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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 , 2009, 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
YVONNE H. SIMARD FOUNDATION
6153 LEMANS DRIVE
CORPUS CHRISTI, TX 78414
A Employer identification number

20-3411622

B Telephone number (see the instructions)

361-985-6483

C If exemption application is pending, check here ☐**D 1** Foreign organizations, check here ☐**2** Foreign organizations meeting the 85% test, check here and attach computation ☐**E** If private foundation status was terminated under section 507(b)(1)(A), check here ☐**F** If the foundation is in a 60-month termination under section 507(b)(1)(B), check here ☐

H Check type of organization ☒ Section 501(c)(3) exempt private foundation
☐ Section 4947(a)(1) nonexempt charitable trust ☐ Other taxable private foundation

I Fair market value of all assets at end of year
(from Part II, column (c), line 16)

\$ 5,202,725.

J Accounting method: ☒ Cash ☐ Accrual☐ Other (specify) _____

(Part I, column (d) must be on cash basis)

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 the instructions).)

(a) Revenue and expenses per books**(b)** Net investment income**(c)** Adjusted net income**(d)** Disbursements for charitable purposes (cash basis only)**REVENUE****1** Contributions, gifts, grants, etc., received (att sch)**2** Ck ☒ if the foundn is not req to att Sch B**3** Interest on savings and temporary cash investments**4** Dividends and interest from securities

171,958.

171,958.

171,958.

5a Gross rents**b** Net rental income or (loss)

Statement 1

6a Net gain/(loss) from sale of assets not on line 10

-277,477.

b Gross sales price for all assets on line 6a 1,374,102.**7** Capital gain net income (from Part IV, line 2)**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/(loss) (att sch)**11** Other income (attach schedule)

See Statement 2

-14,252.

12 Total. Add lines 1 through 11

-119,771.

171,958.

171,958.

13 Compensation of officers, directors, trustees, etc

25,900.

23,300.

2,600.

14 Other employee salaries and wages**15** Pension plans, employee benefits**16a** Legal fees (attach schedule)**b** Accounting fees (attach sch)

See St 3

200.

200.

c Other professional fees (attach sch)

See St 4

184.

184.

17 Interest**18** Taxes (attach schedule) (see instr)

See Stm 5

7,265.

4,136.

153.

19 Depreciation (attach sch) and depletion**20** Occupancy**21** Travel, conferences, and meetings

503.

503.

22 Printing and publications

88.

88.

23 Other expenses (attach schedule)**24 Total operating and administrative expenses.** Add lines 13 through 23

34,140.

27,820.

3,344.

25 Contributions, gifts, grants paid Part XV

250,000.

250,000.

26 Total expenses and disbursements. Add lines 24 and 25

284,140.

27,820.

0.

253,344.

27 Subtract line 26 from line 12:**a Excess of revenue over expenses and disbursements**

-403,911.

b Net investment income (if negative, enter -0-)

144,138.

c Adjusted net income (if negative, enter -0-)

171,958.

8

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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
A S S E T S	1 Cash — non-interest-bearing	11,261.	44,033.	44,033.
	2 Savings and temporary cash investments	579,548.	783,769.	783,769.
	3 Accounts receivable 1,596.			
	Less allowance for doubtful accounts	7,132.	1,596.	1,596.
	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 the instructions)			
	7 Other notes and loans receivable (attach sch)			
	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 (attach schedule)			
	b Investments — corporate stock (attach schedule)	5,971,295.	5,340,279.	4,373,327.
	c Investments — corporate bonds (attach schedule)			
	11 Investments — land, buildings, and equipment basis			
L I A B I L I T I E S	Less: accumulated depreciation (attach schedule)			
	12 Investments — mortgage loans			
	13 Investments — other (attach schedule)			
	14 Land, buildings, and equipment: basis			
	Less: accumulated depreciation (attach schedule)			
	15 Other assets (describe)			
	16 Total assets (to be completed by all filers — see instructions Also, see page 1, item I)	6,569,236.	6,169,677.	5,202,725.
	17 Accounts payable and accrued expenses			
	18 Grants payable			
	19 Deferred revenue			
F U N D A S E T B A L A N C E S	20 Loans from officers, directors, trustees, & other disqualified persons			
	21 Mortgages and other notes payable (attach schedule)			
	22 Other liabilities (describe)			
	23 Total liabilities (add lines 17 through 22)	0.	0.	
F U N D A S E T B A L A N C E S	Foundations that follow SFAS 117, check here 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 and complete lines 27 through 31.			
	27 Capital stock, trust principal, or current funds	5,946,399.	5,950,751.	
	28 Paid-in or capital surplus, or land, building, and equipment fund			
	29 Retained earnings, accumulated income, endowment, or other funds	622,837.	218,926.	
	30 Total net assets or fund balances (see the instructions)	6,569,236.	6,169,677.	
	31 Total liabilities and net assets/fund balances (see the instructions)	6,569,236.	6,169,677.	

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	6,569,236.
2 Enter amount from Part I, line 27a	2	-403,911.
3 Other increases not included in line 2 (itemize) See Statement 6	3	4,352.
4 Add lines 1, 2, and 3	4	6,169,677.
5 Decreases not included in line 2 (itemize)	5	
6 Total net assets or fund balances at end of year (line 4 minus line 5) — Part II, column (b), line 30	6	6,169,677.

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 shares MLC Company)		(b) How acquired P — Purchase D — Donation	(c) Date acquired (month, day, year)	(d) Date sold (month, day, year)
1a N/A				
b				
c				
d				
e				

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

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(i) Gains (Column (h) gain minus column (k), but not less than -0-) or Losses (from column (h))
(i) Fair Market Value as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of column (i) over column (j), if any	
a			
b			
c			
d			
e			

2 Capital gain net income or (net capital loss).

If gain, also enter in Part I, line 7
If (loss), enter -0- in Part I, line 7

2

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 the instructions) If (loss), enter -0-
in Part I, line 8

3

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

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

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

Was the foundation liable for the section 4942 tax on the distributable amount of any year in the base period?

☐ Yes☒ No

If 'Yes,' the foundation does not qualify under section 4940(e). Do not complete this part.

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

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (column (b) divided by column (c))
2008	202,753.	5,718,697.	0.035454
2007	300,763.	6,644,735.	0.045263
2006	294,610.	6,156,860.	0.047851
2005	597.	11,492.	0.051949
2004			

2 Total of line 1, column (d)

2

0.180517

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

0.045129

4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5

4

4,532,906.

5 Multiply line 4 by line 3

5

204,566.

6 Enter 1% of net investment income (1% of Part I, line 27b)

6

1,441.

7 Add lines 5 and 6

7

206,007.

8 Enter qualifying distributions from Part XII, line 4

8

253,344.

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 the instructions)

1 a 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 instr.)			
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	1,441.
c All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, column (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	1,441.
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	1,441.
6 Credits/Payments			
a 2009 estimated tax pmts and 2008 overpayment credited to 2009	6a	2,804.	
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	2,804.	
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	0.	
10 Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	1,363.	
11 Enter the amount of line 10 to be: Credited to 2010 estimated tax <input checked="" type="checkbox"/> 1,363. Refunded <input type="checkbox"/>	11	0.	

Part VII-A Statements Regarding Activities

	Yes	No
1 a 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 the instructions for definition)? <i>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</i>		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 <input checked="" type="checkbox"/> \$ 0. (2) On foundation managers <input checked="" type="checkbox"/> \$ 0.		
e Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers <input checked="" type="checkbox"/> \$ 0.		
2 Has the foundation engaged in any activities that have not previously been reported to the IRS? <i>If 'Yes,' attach a detailed description of the activities</i>		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? <i>If 'Yes,' attach a conformed copy of the changes</i>		X
4 a Did the foundation have unrelated business gross income of \$1,000 or more during the year?		X
b If 'Yes,' has it filed a tax return on Form 990-T for this year?		N/A
5 Was there a liquidation, termination, dissolution, or substantial contraction during the year? <i>If 'Yes,' attach the statement required by General Instruction T</i>		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?		X
7 Did the foundation have at least \$5,000 in assets at any time during the year? <i>If 'Yes,' complete Part II, column (c), and Part XIV</i>	X	
8 a Enter the states to which the foundation reports or with which it is registered (see the instructions) TX		
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? <i>If 'No,' attach explanation</i>	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)? <i>If 'Yes,' complete Part XIV</i>		X
10 Did any persons become substantial contributors during the tax year? <i>If 'Yes,' attach a schedule listing their names and addresses</i>		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)	11		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address <u>N/A</u>	13	X	
14	The books are in care of <u>WILLIE J. KOSAREK</u> Telephone no <u></u> Located at <u>6153 LEMANS DRIVE CORPUS CHRISTI TX</u> ZIP + 4 <u>78414</u>			
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 - Check here <u>N/A</u> 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
1 a 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 the instructions)? Organizations relying on a current notice regarding disaster assistance check here <input type="checkbox"/>	1 b	N/A
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?	1 c	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 <u>20__</u> , <u>20__</u> , <u>20__</u> , <u>20__</u>		
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 the instructions)	2 b	N/A
c If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here <u>20__</u> , <u>20__</u> , <u>20__</u> , <u>20__</u>		
3 a 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)	3 b	N/A
4 a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4 a	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?	4 b	X

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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 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 instructions)?

5b N/A

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?

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?

7b N/A

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 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
WILLIE J. KOSAREK 6153 LEMANS DRIVE CORPUS CHRISTI, TX 78414	President 12.00	25,000.	0.	0.
CONNIE V. KOSAREK 6153 LEMANS DRIVE CORPUS CHRISTI, TX 78414	Director 0	300.	0.	0.
JAY A. KOSAREK 3526 CRESWELL CT MISSOURI CITY, TD 77459	Director 0	300.	0.	0.
WILLIE J. KOSAREK 6153 LEMANS DRIVE CORPUS CHRISTI, TX 78414	Director 0	300.	0.	0.

2 Compensation of five highest-paid employees (other than those included on line 1— see 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

0

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors (continued)**3** Five highest-paid independent contractors for professional services – (see 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

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 (see 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	
All other program-related investments See instructions	
3	

Total. Add lines 1 through 3

0.

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Part X Minimum Investment Return (All domestic foundations must complete this part. Foreign foundations, see 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	3,904,586.
b	Average of monthly cash balances	1b	697,349.
c	Fair market value of all other assets (see instructions)	1c	
d	Total (add lines 1a, b, and c)	1d	4,601,935.
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	4,601,935.
4	Cash deemed held for charitable activities Enter 1-1/2% of line 3 (for greater amount, see instructions)	4	69,029.
5	Net value of noncharitable-use assets. Subtract line 4 from line 3 Enter here and on Part V, line 4	5	4,532,906.
6	Minimum investment return. Enter 5% of line 5	6	226,645.

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.)

1	Minimum investment return from Part X, line 6	1	226,645.
2a	Tax on investment income for 2009 from Part VI, line 5	2a	1,441.
b	Income tax for 2009 (This does not include the tax from Part VI.)	2b	
c	Add lines 2a and 2b	2c	1,441.
3	Distributable amount before adjustments Subtract line 2c from line 1	3	225,204.
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	225,204.
6	Deduction from distributable amount (see instructions)	6	
7	Distributable amount as adjusted Subtract line 6 from line 5 Enter here and on Part XIII, line 1	7	225,204.

Part XII Qualifying Distributions (see 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	253,344.
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	253,344.
5	Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income Enter 1% of Part I, line 27b (see instructions)	5	1,441.
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	251,903.

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

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Form 990-PF (2009)

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				225,204.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			101,626.	
b Total for prior years: 20____, 20____, 20____		0.		
3 Excess distributions carryover, if any, to 2009				
a From 2004				
b From 2005				
c From 2006				
d From 2007				
e From 2008				
f Total of lines 3a through e	0.			
4 Qualifying distributions for 2009 from Part XII, line 4: \$ 253,344.				
a Applied to 2008, but not more than line 2a			101,626.	
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				151,718.
e Remaining amount distributed out of corpus	0.			
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	0.			
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 instructions			0.	
f Undistributed income for 2009: Subtract lines 4d and 5 from line 1: This amount must be distributed in 2010				73,486.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see instructions)	0.			
8 Excess distributions carryover from 2004 not applied on line 5 or line 7 (see instructions)	0.			
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a	0.			
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 instructions and Part VII-A, question 9)

N/A

- 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)

- 2a** Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed

[illegible]

Part XV **Supplementary Information (Complete this part only if the organization had \$5,000 or more in assets at any time during the year – see 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:

See Statement 7

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

See Statement for Line 2a

- c Any submission deadlines:

See Statement for Line 2a

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

See Statement for Line 2a

Part XV **Supplementary Information** (continued)**3 Grants and Contributions Paid During the Year or Approved for Future Payment**

Recipient Name and address (home or business)	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
a <i>Paid during the year</i> See Statement 8				
Total			3a	250,000.
b <i>Approved for future payment</i>				
Total			3b	

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated

Enter gross amounts unless otherwise indicated		Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income (see the instructions)
		(a) Business code	(b) Amount	(c) Exclu- sion code	(d) Amount	
1	Program service revenue					
a						
b						
c						
d						
e						
f						
g	Fees and contracts from government agencies					
2	Membership dues and assessments					
3	Interest on savings and temporary cash investments					
4	Dividends and interest from securities			14	171,958.	
5	Net rental income or (loss) from real estate					
a	Debt-financed property					
b	Not debt-financed property					
6	Net rental income or (loss) from personal property					
7	Other investment income			14	-14,252.	
8	Gain or (loss) from sales of assets other than inventory					-277,477.
9	Net income or (loss) from special events					
10	Gross profit or (loss) from sales of inventory					
11	Other revenue:					
a						
b						
c						
d						
e						
12	Subtotal. Add columns (b), (d), and (e)				157,706.	-277,477.
13	Total. Add line 12, columns (b), (d), and (e)				13	-119,771.

(See worksheet in the instructions for line 13 to verify calculations.)

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

[illegible]

YVONNE H. SIMARD FOUNDATION

20-3411622

Statement 1
Form 990-PF, Part I, Line 6a
Net Gain (Loss) from Noninventory Sales Per Books
Assets Not Included in Part IV

Description:	SEE SCHEDULE ATTACHED		
Date Acquired:	Various		
How Acquired:	Purchase		
Date Sold:	Various		
To Whom Sold:			
Gross Sales Price:	1,371,914.		
Cost or Other Basis:	1,651,579.		
Basis Method:	Cost		
		Gain (Loss)	-279,665.

Description:	CAPITAL GAIN DIVIDENDS		
Date Acquired:	Various		
How Acquired:	Purchase		
Date Sold:	Various		
To Whom Sold:			
Gross Sales Price:	2,188.		
Cost or Other Basis:	0.		
Basis Method:	Cost		
		Gain (Loss)	2,188.
		Total	<u>\$ -277,477.</u>

Statement 2
Form 990-PF, Part I, Line 11
Other Income

	(a) Revenue per Books	(b) Net Investment Income	(c) Adjusted Net Income
Other Investment Income	\$ -14,252.		
Total	<u>\$ -14,252.</u>	<u>\$ 0.</u>	<u>\$ 0.</u>

Statement 3
Form 990-PF, Part I, Line 16b
Accounting Fees

	(a) Expenses per Books	(b) Net Investment Income	(c) Adjusted Net Income	(d) Charitable Purposes
KDNC, LLC	\$ 200.	\$ 200.		
Total	<u>\$ 200.</u>	<u>\$ 200.</u>	<u>\$ 0.</u>	<u>\$ 0.</u>

YVONNE H. SIMARD FOUNDATION

20-3411622

Statement 4
Form 990-PF, Part I, Line 16c
Other Professional Fees

	(a) Expenses per Books	(b) Net Investment Income	(c) Adjusted Net Income	(d) Charitable Purposes
MERRILL LYNCH	\$ 184.	\$ 184.		
Total	<u>\$ 184.</u>	<u>\$ 184.</u>	<u>\$ 0.</u>	<u>\$ 0.</u>

Statement 5
Form 990-PF, Part I, Line 18
Taxes

	(a) Expenses per Books	(b) Net Investment Income	(c) Adjusted Net Income	(d) Charitable Purposes
FOREIGN TAXES WITHHELD	\$ 2,376.	\$ 2,376.		
INCOME TAX	2,976.			
PAYROLL TAXES	1,913.	1,760.		\$ 153.
Total	<u>\$ 7,265.</u>	<u>\$ 4,136.</u>	<u>\$ 0.</u>	<u>\$ 153.</u>

Statement 6
Form 990-PF, Part III, Line 3
Other Increases

DISTRIBUTIONS FROM ESTATE				\$ 4,352.
Total				<u>\$ 4,352.</u>

Statement 7
Form 990-PF, Part XV, Line 2a-d
Application Submission Information

Name of Grant Program:	WILLIE J. KOSAREK
Name:	
Care Of:	
Street Address:	6153 LEMANS DRIVE
City, State, Zip Code:	CORPUS CHRISTI, TX 78414
Telephone:	361-985-6483
Form and Content:	CHARITABLE ORGANIZATIONS SHOULD SUBMIT INFORMATION REGARD TO PROGRAMS FOR WHICH GRANTS ARE REQUESTED
Submission Deadlines:	NOVEMBER 1
Restrictions on Awards:	CONTRIBUTIONS ARE GENERALLY RESTRICTED TO CHARITABLE ORGANIZATIONS IN SOUTH TEXAS AREA. THE FOUNDATION WILL RESPOND TO APPLICANTS ONLY IF CONTRIBUTIONS ARE APPROVED.

YVONNE H. SIMARD FOUNDATION

20-3411622

Statement 8
Form 990-PF, Part XV, Line 3a
Recipient Paid During the Year

<u>Name and Address</u>	<u>Donee Relationship</u>	<u>Found- ation Status</u>	<u>Purpose of Grant</u>	<u>Amount</u>
KINGS CROSSING CHURCH OF CHRIST 5901 YORKTOWN BLVD CORPUS CHRISTI, TX 78414	N/A	PUBLIC	BUILDING PROGRAM	\$ 50,000.
DEL MAR COLLEGE FOUNDATION, INC 101 BALDWIN CORPUS CHRISTI, TX 78401	N/A	PUBLIC	ENDOWMENT/SCHOL ARSHIPS	50,000.
CHURCH OF CHRIST INDIA MISSIONS P.O. BOX 1448 HAMILTON, AL 35570	N/A	PUBLIC	SUPPORT MISSION PROGRAM	2,500.
SALVATION ARMY P.O. BOX 2507 CORPUS CHRISTI, TX 78403	N/A	PUBLIC	SUPPORT PROGRAMS	2,500.
BANDINA CHRISTIAN YOUTH CAMP, INC 2118 THISTLEROCK LANE SUGARLAND, TX 77479	N/A	PUBLIC	BUILDING PROGRAM	20,000.
CHRISTUS SPOHN HEALTH SYSTEM FOUNDATION 600 ELIZABETH STREET CORPUS CHRISTI, TX 78404	N/A	PUBLIC	SUPPORT MEDICAL CARE PROGRAM	25,000.
HABITAT FOR HUMANITY-CORPUS CHRISTI P.O. BOX 3032 CORPUS CHRISTI, TX 78463	N/A	PUBLIC	SUPPORT PROGRAMS	2,500.
RONALD MCDONALD HOUSE CHARITIES OF CORPU 3402 FT WORTH STREET CORPUS CHRISTI, TX 78411	N/A	PUBLIC	SUPPORT PROGRAMS	2,500.
RONALD MCDONALD HOUSE CHARITIES OF HOUST 1907 HOLCOMB BLVD HOUSTON, TX 77030	N/A	PUBLIC	SUPPORT PROGRAMS	2,500.
SUNNY GLENN CHILDRENS HOME P.O. BOX 1373 SAN BENITO, TX 78586	N/A	PUBLIC	BUILDING & RENOVATION PROGRAM	5,000.
DRISCOLL CHILDRENS HOSPITAL DEVELOPMENT 3533 SOUTH ALAMEDA STREET CORPUS CHRISTI, TX 78411	N/A	PUBLIC	CHILDRENS HEALTH PROGRAMS	10,000.

YVONNE H. SIMARD FOUNDATION

20-3411622

Statement 8 (continued)
Form 990-PF, Part XV, Line 3a
Recipient Paid During the Year

<u>Name and Address</u>	<u>Donee Relationship</u>	<u>Found- ation Status</u>	<u>Purpose of Grant</u>	<u>Amount</u>
SUGAR GROVE CHRISTIAN SCHOOL 11600 WEST AIRPORT BLVD MEADOWS PLACE, TX 77477	N/A	PUBLIC	BUILDING PROGRAM	\$ 37,500.
SHARE CENTER 103 JONES TERRELL, TX 75160	N/A	PUBLIC	FOOD PROGRAM	10,000.
KINGS CROSSING CHURCH OF CHRIST 5901 YORKTOWN BLVD CORPUS CHRISTI, TX 78414	N/A	PUBLIC	JAIL PRISON MINISTRY	4,000.
NEW LIFE BEHAVIOR MINISTRIES P.O. BOX 72188 CORPUS CHRISTI, TX 78472	N/A	PUBLIC	SUPPORT NEW CIRCULUMS	2,500.
MISSION OF MERCY, INC P.O. BOX 8341 CORPUS CHRISTI, TX 78468	N/A	PUBLIC	SUPPORT PROGRAMS	1,000.
SUGAR GROVE CHURCH OF CHRIST 11600 WEST AIRPORT BLVD. MEADOWS PLACE, TX 77477	N/A	PUBLIC	LILA'S PLACE, CHRISTIAN HOME FOR ORPHANS	20,000.
THE SUNSHINE KIDS FOUNDATION 2814 VIRGINIA STREET HOUSTON, TX 77098	N/A	PUBLIC	SUPPORT KID'S PROGRAMS	2,500.

Total \$ 250,000.

YVONNE H. SIMARD FOUNDATION
FORM 990-PF
INVESTMENT IN SECURITIES 12/31/2009

SHARES	DESCRIPTION	COST	MARKET VALUE
10,800	ARES CAPITAL CORP	173,922	134,460
8065	BLACKROCK CAP AND INCOME STRAT	145,815	125,572
13600	BLACKROCK ENHANCED DIVID	178,226	119,680
4000	BLACKROCK GL ENRGY & RES TRUST	87,135	102,520
3300	CALAMOS STRAT TOTAL RETURN FD	43,453	28,905
2000	COHEN & STEERS REIT & PFD INCM	44,989	20,700
2500	COHEN & STEERS SELECT UTILITY FD	43,573	39,875
7500	COHEN & STEERS WORLDWIDE REALTY	140,710	47,175
3000	MACQUARIE GL INFRSTRC TR TOT RET	75,000	47,550
2500	MACQUARIE/FTGI/UTL D&I	50,930	30,915
5000	NASDAQ PREMIUM INCOME & GROWTH	74,402	72,050
7000	NICHOLAS APPLGATE CONV INCM FD	98,560	59,360
6000	BLACKROCK PFD & EQUITY ADV TR	139,306	68,280
7700	BLACKROCK REAL ASSET EQTY TR	109,221	97,559
4500	ZOLTEK COS, INTL	111,150	42,750
1700	SPDR GOLD TRUST	203,641	182,427
1301	CHINA LIFE INS	98,538	95,428
3700	Genco SHIPPING	89,910	82,806
2330	MINDRAY MED INTL	72,206	79,034
1500	PETROLEO BRAS SA	67,095	63,585
2100	BLACKROCK INTL GROWTH	20,580	24,276
2100	EATON VANCE TAX MG	21,311	25,893
9868.046	GROWTH FD OF AMERICA	300,000	269,694
9235.529	INVESTMENT CO OF AMERICA	300,000	239,662
9420.628	WASHINGTON MUTUAL INV FD	300,000	232,124
6838.284	EUROPACIFIC GROWTH FD	300,000	262,180
34.709	BLACKROCK PRFD OPPRTY TR	706	356
38165.46	AMERICAN BALANCED FD	683,300	618,662
12411.46	CAPITAL INCOME BUILDER	683,300	594,385
36505.13	INCOME FD OF AMERICA	683,300	565,464
	TOTAL	5,340,279	4,373,327

YVONNE H. SIMARD FOUNDATION
FEBRUARY 9 1990 PM
GAIN LOSS ON SALE OF ASSETS

	Date Acquired	Date Sold	Sales Proceeds	Cost	Gain (Loss)
9000 Ares Capital Corp	1-14-09	12-28-09	111,957	55,080	56,877
6800 Penn West Energy	2-25-09	10-29-09	112,741	63,543	49,198
1500 ThermoFisher Scientific Plc	1-14-09	11-16-09	67,184	55,005	12,179
3000 Heescales Offshore	5-23-08	2-25-09	46,477	104,810	(60,163)
1301 China Life Ins	2-7-07	11-16-09	98,315	59,932	38,383
1200 Freeport McMoan	5-2-05	11-13-09	96,480	41,460	55,020
3700 Genco Shipping	10-28-08	11-13-09	89,877	50,727	39,150
2330 Mindeco Ind Int'l	2-7-07	11-16-09	72,228	60,215	12,013
6750 Allied Capital	11-12-07	2-25-09	48,776	170,171	(161,295)
715 Apple Inc	2-7-07	3-6-09	59,693	62,042	(2,349)
1400 Boeing Co	4-9-08	6-22-09	56,808	111,846	(55,038)
2000 John Hancock	5-2-05	2-25-09	17,260	43,550	(26,290)
5900 BlackRock Div Inc	7-20-06	6-1-09	48,438	109,125	(60,667)
7000 Alpine Global	4-25-07	2-25-09	180,688	140,000	(21,932)
600 Las Vegas Sands	2-7-07	2-25-09	1,176	62,626	(61,450)
3900 Caparo Energy LLC	9-11-09	12-28-09	92,662	56,205	36,457
6700 Linn Energy LLC	5-2-08	2-25-09	94,926	143,579	(48,653)
3700 Targa Resources Ptes	9-11-09	12-28-09	90,009	58,395	31,614
3800 Exterran Ptes	9-11-09	10-26-09	71,210	63,683	7,527
2200 Enbridge Energy Ptes	2-25-09	11-16-09	106,499	53,691	52,808
Options	-	-	56,860	84,914	(28,054)
			<u>1371,914</u>	<u>165,579</u>	<u>(879,665)</u>