 (for greater amount, see page 25 of the instructions)	4	19,947
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	1,309,876
6	Minimum investment return. Enter 5% of line 5	6	65,494

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	65,494
2a	Tax on investment income for 2009 from Part VI, line 5	2a	191
b	Income tax for 2009 (This does not include the tax from Part VI)	2b	
c	Add lines 2a and 2b	2c	191
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	65,303
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	65,303
6	Deduction from distributable amount (see page 25 of the instructions)	6	
7	Distributable amount as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1	7	65,303

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	81,014
b	Program-related investments—total from Part IX-B	1b	
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	81,014
5	<i>Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income.</i> Enter 1% of Part I, line 27b (see page 26 of the instructions)	5	191
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	80,823

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				65,303
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			78,260	
b Total for prior years 20____, 20____, 20____				
3 Excess distributions carryover, if any, to 2009				
a From 2004				
b From 2005				
c From 2006				
d From 2007				
e From 2008				
f Total of lines 3a through e				
4 Qualifying distributions for 2009 from Part XII, line 4 ▶ \$ <u>81,014</u>				
a Applied to 2008, but not more than line 2a			78,260	
b Applied to undistributed income of prior years (Election required—see page 26 of the instructions)				
c Treated as distributions out of corpus (Election required—see page 26 of the instructions)				
d Applied to 2009 distributable amount				2,754
e Remaining amount distributed out of corpus				
5 Excess distributions carryover applied to 2009 (If an amount appears in column (d), the same amount must be shown in column (a).)				
6 Enter the net total of each column as indicated below:				
a Corpus Add lines 3f, 4c, and 4e. Subtract line 5				
b Prior years' undistributed income Subtract line 4b from line 2b				
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				
d Subtract line 6c from line 6b Taxable amount—see page 27 of the instructions				
e Undistributed income for 2008 Subtract line 4a from line 2a Taxable amount—see page 27 of the instructions				
f Undistributed income for 2009 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2010				62,549
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)				
8 Excess distributions carryover from 2004 not applied on line 5 or line 7 (see page 27 of the instructions)				
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a				
10 Analysis of line 9.				
a Excess from 2005				
b Excess from 2006				
c Excess from 2007				
d Excess from 2008				
e Excess from 2009				

Part XIV Private 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 foundation is a private operating foundation described in section 4942(j)(3) or 4942(j)(5)

	Tax year				(e) Total
	(a) 2009	(b) 2008	(c) 2007	(d) 2006	
2a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed					
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 XV Supplementary Information (Complete this part only if the foundation had \$5,000 or more in assets at any time during the year—see page 28 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))
N/A

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
N/A

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
N/A

b The form in which applications should be submitted and information and materials they should include
N/A

c Any submission deadlines
N/A

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

Part XV Supplementary Information (continued)

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

<p>Recipient Name and address (home or business)</p>	<p>If recipient is an individual, show any relationship to any foundation manager or substantial contributor</p>	<p>Foundation status of recipient</p>	<p>Purpose of grant or contribution</p>	<p>Amount</p>
<p>a Paid during the year SEE STATEMENT 9</p>				<p>79,150</p>
<p>Total ▶ 3a</p>				<p>79,150</p>
<p>b Approved for future payment N/A</p>				
<p>Total ▶ 3b</p>				

Federal Statements

Statement 1 - Form 990-PF, Part I, Line 16b - Accounting Fees

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
ACCOUNTING FEES	\$ 6,750	\$	\$ 6,075	\$ 675
TOTAL	\$ 6,750	\$ 0	\$ 6,075	\$ 675

Statement 2 - Form 990-PF, Part I, Line 16c - Other Professional Fees

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
INVESTMENT ADVISORY FEES	\$ 8,719	\$ 7,843	\$	\$ 872
TOTAL	\$ 8,719	\$ 7,843	\$ 0	\$ 872

Statement 3 - Form 990-PF, Part I, Line 18 - Taxes

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
NEW YORK STATE LICENSE FEE	\$ 250	\$	\$	\$ 250
FOREIGN TAXES	1,194	1,194		
TOTAL	\$ 1,444	\$ 1,194	\$ 0	\$ 250

Statement 4 - Form 990-PF, Part I, Line 23 - Other Expenses

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
EXPENSES	\$	\$	\$	\$
OFFICE EXPENSE	450		405	45
SAFE DEPOSIT FEE	217		195	22
TOTAL	\$ 667	\$ 0	\$ 600	\$ 67

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Federal Statements

FYE: 12/31/2009

Statement 5 - Form 990-PF, Part II, Line 13 - Other Investments

<u>Description</u>	<u>Beginning of Year</u>	<u>End of Year</u>	<u>Basis of Valuation</u>	<u>Fair Market Value</u>
VARIOUS SECURITIES	\$ 2,586,205	\$ 1,076,324	COST	\$ 960,107
TOTAL	<u>\$ 2,586,205</u>	<u>\$ 1,076,324</u>		<u>\$ 960,107</u>

Statement 6 - Form 990-PF, Part II, Line 15 - Other Assets

<u>Description</u>	<u>Beginning of Year</u>	<u>End of Year</u>	<u>Fair Market Value</u>
OTHER INVESTMENT	\$ 318,700	\$	\$
TOTAL	<u>\$ 318,700</u>	<u>\$ 0</u>	<u>\$ 0</u>

Statement 7 - Form 990-PF, Part III, Line 3 - Other Increases

<u>Description</u>	<u>Amount</u>
UNREALIZED GAIN ON INVESTMENTS	\$ 116,217
TOTAL	<u>\$ 116,217</u>

Statement 8 - Form 990-PF, Part III, Line 5 - Other Decreases

<u>Description</u>	<u>Amount</u>
FOREIGN CURRENCY LOSS	\$ 11
CAPITAL REDUCTION FROM SPLIT	1,644,332
TOTAL	<u>\$ 1,644,343</u>

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Federal Statements

FYE: 12/31/2009

**Statement 9 - Form 990-PF, Part XV, Line 3a - Grants and Contributions Paid During the
Year**

Name	Address	Relationship	Status	Purpose	Amount
ANTI-DEFAMATION LEAGUE HAMDEN CT 06517	1952 WHITNEY AVENUE		PUB CHARITY	GENERAL PURPOSE	3,000
BETH ISRAEL DEACONESS BOSTON MA 02215	330 BROOKLINE AVENUE		PUB CHARITY	GENERAL PURPOSE	300
BOYS & GIRLS CLUB WATERVILLE ME 04901	126 NORTH STREET		PUB CHARITY	GENERAL PURPOSE	1,000
BROWN UNIVERSITY PROVIDENCE RI 02912	PO BOX 1894		PUB CHARITY	GENERAL PURPOSE	7,500
BROWN UNIVERSITY PROVIDENCE RI 02912	PO BOX 1894		PUB CHARITY	GENERAL PURPOSE	11,750
BROWN UNIVERSITY PROVIDENCE RI 02912	PO BOX 1894		PUB CHARITY	GENERAL PURPOSE	4,000
THE CHAPIN SCHOOL NEW YORK NY 10028	100 EAST END AVENUE		PUB CHARITY	GENERAL PURPOSE	1,000
CHILDREN'S HOSPITAL TRUST BOSTON MA 02215	1 AUTUMN STREET #371		PUB CHARITY	GENERAL PURPOSE	5,000
CONGREGATION EMANU-EL NEW YORK NY 10021	ONE EAST 65TH STREET		PUB CHARITY	GENERAL PURPOSE	1,150
ETHICAL FIELDSTON FUND NEW YORK NY 10023	33 CENTRAL PARK WEST		PUB CHARITY	GENERAL PURPOSE	500
ETHICAL FIELDSTON FUND NEW YORK NY 10023	33 CENTRAL PARK WEST		PUB CHARITY	GENERAL PURPOSE	1,750
ETHICAL FIELDSTON FUND NEW YORK NY 10023	33 CENTRAL PARK WEST		PUB CHARITY	GENERAL PURPOSE	1,500
FRIENDS OF DOVER LIBRARY DOVER MA 02030	PO BOX 669		PUB CHARITY	GENERAL PURPOSE	500
GRAMEEN FOUNDATION WASHINGTON DC 20001	50 F STREET NW, 8TH FLOOR		PUB CHARITY	GENERAL PURPOSE	2,000
GROTON SCHOOL GROTON MA 01450	PO BOX 991		PUB CHARITY	GENERAL PURPOSE	2,500
HARVARD LAW SCHOOL CAMBRIDGE MA 02138	125 MT. AUBURN STREET		PUB CHARITY	GENERAL PURPOSE	2,500
HORACE MANN SCHOOL BRONX NY 10471	231 WEST 246TH STREET		PUB CHARITY	GENERAL PURPOSE	2,000
HUDSON GUILD NEW YORK NY 10001	441 WEST 26TH STREET		PUB CHARITY	GENERAL PURPOSE	1,000

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Federal Statements

FYE: 12/31/2009

**Statement 9 - Form 990-PF, Part XV, Line 3a - Grants and Contributions Paid During the
Year (continued)**

Name	Address	Relationship	Status	Purpose	Amount
KIPS BAY BRONX NY 10473	1930 RANDALL AVENUE		PUB CHARITY	GENERAL PURPOSE	2,000
LITTLE RED SCHOOL HOUSE NEW YORK NY 10014	272 SIXTH AVENUE		PUB CHARITY	GENERAL PURPOSE	5,000
LITTLE RED SCHOOL HOUSE NEW YORK NY 10014	272 SIXTH AVENUE		PUB CHARITY	GENERAL PURPOSE	2,000
MAIN IDEA AT CAMP WALDEN CHARLOTTESVILLE VA 22905	PO BOX 4465		PUB CHARITY	GENERAL PURPOSE	1,500
MORSE INSTITUTE LIBRARY NATICK MA 01760	14 EAST CENTRAL STREET		PUB CHARITY	GENERAL PURPOSE	500
MT SINAI MEDICAL CENTER NEW YORK NY 10029	1425 MADISON AVENUE		PUB CHARITY	GENERAL PURPOSE	250
MUSEUM OF THE FINE ARTS BOSTON MA 02115	465 HUNTINGTON AVENUE		PUB CHARITY	GENERAL PURPOSE	250
MUSEUM OF MODERN ART NEW YORK NY 10012	11 WEST 53RD STREET		PUB CHARITY	GENERAL PURPOSE	100
NIGHTINGALE BAMFORD NEW YORK NY 10128	20 EAST 90TH STREET		PUB CHARITY	GENERAL PURPOSE	1,000
NORTHFIELD MOUNT NORTHFIELD MA 01360	206 MAIN STREET		PUB CHARITY	GENERAL PURPOSE	1,750
RYE COUNTRY DAY SCHOOL RYE NY 10580	CEDAR STREET		PUB CHARITY	GENERAL PURPOSE	6,000
SANCTUARY FOR FAMILIES NEW YORK NY 10268	PO BOX 1406		PUB CHARITY	GENERAL PURPOSE	6,000
SOLOMON R GUGGENHEIM NEW YORK NY 10128	1071 FIFTH AVENUE		PUB CHARITY	GENERAL PURPOSE	100
STAMFORD HEALTH FOUND STAMFORD CT 06902	9 WEST BROAD STREET		PUB CHARITY	GENERAL PURPOSE	500
STOCKINGS WITH CARE NEW YORK NY 10023	PO BOX 231590		PUB CHARITY	GENERAL PURPOSE	750
UJA - FEDERATION GREENWICH CT 06830	1 HOLLY HILL LANE		PUB CHARITY	GENERAL PURPOSE	1,500
WELLESLEY FREE LIBRARY WELLESLEY MA 02482	530 WASHINGTON STREET		PUB CHARITY	GENERAL PURPOSE	1,000

Federal Statements

Statement 9 - Form 990-PF, Part XV, Line 3a - Grants and Contributions Paid During the Year (continued)

<u>Name</u>	<u>Address</u>	<u>Relationship</u>	<u>Status</u>	<u>Purpose</u>	<u>Amount</u>
TOTAL					<u>79,150</u>

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Federal Statements

FYE: 12/31/2009

Taxable Interest on Investments

<u>Description</u>	<u>Amount</u>	<u>Unrelated Business Code</u>	<u>Exclusion Code</u>	<u>Postal Code</u>
JP MORGAN CHASE	\$ 13			
TOTAL	\$ 13			

Taxable Dividends from Securities

<u>Description</u>	<u>Amount</u>	<u>Unrelated Business Code</u>	<u>Exclusion Code</u>	<u>Postal Code</u>
JP MORGAN CHASE	\$ 26,782			
SANFORD BERNSTEIN	1,362			
TOTAL	\$ 28,144			

Capital Gains Report

THE STUART FOUNDATION (Account: 079-33795)

January 1, 2009 through December 31, 2009

Open Date	Close Date	Quantity	Description	Sale Price	Unit Cost	Total Proceeds	Total Cost	Gain or Loss
LONG-TERM								
02/07/2007	02/24/2009	175	NEWS CORP-CLASS B	6.41	24.78	1,116.58	4,335.78	-3,219.20
12/30/1996	06/24/2009	22	GENZYME CORP	53.87	11.19	1,185.10	246.29	938.81
10/05/2005	06/24/2009	25	GILEAD SCIENCES INC	46.33	23.57	1,158.22	589.37	568.85
10/05/2007	06/30/2009	15	STRYKER CORP	39.58	73.16	593.69	1,097.45	-503.76
03/18/2008	06/30/2009	20	STRYKER CORP	39.58	61.97	791.59	1,239.40	-447.81
02/02/2005	10/29/2009	50	ELECTRONIC ARTS INC	18.65	65.39	932.72	3,269.50	-2,336.78
11/15/2006	10/29/2009	100	ELECTRONIC ARTS INC	18.65	58.43	1,865.45	5,843.00	-3,977.55
03/19/2002	11/16/2009	68	CVS/CAREMARK CORP	30.48	9.42	2,072.77	640.32	1,432.45
03/19/2002	11/16/2009	60	CVS/CAREMARK CORP	30.48	9.42	1,828.92	564.98	1,263.94
SUBTOTAL FOR LONG-TERM						11,545.04	17,826.09	-6,281.05
TOTAL						11,545.04	17,826.09	-6,281.05

** ACCOUNT TOTALS **

CURRENT PERIOD - G/L -6,281.05

LONG TERM

-6,281.05

Capital-Gains Distributions If you own shares of the Sanford C Bernstein Fund, Inc , you may have received an annual capital-gains distribution (different from the capital gains or losses on securities sold, which are listed in this report). Long-term capital-gains distributions are a separate item on the I R S forms, and appear on the Summary-of-Key-Items report

Zero-Cost Transactions. If you transferred securities to Bernstein for which the purchase price was unavailable, the total capital-gains figure that appears on this report needs to be adjusted. Any such transactions are segregated on the Capital-Gains report, with the cost entered as zero. You will need to update the report data with the correct purchase information

This information should be reviewed by your tax advisor or accountant

STUART FDN

Account Number: Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

Note: **S** indicates Short Term Realized Gain/Loss
L indicates Long Term Realized Gain/Loss
F indicates Foreign Exchange Gain/Loss
on Capital Transactions
O indicates Ordinary Income Gain

<i>Security Description</i>	<i>Units</i>	<i>Acq Date</i>	<i>Sold Date</i>	<i>Net Proceeds</i>	<i>Tax Cost</i>	<i>Total Gain/Loss</i>
WYETH @ 38.19 BROKERAGE TAX &/OR SEC J.P. MORGAN SECURITIES INC.	320 000	09/19/08	01/22/09	12,204.73	12,029.25	S 175.48
	12,220.80					
	16 00					
	.07					
COMCAST CORPORATION SPL A + @ 14 99 BROKERAGE TAX &/OR SEC	880.000	08/23/07	01/28/09	13,138.32	22,174.15	L -9,035.83
	13,191.20					
	52.80					
	.08					
CISCO SYSTEMS INC @ 16 03 BROKERAGE TAX &/OR SEC J P. MORGAN SECURITIES INC.	1,470.000	08/28/08	02/04/09	23,475.76	36,323.70	S -12,847 94
	23,564.10					
	88 20					
	.14					

STUART FDN

Account Number: Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

Note. **S** indicates Short Term Realized Gain/Loss
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on Capital Transactions
O indicates Ordinary Income Gain

<u>Security Description</u>	<u>Units</u>	<u>Acq Date</u>	<u>Sold Date</u>	<u>Net Proceeds</u>	<u>Tax Cost</u>	<u>Total Gain/Loss</u>
ALLEGHENY ENERGY INC @ 30 1507 10,854.25 BROKERAGE 21 60 TAX &/OR SEC .07 J P MORGAN SECURITIES INC.	360 000	10/03/08	02/11/09	10,832.58	12,045 82	S -1,213.24
NESTLE S A SPONSORED A/D/R REPSTG REG SH @ 32.7228 29,123.29 BROKERAGE 53 40 TAX &/OR SEC .17	890 000	08/20/07	02/23/09	29,069.72	34,749 81	L -5,680 09
GENERAL ELECTRIC CO @ 8 60 11,094.00 BROKERAGE 77.40 TAX &/OR SEC .07 J.P MORGAN SECURITIES INC.	1,290.000	01/31/07	02/27/09	11,016 53	46,698.00	L -35,681 47

STUART FDN

Account Number: Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

Note **S** indicates Short Term Realized Gain/Loss
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on Capital Transactions
O indicates Ordinary Income Gain

<i>Security Description</i>	<i>Units</i>	<i>Acq Date</i>	<i>Sold Date</i>	<i>Net Proceeds</i>	<i>Tax Cost</i>	<i>Total Gain/Loss</i>
GENERAL ELECTRIC CO	560.000	03/11/08	04/16/09	6,686.23	19,098.51	L -12,412.28
@ 12.00 23,400.00	1,390.000	03/12/09	04/16/09	16,596.17	22,505.00	S -5,908.83
BROKERAGE 117.00						
TAX &/OR SEC .61						
J.P. MORGAN SECURITIES INC.						
CATERPILLAR INC	210.000	01/25/08	04/17/09	6,791.22	13,975.48	L -7,184.26
@ 32.40 18,144.00	350.000	08/28/08	04/17/09	11,318.70	25,582.40	S -14,263.70
BROKERAGE 33.60						
TAX &/OR SEC .47						
J.P. MORGAN SECURITIES INC.						
AMERICAN EXPRESS CO	360.000	03/11/08	04/20/09	7,138.61	16,370.06	L -9,231.45
@ 19.89 7,160.40						
BROKERAGE 21.60						
TAX &/OR SEC .19						
J.P. MORGAN SECURITIES INC.						

STUART FDN
Account Number: Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

Note: **S** indicates Short Term Realized Gain/Loss
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on Capital Transactions
O indicates Ordinary Income Gain

<i>Security Description</i>	<i>Units</i>	<i>Acq Date</i>	<i>Sold Date</i>	<i>Net Proceeds</i>	<i>Tax Cost</i>	<i>Total Gain/Loss</i>
AMERICAN EXPRESS CO @ 19.04 BROKERAGE TAX &/OR SEC J.P. MORGAN SECURITIES INC.	340.000 6,473.60	03/11/08	04/20/09	6,453.03	14,290.85	L -7,837.82
BANK OF NEW YORK MELLON CORP @ 24.26 BROKERAGE TAX &/OR SEC J.P. MORGAN SECURITIES INC.	480.000 11,644.80	04/24/06	04/21/09	11,615.70	17,027.46	L -5,411.76
AMERICAN EXPRESS CO @ 24.75 BROKERAGE TAX &/OR SEC J.P. MORGAN SECURITIES INC.	170.000 4,950.00	03/11/08	04/27/09	4,197.19	7,145.42	L -2,948.23
	30.000	03/19/09	04/27/09	740.68	419.40	S 321.28

STUART FDN

Account Number: Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

Note. **S** indicates Short Term Realized Gain/Loss
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on Capital Transactions
O indicates Ordinary Income Gain

<i>Security Description</i>	<i>Units</i>	<i>Acq Date</i>	<i>Sold Date</i>	<i>Net Proceeds</i>	<i>Tax Cost</i>	<i>Total Gain/Loss</i>
AMERICAN EXPRESS CO	510.000	03/19/09	05/18/09	12,912.86	7,129.80	S 5,783.06
@ 25.38	12,943.80					
BROKERAGE	30.60					
TAX &/OR SEC	.34					
J P MORGAN SECURITIES INC						
BANK OF NEW YORK MELLON CORP	122.000	11/21/05	05/28/09	3,368.33	4,198.73	L -830.40
@ 27.67	18,262.20					
BROKERAGE	39.60					
TAX &/OR SEC	.47					
J P MORGAN SECURITIES INC						
MICROSOFT CORP	2,260.000	07/30/08	06/10/09	50,102.90	59,257.20	S -9,154.30
@ 22.23	50,239.80					
BROKERAGE	135.60					
TAX &/OR SEC	1.30					
J.P. MORGAN SECURITIES INC.						

STUART FDN

Account Number: Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

Note. **S** indicates Short Term Realized Gain/Loss
L indicates Long Term Realized Gain/Loss
F indicates Foreign Exchange Gain/Loss
on Capital Transactions
O indicates Ordinary Income Gain

<i>Security Description</i>	<i>Units</i>	<i>Acq Date</i>	<i>Sold Date</i>	<i>Net Proceeds</i>	<i>Tax Cost</i>	<i>Total Gain/Loss</i>
MOTOROLA INC @ 6.55 BROKERAGE TAX &/OR SEC J.P. MORGAN SECURITIES INC.	6,210.000 40,675.50 372.60 1.05	05/19/08	06/10/09	40,301.86	62,379.76	L -22,077.90
POTASH CORP SASKATCHEWAN INC @ 101.03 BROKERAGE TAX &/OR SEC J.P. MORGAN SECURITIES INC.	170.000 17,175.10 10.20 .45	12/03/08	06/17/09	17,164.45	9,066.59	S 8,097.86
STAPLES INC @ 20.5112 BROKERAGE TAX &/OR SEC J.P. MORGAN SECURITIES INC.	1,410.000 28,920.79 84.60 .75	03/19/09	06/19/09	28,835.44	22,738.80	S 6,096.64

STUART FDN

Account Number: Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

Note: **S** indicates Short Term Realized Gain/Loss
L indicates Long Term Realized Gain/Loss
F indicates Foreign Exchange Gain/Loss
on Capital Transactions
O indicates Ordinary Income Gain

<u>Security Description</u>	<u>Units</u>	<u>Acq Date</u>	<u>Sold Date</u>	<u>Net Proceeds</u>	<u>Tax Cost</u>	<u>Total Gain/Loss</u>
COMCAST CORPORATION	960.000	09/28/07	06/25/09	13,036.46	23,201.72	L -10,165.26
SPL A +	805.000	08/05/08	06/25/09	10,931.62	17,267.25	S -6,335.63
@ 13.64	24,074.60					
BROKERAGE	105.90					
TAX &/OR SEC	.62					
INGERSOLL-RAND PLC	1,210.000	05/19/08	08/03/09	35,137.48	48,620.20	L -13,482.72
@ 29.10	35,211.00					
BROKERAGE	72.60					
TAX &/OR SEC	.91					
J.P. MORGAN SECURITIES INC.						
WYETH	720.000	06/10/09	08/05/09	33,554.15	29,305.00	S 4,249.15
@ 46.6642	33,598.22					
BROKERAGE	43.20					
TAX &/OR SEC	.87					
J P. MORGAN SECURITIES INC.						

STUART FDN

Account Number: Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

Note S indicates Short Term Realized Gain/Loss
 L indicates Long Term Realized Gain/Loss
 F indicates Foreign Exchange Gain/Loss
 on Capital Transactions
 O indicates Ordinary Income Gain

<i>Security Description</i>	<i>Units</i>	<i>Acq Date</i>	<i>Sold Date</i>	<i>Net Proceeds</i>	<i>Tax Cost</i>	<i>Total Gain/Loss</i>
BANK OF NEW YORK MELLON CORP @ 29 17 BROKERAGE TAX &/OR SEC J P MORGAN SECURITIES INC	400 000 11,668.00 24.00 .30	11/28/08	08/06/09	11,643 70	11,969.77	S -326 07
ANADARKO PETROLEUM CORP @ 49.68 BROKERAGE TAX &/OR SEC J P MORGAN SECURITIES INC.	190.000 9,439.20 11.40 .25	10/03/08	08/17/09	9,427.55	8,564 38	S 863.17
INGERSOLL-RAND PLC @ 30 82 BROKERAGE TAX &/OR SEC J.P. MORGAN SECURITIES INC.	687 000 21,574.00 42.00 .56	07/17/08 09/10/08	08/31/09 08/31/09	21,131.57 399 87	25,326.91 451.57	L -4,195.34 S -51.70

STUART FDN

Account Number. Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

Note: **S** indicates Short Term Realized Gain/Loss
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on Capital Transactions
O indicates Ordinary Income Gain

<i>Security Description</i>	<i>Units</i>	<i>Acq Date</i>	<i>Sold Date</i>	<i>Net Proceeds</i>	<i>Tax Cost</i>	<i>Total Gain/Loss</i>
CATERPILLAR INC	255.000	01/25/08	09/08/09	11,955.26	16,970.22	L -5,014.96
@ 46 9446	21,359.79					
BROKERAGE	27.30					
TAX &/OR SEC	.55					
J.P. MORGAN SECURITIES INC.						
DIAGEO P L C	120.000	01/18/08	09/08/09	7,709.80	9,398.12	L -1,688.32
SPONSORED A/D/R NEW						
@ 64.31	7,717.20					
BROKERAGE	7.20					
TAX &/OR SEC	20					
JOHNSON & JOHNSON	110.000	05/06/08	09/08/09	6,637.22	7,436.89	L -799.67
@ 60.40	6,644.00					
BROKERAGE	6.60					
TAX &/OR SEC	.18					
J.P. MORGAN SECURITIES INC.						

STUART FDN

Account Number: Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

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on Capital Transactions
O indicates Ordinary Income Gain

<i>Security Description</i>	<i>Units</i>	<i>Acq Date</i>	<i>Sold Date</i>	<i>Net Proceeds</i>	<i>Tax Cost</i>	<i>Total Gain/Loss</i>
ALLEGHENY ENERGY INC @ 25.8964	540.000	10/03/08	09/10/09	13,951.30	18,068.72	S -4,117.42
BROKERAGE				13,984.06		
TAX &/OR SEC				32.40		
J P MORGAN SECURITIES INC.				.36		
DIAGEO P L C SPONSORED A/D/R NEW @ 64.5988	170.000	01/18/08	09/17/09	10,971.31	13,314.01	L -2,342.70
BROKERAGE				10,981.80		
TAX &/OR SEC				10.20		
UNILEVER N V @ 28.01	230.000	02/26/07	09/17/09	6,428.33	6,120.14	L 308.19
BROKERAGE				6,442.30		
TAX &/OR SEC				13.80		
J.P. MORGAN SECURITIES INC.				.17		

STUART FDN

Account Number: Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

Note. **S** indicates Short Term Realized Gain/Loss
L indicates Long Term Realized Gain/Loss
F indicates Foreign Exchange Gain/Loss
on Capital Transactions
O indicates Ordinary Income Gain

<i>Security Description</i>	<i>Units</i>	<i>Acq Date</i>	<i>Sold Date</i>	<i>Net Proceeds</i>	<i>Tax Cost</i>	<i>Total Gain/Loss</i>
WILLIAMS COMPANIES INC	1,265.000	09/17/08	09/18/09	23,544.33	32,226.17	L -8,681.84
@ 18 6726	37,905.38					
BROKERAGE	121.80					
TAX &/OR SEC	.98					
J.P. MORGAN SECURITIES INC.	765.000	09/18/08	09/18/09	14,238.27	19,139.76	S -4,901.49
WYETH	1,065.000	11/14/08	09/30/09	51,715.59	38,914.94	S 12,800.65
@ 48 6205	51,780.83					
BROKERAGE	63.90					
TAX &/OR SEC	1.34					
J P MORGAN SECURITIES INC.						
CRUCCELL	900.000	06/12/09	10/01/09	19,928.27	20,084.75	S -156.48
SPONSORED A/D/R						
@ 22.2031	19,982.79					
BROKERAGE	54.00					
TAX &/OR SEC	.52					

STUART FDN
Account Number. Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

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on Capital Transactions
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<i>Security Description</i>	<i>Units</i>	<i>Acq Date</i>	<i>Sold Date</i>	<i>Net Proceeds</i>	<i>Tax Cost</i>	<i>Total Gain/Loss</i>
WALGREEN CO @ 37.53 BROKERAGE TAX &/OR SEC J.P. MORGAN SECURITIES INC.	2,170.000 81,440 10	06/19/09	10/01/09	81,307.80	67,045.99	S 14,261.81
ANADARKO PETROLEUM CORP @ 61.13 BROKERAGE TAX &/OR SEC J P MORGAN SECURITIES INC.	320.000 19,561.60	10/03/08	10/01/09	19,541.89	14,424 22	S 5,117.67
AMERICAN ELECTRIC POWER CO @ 30 88 BROKERAGE TAX &/OR SEC J.P. MORGAN SECURITIES INC.	208.000 6,423 04	06/11/09	10/12/09	6,410.39	5,674.24	S 736.15

STUART FDN

Account Number: Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

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on Capital Transactions
O indicates Ordinary Income Gain

<i>Security Description</i>	<i>Units</i>	<i>Acq Date</i>	<i>Sold Date</i>	<i>Net Proceeds</i>	<i>Tax Cost</i>	<i>Total Gain/Loss</i>
AMERICAN ELECTRIC POWER CO @ 30.47	1,182.000	06/11/09	10/13/09	35,943.69	30,260.96	S 5,682.73
BROKERAGE		36,015.54				
TAX &/OR SEC		70.92				
J P MORGAN SECURITIES INC.		.93				
NESTLE S A SPONSORED A/D/R REPSTG REG SH @ 45.07	570.000	07/05/07	10/20/09	25,655.03	22,016.25	L 3,638.78
BROKERAGE		25,689.90				
TAX &/OR SEC		34.20				
COVIDIEN PLC @ 44.6853	560.000	08/28/09	11/10/09	24,989.52	21,531.17	S 3,458.35
BROKERAGE		25,023.77				
TAX &/OR SEC		33.60				
J.P. MORGAN SECURITIES INC.		65				

STUART FDN

Account Number: Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

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on Capital Transactions
O indicates Ordinary Income Gain

<i>Security Description</i>	<i>Units</i>	<i>Acq Date</i>	<i>Sold Date</i>	<i>Net Proceeds</i>	<i>Tax Cost</i>	<i>Total Gain/Loss</i>
LOCKHEED MARTIN CORP @ 77.30 51,791.00 BROKERAGE 40.20 TAX &/OR SEC 1.34 J.P. MORGAN SECURITIES INC.	670.000	09/08/09	12/15/09	51,749.46	50,412.22	S 1,337.24
BAXTER INTERNATIONAL INC @ 58.00 20,474.00 BROKERAGE 21.18 TAX &/OR SEC .53 J.P. MORGAN SECURITIES INC.	353.000	09/17/09	12/17/09	20,452.29	20,671.68	S -219.39
UNILEVER N V @ 31.70 39,942.00 BROKERAGE 75.60 TAX &/OR SEC 1.03 J.P. MORGAN SECURITIES INC.	1,260.000	02/26/07	12/17/09	39,865.37	33,527.72	L 6,337.65

STUART FDN

Account Number: Q 05558-00-4

Capital Gain and Loss Schedule

Transactions

Note: **S** indicates Short Term Realized Gain/Loss
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on Capital Transactions
O indicates Ordinary Income Gain

<i>Security Description</i>	<i>Units</i>	<i>Acq Date</i>	<i>Sold Date</i>	<i>Net Proceeds</i>	<i>Tax Cost</i>	<i>Total Gain/Loss</i>
UNILEVER N V @ 31.70 BROKERAGE TAX &/OR SEC J P MORGAN SECURITIES INC.	100 000 3,170.00	02/26/07	12/17/09	3,163.91	2,660.93	L 502.98
Total Gain/Loss				345,012.81 614,600.11	498,927.51 610,673.10	L -153,914.70 S 3,927.01

Note: Your capital gain and loss schedule will show an N/A for the gain or loss for sales where we have incomplete or missing tax cost.
Please consult your tax advisor for appropriate tax reporting on these sales.

Form **8868**

(Rev April 2009)

Department of the Treasury
Internal Revenue Service

Application for Extension of Time To File an Exempt Organization Return

OMB No 1545-1709

► **File a separate application for each return.**

- If you are filing for an **Automatic 3-Month Extension**, complete only Part I and check this box
- If you are filing for an **Additional (Not Automatic) 3-Month Extension**, complete only Part II (on page 2 of this form)

Do not complete Part II unless you have already been granted an automatic 3-month extension on a previously filed Form 8868

Part I Automatic 3-Month Extension of Time. Only submit original (no copies needed).

A corporation required to file Form 990-T and requesting an automatic 6-month extension—check this box and complete Part I only

All other corporations (including 1120-C filers), partnerships, REMICs, and trusts must use Form 7004 to request an extension of time to file income tax returns

Electronic Filing (e-file). Generally, you can electronically file Form 8868 if you want a 3-month automatic extension of time to file one of the returns noted below (6 months for a corporation required to file Form 990-T) However, you cannot file Form 8868 electronically if (1) you want the additional (not automatic) 3-month extension or (2) you file Forms 990-BL, 6069, or 8870, group returns, or a composite or consolidated Form 990-T Instead, you must submit the fully completed and signed page 2 (Part II) of Form 8868 For more details on the electronic filing of this form, visit www.irs.gov/efile and click on e-file for Charities & Nonprofits

Type or print	Name of Exempt Organization THE STUART FOUNDATION, INC.	Employer identification number 13-6066191
File by the due date for filing your return See instructions	Number, street, and room or suite no If a P O box, see instructions. 800 WESTCHESTER AVENUE S-620	
	City, town or post office, state, and ZIP code For a foreign address, see instructions RYE BROOK NY 10573-1328	

Check type of return to be filed (file a separate application for each return)

- | | | |
|--------------------------------------|--|------------------------------------|
| <input type="checkbox"/> Form 990 | <input type="checkbox"/> Form 990-T (corporation) | <input type="checkbox"/> Form 4720 |
| <input type="checkbox"/> Form 990-BL | <input type="checkbox"/> Form 990-T (sec 401(a) or 408(a) trust) | <input type="checkbox"/> Form 5227 |
| <input type="checkbox"/> Form 990-EZ | <input type="checkbox"/> Form 990-T (trust other than above) | <input type="checkbox"/> Form 6069 |
| <input type="checkbox"/> Form 990-PF | <input type="checkbox"/> Form 1041-A | <input type="checkbox"/> Form 8870 |

- The books are in the care of ►

Telephone No ►

FAX No ►

- If the organization does not have an office or place of business in the United States, check this box
- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) _____ If this is for the whole group, check this box If it is for part of the group, check this box and attach a list with the names and EINs of all members the extension will cover

1 I request an automatic 3-month (6 months for a corporation required to file Form 990-T) extension of time until _____, to file the exempt organization return for the organization named above The extension is for the organization's return for
 ► calendar year or
 ► tax year beginning _____, and ending _____

2 If this tax year is for less than 12 months, check reason Initial return Final return Change in accounting period

3a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits See instructions	3a	\$
3b If this application is for Form 990-PF or 990-T, enter any refundable credits and estimated tax payments made Include any prior year overpayment allowed as a credit	3b	\$
3c Balance Due. Subtract line 3b from line 3a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System) See instructions	3c	\$

Caution. If you are going to make an electronic fund withdrawal with this Form 8868, see Form 8453-EO and Form 8879-EO for payment instructions

For Privacy Act and Paperwork Reduction Act Notice, see Instructions.

Form **8868** (Rev 4-2009)

• If you are filing for an **Additional (Not Automatic) 3-Month Extension**, complete only Part II and check this box

Note. Only complete Part II if you have already been granted an automatic 3-month extension on a previously filed Form 8868

• If you are filing for an **Automatic 3-Month Extension**, complete only Part I (on page 1)

Part II Additional (Not Automatic) 3-Month Extension of Time. Only file the original (no copies needed)

Type or print File by the extended due date for filing the return. See instructions	Name of Exempt Organization THE STUART FOUNDATION, INC.	Employer identification number 13-6066191
	Number, street, and room or suite no. If a P.O. box, see instructions 800 WESTCHESTER AVENUE S-620	For IRS use only
	City, town or post office, state, and ZIP code. For a foreign address, see instructions RYE BROOK NY 10573-1328	

Check type of return to be filed (File a separate application for each return)

<input type="checkbox"/> Form 990	<input checked="" type="checkbox"/> Form 990-PF	<input type="checkbox"/> Form 1041-A	<input type="checkbox"/> Form 6069
<input type="checkbox"/> Form 990-BL	<input type="checkbox"/> Form 990-T (sec 401(a) or 408(a) trust)	<input type="checkbox"/> Form 4720	<input type="checkbox"/> Form 8870
<input type="checkbox"/> Form 990-EZ	<input type="checkbox"/> Form 990-T (trust other than above)	<input type="checkbox"/> Form 5227	

STOP! Do not complete Part II if you were not already granted an automatic 3-month extension on a previously filed Form 8868.

• The books are in the care of **▶ JOHN STUART**

Telephone No **▶ 914-220-6250** FAX No **▶**

• If the organization does not have an office or place of business in the United States, check this box

• If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) _____ If this is for the whole group, check this box . If it is for part of the group, check this box and attach a list with the names and EINs of all members the extension is for

4 I request an additional 3-month extension of time until **11/15/10**

5 For calendar year **2009**, or other tax year beginning _____, and ending _____

6 If this tax year is for less than 12 months, check reason Initial return Final return Change in accounting period

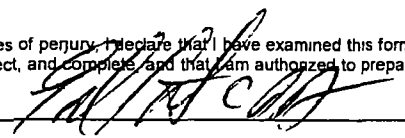

7 State in detail why you need the extension

ADDITIONAL TIME IS REQUESTED TO GATHER INFORMATION TO PREPARE A COMPLETE AND ACCURATE RETURN.

8a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions	8a	\$	0
b If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit and any amount paid previously with Form 8868	8b	\$	0
c Balance Due. Subtract line 8b from line 8a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions	8c	\$	0

Signature and Verification

Under penalties of perjury, I declare that I have examined this form, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and that I am authorized to prepare this form

Signature **▶**  Title **▶** 

Date **▶ 08/10/10**