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

OMB No. 1545-0052

2009

Department of the Treasury
Internal Revenue Service

(77)

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 , 20

G Check all that apply

☐ Initial return ☐ Initial Return of a former public charity ☐ Final return

☐ Amended return ☐ Address change ☐ Name change

Use the IRS label. Otherwise, print or type. See Specific Instructions.	Name of foundation Marie Leist Foundation		A Employer identification number 20-3954960
	Number/street (or P.O. box no. if mail is not delivered to street add)	Room/suite	B Telephone number (see the instructions) 304-645-5414
	City or town, state, and ZIP code Lewisburg WV 24901		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 ☐
H Check type of organization: ☒ Section 501(c)(3) exempt private foundation ☐ Section 4947(a)(1) nonexempt charitable trust ☐ Other taxable private foundation			E If private foundation status was terminated under section 507(b)(1)(A), check here ☐
I Fair market value of all assets at end of year (from Part II, col. (c), line 16) \$ 883,435.		J Accounting method ☒ Cash ☐ Accrual ☐ Other (specify) _____ (Part I, column (d) must be on cash basis)	F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here ☐

Part I Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), & (d) may not necessarily equal the amounts in column (a) (see instr.))		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
1	Contributions, gifts, grants, etc., received (attach schedule)				
2	Check ☐ if the foundation is not required to attach Sch. B				
3	Interest on savings and temp. cash investments	7,071.	7,071.		
4	Dividends and interest from securities	27,799.	27,799.		
5a	Gross rents				
b	(Net rental income or (loss))				
6a	Net gain/(loss) from sale of assets not on line 10	(154,654.)			
b	Gross sales price for all assets on line 6a				
7	Capital gain/loss (attach schedule)				
8	Net short-term capital gain				
9	Income modifications				
10a	Gross sales less returns & allowances				
b	Less: Cost of goods sold				
c	Gross profit or (loss) (attach schedule)				
11	Other income (attach schedule)				
12	Total. Add lines 1 through 11	(119,784.)	34,870.		
13	Compensation of officers, directors, trustees, etc.				
14	Other employee salaries and wages				
15	Pension plans, employee benefits				
16a	Legal fees (attach schedule)				
b	Accounting fees (attach schedule)				
c	Other professional fees (attach schedule)	1,404.	1,404.		
17	Interest				
18	Taxes (attach schedule) (see instructions)	899.	184.		
19	Depreciation (attach sch.) and depletion				
20	Occupancy				
21	Travel, conferences, and meetings				
22	Printing and publications				
23	Other expenses (attach schedule)	3,847.	3,847.		
24	Total operating and administrative expenses. Add lines 13 through 23	6,150.	5,435.		
25	Contributions, gifts, grants paid	42,000.			42,000.
26	Total exp. & disbursements. Add lines 24 and 25	48,150.	5,435.		42,000.
27	Subtract line 26 from line 12				
a	Excess of revenue over expenses and disbursements	(167,934.)			
b	Net investment income (if neg., enter -0-)		29,435.		
c	Adjusted net income (if neg., enter -0-)				

For Privacy Act and Paperwork Reduction Act Notice, see the instructions.

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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 inst.)	Beginning of year	End of year	
			(a) Book Value	(b) Book Value	(c) Fair Market Value
Assets	1	Cash - non-interest-bearing	36,361.	6,127.	6,127.
	2	Savings and temporary cash investments	224,872.	39,903.	39,903.
	3	Accounts receivable ▶			
		Less allowance for doubtful accts ▶			
	4	Pledges receivable ▶			
		Less allowance for doubtful accts. ▶			
	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 schedule) .. ▶			
		Less allowance for doubtful accounts .. ▶			
	8	Inventories for sale or use			
	9	Prepaid expenses and deferred charges			
	10a	Investments - U.S. and state govt obligations (attach schedule) ..		121,400.	113,917.
	b	Investments - corporate stock (attach schedule)	792,626.	718,495.	718,488.
	c	Investments - corporate bonds (attach schedule)			
	11	Investments - land, buildings, and equipment basis .. ▶	5,000.		
Liabilities		Less accumulated depreciation (attach schedule) .. ▶	5,000.	5,000.	5,000.
	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 the instructions. Also, see page 1, item I)	1,058,859.	890,925.	883,435.
	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 (attach schedule)			
	22	Other liabilities (describe ▶			
	23	Total liabilities (add lines 17 through 22)			
Net Assets or Fund Balances		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, ck. here ☒ and complete lines 27 through 31.			
	27	Capital stock, trust principal, or current funds	1,058,859.	890,925.	
	28	Paid-in or capital surplus, or land, bldg, and equipment fund ..			
	29	Retained earnings, accumulated income, endowment, or other funds			
	30	Total net assets or fund balances (see the instructions)	1,058,859.	890,925.	
	31	Total liabilities and net assets/fund balances (see the instructions)	1,058,859.	890,925.	

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	1,058,859.
2	Enter amount from Part I, line 27a	2	(167,934.)
3	Other increases not included in line 2 (itemize) ▶	3	
4	Add lines 1, 2, and 3	4	890,925.
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	890,925.

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.)
1 a SEE STATEMENT			
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 654,683.		809,337.	(154,654.)

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

(i) FMV as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any	(l) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))
a			
b			
c			
d			
e			(154,654.)

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** (154,654.)

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 beg in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col (b) divided by col (c))
2008	46,500.	946,013.	0.0492
2007	42,901.	884,889.	0.0485
2006			
2005			
2004			

2 Total of line 1, column (d)	2	0.0977
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	0.0489
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	834,197.
5 Multiply line 4 by line 3	5	40,792.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	294.
7 Add lines 5 and 6	7	41,086.
8 Enter qualifying distributions from Part XII, line 4 If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate. See the Part VI instructions	8	42,000.

Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948 - see the instructions)

1a Exempt operating foundations described in section 4940(d)(2), check here ☐ & 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 ☒ and enter 1% of Part I, line 27b.		1	294.
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	294.
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	294.
6 Credits/Payments			
a 2009 estimated tax payments and 2008 overpayment credited to 2009	6a	415.	
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	415.	
8 Enter any penalty for underpayment of estimated tax. Check here ☐ if Form 2220 is attached	8		
9 Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	9		
10 Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	121.	
11 Enter the amount of line 10 to be Credited to 2010 estimated tax ☒ 121. Refunded ☐	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 the instructions for definition)?		X
If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities		
c Did the foundation file Form 1120-POL for this year?		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 ☒ \$		
2 Has the foundation engaged in any activities that have not previously been reported to the IRS?		X
If "Yes," attach a detailed description of the activities		
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		X
4a 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?		X
If "Yes," attach the statement required by General Instruction T		
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? If "Yes," complete Part II, col (c), and Part XV	X	
8a Enter the states to which the foundation reports or with which it is registered (see the instructions) ☒ WV		
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	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 in instructions)? If "Yes," complete Part XIV		X
10 Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses		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 ▶ None	13	X	
14	The books are in care of ▶ Sherry W Ferrell Located at ▶ 103 East Washington WV Lewisburg	Telephone no. ▶ 304-645-5414 ZIP+4 ▶ 24901		
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 - Check here and enter the amount of tax-exempt interest received or accrued during the year	15	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? ☐ Yes ☒ No		
(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? ☐ Yes ☒ No		
(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? ☐ Yes ☒ No		
(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? ☐ Yes ☒ No		
(5) Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)? ☐ Yes ☒ No		
(6) Agree to pay money or property to a government official? Exception. Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days) ☐ Yes ☒ No		
b If any answer is "Yes" to 1a(1)-(6), did any of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see the instructions)? N/A	1b	
Organizations relying on a current notice regarding disaster assistance check here ▶ ☐		
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? ☐ Yes ☒ No If "Yes," list the years ▶ 20 __, 20 __, 20 __, 20 __		
b Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement - see the instructions) N/A	2b	
c If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here ▶ 20 __, 20 __, 20 __, 20 __		
3a Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? ☐ Yes ☒ No		
b If "Yes," did it have excess business holdings in 2009 as a result of (1) any purchase by the foundation or disqualified persons after May 26, 1969, (2) the lapse of the 5-year period (or longer period approved by the Commissioner under section 4943(c)(7)) to dispose of holdings acquired by gift or bequest, or (3) the lapse of the 10-, 15-, or 20-year first phase holding period? (Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2009) N/A	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

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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 the instructions)? ☐ N/A ☒ 5b

Organizations relying on a current notice regarding disaster assistance check here ☐

c If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant? ☐ N/A ☐ Yes ☐ No

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

6a Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract? ☐ Yes ☒ No

b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract? ☐ Yes ☒ No ☒ 6b X

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

7a At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction? ☐ Yes ☒ No

b If yes, did the foundation receive any proceeds or have any net income attributable to the transaction? ☐ N/A ☒ 7b

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors**1** List all officers, directors, trustees, foundation managers and their compensation (see the instructions).

(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation (if not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred comp	(e) Expense account, other allowances
William Leist	President			
Colfax NC 27235	0	0		
JoAnn Leist	Sec/Treas			
Colfax NC 27235	0	0		
Sherry W Ferrell	Co-Sec			
Lewisburg WV 24901	2	1,200.		
Kimberly Curry	Director			
Willimantic CT 06226	0	0		

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

(a) Name and address of each employee paid more than \$50,000	(b) Title, and average hours per week devoted to position	(c) Compensation	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
NONE				

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

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors (continued)**3 Five highest-paid independent contractors for professional services (see the instructions). If none, enter "NONE."**

(a) Name and address of each person paid more than \$50,000	(b) Type of service	(c) Compensation
NONE		

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

Part IX-A Summary of Direct Charitable Activities

List the foundation's four largest direct charitable activities during the tax year. Include relevant statistical info 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 the instructions)

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2

	Amount
1 N/A	
2	
All other program-related investments. See instructions	
3	
Total Add lines 1 through 3	

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

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes:		
a	Average monthly fair market value of securities	1a	624,335.
b	Average of monthly cash balances	1b	217,566.
c	Fair market value of all other assets (see the instructions)	1c	5,000.
d	Total (add lines 1a, b, and c)	1d	846,901.
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1e	
2	Acquisition indebtedness applicable to line 1 assets	2	
3	Subtract line 2 from line 1d	3	846,901.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see the instructions)	4	12,704.
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	834,197.
6	Minimum investment return. Enter 5% of line 5	6	41,710.

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

1	Minimum investment return from Part X, line 6	1	41,710.
2a	Tax on investment income for 2009 from Part VI, line 5	2a	294.
b	Income tax for 2009 (This does not include the tax from Part VI)	2b	
c	Add lines 2a and 2b	2c	294.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	41,416.
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	41,416.
6	Deduction from distributable amount (see the instructions)	6	
7	Distributable amount as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1	7	41,416.

Part XII Qualifying Distributions (see the instructions)

1	Amounts paid (including administrative expenses) to accomplish charitable, etc., purposes:		
a	Expenses, contributions, gifts, etc.-total from Part I, column (d), line 26	1a	42,000.
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	42,000.
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 the instructions)	5	294.
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	41,706.

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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Part XIII Undistributed Income (see the instructions)

	(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1 Distributable amount for 2009 from Part XI, line 7				41,416.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only				
b Total for prior yrs 20__, 20__, 20__				
3 Excess distribs carryover, if any, to 2009				
a From 2004				
b From 2005				
c From 2006				
d From 2007	875.			
e From 2008				
f Total of lines 3a through e	875.			
4 Qualifying distributions for 2009 from Part XII, line 4 ▶ \$ 42,000.				
a Applied to 2008, but not more than line 2a				
b Applied to undistributed income of prior years (Election required - see the instr.)				
c Treated as distributions out of corpus (Election required - see the instructions)				
d Applied to 2009 distributable amount				41,416.
e Remaining amt distributed out of corpus	584.			
5 Excess distribs carryover applied to 2009 (If an amount appears in column (d), the same amount must be shown in col (a))				
6 Enter the net total of each column as indicated below:				
a Corpus Add lines 3f, 4c, & 4e Subtract line 5	1,459.			
b Prior years' undistributed income Subtract line 4b from line 2b				
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed				
d Subtract line 6c from line 6b Taxable amount - see the instructions				
e Undistributed income for 2008 Subtract line 4a from line 2a Taxable amount - see the instructions				
f Undistributed income for 2009 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2010				
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see the instructions)				
8 Excess distributions carryover from 2004 not applied on line 5 or line 7 (see the instructions)				
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a	1,459.			
10 Analysis of line 9				
a Excess from 2005				
b Excess from 2006				
c Excess from 2007	875.			
d Excess from 2008				
e Excess from 2009	584.			

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

1a If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2009, enter the date of the ruling ▶					N / A	
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	Tax year (a) 2009	Prior 3 years (b) 2008 (c) 2007 (d) 2006			(e) Total	
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 the instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d

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

Sherry W Ferrell 304-645-5414 P O Box 591 Lewisburg WV 24901

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

Letter requests with detailed explanation of what grant is needed for

c Any submission deadlines

Applications accepted any time Grants are awarded annually

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

Greenbrier County 501c3 exempt organizations

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 Paid during the year City of 300 West 24970- New Rive 301 B Ge 25801		501c3 501c3	Cemetery Repair Scholarships	39,000. 3,000.
Total			3a	42,000.
b Approved for future payment NONE				
Total			3b	

Enter gross amounts unless otherwise indicated

(See worksheet in line 13 instructions to verify calculations)

[illegible]

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

- [illegible]

- b** If "Yes," complete the following schedule

(a) Name of organization	(b) Type of organization	(c) Description of relationship
N/A		

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than taxpayer or fiduciary) is based on all information of which preparer has any knowledge.

Signature of officer or trustee <u>John C. Leist</u>		Date <u>15/10/10</u>		Title <u>Secretary/Treasurer</u>	
Paid Preparer's Use Only	Preparer's signature <u>[Signature]</u>		Check if self-employed ☐		Preparer's ID number (see Signature in the instructions.)
	Firm's name (or yours if self-employed), address, and ZIP code <u>[Address]</u>			EIN <u>[EIN]</u> Phone no <u>[Phone]</u>	

US 990PF

Capital Gains and Losses for Tax on Investment Income

2009

Name: Marie Leist Foundation

ID number: 20-3954960

Ref	(a) List and describe the kind(s) of property sold	(b) How acquired purchase donation	(c) Date acquired	(d) Date sold
	100 sh Boeing Co	D	10/27/2005	11/23/2009
	6 sh CSX	D	10/27/2005	11/23/2009
	27 sh Comcast Corp CL A	D	10/27/2005	11/23/2009
	200 sh GE	D	10/27/2005	11/23/2009
	2 sh GM	D	10/27/2005	11/23/2009
	806 sh Growth Fund of America CL A	P	VA/RI/OUS	11/23/2009
	4710 sh Inc Fund of America CL A	P	VA/RI/OUS	11/23/2009
	17032 Inter Bond Fund of America	P	VA/RI/OUS	11/23/2009
	600 Southwest Airlines	D	10/27/2005	11/23/2009
	21 Sun Microsystems	D	10/27/2005	11/23/2009

Ref	(e) Gross sales price	(f) Depreciation allowed or (allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss)
	5,264.		6,453.	(1,189.)
	292.		132.	160.
	403.		493.	(90.)
	3,180.		6,710.	(3,530.)
	1.		56.	(55.)
	21,875.		29,484.	(7,609.)
	73,007.		97,312.	(24,305.)
	226,019.		232,693.	(6,674.)
	5,486.		9,342.	(3,856.)
	180.		328.	(148.)
Total				(47,296.)

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/1969

Ref	(i) F.M.V. as of 12/31/1969	(j) Adjusted basis as of 12/31/1969	(k) Excess of col (i) over col (j), if any	(l) Gains or losses
				(1,189.)
				160.
				(90.)
				(3,530.)
				(55.)
				(7,609.)
				(24,305.)
				(6,674.)
				(3,856.)
				(148.)
Total				(47,296.)
Total short term capital gains or (losses)				

US 990PF

Capital Gains and Losses for Tax on Investment Income

2009

Name: Marie Leist Foundation

ID number: 20-3954960

Ref	(a) List and describe the kind(s) of property sold	(b) How acquired purchase donation	(c) Date acquired	(d) Date sold
	100 sh Time Warner	D	10/27/2005	11/23/2009
	25 sh Time Warner Cable	D	10/27/2005	11/23/2009
	200 sh UPS	D	10/27/2005	11/23/2009
	300 sh Wal-Mart Stores	D	10/27/2005	11/23/2009
	3354 Washington Mut Investors Fund	P	VA/RI/OUS	11/23/2009
	13 Sh AT&T	D	10/27/2005	11/23/2009
	10687 Am High Inc TR CL A	P	VA/RI/OUS	11/23/2009
	3684 BB&T Corp	D	10/27/2005	11/23/2009
	Frac Sh BB&T Corp	D	10/27/2005	11/23/2009
	Time Warner-Cash in Lieu	D	10/27/2005	11/23/2009

Ref	(e) Gross sales price	(f) Depreciation allowed or (allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss)
	3,200.		4,234.	(1,034.)
	1,088.		1,058.	30.
	11,640.		14,486.	(2,846.)
	16,402.		13,560.	2,842.
	82,552.		122,251.	(39,699.)
	345.		189.	156.
	111,360.		128,731.	(17,371.)
	92,358.		141,787.	(49,429.)
	28.		37.	(9.)
	3.		1.	2.

Total (107,358.)

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/1969

Ref	(i) F M V as of 12/31/1969	(j) Adjusted basis as of 12/31/1969	(k) Excess of col (i) over col (j), if any	(l) Gains or losses
				(1,034.)
				30.
				(2,846.)
				2,842.
				(39,699.)
				156.
				(17,371.)
				(49,429.)
				(9.)
				2.

Total (107,358.)

Total short term capital gains or (losses)

Detail Sheet

2009

Name: Marie Leist Foundation

ID: 20-3954960

Description: Part I, Line 16c, Professional Fees

[illegible]

Detail Sheet

2009

Name: Marie Leist Foundation

ID: 20-3954960

Description: Part 1, Line 18(a), Taxes

[illegible]

Detail Sheet

2009

Name: Marie Leist Foundation

ID: 20-3954960

Description: Part 1, Line 18(b)

[illegible]

Detail Sheet

2009

Name: Marie Leist Foundation

ID: 20-3954960

Description: Part I, Line 23, Other Expenses

[illegible]

Detail Sheet

2009

Name: Marie Leist Foundation

ID: 20-3954960

Description: Part 1, Line 25, Grants Paid

[illegible]

MARIE LEIST FOUNDATION, INC.

Form 990PF 2009

20-3954960

Page 2, Part II

Line 1. Cash:

BB&T Checking

\$ 6,127.11

Line 2. Savings

BB&T Business IDA

\$35,316.05

Edward Jones Money Market

\$ 4,586.80

\$39,902.85

MARIE LEIST FOUNDATION, INC.
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Page 2, Part II

Line 10a - Investments - US and state government obligations

Description	Rate	Due Date	End of year Book Value	End of year Market Value
15000 Amarillo TX Econ Dev	5.143%	8/15/2019	\$ 15,262.50	\$ 14,436.15
10000 Am Muni Pwr OH	6.000%	2/15/2027	\$ 10,000.00	\$ 9,663.60
15000 KY Ppty & Bldgs PJ Rev	6.155%	11/01/2029	\$ 15,604.95	\$ 14,608.35
15000 Louisville & Jefferson Co, KY	5.450%	11/15/2027	\$ 15,436.20	\$ 14,485.80
15000 NH St Tpk Sys Rev Ser A	6.259%	11/01/2029	\$ 15,342.45	\$ 14,535.00
40 VK Bld America Bds Incm Tr			\$ 39,753.60	\$ 36,546.40
757.974 Templeton Glbal Bd Fd A			\$ 10,000.00	\$ 9,641.43
Total			\$121,399.70	\$113,916.73

MARIE LEIST FOUNDATION, INC.
Form 990PF 2009
20-3954960

Page 2, Part II
Line 10b - Investments - Corporate Stock

Date Acquired	Shares	Name	End of year Book Value	End of Year Market Value
11/27/09	596.626	Columbia SmCap Val Fd	\$21,569.84	\$22,558.43
11/27/09	3310.464	Dodge & Cox Income Fd	\$43,427.39	\$42,903.61
11/27/09	448.448	Dodge & Cox Stock Fd	\$42,988.93	\$43,113.79
11/27/09	1319.096	Fundamental Inv Fd CL F1	\$43,041.25	\$43,160.82
11/27/09	1416.242	Hartford Cap App Fd I	\$42,883.80	\$43,351.17
11/27/09	5739.838	JPMorgan Core Bond Fd	\$64,629.74	\$63,712.20
12/01/09	14294.60	JPM Fed Money Mkt Instl	\$14,294.60	\$14,140.64
11/27/09	2832.508	JPMorgan High Yield Fd Select	\$21,582.59	\$21,923.61
11/27/09	1542.428	JPMorgan Mid Cap Value Select	\$28,596.82	\$29,491.22
11/27/09	1829.428	Loomis Sayles Invt Grade Bd	\$21,694.10	\$21,367.72
11/27/09	2412.673	MFS Value Fund CL I	\$50,300.43	\$50,328.36
11/27/09	2408.395	Mutual Global Discovery Fd Z	\$65,041.36	\$65,098.92
12/01/09	1115.023	Rainier Small Mid Cap Eq Instl	\$28,589.20	\$29,815.72
11/27/09	1704.932	Scout International Fund	\$50,238.15	\$49,681.72
11/27/09	1334.486	T Rowe Price Blue Chip Growth	\$42,903.81	\$43,731.11
11/27/09	2070.629	T Rowe Price Intl Bond Fund	\$21,510.39	\$20,437.11
11/27/09	3644.019	Van Kampen Comstock Fd CL I	\$50,176.43	\$50,287.46
11/27/09	5010.630	Wells Fargo Total Ret Bd Admin	\$65,025.72	\$63,384.47
		Total	\$718,494.55	\$718,488.08