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Return of Private Foundation

or Section 4947(a)(1) Nonexempt Charitable Trust

Treated as a Private Foundation

2009

Department of the Treasury
Internal Revenue Service

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

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

G Check all that apply. ☐ Initial return ☐ 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 APGAR FOUNDATION, INC.		A Employer identification number 22-3772118
	Number and street (or P.O. box number if mail is not delivered to street address)	Room/suite	B Telephone number (317) 570-2345
	City or town, state, and ZIP code FISHERS, IN 46037		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) \$ 470,041.		J Accounting method ☒ Cash ☐ Accrual ☐ Other (specify) _____	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), and (d) may not necessarily equal the amounts in column (a).)		(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				N/A	
2 Check ☒ If the foundation is not required to attach Sch. B					
3 Interest on savings and temporary cash investments		2,350.	2,350.		STATEMENT 1
4 Dividends and interest from securities		2,571.	2,571.		STATEMENT 2
5a Gross rents					
b Net rental income or (loss)					
6a Net gain or (loss) from sale of assets not on line 10		<186,534.>			
b Gross sales price for all assets on line 6a		256,290.			
7 Capital gain net income (from Part IV, line 2)			0.		
8 Net short-term capital gain					
9 Income modifications				11,670.	
10a Gross sales less returns and allowances					
b Less Cost of goods sold					
c Gross profit or (loss)					
11 Other income					
12 Total. Add lines 1 through 11		<181,613.>	4,921.	11,670.	
13 Compensation of officers, directors, trustees, etc.		18,000.	4,500.		13,500.
14 Other employee salaries and wages					
15 Pension plans, employee benefits					
16a Legal fees					
b Accounting fees STMT 3		1,315.	700.		615.
c Other professional fees STMT 4		96,000.	0.		86,400.
17 Interest					
18 Taxes STMT 5		25.	0.		25.
19 Depreciation and depletion					
20 Occupancy					
21 Travel, conferences, and meetings		6,830.	0.		6,830.
22 Printing and publications		533.	0.		533.
23 Other expenses STMT 6		4,216.	0.		4,216.
24 Total operating and administrative expenses. Add lines 13 through 23		126,919.	5,200.		112,119.
25 Contributions, gifts, grants paid		390,560.			390,560.
26 Total expenses and disbursements. Add lines 24 and 25		517,479.	5,200.		502,679.
27 Subtract line 26 from line 12:					
a Excess of revenue over expenses and disbursements		<699,092.>			
b Net investment income (if negative, enter -0-)			0.		
c Adjusted net income (if negative, enter -0-)				11,670.	

10 9

Part II Balance Sheets Attached schedules and amounts in the description column should be for end-of-year amounts only		Beginning of year	End of year	
		(a) Book Value	(b) Book Value	(c) Fair Market Value
Assets	1 Cash - non-interest-bearing			
	2 Savings and temporary cash investments	714,440.	470,041.	470,041.
	3 Accounts receivable ▶			
	Less: allowance for doubtful accounts ▶			
	4 Pledges receivable ▶			
	Less: allowance for doubtful accounts ▶			
	5 Grants receivable			
	6 Receivables due from officers, directors, trustees, and other disqualified persons			
	7 Other notes and loans receivable ▶			
	Less: allowance for doubtful accounts ▶			
	8 Inventories for sale or use			
	9 Prepaid expenses and deferred charges			
	10a Investments - U.S. and state government obligations			
	b Investments - corporate stock STMT 8	442,823.	0.	0.
	c Investments - corporate bonds			
Liabilities	11 Investments - land, buildings, and equipment basis ▶			
	Less: accumulated depreciation ▶			
	12 Investments - mortgage loans			
	13 Investments - other			
	14 Land, buildings, and equipment: basis ▶			
	Less: accumulated depreciation ▶			
	15 Other assets (describe ▶)			
	16 Total assets (to be completed by all filers)	1,157,263.	470,041.	470,041.
	17 Accounts payable and accrued expenses			
	18 Grants payable			
Net Assets or Fund Balances	19 Deferred revenue			
	20 Loans from officers, directors, trustees, and other disqualified persons			
	21 Mortgages and other notes payable			
	22 Other liabilities (describe ▶)			
	23 Total liabilities (add lines 17 through 22)	0.	0.	
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here ☐			
	24 Unrestricted			
	25 Temporarily restricted			
	26 Permanently restricted			
	Foundations that do not follow SFAS 117, check here ☒			
	27 Capital stock, trust principal, or current funds	1,157,263.	470,041.	
	28 Paid-in or capital surplus, or land, bldg, and equipment fund	0.	0.	
	29 Retained earnings, accumulated income, endowment, or other funds	0.	0.	
Net Assets or Fund Balances	30 Total net assets or fund balances	1,157,263.	470,041.	
	31 Total liabilities and net assets/fund balances	1,157,263.	470,041.	

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 1,157,263.
2 Enter amount from Part I, line 27a	2 <699,092.>
3 Other increases not included in line 2 (itemize) ▶ SEE STATEMENT 7	3 11,870.
4 Add lines 1, 2, and 3	4 470,041.
5 Decreases not included in line 2 (itemize) ▶	5 0.
6 Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6 470,041.

Part IV Capital Gains and Losses for Tax on Investment Income

(a) List and describe the kind(s) of property sold (e.g., real estate, 2-story brick warehouse; or common stock, 200 shs. MLC Co.)		(b) How acquired P - Purchase D - Donation	(c) Date acquired (mo., day, yr.)	(d) Date sold (mo., day, yr.)
1a				
b SEE ATTACHED STATEMENT				
c				
d				
e				
(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)	
a				
b				
c				
d				
e 256,290.		442,824.	<186,534.>	
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			<186,534.>	
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 <186,534.>
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6): If gain, also enter in Part I, line 8, column (c). If (loss), enter -0- in Part I, line 8		{ If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7		3 N/A

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

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

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

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

☐ Yes ☒ No

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

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

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col. (b) divided by col. (c))
2008	367,138.	373,183.	.983802
2007	308,937.	400,184.	.771987
2006	1,112,491.	430,734.	2.582780
2005	101,744.	503,373.	.202124
2004	18,013.	463,648.	.038851

2 Total of line 1, column (d)	2 4.579544
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 .915909
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4 783,987.
5 Multiply line 4 by line 3	5 718,061.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6 0.
7 Add lines 5 and 6	7 718,061.
8 Enter qualifying distributions from Part XII, line 4	8 502,679.

If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate.
See the Part VI instructions

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

1a Exempt operating foundations described in section 4940(d)(2), check here ☐ and enter "N/A" on line 1 Date of ruling or determination letter: _____ (attach copy of letter if necessary-see instructions)			
b Domestic foundations that meet the section 4940(e) requirements in Part V, check here ☐ and enter 1% of Part I, line 27b		1	0.
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	0.
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	0.
6 Credits/Payments:			
a 2009 estimated tax payments and 2008 overpayment credited to 2009	6a	221.	
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	221.	
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	221.	
11 Enter the amount of line 10 to be Credited to 2010 estimated tax ☐ 221. Refunded ☐	11	0.	

Part VII-A Statements Regarding Activities

	Yes	No
1a During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?		X
b Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see instructions for definition)? If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities.		X
c Did the foundation file Form 1120-POL for this year?		X
d Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year (1) On the foundation ☐ \$ 0. (2) On foundation managers ☐ \$ 0.		
e Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers. ☐ \$ 0.		
2 Has the foundation engaged in any activities that have not previously been reported to the IRS? If "Yes," attach a detailed description of the activities.		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
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? 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, col. (c), and Part XV.	X	
8a Enter the states to which the foundation reports or with which it is registered (see instructions) ☐ NJ		
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

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 ► N/A	13	X	
14	The books are in care of ► DA*R*ES, LLC Telephone no ► (317) 570-2345 Located at ► 9780 LANTERN ROAD, SUITE 150, FISHERS, IN ZIP+4 ► 46037			
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 page 20 of the instructions)? ☐ Yes ☒ No Organizations relying on a current notice regarding disaster assistance check here ►	1b	
c Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2009? ☐ Yes ☒ No	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 ►		
b Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement - see instructions.) ☐ Yes ☒ No	2b	
c If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here. ►		
3a Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? ☐ 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.) ☐ Yes ☒ No	3b	
4a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes? ☐ Yes ☒ No	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? ☐ Yes ☒ No	4b	X

Form 990-PF (2009)

Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required (continued)

5a During the year did the foundation pay or incur any amount to

(1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))?

☐ Yes ☒ No

(2) Influence the outcome of any specific public election (see section 4955), or to carry on, directly or indirectly, any voter registration drive?

☐ Yes ☒ No

(3) Provide a grant to an individual for travel, study, or other similar purposes?

☐ Yes ☒ No

(4) Provide a grant to an organization other than a charitable, etc., organization described in section 509(a)(1), (2), or (3), or section 4940(d)(2)?

☐ Yes ☒ No

(5) Provide for any purpose other than religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals?

☐ Yes ☒ No

b If any answer is "Yes" to 5a(1)-(5), did any of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see instructions)?

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?

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.

(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
SEE STATEMENT 9		18,000.	0.	0.

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

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

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

0

Form 990-PF (2009)

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	59,765.
b	Average of monthly cash balances	1b	736,161.
c	Fair market value of all other assets	1c	
d	Total (add lines 1a, b, and c)	1d	795,926.
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	795,926.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	11,939.
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	783,987.
6	Minimum investment return. Enter 5% of line 5	6	39,199.

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	39,199.
2a	Tax on investment income for 2009 from Part VI, line 5	2a	
b	Income tax for 2009 (This does not include the tax from Part VI.)	2b	
c	Add lines 2a and 2b	2c	0.
3	Distributable amount before adjustments Subtract line 2c from line 1	3	39,199.
4	Recoveries of amounts treated as qualifying distributions	4	11,670.
5	Add lines 3 and 4	5	50,869.
6	Deduction from distributable amount (see instructions)	6	0.
7	Distributable amount as adjusted Subtract line 6 from line 5 Enter here and on Part XIII, line 1	7	50,869.

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	502,679.
b	Program-related investments - total from Part IX-B	1b	0.
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	502,679.
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	5	0.
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	502,679.

Note. The amount on line 6 will be used in Part V, column (b), in subsequent years when calculating whether the foundation qualifies for the section 4940(e) reduction of tax in those years.

Part XIII Undistributed Income (see instructions)

	(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1 Distributable amount for 2009 from Part XI, line 7				50,869.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			0.	
b Total for prior years		0.		
3 Excess distributions carryover, if any, to 2009:				
a From 2004				
b From 2005				
c From 2006	701,209.			
d From 2007	289,154.			
e From 2008				
f Total of lines 3a through e	990,363.			
4 Qualifying distributions for 2009 from Part XII, line 4. $\blacktriangleright$ \$ 502,679.				
a Applied to 2008, but not more than line 2a			0.	
b Applied to undistributed income of prior years (Election required - see instructions)		0.		
c Treated as distributions out of corpus (Election required - see instructions)	0.			
d Applied to 2009 distributable amount				50,869.
e Remaining amount distributed out of corpus	451,810.			
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	1,442,173.			
b Prior years' undistributed income. Subtract line 4b from line 2b		0.		
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed		0.		
d Subtract line 6c from line 6b Taxable amount - see instructions		0.		
e Undistributed income for 2008 Subtract line 4a from line 2a. Taxable amount - see instr			0.	
f Undistributed income for 2009 Subtract lines 4d and 5 from line 1. This amount must be distributed in 2010				0.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3)	0.			
8 Excess distributions carryover from 2004 not applied on line 5 or line 7	0.			
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a	1,442,173.			
10 Analysis of line 9				
a Excess from 2005				
b Excess from 2006	701,209.			
c Excess from 2007	289,154.			
d Excess from 2008				
e Excess from 2009	451,810.			

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

- | | | Yes | No |
|----------|--|-----|----|
| 1 | Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations? | | |
| a | Transfers from the reporting foundation to a noncharitable exempt organization of | | |
| | (1) Cash | | X |
| | (2) Other assets | | X |
| b | Other transactions: | | |
| | (1) Sales of assets to a noncharitable exempt organization | | X |
| | (2) Purchases of assets from a noncharitable exempt organization | | X |
| | (3) Rental of facilities, equipment, or other assets | | X |
| | (4) Reimbursement arrangements | | X |
| | (5) Loans or loan guarantees | | X |
| | (6) Performance of services or membership or fundraising solicitations | | X |
| c | Sharing of facilities, equipment, mailing lists, other assets, or paid employees | | X |
| d | If the answer to any of the above is "Yes," complete the following schedule. Column (b) should always show the fair market value of the goods, other assets, or services given by the reporting foundation. If the foundation received less than fair market value in any transaction or sharing arrangement, show in column (d) the value of the goods, other assets, or services received. | | |

[illegible]

- 2a** Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527? ☐ Yes ☒ No
- 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.

Robert L. Axman, Treasurer

4-9-2010

Title

Sign Here

**Paid
Preparer's
Use Only**Preparer's
signature

Firm's name (or yours
if self-employed),
address, and ZIP code

David B. Hart

Dat

3/28/10

☐ Check if self-employed

Preparer's identifying number

FIN ▶

Phone no 540-463-7121

Form 990-PF (2009)

APGAR FOUNDATION, INC.

Part IV Capital Gains and Losses for Tax on Investment Income

(a) List and describe the kind(s) of property sold, e.g., real estate, 2-story brick warehouse, or common stock, 200 shs. MLC Co		(b) How acquired P - Purchase D - Donation	(c) Date acquired (mo., day, yr.)	(d) Date sold (mo., day, yr.)
1a	450.303 SHS EXELON CORP	D	06/05/07	03/16/09
b	1000.000 SHS CATERPILLAR INC	D	09/26/08	03/16/09
c	679.383 SHS CITIGROUP	D	03/17/06	03/16/09
d	21.297 SHS CITIGROUP	P	02/24/06	03/16/09
e	1200.000 SHS HEWLETT-PACKARD CO	D	09/26/08	03/16/09
f	1000.491 SHS ALCOA	P	VARIOUS	03/16/09
g	404.809 SHS EXXON MOBIL	D	03/17/06	03/16/09
h	700.000 SHS JOHNSON & JOHNSON	D	09/26/08	03/16/09
i	700.000 SHS MCDONALDS CORP	D	09/26/08	03/16/09
j	700.000 SHS PROCTOR & GAMBLE CO	D	09/26/08	03/16/09
k	1700.000 SHS SYSCO	D	09/26/08	03/16/09
l				
m				
n				
o				

(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)
a 19,224.		33,660.	<14,436.>
b 26,398.		64,130.	<37,732.>
c 1,500.		32,196.	<30,696.>
d 47.		999.	<952.>
e 34,566.		57,372.	<22,806.>
f 5,885.		31,998.	<26,113.>
g 26,835.		24,851.	1,984.
h 35,520.		48,580.	<13,060.>
i 36,195.		44,240.	<8,045.>
j 33,131.		48,188.	<15,057.>
k 36,989.		56,610.	<19,621.>
l			
m			
n			
o			

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

(i) FMV as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col. (i) over col. (j), if any	(l) Losses (from col. (h)) Gains (excess of col. (h) gain over col. (k), but not less than "-0-")
a			<14,436.>
b			<37,732.>
c			<30,696.>
d			<952.>
e			<22,806.>
f			<26,113.>
g			1,984.
h			<13,060.>
i			<8,045.>
j			<15,057.>
k			<19,621.>
l			
m			
n			
o			

2 Capital gain net income or (net capital loss) { If gain, also enter in Part I, line 7 If (loss), enter "-0-" in Part I, line 7 }	2	<186,534.>
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6) If gain, also enter in Part I, line 8, column (c). If (loss), enter "-0-" in Part I, line 8	3	N/A

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

SOURCE	AMOUNT
COMERICA BANK	882.
MIDFIRST BANK	681.
WACHOVIA SECURITIES	787.
TOTAL TO FORM 990-PF, PART I, LINE 3, COLUMN A	2,350.

FORM 990-PF DIVIDENDS AND INTEREST FROM SECURITIES STATEMENT 2

SOURCE	GROSS AMOUNT	CAPITAL GAINS DIVIDENDS	COLUMN (A) AMOUNT
ALCOA INC	170.	0.	170.
CATERPILLAR INC	420.	0.	420.
CITIGROUP, INC.	7.	0.	7.
EXELON CORPORATION	236.	0.	236.
EXXON MOBIL CORP	162.	0.	162.
HEWLETT-PACKARD COMPANY	216.	0.	216.
JOHNSON & JOHNSON	322.	0.	322.
MCDONALDS CORP	350.	0.	350.
PROCTOR & GAMBLE CO	280.	0.	280.
SYSCO CORPORATION	408.	0.	408.
TOTAL TO FM 990-PF, PART I, LN 4	2,571.	0.	2,571.

FORM 990-PF ACCOUNTING FEES STATEMENT 3

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
RAETZ & HAWKINS PC	1,315.	700.		615.
TO FORM 990-PF, PG 1, LN 16B	1,315.	700.		615.

FORM 990-PF	OTHER PROFESSIONAL FEES			STATEMENT	4
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES	
DA*R*ES LLC	96,000.	0.		86,400.	
TO FORM 990-PF, PG 1, LN 16C	96,000.	0.		86,400.	

FORM 990-PF	TAXES			STATEMENT	5
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES	
NJ ANNUAL REPORT FILING	25.	0.		25.	
TO FORM 990-PF, PG 1, LN 18	25.	0.		25.	

FORM 990-PF	OTHER EXPENSES			STATEMENT	6
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES	
MEMBERSHIP FEES	495.	0.		495.	
WEBSITE EXPENSE	2,318.	0.		2,318.	
POSTAGE & MAILING	189.	0.		189.	
INSURANCE	750.	0.		750.	
TELEPHONE,					
TELECOMMUNICATIONS	356.	0.		356.	
SUPPLIES	108.	0.		108.	
TO FORM 990-PF, PG 1, LN 23	4,216.	0.		4,216.	

FORM 990-PF	OTHER INCREASES IN NET ASSETS OR FUND BALANCES	STATEMENT	7
DESCRIPTION		AMOUNT	
REPAYMENT OF PRIOR YEAR GRANT		11,670.	
REFUND OF FEDERAL TAX		200.	
TOTAL TO FORM 990-PF, PART III, LINE 3		11,870.	

FORM 990-PF	CORPORATE STOCK	STATEMENT	8
DESCRIPTION	BOOK VALUE		FAIR MARKET VALUE
CITIGROUP INC	0.	0.	0.
EXXON MOBIL CORP	0.	0.	0.
ALCOA INC	0.	0.	0.
JOHNSON & JOHNSON	0.	0.	0.
EXELON CORPORATION	0.	0.	0.
HEWLETT-PACKARD CO	0.	0.	0.
CATERPILLAR INC	0.	0.	0.
MCDONALDS CORP	0.	0.	0.
PROCTOR & GAMBLE CO	0.	0.	0.
SYSKO CORPORATION	0.	0.	0.
TOTAL TO FORM 990-PF, PART II, LINE 10B	0.	0.	0.

FORM 990-PF PART VIII - LIST OF OFFICERS, DIRECTORS STATEMENT 9
 TRUSTEES AND FOUNDATION MANAGERS

NAME AND ADDRESS	TITLE AND AVRG HRS/WK	COMPEN- SATION	EMPLOYEE BEN PLAN CONTRIB	EXPENSE ACCOUNT
MARTHA B. APGAR 16 HILLCREST ROAD MARTINSVILLE, NJ 08836	PRESIDENT & TRUSTEE 0.00	0.	0.	0.
KARL W. APGAR 74 WEST MAIN STREET, APT. 407 SOMERVILLE, NJ 08876	VICE PRESIDENT & TRUSTEE 0.00	4,500.	0.	0.
EDWARD A. CAPANO 5 WYCHVIEW DRIVE WESTFIELD, NJ 07090	TRUSTEE 0.00	4,500.	0.	0.
MARIAN H. MCGRATH 1816 CRESCENT LAKE DRIVE NORTH ST PETERSBURG, FL 33704	SECRETARY & TRUSTEE 0.00	4,500.	0.	0.
JAY S. NORDLINGER 140 WEST 69TH STREET #94B NEW YORK, NY 10023	TRUSTEE 0.00	4,500.	0.	0.
ROBERT H. APGAR 307 SOUTH JEFFERSON STREET LEXINGTON, VA 24450	TREASURER & TRUSTEE 0.00	0.	0.	0.
TOTALS INCLUDED ON 990-PF, PAGE 6, PART VIII		18,000.	0.	0.

FORM 990-PF	GRANTS AND CONTRIBUTIONS PAID DURING THE YEAR	STATEMENT 10
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RECIPIENT NAME AND ADDRESS	RECIPIENT RELATIONSHIP AND PURPOSE OF GRANT	RECIPIENT STATUS	AMOUNT
ACTON INSTITUTE FOR THE STUDY OF RELIGION 161 OTTAWA AVENUE NW, SUITE 301 GRAND RAPIDS, MI 49503	NONE GENERAL SUPPORT		5,000.
AMERICAN COUNCIL OF TRUSTEES AND ALUMNI 1726 M STREET NW, SUITE 802 WASHINGTON, DC 20036	NONE GENERAL SUPPORT		5,000.
UNIVERSITY OF ARIZONA FOUNDATION 1111 NORTH CHERRY AVENUE TUCSON, AZ 85721	NONE DR DAVID SCHMIDTZ, PHILOSOPHY OF FREEDOM CENTER		10,000.
DONOR'S TRUST 109 NORTH HENRY STREET ALEXANDRIA, VA 22314	NONE TOCQUEVILLE PROGRAM AT FURMAN UNIVERSITY		15,000.
BILL OF RIGHTS INSTITUTE 200 NORTH GLEBE ROAD, SUITE 200 ARLINGTON, VA 22203	NONE GENERAL SUPPORT		5,000.
UCLA FOUNDATION - COLLEGE OF LETTERS & SCIENCES, 1309 MURPHY HALL LOS ANGELES, CA 90095	NONE CENTER FOR LIBERAL ARTS AND FREE INSTITUTIONS		12,500.
CANISIUS COLLEGE 2001 MAIN STREET BUFFALO, NY 14208	NONE HONORS COLLEGE CORE ENHANCEMENT IN WESTERN TRADITION		15,000.
FOUNDATION FOR TEACHING ECONOMICS 260 RUSSELL BOULEVARD, SUITE B DAVIS, CA 95616	NONE GENERAL SUPPORT		5,000.

FOUNDATION FOR CULTURAL REVIEW - THE NEW CRITERION 900 BROADWAY, SUITE 602 NEW YORK, NY 10003	NONE GENERAL SUPPORT	5,000.
INSTITUTE FOR HUMANE STUDIES 3301 NORTH FAIRFAX DRIVE, SUITE 440 ARLINGTON, VA 22201	NONE GENERAL SUPPORT	5,000.
EMORY UNIVERSITY 1599 CLIFTON ROAD, 4TH FLOOR ATLANTA, GA 30322	NONE "DEMOCRACY AND LEADERSHIP"-DEPARTMENT OF POLITICAL SCIENCE	28,000.
LSU FOUNDATION 3838 WEST LAKESHORE DRIVE BATON ROUGE, LA 70808	NONE CLASSICAL TRADITION OF LEARNING & LEADERSHIP	13,260.
PHILANTHROPY ROUNDTABLE 1150 17TH STREET NW, SUITE 503 WASHINGTON, DC 20036	NONE GENERAL SUPPORT	5,000.
THE FEDERALIST SOCIETY FOR LAW AND PUBLIC POLICY STUDIES 1015 18TH STREET NW, SUITE 425 WASHINGTON, DC 20036	NONE GENERAL SUPPORT-FACULTY DIVISION	10,000.
THE FRIEDMAN FOUNDATION FOR EDUCATIONAL CHOICE ONE AMERICAN SQUARE, SUITE 2420 INDIANAPOLIS, IN 46282	NONE GENERAL SUPPORT	5,000.
THE FUND FOR AMERICAN STUDIES 1706 NEW HAMPSHIRE AVENUE, NW WASHINGTON, DC 20009	NONE GENERAL SUPPORT	5,000.
THE LEADERSHIP INSTITUTE - STEVEN P.J. WOOD BUILDING, 1101 NORTH HIGHLAND STREET ARLINGTON, VA 22201	NONE GENERAL SUPPORT	5,000.
THE MANHATTAN INSTITUTE FOR POLICY RESEARCH 52 VANDERBILT AVENUE, FLOOR 3 NEW YORK, NY 10017	NONE GENERAL SUPPORT	5,000.

THE RYAN FOUNDATION 805 BROWER ROAD WAYNE, PA 19807	NONE M J RYAN CENTER PROGRAM FUNDING 2009-2010	30,000.
PENNSYLVANIA STATE UNIVERSITY 110 TECHNOLOGY CENTER BUILDING UNIVERSITY PARK, PA 16802	NONE HERITAGE EDUCATION INITIATIVE	20,000.
WASHINGTON COLLEGE 300 WASHINGTON AVENUE CHESTERTOWN, MD 21620	NONE FORUM FOR THE STUDY OF RELIGION, POLITICS & PUBLIC LIFE	5,000.
UTAH STATE UNIVERSITY FOUNDATION 1440 OLD MAIN HILL LOGAN, UT 84322-1440	NONE PROJECT ON LIBERTY AND AMERICAN CONSTITUTIONALISM	30,000.
CENTER FOR THOMAS MORE STUDIES 3610 WINGREN DRIVE IRVING, TX 75062	NONE CTMS CITIZENSHIP PROJECT	25,000.
BIRTH DEFECT RESEARCH FOR CHILDREN 800 CELEBRATION AVENUE, SUITE 225 CELEBRATION, FL 34771	NONE "RESEARCH DATA SOURCE" REGISTRY	5,000.
TOWER FOUNDATION OF SJSU ONE WASHINGTON SQUARE SAN JOSE, CA 95192-0183	NONE COURSES IN CLASSICAL LIBERAL ECONOMICS-LYDIA ORTEGA	15,000.
THE CENTER FOR EDUCATION REFORM 4825 BETHESDA AVENUE, SUITE 220 BETHESDA, MD 20814	NONE GENERAL SUPPORT	2,500.
GENESIS FUND INC 52 SECOND AVENUE, FIRST FLOOR WALTHAM, MA 02451	NONE PREGNANCY EXPOSURE INFOLINE	5,000.
WASHINGTON COLLEGE 300 WASHINGTON AVENUE CHESTERTOWN, MD 21620	NONE WASHINGTON COLLEGE INSTITUTE FOR RELIGION, POLITICS & CULTURE	10,000.

MISSIONARY FRANCISCAN SISTERS 790 CENTRE STREET NEWTON, MA 02458-2530	NONE GIFT IN THE NAME OF JUSTICE C. THOMAS	2,000.
CITY COLLEGES OF CHICAGO FOUNDATION 226 WEST JACKSON BOULEVARD CHICAGO, IL 60606	NONE GREAT BOOKS CURRICULUM-PROF. GANS	5,000.
BETHEL UNIVERSITY 3900 BETHEL DRIVE ST PAUL, MN 55112	NONE HUMANITIES PROGRAM-RITCHIE	12,300.
BELLEVUE UNIVERSITY FOUNDATION 1000 GALVIN ROAD SOUTH BELLEVUE, NE 68005-3098	NONE CENTER FOR AMERICAN VISION AND VALUES-RAUCHUT	15,000.
THE CORPORATION OF MERCER UNIVERSITY 1400 COLEMAN AVENUE MACON, GA 31207	NONE CENTER FOR UNDERGRADUATE RESEARCH-BEAULIER	15,000.
MASSACHUSETTS INSTITUTE OF TECHNOLOGY 77 MASSACHUSETTS AVENUE CAMBRIDGE, MA 02139	NONE MIT-CONCOURSE - PROF. TROUT	15,000.
MONTEREY PENINSULA COLLEGE FOUNDATION 980 FREMONT STREET MONTEREY, CA 93940	NONE MPC GREATBOOKS PROGRAM-CLEMENS	15,000.
FIRE 601 WALNUT STREET, SUITE 510 PHILADELPHIA, PA 19106	NONE GENERAL SUPPORT	5,000.

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

390,560.