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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

2009Department of the Treasury
Internal Revenue Service

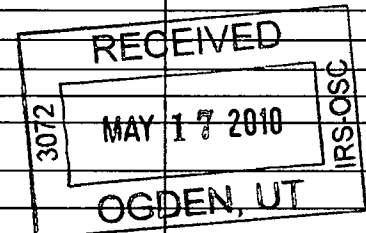
Note: The foundation may be able to use a copy of this return to satisfy state reporting requirements

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	Name of foundation THE STEWART LEGACY FOUNDATION		A Employer identification number 20-8229881
	Number and street (or P.O. box number if mail is not delivered to street address) Room/suite 1675 NORTH 200 WEST #4		B Telephone number (see the instructions) (801) 377-6700
	City or town State ZIP code PROVO UT 84604		C If exemption application is pending, check here <input type="checkbox"/>
			D 1 Foreign organizations, check here <input type="checkbox"/> 2 Foreign organizations meeting the 85% test, check here and attach computation <input type="checkbox"/>
H Check type of organization <input checked="" type="checkbox"/> Section 501(c)(3) exempt private foundation <input type="checkbox"/> Section 4947(a)(1) nonexempt charitable trust <input type="checkbox"/> Other taxable private foundation		E If private foundation status was terminated under section 507(b)(1)(A), check here <input type="checkbox"/> F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <input type="checkbox"/>	
I Fair market value of all assets at end of year (from Part II, column (c), line 16) \$ 554,371.		J Accounting method <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> 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)
1 Contributions, gifts, grants, etc., received (att sch)		267,618.			
2 Check <input type="checkbox"/> if the foundn is not req to att Sch B					
3 Interest on savings and temporary cash investments					
4 Dividends and interest from securities		6,056.	6,056.	6,056.	
5a Gross rents					
b Net rental income or (loss)					
6a Net gain/(loss) from sale of assets not on line 10					
b Gross sales price for all assets on line 6a					
7 Capital gain net income (from Part IV, line 2)			45,418.		
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)					
12 Total. Add lines 1 through 11		273,674.	51,474.	6,056.	
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 sch) L-16b Stmt		675.	675.	675.	0.
c Other prof fees (attach sch) L-16c Stmt		819.	819.	819.	0.
17 Interest					
18 Taxes (attach schedule)(see instr) FOREIGN TAXES PD		28.	28.	28.	
19 Depreciation (attach sch) and depletion					
20 Occupancy					
21 Travel, conferences, and meetings		10,775.	10,775.	10,775.	
22 Printing and publications					
23 Other expenses (attach schedule)					
24 Total operating and administrative expenses. Add lines 13 through 23		12,297.	12,297.	12,297.	0.
25 Contributions, gifts, grants paid		169,498.			169,498.
26 Total expenses and disbursements. Add lines 24 and 25		181,795.	12,297.	12,297.	169,498.
27 Subtract line 26 from line 12:					
a Excess of revenue over expenses and disbursements		91,879.			
b Net investment income (if negative, enter -0-)			39,177.		
c Adjusted net income (if negative, enter -0-)				0.	



Part II Balance Sheets

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

Beginning of year

End of year

(a) Book Value

(b) Book Value

(c) Fair Market Value

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- 1 Cash — non-interest-bearing
- 2 Savings and temporary cash investments
- 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 (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)
- c Investments — corporate bonds (attach schedule)
- 11 Investments — land, buildings, and equipment basis ▶
Less accumulated depreciation (attach schedule) ▶
- 12 Investments — mortgage loans
- 13 Investments — other (attach schedule) L-13 Stmt 666,518.
- 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) 666,518.

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- 17 Accounts payable and accrued expenses
- 18 Grants payable
- 19 Deferred revenue
- 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)

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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 666,518.
- 28 Paid-in or capital surplus, or land, building, and equipment fund 803,867.
- 29 Retained earnings, accumulated income, endowment, or other funds
- 30 **Total net assets or fund balances** (see the instructions) 666,518.
- 31 **Total liabilities and net assets/fund balances** (see the instructions) 803,867.

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 | 666,518. |
| 2 Enter amount from Part I, line 27a | 2 | 91,879. |
| 3 Other increases not included in line 2 (itemize) ▶ See Other Increases Stmt | 3 | 45,545. |
| 4 Add lines 1, 2, and 3 | 4 | 803,942. |
| 5 Decreases not included in line 2 (itemize) ▶ FEDERAL INCOME TAX PAID | 5 | 75. |
| 6 Total net assets or fund balances at end of year (line 4 minus line 5) — Part II, column (b), line 30 | 6 | 803,867. |

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 AMERICAN FUNDS INCOME FUND OF AMERICA CL F		P	12/26/08	09/30/09
b FT-FRANKLIN INCOME FUND A		P	12/03/08	09/30/09
c HARBOR INTL FUND INVESTOR CLASS		P	12/19/08	09/30/09
d IVY ASSET STRATEGY FUND CLASS A		P	08/06/09	09/30/09
e See Columns (a) thru (d)				

(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 2,492.		2,140.	352.
b 4,062.		3,395.	667.
c 672.		500.	172.
d 18,895.		17,034.	1,861.
e See Columns (e) thru (h)		689,654.	42,366.

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

(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	(l) Gains (Column (h) gain minus column (k), but not less than -0-) or Losses (from column (h))
a			352.
b			667.
c			172.
d			1,861.
e See Columns (i) thru (l)			42,366.

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	45,418.
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	48,344.	0.	0.000000
2007	85,554.	0.	0.000000
2006			
2005			
2004			

2 Total of line 1, column (d)	2	0.000000
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	0.000000
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	0.
5 Multiply line 4 by line 3	5	0.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	392.
7 Add lines 5 and 6	7	392.
8 Enter qualifying distributions from Part XII, line 4	8	169,498.

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.)		1	392.
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			
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	392.
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	392.
6 Credits/Payments			
a 2009 estimated tax pmts 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		
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	392.	
10 Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	0.	
11 Enter the amount of line 10 to be Credited to 2010 estimated tax <input type="checkbox"/> Refunded <input type="checkbox"/>	11		

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
1 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		
1 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 type="checkbox"/> \$ _____ (2) On foundation managers <input type="checkbox"/> \$ _____		
e Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers <input type="checkbox"/> \$ _____		
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		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		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?		
5 Was there a liquidation, termination, dissolution, or substantial contraction during the year? If 'Yes,' attach the statement required by General Instruction T		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? If 'Yes,' complete Part II, column (c), and Part XV	X	
8 a Enter the states to which the foundation reports or with which it is registered (see the instructions) UT - Utah		
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)? 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 <u>N/A</u>	13	X	
14	The books are in care of <u>STEPHEN G STEWART</u> Telephone no <u>(801) 377-6700</u> Located at <u>1675 N 200 W #4</u> <u>PROVO</u> <u>UT</u> ZIP + 4 <u>84604</u>			
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 - Check here <input type="checkbox"/> and enter the amount of tax-exempt interest received or accrued during the year <u>15</u>			

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)? <input type="checkbox"/> Organizations relying on a current notice regarding disaster assistance check here <input type="checkbox"/>	1 b	
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	
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	
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

Organizations relying on a current notice regarding disaster assistance check here

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

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

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

6b

If 'Yes' to 6b, file Form 8870

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?

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 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
STEPHEN G STEWART 1675 N 200 W #4 PROVO UT 84604	DIRECTOR 0.50	0.	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				
0				
0				
0				
0				

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

None

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

None

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 School in Africa - purchased materials to build a building to house a school that will serve 500-1,000 students in Kasoa, Ghana	115,092.
2 House of Hope - assist in arranging for materials donations and make materials donations to complete a building that will house needy single mothers in Provo, UT	2,727.
3 Cause For Hope - support of religious humanitarian missionaries in Guatemala. Also provides micro-credit/loans.	40,000.
4 "Y" Trail - materials and maintenance of mountainside trail on government property available to the public.	4,187.

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	
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 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	1 a	
b Average of monthly cash balances	1 b	
c Fair market value of all other assets (see instructions)	1 c	
d Total (add lines 1a, b, and c)	1 d	
e Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1 e	
2 Acquisition indebtedness applicable to line 1 assets	2	
3 Subtract line 2 from line 1d	3	0.
4 Cash deemed held for charitable activities. Enter 1-1/2% of line 3 (for greater amount, see instructions)	4	0.
5 Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	0.
6 Minimum investment return. Enter 5% of line 5	6	0.

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	0.
2a Tax on investment income for 2009 from Part VI, line 5	2 a	392.
b Income tax for 2009 (This does not include the tax from Part VI.)	2 b	
c Add lines 2a and 2b	2 c	392.
3 Distributable amount before adjustments. Subtract line 2c from line 1	3	0.
4 Recoveries of amounts treated as qualifying distributions	4	
5 Add lines 3 and 4	5	0.
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	0.

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	1 a	169,498.
b Program-related investments — total from Part IX-B	1 b	
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)	3 a	
b Cash distribution test (attach the required schedule)	3 b	
4 Qualifying distributions. Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	169,498.
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	392.
6 Adjusted qualifying distributions. Subtract line 5 from line 4	6	169,106.

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 instructions)

	(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1 Distributable amount for 2009 from Part XI, line 7				0.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			0.	
b Total for prior years 20__, 20__, 20__				
3 Excess distributions carryover, if any, to 2009				
a From 2004	0.			
b From 2005	0.			
c From 2006	0.			
d From 2007	85,554.			
e From 2008	48,344.			
f Total of lines 3a through e	133,898.			
4 Qualifying distributions for 2009 from Part XII, line 4 ▶ \$ 169,498.				
a Applied to 2008, but not more than line 2a				
b Applied to undistributed income of prior years (Election required — see instructions)				
c Treated as distributions out of corpus (Election required — see instructions)				
d Applied to 2009 distributable amount				
e Remaining amount distributed out of corpus	169,498.			
5 Excess distributions carryover applied to 2009 (If an amount appears in column (d), the same amount must be shown in column (a))				
6 Enter the net total of each column as indicated below:				
a Corpus Add lines 3f, 4c, and 4e Subtract line 5	303,396.			
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				
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				0.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see instructions)				
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	303,396.			
10 Analysis of line 9				
a Excess from 2005	0.			
b Excess from 2006	0.			
c Excess from 2007	85,554.			
d Excess from 2008	48,344.			
e Excess from 2009	169,498.			

BAA

Form 990-PF (2009)

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)

(4) Gross investment income

[illegible]

NONE

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				
See List Attached of Organizations				
See attached UT 84604		ORG	See List Attached	168,578.
See List Attached of Individuals				
See attached UT 84604		INDIV	See List Attached	920.
Total			▶ 3a	169,498.
b Approved for future payment				
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	6,056.	
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					
8	Gain or (loss) from sales of assets other than inventory					
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)				6,056.	
13	Total. Add line 12, columns (b), (d), and (e)				13	6,056.

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

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

[illegible]

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

THE STEWART LEGACY FOUNDATION

Employer identification number

20-8229881

Organization type (check one)

Filers of:

Form 990 or 990-EZ

Section:

- ☐ 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)/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 their 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).

BAA 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

THE STEWART LEGACY FOUNDATION

20-8229881

Part I Contributors (see instructions)

(a) Number	(b) Name, address, and ZIP + 4	(c) Aggregate contributions	(d) Type of contribution
1	Aaron & Carol Stewart 4653 N Brookshire Circle Provo UT 84604	\$ 37,288.	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input checked="" type="checkbox"/> (Complete Part II if there is a noncash contribution)
2	Carrie & Levi Lebo 1128 South West Temple Salt Lake City UT 84101	\$ 46,803.	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input checked="" type="checkbox"/> (Complete Part II if there is a noncash contribution)
3	Shauna & Jared Jensen 529 N 1300 East Heber City UT 84032	\$ 46,803.	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input checked="" type="checkbox"/> (Complete Part II if there is a noncash contribution)
4	Greg & Angela Dustin 2403 Timothy Circle Pleasant Grove UT 84062	\$ 51,775.	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input checked="" type="checkbox"/> (Complete Part II if there is a noncash contribution)
5	Matt & Jennifer Stewart 2630 E 700 South Springville UT 84663	\$ 51,775.	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input checked="" type="checkbox"/> (Complete Part II if there is a noncash contribution)
6	Mike & Krista Stewart 4379 N Mile High Drive Provo UT 84604	\$ 31,824.	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input checked="" type="checkbox"/> (Complete Part II if there is a noncash contribution)

Name of organization

THE STEWART LEGACY FOUNDATION

Employer identification number

20-8229881

Part II Noncash Property (see instructions)

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
1	1,740 shs Omniture Inc stock		
		\$ 37,288.	10/15/09
2	2,184 shs Omniture Inc stock		
		\$ 46,803.	10/15/09
3	2,184 shs Omniture Inc stock		
		\$ 46,803.	10/15/09
4	2,416 shs Omniture Inc stock		
		\$ 51,775.	10/15/09
5	2,416 shs Omniture Inc stock		
		\$ 51,775.	10/15/09
6	1,485 shs Omniture Inc stock		
		\$ 31,824.	10/15/09

BAA

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

Form 990-PF, Page 2, Part III, Line 3

Other Increases Stmt

CAPITAL GAINS ON SALES OF SECURITIES	45,518.
FOREIGN TAXES PAID	27.
Total	45,545.

Form 990-PF, Part IV, Capital Gains and Losses for Tax on Investment Income

Columns (a) thru (d)

(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)
JANUS OVERSEAS FUND A	P	12/18/08	09/30/09
KEELEY SMALL CAP VALUE FUND CLASS A	P	08/06/09	09/30/09
OPPENHEIMER GLOD & SPL MINERALS FUND INC	P	12/09/08	07/09/09
OPPENHEIMER INTL BOND FD CL A	P	12/30/08	09/30/09
RYDEX INVERSE NASDAQ 100 STRATEGY A	P	07/09/09	08/04/09
RYDEX INVERSE S&P 500 FUND CLASS A	P	07/09/09	09/03/09
ALPINE INTERNATIONALREAL ESTATE CLASS Y	P	10/08/07	08/27/09
AMERICAN FUNDS INCOME FUND OF AMERICA CL F	P	10/08/07	09/30/09
FT-FRANKLIN INCOME A	P	01/07/08	09/30/09
HARBOR INTL FUND INVESTOR CLASS	P	12/13/07	09/30/09
HARTFORD GRWTH OPPORTUNITIES FUND CL A	P	12/07/07	07/09/09
IVY ASSET STRATEGY FUND CLASS A	P	01/23/08	09/30/09
JANUS OVERSEAS FUND A	P	12/20/07	09/30/09
KEELEY SMALL CAP VALUE FUND CLASS A	P	10/08/07	07/09/09
OMNITURE INC **MERGER EFF 11/09**	D	03/01/04	10/26/09
OPPENHEIMER GOLD & SPL MINERALS FUND INC	P	10/08/07	07/09/09
OPPENHEIMER INTL BOND FD CL A	P	12/13/07	09/30/09

Form 990-PF, Part IV, Capital Gains and Losses for Tax on Investment Income

Columns (e) thru (h)

(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)
9,166.		5,663.	3,503.
10,876.		10,000.	876.
1,522.		945.	577.
5,760.		5,177.	583.
12,988.		15,000.	-2,012.
13,051.		15,000.	-1,949.
18,362.		63,375.	-45,013.
45,225.		69,235.	-24,010.
43,606.		64,543.	-20,937.
44,364.		64,115.	-19,751.
33,110.		61,349.	-28,239.
43,860.		56,208.	-12,348.
40,205.		64,169.	-23,964.
28,107.		56,992.	-28,885.
267,137.		9,112.	258,025.
24,504.		38,139.	-13,635.

Form 990-PF, Part IV, Capital Gains and Losses for Tax on Investment Income

Continued

Columns (e) thru (h)

(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)
90,177.		90,632.	-455.
Total		<u>689,654.</u>	<u>42,366.</u>

Form 990-PF, Part IV, Capital Gains and Losses for Tax on Investment Income

Columns (i) thru (l)

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

(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	(l) Gains (column (h) gain minus column (k), but not less than -0-) or losses (from column (h))
			3,503.
			876.
			577.
			583.
			-2,012.
			-1,949.
			-45,013.
			-24,010.
			-20,937.
			-19,751.
			-28,239.
			-12,348.
			-23,964.
			-28,885.
			258,025.
			-13,635.
			-455.
Total			<u>42,366.</u>

Form 990-PF, Page 1, Part I

Line 16b - Accounting Fees

Name of Provider	Type of Service Provided	Amount Paid Per Books	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
VIGOREN & CO CPA	ACCOUNTING	675.	675.	675.	0.
Total		<u>675.</u>	<u>675.</u>	<u>675.</u>	<u>0.</u>

Form 990-PF, Page 1, Part I

Line 16c - Other Professional Fees

Name of Provider	Type of Service Provided	Amount Paid Per Books	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
UBS	INV MANAGEMENT	819.	819.	819.	0.
Total		<u>819.</u>	<u>819.</u>	<u>819.</u>	<u>0.</u>

Form 990-PF, Page 2, Part II, Line 13

L-13 Stmt

Line 13 - Investments - Other:	End of Year	
	Book Value	Fair Market Value
UBS INVESTMENT	803,867.	554,371.
Total	<u>803,867.</u>	<u>554,371.</u>

Supporting Statement of:

Form 990-PF, pl/Line 1(a)

Description	Amount
Aaron & Carol Stewart - 1,740 shs Omniture	37,288.
Carrie & Levi Lebo - 2,184 shs Omniture	46,803.
Shauna & Jared Jensen - 2,184 Omniture	46,803.
Greg & Angela Dustin - 2,416 shs Omniture	51,775.
Matt & Jennifer Stewart - 2,416 shs Omniture	51,775.
Mike & Krista Stewart - 1,485 shs Omniture	31,824.
Other Cash Contributions < \$1,000	1,350.
Total	<u>267,618.</u>

Stewart Legacy Foundation
Schedule of Grants and Contributions Paid During the Year
January through December 2009

	Date	Name	Memo	Debit
Organizations				
School in Africa				
	01/21/2009	International Trinity Gospel Church	First installment on school const	11,250
	02/18/2009	International Trinity Gospel Church	Second installment on school const	12,250
	03/12/2009	International Trinity Gospel Church	Third installment on school const	12,050
	03/25/2009	International Trinity Gospel Church	Fourth installment on school const	14,650
	04/06/2009	American Express Co	Trip to Africa	6,856
	04/30/2009	International Trinity Gospel Church	Fifth installment on school const	5,050
	05/12/2009	International Trinity Gospel Church	6th installment on school const	12,050
	06/21/2009	International Trinity Gospel Church	Final installment on school const	13,050
	07/29/2009	Stephen G Stewart	CC Travel reimb	3,430
	08/03/2009	International Trinity Gospel Church	Final installment on school const	8,050
	08/27/2009	International Trinity Gospel Church	To install pump and tank for School	4,550
	09/11/2009	Bonneville Bank	to wire cashiers ck funds	50
	09/23/2009	International Trinity Gospel Church	steel railing for 3rd floor, tank and desks	10,050
	11/10/2009	Deanne Williams	Items for Zimbabwe - Costco and Wal-Mart	1,756
Total School in Africa				<u>115,092</u>
House of Hope				
	02/27/2009	Mark Dalley	setting and pouring concrete down spouts	200
	04/29/2009	south Mountain Painting	Clean exterior Windows & elevator carpet	135
	07/28/2009	Glen Gabler	Home Depot for HOH	86
	07/29/2009	Stephen G Stewart	Reimburse CC chgs for bricks for ret walls etc	2,307
Total House of Hope				<u>2,727</u>
"Y" Trail				
	06/04/2009	CDS Trucking LLC	377 Tons from Pt Of Mtn to Y	1,130
	06/06/2009	Geneva Rock Products, Inc	fill for Y trail 376 63 tons	1,308
	06/21/2009	Wheeler Machinery	Skid steer 1 week rental	1,613
	09/03/2009	Discover	Lodge Poles for Y Trail	136
Total "Y" Trail				<u>4,187</u>
Other Organizations				
	04/27/2009	Cause For Hope Foundation	2nd donation	20,000
	09/22/2009	Cause For Hope Foundation	3rd donation	20,000
	12/08/2009	Stephanie Nielson Fund @ Zions Bank	See article attached	2,000
	12/08/2009	Shanon Ballard Donation Account	Lymes Disease Victim see attached article	1,000
	12/09/2009	Bp Craig Bryson	Ward Christmas Fund	1,500
	12/18/2009	Zambia's Scholarship Fund	Donation	1,500
	12/23/2009	Zambia's Scholarship Fund	44 Foreign Flowers books	572
Total Other Organizations				<u>46,572</u>
Total Organizations				<u>168,578</u>
Individuals				
	05/04/2009	Margrit Newsome	Pizza project for foster kids	350
	09/10/2009	Shari Holweg	To help with avoiding foreclosure email	500
	12/08/2009	Bergmann Heating & AC	Julie single mom w/daughter no heat	70
Total Individuals				<u>920</u>
Total Grants and Contributions Paid During the Year				<u>169,498</u>