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

# 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  Amended return  Initial return of a former public charity  Address change  Final return  Name change

Use the IRS label. Otherwise, print or type. See Specific Instructions.	Name of foundation <b>FERGUSON ELECTRIC FOUNDATION</b> Number and street (or P.O. box number if mail is not delivered to street address) Room/suite <b>333 ELLICOTT STREET</b> City or town, state, and ZIP code <b>BUFFALO, NY 14203</b>	<b>A</b> Employer identification number <b>20-1084040</b>  <b>B</b> Telephone number <b>(716) 852-2010</b>
<b>H</b> 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		<b>C</b> If exemption application is pending, check here <input type="checkbox"/> <b>D</b> 1. Foreign organizations, check here <input type="checkbox"/> 2. Foreign organizations meeting the 85% test, check here and attach computation <input type="checkbox"/> <b>E</b> If private foundation status was terminated under section 507(b)(1)(A), check here <input type="checkbox"/> <b>F</b> If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <input type="checkbox"/>
<b>I</b> Fair market value of all assets at end of year (from Part II, col. (c), line 16) <b>\$ 465,637.</b> (Part I, column (d) must be on cash basis.) <b>J</b> Accounting method: <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify) _____		

Part I Analysis of Revenue and Expenses <small>(The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a))</small>		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
<b>Revenue</b>	1 Contributions, gifts, grants, etc., received	110,000.		N/A	
	2 Check <input type="checkbox"/> If the foundation is not required to attach Sch. B				
	3 Interest on savings and temporary cash investments	299.	299.		STATEMENT 1
	4 Dividends and interest from securities	8,216.	8,216.		STATEMENT 2
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain or (loss) from sale of assets not on line 10	<23,551.>			
	b Gross sales price for all assets on line 6a	494,403.			
	7 Capital gain net income (from Part IV, line 2)		0.		
	8 Net short-term capital gain				
	9 Income modifications				
	10a Gross sales less returns and allowances				
b Less Cost of goods sold					
c Gross profit or (loss)					
11 Other income					
12 Total. Add lines 1 through 11		94,964.	8,515.		
<b>Operating and Administrative Expenses</b>	13 Compensation of officers, directors, trustees, etc	0.	0.		0.
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees				
	b Accounting fees	2,000.	1,000.		1,000.
	c Other professional fees	4,462.	4,462.		0.
	17 Interest				
	18 Taxes	176.	0.		0.
	19 Depreciation and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
22 Printing and publications					
23 Other expenses	231.	131.		100.	
24 Total operating and administrative expenses—Add lines 13 through 23	6,869.	5,593.		1,100.	
25 Contributions, gifts, grants paid	72,500.			72,500.	
26 Total expenses and disbursements—Add lines 24 and 25	79,369.	5,593.		73,600.	
27 Subtract line 26 from line 12:					
a Excess of revenue over expenses and disbursements	15,595.				
b Net investment income (if negative, enter -0-)		2,922.			
c Adjusted net income (if negative, enter -0-)			N/A		

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**Part II Balance Sheets** Attached schedules and amounts in the description column should be for end-of-year amounts only

	Beginning of year	End of year	
	(a) Book Value	(b) Book Value	(c) Fair Market Value
<b>Assets</b>			
1 Cash - non-interest-bearing			
2 Savings and temporary cash investments	33,521.	66,816.	66,816.
3 Accounts receivable			
Less: allowance for doubtful accounts			
4 Pledges receivable			
Less: allowance for doubtful accounts			
5 Grants receivable			
6 Receivables due from officers, directors, trustees, and other disqualified persons			
7 Other notes and loans receivable			
Less: allowance for doubtful accounts			
8 Inventories for sale or use			
9 Prepaid expenses and deferred charges			
10a Investments - U.S. and state government obligations			
b Investments - corporate stock			
c Investments - corporate bonds			
11 Investments - land, buildings, and equipment basis			
Less: accumulated depreciation			
12 Investments - mortgage loans			
13 Investments - other <b>STMT 7</b>	354,109.	336,409.	398,821.
14 Land, buildings, and equipment basis			
Less: accumulated depreciation			
15 Other assets (describe)			
<b>16 Total assets (to be completed by all filers)</b>	<b>387,630.</b>	<b>403,225.</b>	<b>465,637.</b>
<b>Liabilities</b>			
17 Accounts payable and accrued expenses			
18 Grants payable			
19 Deferred revenue			
20 Loans from officers, directors, trustees, and other disqualified persons			
21 Mortgages and other notes payable			
22 Other liabilities (describe)			
<b>23 Total liabilities (add lines 17 through 22)</b>	<b>0.</b>	<b>0.</b>	
<b>Net Assets or Fund Balances</b>			
Foundations that follow SFAS 117, check here <input type="checkbox"/>			
and complete lines 24 through 26 and lines 30 and 31.			
24 Unrestricted			
25 Temporarily restricted			
26 Permanently restricted			
Foundations that do not follow SFAS 117, check here <input checked="" type="checkbox"/>			
and complete lines 27 through 31.			
27 Capital stock, trust principal, or current funds	0.	0.	
28 Paid-in or capital surplus, or land, bldg, and equipment fund	0.	0.	
29 Retained earnings, accumulated income, endowment, or other funds	387,630.	403,225.	
<b>30 Total net assets or fund balances</b>	<b>387,630.</b>	<b>403,225.</b>	
<b>31 Total liabilities and net assets/fund balances</b>	<b>387,630.</b>	<b>403,225.</b>	

**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	387,630.
2 Enter amount from Part I, line 27a	2	15,595.
3 Other increases not included in line 2 (itemize)	3	0.
4 Add lines 1, 2, and 3	4	403,225.
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	403,225.

**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			
b			
SEE ATTACHED STATEMENT			
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			
b			
c			
d			
e	494,403.	519,613.	<23,551.>

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(i) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))
(j) F.M.V. as of 12/31/69	(k) Adjusted basis as of 12/31/69	(l) Excess of col (i) over col (j), if any	
a			
b			
c			
d			
e			<23,551.>

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	<23,551.>
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) If (loss), enter -0- in Part I, line 8		3	N/A

**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 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	104,901.	412,072.	.254570
2007	69,047.	438,407.	.157495
2006	60,859.	391,445.	.155473
2005	68,057.	350,102.	.194392
2004	35,800.	324,727.	.110246

2 Total of line 1, column (d)	2	.872176
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	.174435
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	395,759.
5 Multiply line 4 by line 3	5	69,034.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	29.
7 Add lines 5 and 6	7	69,063.
8 Enter qualifying distributions from Part XII, line 4	8	73,600.

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.

**Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948 - see 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	29.
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	29.
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	29.
6 Credits/Payments:		
a 2009 estimated tax payments and 2008 overpayment credited to 2009	6a	
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	0.
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	29.
10 Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	
11 Enter the amount of line 10 to be Credited to 2010 estimated tax <input type="checkbox"/> Refunded <input checked="" type="checkbox"/>	11	

**Part VII-A Statements Regarding Activities**

	Yes	No
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?		X
b Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see instructions for definition)? 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.		X
c Did the foundation file Form 1120-POL for this year?		X
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	X
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	X
4a Did the foundation have unrelated business gross income of \$1,000 or more during the year?	4a	X
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	X
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	X
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	X
8a Enter the states to which the foundation reports or with which it is registered (see instructions) <u>NY</u>		
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	X
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)? If "Yes," complete Part XIV	9	X
10 Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses	10	X

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**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 instructions)		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address ▶ <u>N/A</u>	X	
14	The books are in care of ▶ <u>JEFFREY H. LATTIMER</u> Telephone no ▶ <u>(716) 852-2010</u> Located at ▶ <u>333 ELLICOTT STREET, BUFFALO, NY</u> ZIP+4 ▶ <u>14203</u>		
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 ▶ <u>15</u> N/A		

**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? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(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		
(3)	Furnish goods, services, or facilities to (or accept them from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(4)	Pay compensation to, or pay or reimburse the expenses of, a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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 <u>N/A</u> <input type="checkbox"/>	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	X
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? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes," list the years ▶ _____		
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 instructions) <u>N/A</u>	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. ▶ _____		
3a	Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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? (Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2009.) <u>N/A</u>	3b	
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a	X
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	X

**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)?  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 instructions)?  Yes  No  
 Organizations relying on a current notice regarding disaster assistance check here  N/A

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). N/A

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

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?  Yes  No 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.

(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
PAUL C. REILLY 90 KETTLE RUN EAST AURORA, NY 14052	PRESIDENT 2.00	0.	0.	0.
ANGELO A. VEANES 90 MAPLELEAF DRIVE WILLIAMSVILLE, NY 14221	VICE PRESIDENT 2.00	0.	0.	0.
JEFFREY H. LATTIMER 10793 MAIN STREET CLARENCE, NY 14221	SECRETARY & TREASURER 2.00	0.	0.	0.

**2** Compensation of five highest-paid employees (other than those included on line 1). 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 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. 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 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 N/A	
2	
3	
4	

**Part IX-B** Summary of Program-Related Investments

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	
All other program-related investments See instructions	
3	

Total. Add lines 1 through 3 0.

**Part X Minimum Investment Return** (All domestic foundations must complete this part. Foreign foundations, see instructions)

<b>1</b>	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes.		
<b>a</b>	Average monthly fair market value of securities	<b>1a</b>	335,466.
<b>b</b>	Average of monthly cash balances	<b>1b</b>	66,320.
<b>c</b>	Fair market value of all other assets	<b>1c</b>	
<b>d</b>	Total (add lines 1a, b, and c)	<b>1d</b>	401,786.
<b>e</b>	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	<b>1e</b>	0.
<b>2</b>	Acquisition indebtedness applicable to line 1 assets	<b>2</b>	0.
<b>3</b>	Subtract line 2 from line 1d	<b>3</b>	401,786.
<b>4</b>	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	<b>4</b>	6,027.
<b>5</b>	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	<b>5</b>	395,759.
<b>6</b>	Minimum investment return. Enter 5% of line 5	<b>6</b>	19,788.

**Part XI Distributable Amount** (see instructions) (Section 4942(j)(3) and (j)(5) private operating foundations and certain foreign organizations check here  and do not complete this part)

<b>1</b>	Minimum investment return from Part X, line 6	<b>1</b>	19,788.
<b>2a</b>	Tax on investment income for 2009 from Part VI, line 5	<b>2a</b>	29.
<b>b</b>	Income tax for 2009 (This does not include the tax from Part VI)	<b>2b</b>	
<b>c</b>	Add lines 2a and 2b	<b>2c</b>	29.
<b>3</b>	Distributable amount before adjustments. Subtract line 2c from line 1	<b>3</b>	19,759.
<b>4</b>	Recoveries of amounts treated as qualifying distributions	<b>4</b>	0.
<b>5</b>	Add lines 3 and 4	<b>5</b>	19,759.
<b>6</b>	Deduction from distributable amount (see instructions)	<b>6</b>	0.
<b>7</b>	Distributable amount as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1	<b>7</b>	19,759.

**Part XII Qualifying Distributions** (see instructions)

<b>1</b>	Amounts paid (including administrative expenses) to accomplish charitable, etc., purposes:		
<b>a</b>	Expenses, contributions, gifts, etc. - total from Part I, column (d), line 26	<b>1a</b>	73,600.
<b>b</b>	Program-related investments - total from Part IX-B	<b>1b</b>	0.
<b>2</b>	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	<b>2</b>	
<b>3</b>	Amounts set aside for specific charitable projects that satisfy the:		
<b>a</b>	Suitability test (prior IRS approval required)	<b>3a</b>	
<b>b</b>	Cash distribution test (attach the required schedule)	<b>3b</b>	
<b>4</b>	Qualifying distributions. Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	<b>4</b>	73,600.
<b>5</b>	Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income. Enter 1% of Part I, line 27b	<b>5</b>	29.
<b>6</b>	Adjusted qualifying distributions. Subtract line 5 from line 4	<b>6</b>	73,571.

**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 instructions)

	(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1 Distributable amount for 2009 from Part XI, line 7				19,759.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			0.	
b Total for prior years		0.		
3 Excess distributions carryover, if any, to 2009.				
a From 2004	24,389.			
b From 2005	51,038.			
c From 2006	41,645.			
d From 2007	47,757.			
e From 2008	84,645.			
f Total of lines 3a through e	249,474.			
4 Qualifying distributions for 2009 from Part XII, line 4 ▶ \$	73,600.			
a Applied to 2008, but not more than line 2a			0.	
b Applied to undistributed income of prior years (Election required - see instructions)		0.		
c Treated as distributions out of corpus (Election required - see instructions)	0.			
d Applied to 2009 distributable amount				19,759.
e Remaining amount distributed out of corpus	53,841.			
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	303,315.			
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 instructions		0.		
e Undistributed income for 2008 Subtract line 4a from line 2a. Taxable amount - see instr.			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)	0.			
8 Excess distributions carryover from 2004 not applied on line 5 or line 7	24,389.			
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a	278,926.			
10 Analysis of line 9				
a Excess from 2005	51,038.			
b Excess from 2006	41,645.			
c Excess from 2007	47,757.			
d Excess from 2008	84,645.			
e Excess from 2009	53,841.			

**Part XIV Private Operating Foundations** (see instructions and Part VII-A, question 9)

N/A

1 a 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	Prior 3 years			(e) Total
	(a) 2009	(b) 2008	(c) 2007	(d) 2006	
2 a 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 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))  
 NONE

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.  
 NONE

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 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:  
 JEFFREY H. LATTIMER, (716)852-2010  
 333 ELLICOTT STREET, BUFFALO, NY 14203

b The form in which applications should be submitted and information and materials they should include:  
 WRITTEN REQUEST AND DESCRIPTION OF GRANT

c Any submission deadlines:  
 NONE

d Any restrictions or limitations on awards, such as by geographical areas, charitable fields, kinds of institutions, or other factors  
 NONE







**Schedule B**  
(Form 990, 990-EZ,  
or 990-PF)

Department of the Treasury  
Internal Revenue Service

**Schedule of Contributors**

▶ Attach to Form 990, 990-EZ, or 990-PF.

OMB No 1545-0047

**2009**

Name of the organization

Employer identification number

**FERGUSON ELECTRIC FOUNDATION**

**20-1084040**

Organization type (check one):

Filers of:

Section:

Form 990 or 990-EZ

501(c)( ) (enter number) organization

4947(a)(1) nonexempt charitable trust **not** treated as a private foundation

527 political organization

Form 990-PF

501(c)(3) exempt private foundation

4947(a)(1) nonexempt charitable trust treated as a private foundation

501(c)(3) taxable private foundation

Check if your organization is covered by the **General Rule** or a **Special Rule**.

**Note.** Only a section 501(c)(7), (8), or (10) organization can check boxes for both the General Rule and a Special Rule. See instructions.

**General Rule**

For an organization filing Form 990, 990-EZ, or 990-PF that received, during the year, \$5,000 or more (in money or property) from any one contributor. Complete Parts I and II.

**Special Rules**

For a section 501(c)(3) organization filing Form 990 or 990-EZ that met the 33 1/3% support test of the regulations under sections 509(a)(1) and 170(b)(1)(A)(vi), and received from any one contributor, during the year, a contribution of the greater of (1) \$5,000 or (2) 2% of the amount on (i) Form 990, Part VIII, line 1h or (ii) Form 990-EZ, line 1. Complete Parts I and II.

For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, aggregate contributions of more than \$1,000 for use *exclusively* for religious, charitable, scientific, literary, or educational purposes, or the prevention of cruelty to children or animals. Complete Parts I, II, and III.

For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, contributions for use *exclusively* for religious, charitable, etc., purposes, but these contributions did not aggregate to more than \$1,000. If this box is checked, enter here the total contributions that were received during the year for an *exclusively* religious, charitable, etc., purpose. Do not complete any of the parts unless the **General Rule** applies to this organization because it received nonexclusively religious, charitable, etc., contributions of \$5,000 or more during the year. ▶ \$ \_\_\_\_\_

**Caution.** An organization that is not covered by the General Rule and/or the Special Rules does not file Schedule B (Form 990, 990-EZ, or 990-PF), but it **must** answer "No" on Part IV, line 2 of its Form 990, or check the box on line H of its Form 990-EZ, or on line 2 of its Form 990-PF, to certify that it does not meet the filing requirements of Schedule B (Form 990, 990-EZ, or 990-PF).

LHA For Privacy Act and Paperwork Reduction Act Notice, see the Instructions for Form 990, 990-EZ, or 990-PF.

Schedule B (Form 990, 990-EZ, or 990-PF) (2009)

Name of organization

Employer identification number

**FERGUSON ELECTRIC FOUNDATION**

**20-1084040**

**Part I Contributors** (see instructions)

(a) No.	(b) Name, address, and ZIP + 4	(c) Aggregate contributions	(d) Type of contribution
1	FERGUSON ELECTRIC CONSTRUCTION CO, INC.  333 ELLICOTT STREET  BUFFALO, NY 14203	\$ 85,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
2	FERGUSON ELECTRIC SERVICE CO., INC.  321 ELLICOTT STREET  BUFFALO, NY 14203	\$ 25,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$ _____	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$ _____	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$ _____	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$ _____	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)

FORM 990-PF

LIST OF SUBSTANTIAL CONTRIBUTORS  
PART VII-A, LINE 10

STATEMENT 8

NAME OF CONTRIBUTOR	ADDRESS
FERGUSON ELECTRIC CONSTRUCTION CO., INC.	333 ELLICOTT STREET BUFFALO, NY 14203
FERGUSON ELECTRIC SERVICE CO., INC.	321 ELLICOTT STREET BUFFALO, NY 14203

FORM 990-PF

GRANTS AND CONTRIBUTIONS  
PAID DURING THE YEAR

STATEMENT 9

RECIPIENT NAME AND ADDRESS	RECIPIENT RELATIONSHIP AND PURPOSE OF GRANT	RECIPIENT STATUS	AMOUNT
BUFFALO CITY MISSION 100 EAST TUPPER STREET BUFFALO, NY 14203	N/A CHARITABLE	501(C)(3)	1,000.
BUFFALO RENAISSANCE FOUNDATION PO BOX 322 BUFFALO, NY 14205	N/A CHARITABLE	501(C)(3)	8,000.
CAMP GOOD DAYS & SPECIAL TIMES 6430 TRANSIT ROAD DEPEW, NY 14043	N/A CHARITABLE	501(C)(3)	3,000.
CANISIUS COLLEGE 2001 MAIN STREET BUFFALO, NY 14208	N/A CHARITABLE	501(C)(3)	5,000.
CATHOLIC CHARITIES 525 WASHINGTON STREET BUFFALO, NY 14203	N/A CHARITABLE	501(C)(3)	2,000.

FERGUSON ELECTRIC FOUNDATION

20-1084040

CHILDREN'S HOSPITAL OF BUFFALO FOUNDATION 219 BRYANT STREET BUFFALO, NY 14222	N/A CHARITABLE	501(C)(3)	3,000.
BUFFALO PUBLIC SCHOOLS FOUNDATION 801 CITY HALL BUFFALO, NY 14202	N/A CHARITABLE	501(C)(3)	10,000.
HOSPICE FOUNDATION OF WESTERN NEW YORK 225 COMO PARK BLVD BUFFALO, NY 14227	N/A CHARITABLE	501(C)(3)	1,000.
INTERCOMMUNITY MEMORIAL HOSPITAL FOUNDATION 521 EAST AVENUE LOCKPORT, NY 14094	N/A CHARITABLE	501(C)(3)	1,000.
KALEIDA HEALTH FOUNDATION 1260 DELAWARE AVE BUFFALO, NY 14209	N/A CHARITABLE	501(C)(3)	2,500.
KEVIN GUEST HOUSE 782 ELLICOTT STREET BUFFALO, NY 14203	N/A CHARITABLE	501(C)(3)	1,500.
LEUKEMIA SOCIETY 4053 MAPLE ROAD AMHERST, NY 14226	N/A CHARITABLE	501(C)(3)	1,000.
LOCKPORT MEMORIAL HOSPITAL FOUNDATION 521 EAST AVENUE LOCKPORT, NY 14094	N/A CHARITABLE	501(C)(3)	1,000.
MEALS ON WHEELS 100 JAMES E CASEY DRIVE BUFFALO, NY 14206	N/A CHARITABLE	501(C)(3)	2,500.
MULTIPLE SCLEROSIS SOCIETY 4245 UNION ROAD CHEEKTOWAGA, NY 14225	N/A CHARITABLE	501(C)(3)	1,000.

FERGUSON ELECTRIC FOUNDATION

20+1084040

NEWFANE REHAB FOUNDATION 521 EAST AVENUE LOCKPORT, NY 14094	N/A CHARITABLE	501(C)(3)	1,000.
ROSWELL PARK ALLIANCE FOUNDATION ELM & CARLTON STREETS BUFFALO, NY 14263	N/A CHARITABLE	501(C)(3)	8,000.
SISTERS HOSPITAL FOUNDATION 2130 MAIN STREET BUFFALO, NY 14214	N/A CHARITABLE	501(C)(3)	1,000.
ST MARY'S HOSPITAL FOUNDATION 5300 MILITARY ROAD LEWISTON, NY 14092	N/A CHARITABLE	501(C)(3)	1,000.
UNITED WAY OF BUFFALO & ERIE COUNTY 742 DELAWARE AVE BUFFALO, NY 14209	N/A CHARITABLE	501(C)(3)	13,500.
UNITED WAY OF NIAGARA COUNTY 3000 MILITARY ROAD NIAGARA FALLS, NY 14304	N/A CHARITABLE	501(C)(3)	3,000.
UNIVERSITY AT BUFFALO FOUNDATION P.O. BOX 900 BUFFALO, NY 14226	N/A CHARITABLE	501(C)(3)	1,000.
ZOOLOGICAL SOCIETY OF BUFFALO 300 PARKSIDE AVE BUFFALO, NY 14214	N/A CHARITABLE	501(C)(3)	500.

TOTAL TO FORM 990-PF, PART XV, LINE 3A

72,500.

FORM 990-PF INTEREST ON SAVINGS AND TEMPORARY CASH INVESTMENTS STATEMENT 1

SOURCE	AMOUNT
DB COMMODITY INDEX TRACKING FUND K-1	24.
MERRILL LYNCH INVESTMENTS	275.
TOTAL TO FORM 990-PF, PART I, LINE 3, COLUMN A	299.

FORM 990-PF DIVIDENDS AND INTEREST FROM SECURITIES STATEMENT 2

SOURCE	GROSS AMOUNT	CAPITAL GAINS DIVIDENDS	COLUMN (A) AMOUNT
MERRILL LYNCH INVESTMENTS	8,216.	0.	8,216.
TOTAL TO FM 990-PF, PART I, LN 4	8,216.	0.	8,216.

FORM 990-PF ACCOUNTING FEES STATEMENT 3

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
ACCOUNTING FEES	2,000.	1,000.		1,000.
TO FORM 990-PF, PG 1, LN 16B	2,000.	1,000.		1,000.

FORM 990-PF OTHER PROFESSIONAL FEES STATEMENT 4

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
INVESTMENT FEES	4,462.	4,462.		0.
TO FORM 990-PF, PG 1, LN 16C	4,462.	4,462.		0.

FORM 990-PF TAXES STATEMENT 5

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
FEDERAL TAX	176.	0.		0.
TO FORM 990-PF, PG 1, LN 18	176.	0.		0.

FORM 990-PF OTHER EXPENSES STATEMENT 6

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
NYS FILING FEE	100.	0.		100.
DB COMMODITY INDEX TRACKING FUND K-1	131.	131.		0.
TO FORM 990-PF, PG 1, LN 23	231.	131.		100.

FORM 990-PF OTHER INVESTMENTS STATEMENT 7

DESCRIPTION	VALUATION METHOD	BOOK VALUE	FAIR MARKET VALUE
MUTUAL FUNDS-SEE ATTACHMENT ALTERNATIVE INVESTMENTS - SEE ATTACHMENTS	COST COST	290,339. 46,070.	346,865. 51,956.
TOTAL TO FORM 990-PF, PART II, LINE 13		336,409.	398,821.

**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 MERRILL LYNCH INVESTMENTS - SEE ATTACHMENT	P	VARIOUS	VARIOUS
b DB COMMODITY INDEX TRACKING FUND K-1 - CONTRACTS	P	VARIOUS	VARIOUS
c DB COMMODITY INDEX TRACKING FUND K-1	P	VARIOUS	VARIOUS
d POWERSHARES FTSE UTILITIES	P	VARIOUS	05/22/09
e POWERSHARES FTSE CONSUM	P	VARIOUS	05/22/09
f POWERSHARES FTSE INDUST	P	VARIOUS	05/22/09
g POWERSHARES FTSE BASIC	P	VARIOUS	05/22/09
h POWERSHARES FTSE CON GO	P	VARIOUS	05/22/09
i POWERSHARES FTSE FINC	P	VARIOUS	05/22/09
j POWERSHARES FTSE ENRGY	P	VARIOUS	05/22/09
k POWERSHARES FTSE HEALTH	P	VARIOUS	05/22/09
l 1,000 ML & CO ROGRADER ARN	P	01/31/08	04/07/09
m			
n			
o			

(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 443,245.		465,990.	<22,745.>
b			1,722.
c			<63.>
d 4,671.		6,014.	<1,343.>
e 6,211.		5,889.	322.
f 6,138.		6,716.	<578.>
g 6,088.		4,928.	1,160.
h 6,374.		6,352.	22.
i 7,007.		4,856.	2,151.
j 3,342.		3,300.	42.
k 5,145.		5,568.	<423.>
l 6,182.		10,000.	<3,818.>
m			
n			
o			

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) Losses (from col (h)) Gains (excess of col (h) gain over col (k), but not less than "-0-")
a			<22,745.>
b			1,722.
c			<63.>
d			<1,343.>
e			322.
f			<578.>
g			1,160.
h			22.
i			2,151.
j			42.
k			<423.>
l			<3,818.>
m			
n			
o			

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	<23,551.>
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) If (loss), enter "-0-" in Part I, line 8	3	N/A

Ferguson Electric Foundation  
 EIN: 20-1084040  
 Attachment to Part IV

**REALIZED CAPITAL GAIN AND LOSS SUMMARY**

Quantity	Security Description	Date of Acquisition	Date of Liquidation	Sale Price	Cost Basis	Gain or (Loss)
796.0000	TEMPLETON GLOBAL INCOME	07/25/08	12/29/08	6,063.25	7,008.62	(945.37) ST
590.0000	TEMPLETON GLOBAL INCOME	07/25/08	12/30/08	4,549.34	5,194.84	(645.50) ST
317.0000	TEMPLETN EMRG MKT INC FD	07/25/08	12/29/08	2,824.35	4,309.62	(1,485.27) ST

PLEASE SEE REVERSE SIDE

Statement Period  
 Year Ending 12/31/09  
 Account No. 816-02053

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Ferguson Electric Foundation  
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Quantity	Security Description	Date of Acquisition	Date of Liquidation	Sale Price	Cost Basis	Gain or (Loss)
342.0000	ISHARES BARCLAY 7-10 YR	07/25/08	01/05/09	33,532.91	29,907.90	3,625.01 ST
203.0000	ISHARES BARCLYS 1-3 YEAR	07/25/08	01/02/09	17,146.59	16,804.20	342.39 ST
56.0000	ISHARES BARCLYS 1-3 YEAR	09/12/08	01/02/09	4,730.10	4,658.64	71.46 ST
100.0000	ISHARE BARCLYS 20+ YR	07/25/08	01/02/09	11,813.26	9,055.90	2,757.36 ST
148.0000	WISDOMTREE EUROPE DIV FD	07/25/08	01/21/09	4,545.63	8,507.34	(3,961.71) ST
79.0000	SPDR BARCLY CPTAL INTL	01/02/09	01/21/09	4,044.56	4,288.11	(243.55) ST
364.0000	ISHARES BARCLAYS SHORT	09/17/08	01/02/09	40,130.77	40,218.37	(87.60) ST
73.0000	ISHARES DOW JONES US	07/25/08	01/21/09	2,264.59	4,492.04	(2,227.45) ST
33.0000	ISHARES DOW JONES US	09/30/08	01/21/09	1,023.71	1,972.67	(948.96) ST
121.0000	ISHARES DOW JONES US	10/14/08	01/21/09	3,753.64	6,337.98	(2,584.34) ST
61.0000	ISHARES DOW JONES US	11/25/08	01/21/09	1,892.34	1,958.70	(66.36) ST
60.0000	ISHARE BARCLYS 20+ YR	07/25/08	02/05/09	6,169.52	5,433.54	735.98 ST
117.0000	WISDOMTREE EUROPE DIV FD	07/25/08	02/17/09	3,454.99	6,725.40	(3,270.41) ST
24.0000	WISDOMTREE EUROPE DIV FD	09/30/08	02/17/09	708.71	1,149.89	(441.18) ST
159.0000	WISDOMTREE EUROPE DIV FD	12/17/08	02/17/09	4,695.25	6,137.89	(1,442.64) ST
140.0000	WISDOMTREE PAC EX-JAP DV	07/25/08	02/17/09	4,640.97	10,309.21	(5,668.24) ST
17.0000	WISDOMTREE PAC EX-JAP DV	09/30/08	02/17/09	563.55	995.01	(431.46) ST
32.0000	POWERSHARES FTSE RAFI	07/25/08	02/17/09	846.71	1,960.08	(1,113.37) ST
82.0000	POWERSHARES FTSE RAFI	07/25/08	02/17/09	1,023.35	2,526.34	(1,502.99) ST
9.0000	POWERSHARES FTSE RAFI	09/30/08	02/17/09	112.31	256.03	(143.72) ST
98.0000	POWERSHARES FTSE RAFI	12/01/08	02/17/09	1,223.03	1,811.43	(588.40) ST
59.0000	POWERSHARES FTSE RAFI	07/25/08	02/17/09	736.33	1,038.98	(302.65) ST
38.0000	POWERSHARES FTSE RAFI	07/25/08	02/17/09	1,717.21	2,664.94	(947.73) ST
47.0000	POWERSHARES FTSE RAFI TE	07/25/08	02/17/09	1,539.24	2,310.16	(770.92) ST
54.0000	ISHARES DOW JONES US	11/25/08	02/04/09	1,686.42	1,733.95	(47.53) ST
43.0000	ISHARES DOW JONES US	11/26/08	02/04/09	1,342.90	1,444.74	(101.84) ST
29.0000	ISHARES RUSSELL MIDCAP	07/25/08	02/27/09	804.18	1,464.61	(660.43) ST
122.0000	ISHARES RUSSELL MIDCAP	07/25/08	02/27/09	2,720.57	5,081.57	(2,361.00) ST
54.0000	ISHARES RUSSELL MIDCAP	11/26/08	02/27/09	1,204.20	1,389.16	(184.96) ST
1,034.0000	SPDR BARCLY CAPTL 1-3 MO	03/06/09	04/13/09	47,429.31	47,439.92	(10.61) ST
202.0000	ISHARES BARCLAYS SHORT	03/06/09	05/11/09	22,256.10	22,269.95	(13.85) ST
71.0000	ISHARES BARCLAY 7-10 YR	07/25/08	05/11/09	6,619.21	6,208.95	410.26 ST
3.0000	ISHARES BARCLAY 7-10 YR	08/18/08	05/11/09	279.69	267.62	12.07 ST
23.0000	ISHARE BARCLYS 20+ YR	07/25/08	05/11/09	2,211.44	2,082.85	128.59 ST
30.0000	ISHARE BARCLYS 20+ YR	07/25/08	05/22/09	2,821.96	2,716.78	105.18 ST
69.0000	ISHARE BARCLYS 20+ YR	09/12/08	05/22/09	6,490.51	6,593.57	(103.06) ST
35.0000	ISHARES BARCLAYS AGGRGT	01/02/09	05/11/09	3,547.59	3,642.02	(94.43) ST
229.0000	ISHARES BARCLAYS SHORT	03/06/09	05/06/09	25,228.90	25,246.84	(17.74) ST
27.0150	RYDEX STR DLR 2X STRAT H	09/12/08	05/21/09	460.87	833.23	(172.36) ST
148.0000	RYDEX STR DLR 2X STRAT H	12/02/08	05/21/09	2,524.88	3,106.52	(581.64) ST

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 Statement Period Year Ending 12/31/09  
 Account No. 816-02053

Ferguson Electric Foundation  
 EIN: 20-1084040  
 Attachment to Part IV

Quantity	Security Description	Date of Acquisition	Date of Liquidation	Sale Price	Cost Basis	Gain or (Loss)
112.0000	RYDEX STR DLR 2X STRAT H	12/02/08	05/21/09	1,910.71	2,350.88	(440.17) ST
1.0000	RYDEX STR DLR 2X STRAT H	12/03/08	05/21/09	17.06	21.03	(3.97) ST
304.0000	RYDEX STR DLR 2X STRAT H	01/21/09	05/21/09	5,186.24	6,137.76	(951.52) ST
1.0000	RYDEX STR DLR 2X STRAT H	01/22/09	05/21/09	17.08	20.19	(3.11) ST
163.0000	ISHARES S&P LATIN AMERIC	07/25/08	06/03/09	5,747.19	7,916.59	(2,169.40) ST
121.0000	ISHARES S&P LATIN AMERIC	10/14/08	06/03/09	4,266.32	3,962.75	303.57 ST
52.0000	ISHARES S&P LATIN AMERIC	05/12/09	06/03/09	1,833.47	1,720.65	112.82 ST
37.0000	ISHARES BARCLAY 7-10 YR	08/18/08	06/03/09	3,349.18	3,300.69	48.49 ST

35.0000	POWERSHARES LISTED PRIV	09/30/08	06/03/09	250.51	563.08	(312.57) ST
175.0000	POWERSHARES LISTED PRIV	10/20/08	06/03/09	1,252.56	2,059.91	(807.35) ST
293.0000	POWERSHARES LISTED PRIV	12/01/08	06/03/09	2,097.15	2,042.53	54.62 ST
222.0000	POWERSHARES LISTED PRIV	02/04/09	06/03/09	1,588.96	1,328.49	260.47 ST
139.0000	POWERSHARES LISTED PRIV	03/23/09	06/03/09	994.89	706.12	288.77 ST
408.0000	POWERSHARES LISTED PRIV	04/14/09	06/03/09	2,920.28	2,511.24	409.04 ST
17.0000	PROSHARES SHORT MSCI EAF	03/20/09	06/03/09	1,242.18	1,650.48	(408.30) ST
12.0000	RYDEX INVSE 2X SP 500	01/02/09	07/09/09	1,060.65	1,650.42	(589.77) ST
90.0000	ISHARES BARCLAYS TIPS BO	07/25/08	07/08/09	9,039.13	8,874.70	164.43 ST
26.0000	POWERSHARES DB COMMODITY	07/25/08	07/09/09	538.02	490.29	48.73
353.0000	POWERSHARES DB COMMODITY	07/25/08	07/09/09	7,356.58	6,656.66	699.92
50.0000	PROSHARES ULTRASHORT	05/22/09	08/04/09	2,584.98	2,650.63	(65.65) ST
19.0000	ISHARES BARCLAY 7-10 YR	08/18/08	09/11/09	1,755.95	1,694.95	61.00 LT

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Quantity	Security Description	Date of Acquisition	Date of Liquidation	Sale Price	Cost Basis	Gain or (Loss)
12.0000	ISHARES BARCLAY 7-10 YR	09/12/08	09/11/09	1,109.03	1,078.91	30.12 ST
475.0000	POWERSHARES DB COMMODITY	07/25/08	09/14/09	10,354.73	8,957.27	1,397.47
93.0000	POWERSHARES DB COMMODITY	09/30/08	09/14/09	2,027.34	1,753.74	273.60
317.0000	POWERSHARES DB COMMODITY	05/07/09	09/14/09	6,910.42	7,083.00	(172.58)
202.0000	POWERSHARES DB COMMODITY	08/04/09	09/14/09	4,403.50	4,775.00	(371.50)
34.0000	SPDR GOLD TRUST	10/06/08	09/11/09	3,353.38	2,924.25	429.11 ST
493.0000	RYDEX WKNQ DLR 2X STR H	05/21/09	09/10/09	9,914.22	9,061.34	852.88 ST
182.0000	RYDEX WKNQ DLR 2X STR H	06/03/09	09/10/09	3,660.03	3,417.95	242.08 ST
148.0000	ELEMENTS - ROGERS TR	09/11/09	10/07/09	1,030.41	1,024.94	5.47 ST
38.0000	ISHARES RUSSELL MIDCAP	11/26/08	10/07/09	1,330.41	977.57	352.84 ST
22.0000	ISHARES RUSSELL MIDCAP	12/08/08	10/07/09	770.25	805.23	165.02 ST
38.0000	ISHARES MSCI EMERGING	07/25/08	10/07/09	1,487.36	1,621.04	(133.68) LT
66.0000	ISHARES BARCLAYS AGGRGT	01/02/09	10/07/09	6,924.04	6,887.82	36.22 ST
64.0000	WISDOMTREE EUROPE DIV FD	04/06/09	10/07/09	2,752.19	1,998.79	753.40 ST
43.0000	WISDOMTREE PAC EX-JAP DV	03/25/09	10/07/09	2,493.85	1,642.76	851.09 ST
114.0000	SPDR BARCLY CPTAL INTL	01/02/09	10/07/09	6,691.95	6,187.92	504.03 ST
88.0000	ISHARES DOW JONES US	11/26/08	10/07/09	3,630.82	2,956.70	674.12 ST
9.0000	ISHARES DOW JONES US	12/08/08	10/07/09	371.34	314.08	57.26 ST
2.0000	ISHARES S&P SMALLCAP 600	07/25/08	10/07/09	111.34	131.72	(20.38) LT
8.0000	ISHARES S&P SMALLCAP 600	09/22/08	10/07/09	445.40	558.09	(112.69) LT
15.0000	ISHARES BARCLAY 7-10 YR	09/12/08	11/30/09	1,395.87	1,348.64	47.23 LT
81.0000	ISHARE BARCLYS 20+ YR	10/07/09	12/14/09	7,471.27	8,024.58	(553.31) ST
12.0000	ISHARES BARCLAYS AGGRGT	01/02/09	11/30/09	1,268.58	1,248.89	19.88 ST
18.0000	CURRENCYSHARES BR - ETF	09/11/09	11/30/09	2,947.74	2,998.80	(51.06) ST
190.0000	SPDR BARCLY CPTAL INTL	01/02/09	11/30/09	11,421.28	10,313.20	1,108.08 ST
9.0000	CONSUMER DISCRETIONARY	05/26/09	12/14/09	270.00	208.43	61.57 ST
11.0000	SECTOR SPDR INDUSTRIAL	05/26/09	12/14/09	313.39	245.19	68.20 ST
				443,245.15	465,989.63	(22,744.48)

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Mutual Funds/Closed End Funds/UIT

297	ISHARES S&P 500 VALUE INDEX FUND	07/25/08	13,729.79	15,743.97	2,014.18	403.00
306	ISHARES RUSSELL MIDCAP GROWTH INDEX FUND	07/25/08	11,259.94	13,874.04	2,614.10	122.00
332	ISHARES RUSSELL MIDCAP VALUE INDEX FUND	12/08/08	8,374.33	12,267.40	3,893.07	257.00
63	ISHARES BARCLAY 7-10 YR TREAS INDEX FUND	09/12/08	5,664.31	5,581.80	(82.51)	190.00
60	ISHARE BARLCYS 20+ YR TREAS INDEX FUND	10/07/09	5,944.15	5,393.40	(550.75)	230.00
774	ISHARES MSCI EMERGING MKTS INDEX FD	07/25/08	26,685.33	32,121.00	5,435.67	19.00

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Quantity	Security Description	Date Acquired	Total/Adj Cost Basis	Fiscal Year Value 12/31/09	Unrealized Gain or (Loss)	Est Annual Income
<b>Mutual Funds/Closed End Funds/UIT</b>						
56	ISHARES BARCLAYS AGGRGT AGGREGATE BD FUND	01/02/09	5,827.26	5,778.84	(48.62)	225.00
68	ISHARES BARCLAYS TIPS BO PROTECTED SECS FD	01/02/09	6,805.70	7,065.20	259.50	275.00
829	WISDOMTREE EUROPE DIV FD	04/06/09	27,958.21	37,155.78	9,197.57	799.00
557	WISDOMTREE PAC EX-JAP DV	03/25/09	23,014.23	33,420.00	10,405.77	799.00
22	CURRENCYSHARES BR - ETF	09/11/09	3,665.20	3,544.86	(120.34)	344.00
110	SPDR BARCLY CPTAL INTL TREAS BD ETF	01/02/09	5,840.38	6,251.30	410.92	344.00
114	CURRENCY SHARES EURO TR	09/11/09	16,632.55	16,291.74	(340.81)	1,724.00
30	CURRENCYSHARES JAPANESE YEN	10/07/09	3,364.20	3,198.30	(165.90)	848.00
207	ISHARES IBOX\$ HIGH YIELD CORPORATE BOND FUND	05/11/09	16,146.76	18,182.88	2,036.12	260.00
113	ISHARES TR	01/02/09	10,785.85	11,501.14	715.29	628.00
285	ISHARES S&P 500 GROWTH INDEX FUND	07/25/08	15,271.74	16,527.15	1,255.41	76.00
313	ISHARES DOW JONES US REAL ESTATE INDEX FUND	12/08/08	9,407.49	14,372.86	4,965.47	628.00
212	ISHARES S&P SMALLCAP 600 BARRA GROWTH INDEX FUND	07/25/08	9,837.31	12,113.68	2,276.37	76.00

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Quantity	Security Description	Date Acquired	Total/Adj Cost Basis	Fiscal Year Value 12/31/09	Unrealized Gain or (Loss)	Est Annual Income
<b>Mutual Funds/Closed End Funds/UIT</b>						
197	ISHARES S&P SMALLCAP 600 VALUE INDEX FUND	09/22/08	9,682.95	11,500.86	1,817.91	219.00
224	MATERIALS SELECT SECTOR SPDR FUND	05/28/09	6,030.05	7,389.76	1,359.71	159.00
217	HEALTH CARE SELECT SPDR	05/26/09	5,537.84	6,742.19	1,204.35	149.00
271	SECTOR SPDR CONSMRS STPL	05/26/09	6,325.59	7,173.37	847.78	270.00
251	CONSUMER DISCRETIONARY SPDR	05/26/09	5,870.26	7,472.27	1,602.01	162.00
128	SECTOR SPDR ENERGY	05/26/09	6,392.12	7,297.28	905.16	156.00
505	SECTOR SPDR FINANCIAL	08/04/09	6,878.10	7,272.00	393.90	106.00
264	SECTOR SPDR INDUSTRIAL	05/26/09	5,944.22	7,336.56	1,392.34	181.00
338	AMEX TECHNLOGY SELECT SPDR	05/26/09	5,902.98	7,750.34	1,847.36	312.00
211	SECTOR SPDR UTILITIES	05/26/09	5,559.85	6,545.22	985.37	162.00
	<b>Total Mutual Funds/Closed End Funds/UIT</b>		<b>290,338.69</b>	<b>346,865.09</b>	<b>56,526.40</b>	<b>7,924.00</b>

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Quantity	Security Description	Date Acquired	Total/Adj Cost Basis	Fiscal Year Value 12/31/09	Unrealized Gain or (Loss)	Est Annual Income
			<b>Other</b>			
4,423	ELEMENTS - ROGERS TR SV-4126.81 - ROGRTR DUE OCTOBER 24, 2022	09/11/09	30,630.61	34,676.32	4,045.71	
849	ELEMENTS - ROGERS TR	12/02/09	6,605.22	6,656.16	50.94	
61	SPDR GOLD TRUST	10/06/08	5,246.48	6,545.91	1,299.45	
38	SPDR GOLD TRUST	06/03/09	3,587.86	4,077.78	489.92	
	<b>Total Other</b>		<b>46,070.15</b>	<b>51,956.17</b>	<b>5,886.02</b>	<b>0.00</b>

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