Form **990-PF**

Department of the Treasury
Internal Revenue Service (77)

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

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

OMB No 1545-0052

2009

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: WHITTENBERGER FOUNDATION

Number and street (or P O box number if mail is not delivered to street address): P O BOX 1073 | Room/suite

City or town, state, and ZIP code: CALDWELL, IDAHO 83606

A Employer identification number: 23-7092604

B Telephone number (see page 10 of the instructions): 208 459-4649

C If exemption application is pending, check here ▶ ☐

D 1. Foreign organizations, check here ▶ ☐

2. Foreign organizations meeting the 85% test, check here and attach computation ▶ ☐

E If private foundation status was terminated under section 507(b)(1)(A), check here ▶ ☐

F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here ▶ ☐

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

I Fair market value of all assets at end of year *(from Part II, col (c), line 16)* ▶ $ 4,885,546

J Accounting method: ☐ Cash ☒ Accrual
☐ Other (specify)
(Part I, column (d) must be on cash basis)

Part I **Analysis of Revenue and Expenses** *(The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (see page 11 of the instructions))*

		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
Revenue	1 Contributions, gifts, grants, etc , received (attach schedule)				
	2 Check ▶ ☐ if the foundation is not required to attach Sch B				
	3 Interest on savings and temporary cash investments	820	820		
	4 Dividends and interest from securities	164,323	164,323		
	5a Gross rents		0		
	b Net rental income or (loss) 0				
	6a Net gain or (loss) from sale of assets not on line 10	-671,328			
	b Gross sales price for all assets on line 6a 0				
	7 Capital gain net income (from Part IV, line 2)		0		
	8 Net short-term capital gain			0	
	9 Income modifications				
	10a Gross sales less returns and allowances 0				
	b Less Cost of goods sold 0				
	c Gross profit or (loss) (attach schedule)	0			
	11 Other income (attach schedule)	0	0	0	
	12 **Total.** Add lines 1 through 11	-506,185	165,143	0	
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc	0			
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees (attach schedule)	1,391	1,391	0	0
	b Accounting fees (attach schedule)	3,450	2,985	0	465
	c Other professional fees (attach schedule)	22,298	20,973	0	1,325
	17 Interest				
	18 Taxes (attach schedule) (see page 14 of the instructions)	1,364	0	0	0
	19 Depreciation (attach schedule) and depletion	329	329	0	
	20 Occupancy				
	21 Travel, conferences, and meetings	50	25		25
	22 Printing and publications				
	23 Other expenses (attach schedule)	5,998	2,999	0	2,999
	24 **Total operating and administrative expenses.** Add lines 13 through 23	34,880	28,702	0	4,814
	25 Contributions, gifts, grants paid	289,447			252,500
	26 **Total expenses and disbursements.** Add lines 24 and 25	324,327	28,702	0	257,314
	27 Subtract line 26 from line 12				
	a **Excess of revenue over expenses and disbursements**	-830,512			
	b **Net investment income** (if negative, enter -0-)		136,441		
	c **Adjusted net income** (if negative, enter -0-)			0	

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(HTA)

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

			Beginning of year	End of year	
			(a) Book Value	(b) Book Value	(c) Fair Market Value
Assets	1	Cash—non-interest-bearing	1,001	845	845
	2	Savings and temporary cash investments	414,123	413,159	413,159
	3	Accounts receivable ▶ 0			
		Less allowance for doubtful accounts ▶ 0	31,162	28,851	28,851
	4	Pledges receivable ▶ 0			
		Less allowance for doubtful accounts ▶ 0	0	0	0
	5	Grants receivable			
	6	Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see page 15 of the instructions)	0	0	0
	7	Other notes and loans receivable (attach schedule) ▶ 0			
		Less allowance for doubtful accounts ▶ 0	0	0	0
	8	Inventories for sale or use			
	9	Prepaid expenses and deferred charges	6,968	1,636	1,636
	10 a	Investments—U S and state government obligations (attach schedule)	100,855	100,855	101,358
	b	Investments—corporate stock (attach schedule)	3,083,477	2,315,677	2,677,985
	c	Investments—corporate bonds (attach schedule)	1,778,887	1,675,666	1,661,328
	11	Investments—land, buildings, and equipment basis ▶ 0			
		Less accumulated depreciation (attach schedule) ▶ 0	0	0	0
	12	Investments—mortgage loans			
	13	Investments—other (attach schedule)	0	0	0
	14	Land, buildings, and equipment basis ▶ 7,601			
		Less accumulated depreciation (attach schedule) ▶ 7,217	713	384	384
	15	Other assets (describe ▶)	0	0	0
	16	**Total assets** (to be completed by all filers—see the instructions Also, see page 1, item I)	5,417,186	4,537,073	4,885,546
Liabilities	17	Accounts payable and accrued expenses			
	18	Grants payable	403,662	289,447	
	19	Deferred revenue	145,375	58,827	
	20	Loans from officers, directors, trustees, and other disqualified persons	0	0	
	21	Mortgages and other notes payable (attach schedule)	0	0	
	22	Other liabilities (describe ▶)	0	0	
	23	**Total liabilities** (add lines 17 through 22)	549,037	348,274	
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	4,868,149	4,188,799	
		Foundations that do not follow SFAS 117, check here ▶ ☐ and complete lines 27 through 31.			
	27	Capital stock, trust principal, or current funds			
	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 page 17 of the instructions)	4,868,149	4,188,799	
	31	**Total liabilities and net assets/fund balances** (see page 17 of the instructions)	5,417,186	4,537,073	

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	4,868,149
2	Enter amount from Part I, line 27a	2	-830,512
3	Other increases not included in line 2 (itemize) ▶ Grants converted to permanently restricted funds	3	151,162
4	Add lines 1, 2, and 3	4	4,188,799
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	4,188,799

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	SEE ATTACHED			
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	2,255,947	3,271,275	0	-671,328
b	0	0	0	0
c	0	0	0	0
d	0	0	0	0
e	0	0	0	0

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

	(i) F M V 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	0	0	0	0
b	0	0	0	0
c	0	0	0	0
d	0	0	0	0
e	0	0	0	0

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	-671,328
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 pages 13 and 17 of the instructions). If (loss), enter -0- in Part I, line 8	3	0

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 page 18 of 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 (col (b) divided by col (c))
2008	276,849	4,996,215	0 055412
2007	289,471	5,644,921	0.051280
2006	297,831	5,497,186	0 054179
2005	218,582	5,425,755	0 040286
2004	262,178	5,450,127	0 048105

2 **Total** of line 1, column (d)	2	0 249262
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 049852
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	4,441,291
5 Multiply line 4 by line 3	5	221,407
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	1,364
7 Add lines 5 and 6	7	222,771
8 Enter qualifying distributions from Part XII, line 4	8	257,314

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 on page 18

Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948—see page 18 of the instructions)

1 a 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 ▶ [X] and enter 1% of Part I, line 27b	1	1,364	
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	1,364	
4 Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)	4		
5 **Tax based on investment income.** Subtract line 4 from line 3 If zero or less, enter -0-	5	1,364	
6 Credits/Payments			
a 2009 estimated tax payments and 2008 overpayment credited to 2009 — 6a: 3,000			
b Exempt foreign organizations—tax withheld at source — 6b			
c Tax paid with application for extension of time to file (Form 8868) — 6c: 0			
d Backup withholding erroneously withheld — 6d			
7 Total credits and payments Add lines 6a through 6d	7	3,000	
8 Enter any **penalty** for underpayment of estimated tax Check here ☐ if Form 2220 is attached	8	0	
9 **Tax due.** If the total of lines 5 and 8 is more than line 7, enter **amount owed** ▶	9	0	
10 **Overpayment.** If line 7 is more than the total of lines 5 and 8, enter the **amount overpaid** ▶	10	1,636	
11 Enter the amount of line 10 to be **Credited to 2010 estimated tax** ▶ 1,636 **Refunded** ▶	11	0	

Part VII-A Statements Regarding Activities

		Yes	No
1 a During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?	1a		X
b Did it spend more than $100 during the year (either directly or indirectly) for political purposes (see page 19 of the instructions for definition)?	1b		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?	1c		X
d Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year **(1)** On the foundation ▶ $ ________ **(2)** On foundation managers. ▶ $ ________			
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? *If "Yes," attach a detailed description of the activities*	2		X
3 Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? *If "Yes," attach a conformed copy of the changes*	3		X
4 a Did the foundation have unrelated business gross income of $1,000 or more during the year?	4a		X
b If "Yes," has it filed a tax return on **Form 990-T** for this year?	4b	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.*	5		X
6 Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?	6	X	
7 Did the foundation have at least $5,000 in assets at any time during the year? *If "Yes," complete Part II, col (c), and Part XV*	7	X	
8 a Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) ▶ IDAHO			
b If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by *General Instruction G? If "No," attach explanation*	8b	X	
9 Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 2009 or the taxable year beginning in 2009 (see instructions for Part XIV on page 27)? *If "Yes," complete Part XIV*	9		X
10 Did any persons become substantial contributors during the tax year? *If "Yes," attach a schedule listing their names and addresses*	10		X

Part VII-A Statements Regarding Activities *(continued)*

			Yes	No
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 page 20 of the 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?	13	X	

Website address ▶ WHITTENBERGERFOUNDATION.ORG

14 The books are in care of ▶ TERRY L SCOTT Telephone no ▶ 208 459-4649

Located at ▶ CALDWELL, IDAHO ZIP+4 ▶ 83605

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 |

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)?		1b	N/A	
	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 page 20 of the instructions)		2b		X
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)*		3b	N/A	
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?		4a		X
b	Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2009?		4b		X

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

		Yes	No
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 page 22 of the 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 page 22 of the instructions)? **5b**	N/A	
	Organizations relying on a current notice regarding disaster assistance check here ▶ ☐		
c	If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant? ☐ 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 page 22 of 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 compensation	(e) Expense account, other allowances
See Attached Statement	00	0	0	0
	.00	0	0	0
	.00	0	0	0
	00	0	0	0

2 Compensation of five highest-paid employees (other than those included on line 1—see page 23 of 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 ▶ 1

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 page 23 of 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		0
		0
		0
		0
		0

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 information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc	Expenses
1 N/A	
2	
3	
4	

Part IX-B **Summary of Program-Related Investments** (see page 24 of the 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 page 24 of the instructions 3	0
Total. Add lines 1 through 3 ▶	0

Part X Minimum Investment Return (All domestic foundations must complete this part Foreign foundations, see page 24 of 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	3,850,688
b	Average of monthly cash balances	1b	658,237
c	Fair market value of all other assets (see page 24 of the instructions)	1c	
d	**Total** (add lines 1a, b, and c)	1d	4,508,925
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	4,508,925
4	Cash deemed held for charitable activities Enter 1½ % of line 3 (for greater amount, see page 25 of the instructions)	4	67,634
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3 Enter here and on Part V, line 4	5	4,441,291
6	**Minimum investment return.** Enter 5% of line 5	6	222,065

Part XI Distributable Amount (see page 25 of 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	222,065
2a	Tax on investment income for 2009 from Part VI, line 5	2a	1,364		
b	Income tax for 2009 (This does not include the tax from Part VI)	2b			
c	Add lines 2a and 2b			2c	1,364
3	Distributable amount before adjustments Subtract line 2c from line 1			3	220,701
4	Recoveries of amounts treated as qualifying distributions			4	
5	Add lines 3 and 4			5	220,701
6	Deduction from distributable amount (see page 25 of the instructions)			6	
7	**Distributable amount** as adjusted Subtract line 6 from line 5 Enter here and on Part XIII, line 1			7	220,701

Part XII Qualifying Distributions (see page 25 of 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	257,314
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	0
4	**Qualifying distributions.** Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4	257,314
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 page 26 of the instructions)	5	1,364
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	255,950

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 page 26 of the instructions)

		(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1 Distributable amount for 2009 from Part XI, line 7					220,701
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___			0		
3 Excess distributions carryover, if any, to 2009					
a From 2004	448				
b From 2005	0				
c From 2006	27,333				
d From 2007	16,952				
e From 2008	32,102				
f **Total** of lines 3a through e		76,835			
4 Qualifying distributions for 2009 from Part XII, line 4 ▶ $ 257,314					
a Applied to 2008, but not more than line 2a				0	
b Applied to undistributed income of prior years (Election required—see page 26 of the instructions)			0		
c Treated as distributions out of corpus (Election required—see page 26 of the instructions)		0			
d Applied to 2009 distributable amount					220,701
e Remaining amount distributed out of corpus		36,613			
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		113,448			
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 page 27 of the instructions			0		
e Undistributed income for 2008 Subtract line 4a from line 2a Taxable amount—see page 27 of the 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 page 27 of the instructions)					
8 Excess distributions carryover from 2004 not applied on line 5 or line 7 (see page 27 of the instructions)		448			
9 **Excess distributions carryover to 2010.** Subtract lines 7 and 8 from line 6a		113,000			
10 Analysis of line 9					
a Excess from 2005	0				
b Excess from 2006	27,333				
c Excess from 2007	16,952				
d Excess from 2008	32,102				
e Excess from 2009	36,613				

Part XIV Private Operating Foundations (see page 27 of the instructions and Part VII-A, question 9)

1 a If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2009, enter the date of the ruling ▶

b Check box to indicate whether the foundation is a private operating foundation described in section ☐ 4942(j)(3) or ☐ 4942(j)(5)

	Tax year (a) 2009	Prior 3 years (b) 2008	(c) 2007	(d) 2006	(e) Total
2 a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed	0				0
b 85% of line 2a	0	0	0	0	0
c Qualifying distributions from Part XII, line 4 for each year listed	0				0
d Amounts included in line 2c not used directly for active conduct of exempt activities					0
e Qualifying distributions made directly for active conduct of exempt activities Subtract line 2d from line 2c	0	0	0	0	0
3 Complete 3a, b, or c for the alternative test relied upon **a** "Assets" alternative test—enter **(1)** Value of all assets					0
(2) Value of assets qualifying under section 4942(j)(3)(B)(i)					0
b "Endowment" alternative test—enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed	0				0
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)					0
(2) Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii)					0
(3) Largest amount of support from an exempt organization					0
(4) Gross investment income					0

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 page 28 of 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))

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

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 page 28 of 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

Joe Miller P O Box 1073 Caldwell ID 83606

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

Written outline and project

c Any submission deadlines

None

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

Limited to qualified Idaho 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*				
See attached				252,500
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
Total			▶ 3a	252,500
b *Approved for future payment*				
				0
				0
				0
				0
				0
				0
				0
				0
				0
Total			▶ 3b	0

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated.	Unrelated business income		Excluded by section 512, 513, or 514		(e)
	(a) Business code	(b) Amount	(c) Exclusion code	(d) Amount	Related or exempt function income (See page 28 of the instructions)
1 Program service revenue					
a		0		0	0
b		0		0	0
c		0		0	0
d		0		0	0
e		0		0	0
f		0		0	0
g Fees and contracts from government agencies					
2 Membership dues and assessments					
3 Interest on savings and temporary cash investments					820
4 Dividends and interest from securities					164,323
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					-671,328
8 Gain or (loss) from sales of assets other than inventory				0	
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue a		0		0	0
b		0		0	0
c		0		0	0
d		0		0	0
e		0		0	0
12 Subtotal Add columns (b), (d), and (e)		0		0	-506,185

13 **Total.** Add line 12, columns (b), (d), and (e) 13 -506,185

(See worksheet in line 13 instructions on page 28 to verify calculations)

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

Line No. ▼	Explain below how each activity for which income is reported in column (e) of Part XVI-A contributed importantly to the accomplishment of the foundation's exempt purposes (other than by providing funds for such purposes) (See page 28 of the instructions)
3-4-8	All funds invested to generate grant funds

Part XVII 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	1a(1)		X
	(2) Other assets	1a(2)		X
b	Other transactions			
	(1) Sales of assets to a noncharitable exempt organization	1b(1)		X
	(2) Purchases of assets from a noncharitable exempt organization	1b(2)		X
	(3) Rental of facilities, equipment, or other assets	1b(3)		X
	(4) Reimbursement arrangements	1b(4)		X
	(5) Loans or loan guarantees	1b(5)		X
	(6) Performance of services or membership or fundraising solicitations	1b(6)		X
c	Sharing of facilities, equipment, mailing lists, other assets, or paid employees	1c		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

(a) Line no	(b) Amount involved	(c) Name of noncharitable exempt organization	(d) Description of transfers, transactions, and sharing arrangements
	0		
	0		
	0		
	0		
	0		
	0		
	0		
	0		
	0		
	0		
	0		
	0		
	0		
	0		
	0		
	0		

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

Sign Here

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

▶ X [signature] Signature of officer or trustee — 1K 4/21/10 Date — ▶ X Chairman Title

Paid Preparer's Use Only

Preparer's signature ▶ [signature]	Date 2/10/2010	Check if self-employed ▶☐	Preparer's identifying number (see **Signature** on page 30 of the instructions)
Firm's name (or yours if self-employed), address, and ZIP code ▶	Gibbons, Scott & Dean LLP	EIN ▶ 82-0230492	
	1803 Ellis Ave Caldwell, Idaho 83605	Phone no 208 459-4649	

Part VIII, Line 1 (990-PF) - Compensation of Officers, Directors, Trustees and Foundation Managers

	Name	Check "X" if Business	Street	City	State	Zip Code	Foreign Country	Title	Average Hours Devoted	Compensation	Benefits
										0	0
1	Coralie Weston			Caldwell	ID	83605		Director			
2	Joe Miller			Boise	ID	83712		Chmn			
3	Don Price			Nampa	ID	83686		Director			
4	Scott Gipson			Caldwell	ID	83605		Director			
5	Mike Groff			Caldwell	ID	83605		Director			
6	Elaine Carpenter			Caldwell	ID	83605		Director			
7	Estella Zamora			Caldwell	ID	83605		Director			
8											
9											
10											

WHITTENBERGER FOUNDATION 23-7092604
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PAGE 2, PART II, LINE 10, INVESTMENTS

STOCKS

	SHARES OR FACE AMOUNT	FMV	COST
ABBOT LABORATORIES	1500	80985	68884
ADVANCE AUTO PARTS	2300	93104	92781
AMDOCS	2600	74178	53442
AMERICAN ELECTRIC POWER	1000	34790	27751
AMEREN	1100	30745	26741
CARDINAL HEALTH	1700	54808	46066
CAREFUSION	850	21259	18254
CHEVRON TEXACO	1200	92388	48064
CISCO	3700	88578	59586
CONAGRA FOODS	2100	48405	37074
CVS	2200	70862	79537
DOVER CORPORATION	1300	54093	39750
FIRST ENERGY	700	32515	27544
GENERAL DYNAMICS CORP	800	54536	44823
GENERAL ELECTRIC	2800	42364	13403
GOLDMAN SACHS	500	84420	86562
HESS CORPORATION	1200	72600	69001
HEWLETT-PACKARD COMPANY	1500	77265	65986
INTEL	2200	44880	42845
INTERNATIONAL BUSINESS MACHINES	1200	157080	122522
JOHNSON & JOHNSON	1400	90174	67570
LEGG MASON	800	24128	27405
L-3 COMMUNICATION	500	43475	36265
LOCKHEED MARTIN	800	60280	60506
MARATHON OIL COMPANY	3000	93660	130086
MICROSOFT	3600	109728	68121
NEWMONT MINING	1800	85158	87124
NOTHERN TRUST	1500	78600	78166
PEPCO HOLDING	2100	35385	28062
PEPSICO INC	1500	91200	78601
PROCTOR & GAMBLE	1000	60630	65256
RESEARCH IN MOTION	1100	74294	73720
SCANA CORP	900	33912	28011
STATE STREET CORP	2200	95788	101132
TIDEWATER INC	1600	76720	69267
UNITEDHEALTH GROUP INC	1200	36576	35419
WASTE MANAGEMENT INC DEL	2100	71001	62988
WELLS FARGO	4400	118756	86094
ZIMMER HOLDINGS	1500	88665	61268
TOTAL STOCKS		2677985	2315677

BONDS

AMERICAN EXPRESS 4 875% 2013	50000	52018	50066
ANADARKO PETE 6 125% 2012	50000	52961	50827
ANHEUSER BUSCH 4 070% 2012	50000	52351	50019
APPLIED MATERIALS 7 125% 2017	25000	26198	26963
BANK OF AMERICA 5 60% 2017	40000	38950	38230
BANK OF NY 6 875%	1000	26000	25320
CATERPILLAR 6 125%	5000	55790	49686
CHUBB CORP 6% 2011	50000	53763	50935
CME 5 4% 2013	50000	53622	50424
COMERICA BANK 5 76%	50000	48257	50998
FHLM 7 0% 2010	100000	101358	100855
GE CAP 7 375% 2010	100000	100252	101398
GE CAP 5% 2012	25000	26044	24749
H J HEINZ 6%	50000	53788	50266
HEWLETT PACKARD 5 5% 2018	50000	53087	43897
HOUSEHOLD FINANCE 6 375% 2011	50000	53288	53310
INTERNATIONAL L 5 875% 2013	50000	40125	49840
JOHN DEERE CAP 5 4% 2011	50000	53322	47735
KEYCORP CAP IX 6 75% 2066	2500	48250	44508
MARTIN MARIETTA 6 875% 2011	50000	52331	55373
METLIFE 5 375% 2012	50000	53366	50642

MORGAN STANLEY 8 0% 2010	100000	103066	100271
PRINCIPAL LIFE FLT% 2016	50000	34384	50019
ROYAL BANK OF SCOT 7 25%	1000	14440	25378
SEARS ROEBUCK 7 5%	25000	23986	28760
SLM CORP FLT% 2014	75000	55640	78007
TURNER BROADCASTING 8 375% 2013	150000	172029	166638
UPS 5 0% 2015	50000	50450	49688
VERIZON FLORDIA INC	50000	53466	52914
WACHOVIA CP 5 5% 2013	50000	53459	50314
WELLPOINT INC 5%	50000	51857	48668
WESTINGHOUSE 8 625% 2012	50000	54788	59823
TOTAL BONDS		1762686	1776521

PAGE 10, PART XV, GRANTS

RECIPIENT	GRANT PURPOSE	AMOUNT
THE COLLEGE OF IDAHO CALDWELL, IDAHO	SCHOLARSHIPS	45000
BOISE WATERSHED EXHIBITS, INC BOISE, IDAHO	BUSING FOR EDUCATION	1000
TREASURE VALLEY YMCA CALDWELL, IDAHO	CALDWELL FAMILY YMCA	10000
CALDWELL FINE ARTS CALDWELL, IDAHO	SCHOOLS PROGRAM	7900
AMERICAN HERITAGE WILDLIFE FOUNDATION BOISE, IDAHO	SUMMER DAY CAMP	1500
PROJECT PATCH BOISE, IDAHO	EDUCATIONAL MATERIALS	2000
ST MICHAELS CATHEDERAL BABYSTEPS BOISE, IDAHO	EDUCATIONAL PROGRAMS	2000
WRITERS AT HARRIMAN BOISE, IDAHO	HIGH SCHOOL WRITING WORKSHIP	7500
CENTERPOINT HIGH SCHOOL CALDWELL, IDAHO	LIVE THEATER PRODUCTION	1500
EPILEPSY FOUNDATION OF IDAHO BOISE, IDAHO	CHILDREN'S SUMMER CAMP	2000
DISCOVERY CENTER OF IDAHO BOISE, IDAHO	GOOD NEIGHBOR PROGRAM	4000
GIRLS SCOUTS OF SILVER SAGE COUNCIL BOISE, IDAHO	LATINA PROGRAM	3000
BOGUS BASIN MOUNTAIN RECREATION BOISE, IDAHO	OUTREACH PROGRAMS	2500
ACLU OF IDAHO FOUNDATION BOISE, IDAHO	CONSTITUTIONAL CIVICS PROGRAM	4000
MARSING SCHOOL DISTRICT #363 MARSING,IDAHO	CHEMISTRY & PYHSICS CURRICULUMS	3500
WHITEWATER RIDING ASSOCIATION SALMON, IDAHO	KIDS AND HORSES PROGRAM	1440
HOMEDALE PUBLIC LIBRARY HOMEDALE, IDAHO	DVD'S	1000
INDEPENDENT SCHOOL DISTRICT OF BOISE BOISE, IDAHO	WRITERS IN THE CLASSROOM	1000
NATIONAL INVENTORS HALL OF FAME CALDWELL, IDAHO	5 CLUB INVENTION PROGRAM	5000
NAMPA FAMILY SHELTER COALITION NAMPA, IDAHO	HOMELESS CHILDREN SUPPLIES	1090
MIDDLETON PUBLIC LIBRARY MIDDLETON, IDAHO	LIBRARY EQUIPMENT	1200
MCCALL FOKELORE SOCIETY MCCALL, IDAHO	EDUCATIONAL WORKSHOPS	1500
CALDWELL CHRISTIAN CHURCH CALDWELL, IDAHO	SCHOLARSHIP PROGRAM	4000
EASTER SEALS BOISE, IDAHO	AUTISTIC CHILDREN'S PROGRAMS	2000
HOME PARTNERSHIP FOUNDATION, INC BOISE, IDAHO	AT RISK HOMELESS PROGRAM	2000
IDAHO PUBLIC TELEVISION BOISE, IDAHO	FILM PRODUCTION	2500
NAMPA CIVIC CENTER NAMPA, IDAHO	UP WITH ARTS	2500
PAYETTE LAKES SKI CLUB MCCALL, IDAHO	AFTERSCHOOL SKI PROGRAM	2500
JESSE TREE OF IDAHO BOISE, IDAHO	ERMA PROGRAM	3500
PEREGRINE FUND BOISE, IDAHO	ENVIRONMENTAL EDUCATION PROGRAMS	2500
BALLET IDAHO INC		

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BOISE, IDAHO	LEARNING THROUGH DANCE	3000
BOISE STATE UNIVERSITY		
BOISE, IDAHO	E-GIRLS PROGRAM	3000
IDAHO NONPROFIT CENTER		
BOISE, IDAHO	TECHNICAL ASSISTANCE OUTREACH	3000
RIDE FOR JOY THERAPEUTIC PROGRAM		
BOISE, IDAHO	PROGRAM SADDLES	3000
BOISE PHILHARMONIC ASSOCIATION INC		
BOISE, IDAHO	CHILDREN'S CONCERTS	3000
TREASURE VALLEY INSTITUTE FOR CHILDREN'S ARTS		
BOISE, IDAHO	CULTURAL RESPECT PROGRAM	3000
WOMEN'S AND CHILDREN'S ALLIANCE		
BOISE, IDAHO	CHILDCARE PROGRAM	3000
ADVOCATES AGAINST FAMILY VIOLENCE		
BOISE, IDAHO	CHILDREN'S PROGRAMS	4000
IDAHO STATE GUARDIAN AD LITEM PROGRAM		
BOISE, IDAHO	TRAINING MATERIAL	4000
ORIGINAL GANGSTERS BASIC ACADEMY		
CALDWELL, IDAHO	WELDING LAB	4000
TERRY REILLY HEALTH SERVICES		
CALDWELL, IDAHO	COUNSELING PROGRAM	4000
SALVATION ARMY OF CALDWELL		
CALDWELL, IDAHO	BABY HAVEN	4000
BOISE ART MUSEUM		
BOISE, IDAHO	ARTREACH	2500
LEARNING LAB		
BOISE, IDAHO	PROGRAM SUPPORT	4500
BIG BROTHERS BIG SISTERS OF SW IDAHO		
BOISE, IDAHO	MENTORING PROGRAM	5000
COMPUTERS FOR KIDS, INC		
BOISE, IDAHO	HOME COMPUTER PROGRAM	5000
FIRST BOOK-TREASURE VALLEY		
BOISE, IDAHO	2500 NEW BOOKS	5000
IDAHO LEGAL AID SERVICES		
BOISE, IDAHO	POWER OF ATTORNEY PROGRAM	5000
IDAHO STATE HISTORICAL SOCIETY		
BOISE, IDAHO	SUMMER CAMP PROGRAM	5000
JUBILEE HOUSE, INC		
BOISE, IDAHO	SAFE AND HEALTHY LIFESTYLES	5000
PLANNED PARENTHOOD OF THE GREAT NORTHWEST		
BOISE, IDAHO	HEALTH EDUCATION PROGRAMS	5000
IDAHO FOODBANK		
BOISE, IDAHO	NUTRIONALLY AT-RISK PROGRAM	5000
TREASURE VALLEY CHRISTIAN CENTER		
CALDWELL, IDAHO	WEEKEND FEEDING PROGRAM	5000
TREASURE VALLEY EVEN START		
BOISE, IDAHO	EARLY CHILDHOOD EDUCATION	5000
UNIVERSITY OF IDAHO FOUNDATION		
MOSCOW, IDAHO	SCIENCE EDUCATION PROGRAM	5000
IDAHO SHAKESPEARE FESTIVAL		
BOISE, IDAHO	YOUTH THEATER	3000
CALDWELL SCHOOL DISTRICT #132		
CALDWELL, IDAHO	FAMILY READING NIGHT PROGRAM	5915
THE MENTORING NETWORK		
CALDWELL, IDAHO	ADULT TO YOUTH MENTORING PROGRAM	9455
TOTAL		252500

PAGE 1, LINE 16c, OTHER PROFESSIONAL FEES

MANAGEMENT FEES	22298

PAGE 1, LINE 18, TAXES

EXCISE TAX	1364

PAGE 1, LINE 23, OTHER EXPENSES

INSURANCE	750
OFFICE	2213
CONTRACT SERVICES	1790
DUES	1245
TOTAL	5998

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PAGE, LINE19, DEPRECIATION

	DATE ACQUIRED	METHOD	COST	DEPR 2008
DISPLAY CASE	1/1/2000	7 SL	4614	0
COMPUTER	7/3/2003	3 SL	1999	0
COMPUTER & PRINTER	2/19/2008	3SL	987	329
	TOTAL 2009			329

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2009

		DATE ACQ	DATE SOLD	SALES PRICE	COST	360 DAY YEAR DAYS OWNED	LT GAIN (LOSS)	ST GAIN (LOSS)
3800 SHARES	SYMANTEC	3/29/2005	1/29/2009	52,168 55	81,815 00	1380	(29,646 45)	
7 CALL	L-3 COMMUNICATION	11/6/2008	1/5/2009	6,603 56	3,234 20	59		3,369 36
12 CALL	3M COMPANY	11/6/2008	1/5/2009	8,292 24	2,297 95	59		5,994 29
23 CALL	TEXAS INSTRUMENTS	11/4/2008	1/5/2009	7,793 75	2,257 20	61		5,536 55
33 CALL	LOWES	11/18/2008	1/13/2009	7,721 25	2,013 70	55		5,707 55
19 CALL	ENSCO INTL	3/3/2008	1/17/2009	15,556 62	0 00	314		15,556 62
38 CALL	SYMANTEC	7/10/2008	1/17/2009	6,422 51	0 00	187		6,422 51
24 CALL	WELLS FARGO	10/10/2008	1/17/2009	13,303 77	0 00	97		13,303 77
22 CALL	JP MORGAN CHASE	11/18/2008	1/21/2009	14,274 46	3,325 45	63		10,949 01
50000 BONDS	MERRILL LYNCH	2/9/1999	2/17/2009	100,000 00	99,451 00	3608	549 00	
600 SHARES	UNITED HEALTH GROUP	6/5/2006	2/6/2009	17,945 64	25,158 00	961	(7,212 36)	
2100 SHARES	AMDOCS LIMITED	11/1/2007	2/9/2009	37,139 84	71,158 16	458	(34,018 32)	
1300 SHARES	ANADARKO PETROLEUM	1/7/2008	2/9/2009	51,590 36	86,199 95	392	(34,609 59)	
1300 SHARES	BP PLC ADR	3/1/2005	2/9/2009	56,294 51	84,546 00	1418	(28,251 49)	
2200 SHARES	CANDENCE DESIGN SYSTEM	1/17/2008	2/9/2009	8,197 00	32,962 43	382	(24,765 43)	
1700 SHARES	CARDINAL HEALTH	12/19/2007	2/9/2009	64,296 07	98,859 81	410	(34,563 74)	
3400 SHARES	CISCO SYSTEMS	1/23/2008	2/9/2009	54,118 74	86,831 68	376	(32,712 94)	
2100 SHARES	CONAGRA FOODS	1/8/2008	2/9/2009	37,034 84	48,953 81	391	(11,918 97)	
1300 SHARES	DOVER CORPORATION	2/23/2006	2/9/2009	39,731 82	61,079 62	1066	(21,347 80)	
1900 SHARES	INSCO INTERNATIONAL	6/21/2006	2/9/2009	53,196 83	81,189 54	948	(27,992 71)	
800 SHARES	GENERAL DYNAMICS	1/18/2008	2/9/2009	44,842 79	65,702 83	381	(20,860 04)	
700 SHARES	GENERAL ELECTRIC	3/13/2001	2/9/2009	8,125 00	27,765 95	2846	(19,640 95)	
350 SHARES	JOHNSON & JOHNSON	12/16/2005	2/9/2009	20,504 78	21,441 54	1133	(936 76)	
3600 SHARES	MICROSOFT	9/17/2007	2/9/2009	68,030 66	101,527 95	502	(33,497 29)	
2300 SHARES	TEXAS INSTRUMENTS	10/29/2007	2/9/2009	38,446 83	71,872 76	460	(33,425 93)	
1200 SHARES	UPS	2/2/2007	2/9/2009	54,764 38	85,506 11	727	(30,741 73)	
900 SHARES	UNITED HEALTH GROUP	6/5/2006	2/9/2009	26,550 80	40,734 05	964	(14,183 25)	
2100 SHARES	WASTE MANAGEMENT	1/2/2008	2/9/2009	62,969 69	68,011 31	397	(5,041 62)	
1300 SHARES	ZIMMER HOLDINGS INC	10/5/2007	2/9/2009	50,091 72	106,270 65	484	(56,178 93)	
800 SHARES	AMERICAN INTL GROUP	2/5/2008	2/9/2009	791 04	42,732 35	364	(41,941 31)	
900 SHARES	LEGG MASON INC	2/8/2008	2/9/2009	14,642 96	62,761 82	361	(48,118 86)	
38 CALL	CHARLES SCHWAB	11/21/2008	2/12/2009	15,940 32	5,102 09	81		10,838 23
22 CALL	JP MORGAN CHASE	1/23/2009	2/23/2009	6,788 13	44 00	30		6,744 13
87 CALL	NVIDIA CORP	12/11/2008	2/24/2009	12,549 42	3,989 20	73		8,560 22
10 CALL	CHEVRON	11/12/2008	2/25/2009	9,283 49	2,466 45	103		6,817 04
10 CALL	UNITED TECHNOLOGIES	1/12/2009	2/25/2009	7,283 50	2,166 45	43		5,117 05
1300 SHARES	BP PLC ADR	2/9/2009	3/3/2009	52,001 80	56,297 65	24		(4,295 85)
2800 SHARES	ARCHER DANIELS	9/10/2008	3/20/2009	73,880 67	63,085 67	190		10,795 00
12 CALL	3M COMPANY	1/29/2009	3/4/2009	7,401 48	1,037 95	35		6,363 53
5 CALL	ABBOTT LABORATORIES	10/24/2008	3/13/2009	2,787 28	212 70	139		2,574 58
33 CALL	LOWES	1/16/2009	3/13/2009	8,381 25	858 70	57		7,522 55
22 CALL	JP MORGAN CHASE	2/23/2009	3/23/2009	6,794 51	10,915 45	30		(4,120 94)
38 CALL	CHARLES SCHWAB	2/12/2009	3/23/2009	5,413 23	5,547 45	41		(134 22)
31 CALL	WELLS FARGO	3/2/2009	3/23/2009	4,462 77	1,427 20	21		3,035 57
2200 SHARES	JP MORGAN CHASE	11/19/2008	4/22/2009	54,964 44	77,442 57	153		(22,478 13)
8700 SHARES	NVIDIA CORP	10/20/2008	4/22/2009	71,777 13	66,220 30	182		5,556 83
3800 SHARES	THE CHARLES SCHWAB	11/25/2008	4/22/2009	55,052 32	59,202 69	147		(4,150 37)
3100 SHARES	WELLS FARGO	10/15/2008	4/22/2009	50,332 69	85,880 79	187		(35,548 10)
800 SHARES	STRYKER CORP	4/1/2009	5/7/2009	32,895 24	27,558 71	36		5,336 53
1000 SHARES	UNITED TECHNOLOGIES	8/11/2008	5/15/2009	43,475 05	66,682 95	274		(23,207 90)
12 CALL	INTL BUSINESS MACHINES	1/22/2009	5/11/2009	11,263 06	15,258 67	109		(3,995 61)
13 CALL	ANADARKO PETROLEUM	2/10/2009	5/15/2009	7,001 26	4,226 28	95		2,774 98
10 CALL	CHEVRON	4/6/2009	5/26/2009	7,183 50	2,666 45	50		4,517 05
800 SHARES	STRYKER CORP	6/2/2009	6/8/2009	32,685 32	29,784 79	6		2,900 53
3100 SHARES	KBR	11/20/2008	6/15/2009	70,187 37	56,433.10	205		13,754 27
44 CALL	WELLS FARGO	4/29/2009	6/18/2009	17,555 83	23,361 95	49		(5,806 12)
50000 BONDS	LEHMAN BROS HDG	9/22/2006	7/10/2009	7,047 50	47,669 50	1008	(40,622 00)	
2500 BONDS	KEYCORP CAP IX	1/3/2008	7/16/2009	53,214 18	50,294 00	553	2,920 18	
1300 SHARES	MEMC ELECTRNC	5/14/2008	7/17/2009	21,896 78	83,260 95	423	(61,364 17)	
2000 SHARES	TEXAS INSTRUMENTS	2/9/2009	7/17/2009	42,071 13	33,440 00	158		8,631 13
300 SHARES	TEXAS INSTRUMENTS	2/9/2009	7/17/2009	6,310 66	5,024 95	158		1,285 71
2400 SHARES	OMINCOM GROUP	2/4/2009	7/22/2009	69,802 49	62,528 95	168		7,273.54
1200 SHARES	UPS	2/9/2009	7/22/2009	58,651 68	54,775.75	163		3,875 93
13 CALL	ANADARKO PETROLEUM	5/15/2009	7/9/2009	6,788 70	4,072 36	54		2,716 34
18 CALL	HALLIBURTON	1/27/2009	7/15/2009	7,086 79	3,999 55	168		3,087 24
15 CALL	NORTHER TRUST	5/29/2009	7/16/2009	4,927 87	4,520 20	47		407 67
8 CALL	GEBNERAL DYNAMICS	6/4/2009	7/28/2009	5,687 06	1,534 95	54		4,152 11
300 SHARES	UNITED HEALTH GROUP	2/9/2009	8/3/2009	8,750 67	8,854 79	174		(104 12)
700 SHARES	UNITED HEALTH GROUP	4/29/2009	8/3/2009	20,418 23	16,162 08	94		4,256 15
700 SHARES	STRYKER CORP	7/10/2009	8/14/2009	28,688 35	26,843 31	34		1,845 04

WHITTENBERGER FOUNDATION 23-7092604

FORM 990PF SCHEDULE IV-CAPITAL GAINS

2009

		DATE ACQ	DATE SOLD	SALES PRICE	COST	360 DAY YEAR DAYS OWNED	LT GAIN (LOSS)	ST GAIN (LOSS)
1200 SHARES	3M COMPANY	5/22/2006	8/21/2009	62,013 94	101,414.92	1169	(39,400 98)	
15 CALL	NORTHER TRUST	7/16/2009	8/21/2009	7,029 61	8,956 45	35		(1,926 84)
50 SHARES	3M COMPANY	4/29/2008	9/16/2009	3,700 01	3,964 95	497	(264 94)	
3300 SHARES	LOWES	5/26/2006	10/16/2009	64,296 87	102,909.37	1220	(38,612 50)	
700 SHARES	L-3 COMMUNICATION	6/30/2008	10/21/2009	53,175 56	65,723 69	471	(12,548 13)	
44 CALL	WELLS FARGO	6/18/2009	10/5/2009	17,607 75	17,215 59	107		392 16
2200 SHARES	HALLIBURTON	8/18/2008	11/30/2009	49,214 32	98,776 85	462	(49,562 53)	
1800 SHARES	HALLIBURTON	8/18/2009	12/3/2009	40,266 27	33,849 13	105		6,417 14
2400 SHARES	ENSCO INTL	2/9/2009	12/7/2009	89,481 77	69,389 23	298		20,092.54
1300 SHARES	ANADARKO PETROLEUM	2/9/2009	12/9/2009	61,619 10	51,679 40	300		9,939 70
2400 SHARES	VERIZON COMMUNICATIONS	9/9/2009	12/15/2009	80,727 85	72,238 63	96		8,489 22
11 CALL	RESEARCH IN MOTION	9/29/2009	12/2/2009	10,600 71	4,912 20	63		5,688 51
16 CALL	TIDEWATER	8/21/2009	12/11/2009	5,178 91	2,412 95	110		2,765 96
5 CALL	GOLDMAN SACHS	11/9/2009	12/16/2009	4,908 32	1,319 00	37		3,589 32
	TOTALS			2,599,947 15	3,271,274 73		(830,512 54)	159,184 96