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

2009

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

For calendar year 2009, or tax year beginning, 2009, and ending, 20

G Check all that apply: Initial return, Amended return, Initial return of a former public charity, Address change, Final return, Name change

Use the IRS label. Name of foundation: Marie C. Kline Charitable Trust. A Employer identification number: 25-6912260. B Telephone number:

H Check type of organization: [X] Section 501(c)(3) exempt private foundation. J Accounting method: [X] Cash. I Fair market value of all assets at end of year: 736,074.74.

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))

Table with 5 columns: (a) Revenue and expenses per books, (b) Net investment income, (c) Adjusted net income, (d) Disbursements for charitable purposes (cash basis only). Rows include Revenue (1-12) and Operating and Administrative Expenses (13-27).

SCANNED MAY 19 2010

Revenue Operating and Administrative Expenses

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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			
	2 Savings and temporary cash investments	81,734.16	33,078.94	33,078.94
	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 page 16 of the instructions)			
	7 Other notes and loans receivable (attach schedule) ▶ Less allowance for doubtful accounts ▶			
	8 Inventories for sale or use			
	9 Prepaid expenses and deferred charges			
	10 a Investments - U S and state government obligations (attach schedule)			
	b Investments - corporate stock (attach schedule)		205,688.72	226,956.27
	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)	729,413.81	483,653.45	476,039.53
	14 Land, buildings, and equipment basis Less accumulated depreciation (attach schedule) ▶			
15 Other assets (describe ▶)				
16 Total assets (to be completed by all filers - see the instructions Also, see page 1, item I)	811,147.97	722,421.11	736,074.74	
Liabilities	17 Accounts payable and accrued expenses			
	18 Grants payable			
	19 Deferred revenue			
	20 Loans from officers, directors, trustees, and other disqualified persons			
	21 Mortgages and other notes payable (attach schedule)			
	22 Other liabilities (describe ▶)			
	23 Total liabilities (add lines 17 through 22)			
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here ▶ <input type="checkbox"/> 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. ▶ <input type="checkbox"/>			
	27 Capital stock, trust principal, or current funds	811,147.97	722,421.11	
	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)	811,147.97	722,421.11		
31 Total liabilities and net assets/fund balances (see page 17 of the instructions)	811,147.97	722,421.11		

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	811,147.97
2 Enter amount from Part I, line 27a	2	-88,726.86
3 Other increases not included in line 2 (itemize) ▶	3	
4 Add lines 1, 2, and 3	4	722,421.11
5 Decreases not included in line 2 (itemize) ▶	5	
6 Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	722,421.11

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 Schedule		Various	Various
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 210,548.28		275,996.35	-65,448.07
b			
c			
d			
e			

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))
(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	
a			-65,448.07
b			
c			
d			
e			

2 Capital gain net income or (net capital loss)	{ If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7 }	2	-65,448.07
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	

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	28,675.03	744,103.55	0.0385
2007			
2006			
2005			
2004			

2 Total of line 1, column (d)	2	0.0385
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	.0385
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	675,705.18
5 Multiply line 4 by line 3	5	26,014.65
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	82.39
7 Add lines 5 and 6	7	26,097.04
8 Enter qualifying distributions from Part XII, line 4 If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate See the Part VI instructions on page 18	8	31,517.68

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 <input type="checkbox"/> and enter "N/A" on line 1 Date of ruling or determination letter _____ (attach copy of ruling letter if necessary - see instructions)		1	82.39
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, col (b)			
2 Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		2	
3 Add lines 1 and 2		3	82.39
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	82.39
6 Credits/Payments			
a 2009 estimated tax payments and 2008 overpayment credited to 2009	6 a		
b Exempt foreign organizations-tax withheld at source	6 b		
c Tax paid with application for extension of time to file (Form 8868)	6 c		
d Backup withholding erroneously withheld	6 d		
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	82.39
10 Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid		10	
11 Enter the amount of line 10 to be: Credited to 2010 estimated tax Refunded		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
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)? <i>If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities</i>		X
c Did the foundation file Form 1120-POL for this year?		X
d Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year (1) On the foundation ▶ \$ 0.00 (2) On foundation managers ▶ \$ 0.00		
e Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers ▶ \$ 0.00		
2 Has the foundation engaged in any activities that have not previously been reported to the IRS? <i>If "Yes," attach a detailed description of the activities</i>		X
3 Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? <i>If "Yes," attach a conformed copy of the changes</i>		X
4 a Did the foundation have unrelated business gross income of \$1,000 or more during the year?		X
b If "Yes," has it filed a tax return on Form 990-T for this year?		X
5 Was there a liquidation, termination, dissolution, or substantial contraction during the year? <i>If "Yes," attach the statement required by General Instruction T</i>		X
6 Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?	X	
7 Did the foundation have at least \$5,000 in assets at any time during the year? <i>If "Yes," complete Part II, col (c), and Part XV.</i>	X	
8 a Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) ▶ Pennsylvania		
b If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by General Instruction G? <i>If "No," attach explanation</i>	X	
9 Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 2009 or the taxable year beginning in 2009 (see instructions for Part XIV on page 27)? <i>If "Yes," complete Part XIV</i>		X
10 Did any persons become substantial contributors during the tax year? <i>If "Yes," attach a schedule listing their names and addresses</i>		X

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 page 20 of the instructions)			X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?			X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address ▶	X		
14	The books are in care of ▶ <u>Hershey Trust Company</u> Telephone no ▶ <u>717-520-5667</u> Located at ▶ <u>1 W Chocolate Ave, Ste 200 Hershey, PA</u> ZIP + 4 ▶ <u>17033</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
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? <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		
1b	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)? <input type="checkbox"/> Organizations relying on a current notice regarding disaster assistance check here ▶ <input type="checkbox"/>		
1c	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?		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 ▶		
2b	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)		
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? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
3b	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)		
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?		X
4b	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?		X

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 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**

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** X

If "Yes" to 6b, file Form 8870

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

b If yes, did the foundation receive any proceeds or have any net income attributable to the transaction? **7b**

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
Hershey Trust Company 1 W Chocolate Ave Ste 200 Hershey, PA	Trustee Part Time	6,917.81	0.00	0.00

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

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		

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 -----	
2 -----	
3 -----	
4 -----	

Part IX-B Summary of Program-Related Investments (see page 23 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 -----	
Total. Add lines 1 through 3 ▶	

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	623,283.16
b	Average of monthly cash balances	1b	62,711.95
c	Fair market value of all other assets (see page 24 of the instructions)	1c	
d	Total (add lines 1a, b, and c)	1d	685,995.11
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	685,995.11
4	Cash deemed held for charitable activities Enter 1 1/2 % of line 3 (for greater amount, see page 25 of the instructions)	4	10,289.93
5	Net value of noncharitable-use assets. Subtract line 4 from line 3 Enter here and on Part V, line 4	5	675,705.18
6	Minimum investment return. Enter 5% of line 5	6	33,785.26

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	33,785.26
2a	Tax on investment income for 2009 from Part VI, line 5	2a	82.39
b	Income tax for 2009 (This does not include the tax from Part VI)	2b	
c	Add lines 2a and 2b	2c	82.39
3	Distributable amount before adjustments Subtract line 2c from line 1	3	33,702.87
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	33,702.87
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	33,702.87

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	31,517.68
b	Program-related investments - total from Part IX-B	1b	
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	Qualifying distributions. Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4	31,517.68
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	82.39
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	31,435.29

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				33,702.87
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			8,393.21	
b Total for prior years 20____, 20____, 20____				
3 Excess distributions carryover, if any, to 2009				
a From 2004				
b From 2005				
c From 2006				
d From 2007				
e From 2008				
f Total of lines 3a through e				
4 Qualifying distributions for 2009 from Part XII, line 4 ▶ \$ 31,517.68				
a Applied to 2008, but not more than line 2a			8,393.21	
b Applied to undistributed income of prior years (Election required - see page 26 of the instructions)				
c Treated as distributions out of corpus (Election required - see page 26 of the instructions)				
d Applied to 2009 distributable amount				23,124.47
e Remaining amount distributed out of corpus				
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				
b Prior years' undistributed income Subtract line 4b from line 2b				
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed				
d Subtract line 6c from line 6b Taxable amount - see page 27 of the instructions				
e Undistributed income for 2008 Subtract line 4a from line 2a Taxable amount - see page 27 of the instructions				
f Undistributed income for 2009 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2010				10,578.40
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)				
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a				
10 Analysis of line 9				
a Excess from 2005				
b Excess from 2006				
c Excess from 2007				
d Excess from 2008				
e Excess from 2009				

Part XIV Private Operating Foundations (see 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		Prior 3 years		(e) Total
	(a) 2009	(b) 2008	(c) 2007	(d) 2006	
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					
b 85% of line 2a					
c Qualifying distributions from Part XII, line 4 for each year listed					
d Amounts included in line 2c not used directly for active conduct of exempt activities					
e Qualifying distributions made directly for active conduct of exempt activities. Subtract line 2d from line 2c					
3 Complete 3a, b, or c for the alternative test relied upon					
a "Assets" alternative test - enter					
(1) Value of all assets					
(2) Value of assets qualifying under section 4942(j)(3)(B)(i)					
b "Endowment" alternative test - enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed					
c "Support" alternative test - enter					
(1) Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)					
(2) Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii)					
(3) Largest amount of support from an exempt organization					
(4) Gross investment income					

Part XV Supplementary Information (Complete this part only if the foundation had \$5,000 or more in assets at any time during the year - see 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).)

NONE

b List any managers of the foundation who own 10% or more of the stock of a corporation (or an equally large portion of the ownership of a partnership or other entity) of which the foundation has a 10% or greater interest

NONE

2 Information Regarding Contribution, Grant, Gift, Loan, Scholarship, etc., Programs:

Check here if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the foundation makes gifts, grants, etc (see 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

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

c Any submission deadlines

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

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 Trinity UCC Church 116 York Street Hanover, PA 17331		Public	Religious	31,517.68
Total.				31,517.68
b Approved for future payment				
Total.				3b

**Marie C. Kline Charitable Trust
Hershey Trust Company, Trustee
Statement attached to and made part of Form 990PF
For calendar year 2009**

EIN # 25-6912260

Part IV. Capital Gains and Losses for Tax on Investment Income

Asset	How Acquired	Date Acquired	Date Sold	Sales Price	Cost	Gain or Loss
76 shs Altera Corporation	P	7/24/2009	12/22/2009	1,732.45	1,452.36	280.09
27 shs Citrix Systems Inc	P	7/24/2009	9/28/2009	1,040.40	959.31	81.09
11 shs Citrix Systems Inc	P	7/24/2009	9/29/2009	426.62	390.83	35.79
11 units Common Trust Fund - Value Equity	P	7/31/2008	7/24/2009	3,905.73	4,698.01	(792.28)
64 shs Gentex Corp	P	7/24/2009	10/26/2009	1,107.98	928.00	179.98
76 shs Harleysville National Corporation	P	7/24/2009	7/27/2009	392.29	304.00	88.29
13 shs Monsanto Company	P	7/24/2009	10/29/2009	908.19	1,094.08	(185.89)
76 shs Schering-Plough Corp	P	7/24/2009	11/3/2009	798.00	867.65	(69.65)
250 units Common Trust Fund - Value Equity	P	3/31/2008	7/24/2009	102,969.37	120,618.76	(17,649.39)
166 units Common Trust Fund - Value Equity	P	4/30/2008	7/24/2009	58,941.08	72,646.00	(13,704.92)
85 units Common Trust Fund - Value Equity	P	5/30/2008	7/24/2009	30,180.68	38,505.40	(8,324.72)
11 units Common Trust Fund - Value Equity	P	6/30/2008	7/24/2009	3,905.73	4,663.15	(757.42)
Common Trust Fd - Gain/(Loss) Allocations	P	Various	Various	4,239.76	28,868.80	(24,629.04)
				210,548.28	275,996.35	(65,448.07)

**Marie C. Kline Charitable Trust
Hershey Trust Company, Trustee
Statement attached to and made part of Form 990PF
For calendar year 2009**

EIN # 25-6912260

Part I, Line 16b - Accounting Fees

Hershey Trust Co - preparation of 2008 Form 990PF	1,200 00
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Part I, Line 18 - Taxes

US Treasury - Form 990PF 2008 tax on net investment income	136 94
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<u>Part II, Line 10 b - Common Stock</u>	<i>Beginning of the Year Book Value</i>	<i>End of the Year Book Value</i>	<i>Market Value</i>
60 Abbott Laboratories	0 00	2,897 68	3,239 40
89 ABM Industres Inc	0 00	1,850 31	1,838 74
64 Adobe Systems Inc	0 00	2,088 32	2,353 92
51 Alberto-Culver Co	0 00	1,305 09	1,493 79
26 Allergan Inc	0 00	1,369 68	1,638 26
51 ALLETE, Inc	0 00	1,613 64	1,666 68
127 American Eagle Outfitters Inc	0 00	1,889 76	2,156 46
64 American Financial Group Inc	0 00	1,562 24	1,596 80
50 American Water Works Co Inc	0 00	963 09	1,120 50
64 AmSurg Corp	0 00	1,337 60	1,409 28
19 Apache Corp	0 00	1,515 25	1,960 23
25 Apollo Group Inc - Class A	0 00	1,674 25	1,514 50
64 Arthur J Gallagher & Co	0 00	1,422 72	1,440 64
64 Avnet Inc	0 00	1,578 88	1,930 24
32 Badger Meter Inc	0 00	1,230 08	1,274 24
25 Bard, (C R) Inc	0 00	1,787 50	1,947 50
76 Barnes Group Inc	0 00	1,051 84	1,284 40
38 Baxter International Inc	0 00	2,076 70	2,229 84
29 Becton Dickinson & Co	0 00	2,080 46	2,286 94
50 Best Buy Co Inc	0 00	1,892 12	1,973 00
64 BJ Services Company	0 00	973 44	1,190 40
38 BJ's Wholesale Club, Inc	0 00	1,328 48	1,242 98
51 BMC Software Inc	0 00	1,747 77	2,045 10
45 Brady Corp Cl. A	0 00	1,283 40	1,350.45
83 Bristol-Myers Squibb Co	0 00	1,776 20	2,095 75
25 Bunge Ltd	0 00	1,751 50	1,595 75
38 CACI International Inc	0 00	1,722 92	1,856 30
51 Campbell Soup Co	0 00	1,557 03	1,723 80
38 CARBO Ceramics Inc	0 00	1,537 86	2,590 46
100 Casey's General Stores Inc	0 00	2,862 52	3,191 00
64 CenturyLink	0 00	1,957 12	2,317 44
33 Church & Dwight Co Inc	0 00	1,941 39	1,994 85
22 Clorox Company	0 00	1,312 52	1,342 00
57 Coach Inc	0 00	1,670 67	2,082 21
64 ConAgra Foods Inc	0 00	1,258 88	1,475 20
32 ConocoPhillips	0 00	1,438 40	1,634 24
25 Cubic Corp	0 00	1,001 75	932 50
75 Darden Restaurants Inc	0 00	2,499 87	2,630 25
51 DENTSPLY International Inc	0 00	1,558 56	1,793 67
51 Diamond Foods Inc	0 00	1,429 02	1,812 54
25 Dionex Corp	0 00	1,612 25	1,847 00
25 DST Systems Inc	0 00	1,082 75	1,088 75
64 Dynamex Inc	0 00	988 80	1,158 40
51 Emerson Electric Co	0 00	1,876 80	2,172 60
64 Empire District Electric Co Inc	0 00	1,191 04	1,198 72
45 EQT Corp	0 00	1,683 90	1,976 40

100 Family Dollar Stores Inc	0.00	2,994.60	2,783.00
25 Fluor Corporation (New)	0.00	1,335.00	1,126.00
25 FPL Group Inc	0.00	1,501.25	1,320.50
51 Gardner Denver Inc	0.00	1,461.15	2,170.05
76 Glacier Bancorp, Inc	0.00	1,159.76	1,042.72
38 Global Payments Inc.	0.00	1,608.54	2,046.68
13 Goldman Sachs Group, Inc	0.00	2,141.36	2,194.92
54 Graco Inc	0.00	1,354.32	1,542.78
64 Hawaiian Electric Industres Inc	0.00	1,104.00	1,337.60
45 Heinz (H J) Company	0.00	1,735.20	1,924.20
51 Helmench & Payne, Inc	0.00	1,740.63	2,033.88
38 Henry Schein, Inc	0.00	1,904.56	1,998.80
64 Honeywell International Inc	0.00	2,175.36	2,508.80
89 Horace Mann Educators Corporation	0.00	1,033.29	1,112.50
57 Hormel Foods Corporation	0.00	2,045.73	2,191.65
150 Intel Corp	0.00	2,896.86	3,060.00
25 Johnson & Johnson	0.00	1,537.75	1,610.25
57 Johnson Controls Inc	0.00	1,422.15	1,552.68
35 Kaydon Corp	0.00	1,285.20	1,251.60
25 Kellogg Company	0.00	1,198.00	1,330.00
38 Kimberly-Clark Corp	0.00	2,204.76	2,420.98
45 Kraft Foods Inc	0.00	1,265.40	1,223.10
25 Laboratory Corp of Amer Hldgs	0.00	1,714.75	1,871.00
40 Landauer Inc	0.00	2,544.85	2,456.00
35 Lennox International Inc	0.00	1,239.35	1,366.40
19 Lockheed Martin Corporation	0.00	1,407.52	1,431.65
51 Lowe's Companies Inc	0.00	1,122.00	1,192.89
36 Matthews International Corp -Class A	0.00	1,089.72	1,275.48
38 McAfee Inc	0.00	1,680.36	1,541.66
51 McCormick & Company Inc	0.00	1,682.49	1,842.63
25 McGraw-Hill Companies Inc	0.00	813.25	837.75
44 Merck & Co Inc	0.00	1,187.82	1,607.76
64 Microchip Technology Inc	0.00	1,729.92	1,859.20
25 Mosaic Co	0.00	1,336.25	1,493.25
32 Murphy Oil Corporation	0.00	1,875.20	1,734.40
96 Neogen Corp	0.00	1,889.92	2,266.56
51 Nordson Corp	0.00	2,267.97	3,120.18
25 Occidental Petroleum Corp	0.00	1,810.75	2,033.75
45 Omnicom Group Inc	0.00	1,535.85	1,761.75
76 Oracle Corporation	0.00	1,697.08	1,864.28
45 Otter Tail Corporation	0.00	1,122.75	1,116.90
32 Owens & Minor Inc	0.00	1,432.96	1,373.76
64 Papa John's International Inc	0.00	1,708.80	1,495.04
76 Park Electrochemical Corp	0.00	1,820.96	2,100.64
64 Patterson Companies Inc	0.00	1,544.32	1,790.72
64 Paychex Inc	0.00	1,676.80	1,960.96
50 PepsiCo Inc	0.00	2,870.54	3,040.00
127 Pfizer Inc	0.00	2,092.96	2,310.13
45 Pharmaceutical Product Development Inc	0.00	896.40	1,054.80
51 Piedmont Natural Gas Co Inc	0.00	1,274.49	1,364.25
64 PnceSmart Inc	0.00	1,041.28	1,307.52
76 Qlogic Corporation	0.00	1,016.88	1,434.12
32 QUALCOMM Inc	0.00	1,515.20	1,480.32
38 Quality Systems Inc	0.00	2,090.00	2,386.40
80 Raymond James Financial, Inc	0.00	1,558.40	1,901.60
49 Rofin-Sinar Technologies Inc	0.00	1,030.47	1,156.89
64 Sensient Technologies Corporation	0.00	1,575.04	1,683.20
64 Skywest, Inc	0.00	760.96	1,082.88
38 Smith International Inc	0.00	986.48	1,032.46
19 Smucker (JM) Company	0.00	961.21	1,173.25
96 Sonic Corp	0.00	1,008.00	966.72
51 Southern Copper Corp	0.00	1,306.62	1,678.41
96 Southwest Bancorp, Inc	0.00	960.00	666.24
57 St Mary Land & Exploration CO	0.00	1,374.27	1,951.68
100 STERIS Corp	0.00	2,811.84	2,797.00
108 SWS Group, Inc.	0.00	1,522.80	1,306.80
45 Syntel Inc	0.00	1,660.05	1,711.35

57 Sysco Corporation	0 00	1,313 28	1,592 58
25 Techne Corporation	0 00	1,561 50	1,714 00
38 Thermo Fisher Scientific Inc	0 00	1,686 82	1,812 22
40 Tidewater Inc	0 00	1,905 20	1,918.00
38 Tiffany & Co	0 00	1,135 06	1,634 00
96 TradeStation Group, Inc	0 00	776 64	757 44
100 Trnity Industnes, Inc	0 00	1,672 00	1,744 00
100 United Natural Foods Inc	0 00	2,504 03	2,674 00
19 United Parcel Service Inc - Class B	0 00	1,014 60	1,090 03
32 Universal Forest Products Inc	0 00	1,411 20	1,177 92
43 Urban Outfitters Inc	0 00	966 21	1,504 57
15 V F Corp	0 00	1,092 10	1,098 60
54 Valley National Bancorp	0 00	707 40	763 02
57 Wolverine World Wide, Inc	0 00	1,341 78	1,551 54
70 World Fuel Services Corp	0 00	1,449 35	1,875 30
100 Xilinx Inc	0 00	2,144 55	2,506 00
16 Alcon Inc	0 00	2,047.04	2,629 60
51 Tim Hortons, Inc	0 00	1,377 51	1,556 01
	0 00	205,688 72	226,956 27

Part II, Line 13 - Investments Other

	<i>Beginning of the Year Book Value</i>	<i>End of the Year Book Value</i>	<i>Market Value</i>
Common Trust Fund - Growth Equity	178,465 26	0 00	0 00
Common Trust Fund - Value Equity	244,120 67	0 00	0 00
10407 965 Chase Growth Fund	0 00	152,585 81	162,988 73
1150 113 GMO Quality Fund IV	0 00	20,000 00	22,358 20
987 219 EuroPacific Growth Fund	46,302 39	46,302 39	37,849 98
2695 084 GMO Foreign Fund IV	46,749 90	46,749 90	32,691 37
25246 703 Touchstone Intermediate Fixed Income Fd	0 00	218,015 35	220,151 25
Common Trust Fund - Fixed Income	213,775 59	0 00	0 00
	<u>729,413 81</u>	<u>483,653 45</u>	<u>476,039 53</u>