Form **990-PF**

Department of the Treasury
Internal Revenue Service

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
THE HAROLD & EVELYN R. DAVIS MEMORIAL FOUNDATION, INC.

Number and street (or P O box number if mail is not delivered to street address) | Room/suite
C/O KERKERING, BARBERIO, P.O. BOX 49348

City or town, state, and ZIP code
SARASOTA, FL 34230

A Employer identification number
31-1598507

B Telephone number
(781) 449-9146

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: [X] 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) ▶$ 529,028.

J Accounting method: [X] 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))

		(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			N/A	
	2 Check ▶ [X] if the foundation is not required to attach Sch B				
	3 Interest on savings and temporary cash investments	6,908.	6,908.		STATEMENT 1
	4 Dividends and interest from securities	6,681.	6,681.		STATEMENT 2
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain or (loss) from sale of assets not on line 10	1,325.			
	b Gross sales price for all assets on line 6a 220,700.				
	7 Capital gain net income (from Part IV, line 2)		1,325.		
	8 Net short-term capital gain				
	9 Income modifications				
	10a Gross sales less returns and allowances				
	b Less Cost of goods sold				
	c Gross profit or (loss)				
	11 Other income				
	12 **Total.** Add lines 1 through 11	14,914.	14,914.		
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc	0.	0.		0.
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees				
	b Accounting fees STMT 3	1,240.	0.		1,240.
	c Other professional fees				
	17 Interest				
	18 Taxes STMT 4	261.	85.		61.
	19 Depreciation and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses STMT 5	5,460.	5,364.		96.
	24 **Total operating and administrative expenses.** Add lines 13 through 23	6,961.	5,449.		1,397.
	25 Contributions, gifts, grants paid	28,500.			28,500.
	26 **Total expenses and disbursements.** Add lines 24 and 25	35,461.	5,449.		29,897.
	27 Subtract line 26 from line 12				
	a Excess of revenue over expenses and disbursements	-20,547.			
	b **Net investment income** (if negative, enter -0-)		9,465.		
	c **Adjusted net income** (if negative, enter -0-)			N/A	

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

		Beginning of year (a) Book Value	End of year (b) Book Value	(c) Fair Market Value
Assets	1 Cash - non-interest-bearing			
	2 Savings and temporary cash investments	112,200.	94,695.	94,695.
	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 6	415,986.	412,944.	434,333.
	c Investments - corporate bonds			
	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)	528,186.	507,639.	529,028.
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			
	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 ▶ ☐ 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 ▶ [X] and complete lines 27 through 31.			
	27 Capital stock, trust principal, or current funds	0.	0.	
	28 Paid-in or capital surplus, or land, bldg , and equipment fund	0.	0.	
	29 Retained earnings, accumulated income, endowment, or other funds	528,186.	507,639.	
	30 **Total net assets or fund balances**	528,186.	507,639.	
	31 **Total liabilities and net assets/fund balances**	528,186.	507,639.	

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	528,186.
2 Enter amount from Part I, line 27a	2	-20,547.
3 Other increases not included in line 2 (itemize) ▶	3	0.
4 Add lines 1, 2, and 3	4	507,639.
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	507,639.

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	P	VARIOUS	VARIOUS
b	SEE ATTACHED	P	VARIOUS	VARIOUS
c	CAPITAL GAINS DIVIDENDS			
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	91,871.		81,640.	10,231.
b	128,828.		137,735.	-8,907.
c	1.			1.
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				10,231.
b				-8,907.
c				1.
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 1,325.

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

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	31,116.	600,419.	.051824
2007	33,011.	685,687.	.048143
2006	30,799.	640,668.	.048073
2005	31,407.	614,225.	.051133
2004	32,241.	622,478.	.051795

2	Total of line 1, column (d)	2	.250968
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	.050194
4	Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	492,777.
5	Multiply line 4 by line 3	5	24,734.
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	95.
7	Add lines 5 and 6	7	24,829.
8	Enter qualifying distributions from Part XII, line 4	8	29,897.

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 ▶ [X] and enter 1% of Part I, line 27b		1	95.
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	95.
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	95.
6 Credits/Payments			
a 2009 estimated tax payments and 2008 overpayment credited to 2009	6a		
b Exempt foreign organizations - tax withheld at source	6b		
c Tax paid with application for extension of time to file (Form 8868)	6c		
d Backup withholding erroneously withheld	6d		
7 Total credits and payments Add lines 6a through 6d		7	0.
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	95.
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
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?	1a		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.*	1b		X
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 ▶ $ 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.*	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
4a 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? N/A	4b		
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	
8a Enter the states to which the foundation reports or with which it is registered (see instructions) ▶ FL			
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)? *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 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 ▶ N/A

14 The books are in care of ▶ KENNETH E. DAVIS Telephone no ▶ (781) 449-9146

Located at ▶ 28 MARY CHILTON RD., NEEDHAM, MA ZIP+4 ▶ 02192

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)? N/A	1b		
	Organizations relying on a current notice regarding disaster assistance check here ▶ ☐			
c	Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2009?	1c		X
2	Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5))			
a	At the end of tax year 2009, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2009? ☐ Yes ☒ No			
	If "Yes," list the years ▶ ______, ______, ______, ______			
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) N/A	2b		
c	If the provisions of section 4942(a)(2) are being applied to **any** of the years listed in 2a, list the years here ▶ ______, ______, ______, ______			
3a	Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? ☐ Yes ☒ No			
b	If "Yes," did it have excess business holdings in 2009 as a result of **(1)** any purchase by the foundation or disqualified persons after May 26, 1969, **(2)** the lapse of the 5-year period (or longer period approved by the Commissioner under section 4943(c)(7)) to dispose of holdings acquired by gift or bequest, or **(3)** the lapse of the 10-, 15-, or 20-year first phase holding period? *(Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2009.)* N/A	3b		
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a		X
b	Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2009?	4b		X

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** No: 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
KENNETH E. DAVIS 28 MARY CHILTON RD. NEEDHAM, MA 02492	SECRETARY/TREAS/DIRECTOR 1.00	0.	0.	0.
RICHARD P. DAVIS 6031 PLEASANT RIDGE KNOXVILLE, TN 37912	PRESIDENT & DIRECTOR 1.00	0.	0.	0.
MARCY E. DAVIS 1619 E. JOHN ST. #212 SEATTLE, WA 98112	VICE PRESIDENT/DIRECTOR 1.00	0.	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

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors *(continued)*

3 Five highest-paid independent contractors for professional services. 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 ▶ 0

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

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2	Amount
1 N/A	
2	
All other program-related investments See instructions 3	
Total. Add lines 1 through 3 ▶	0.

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	407,385.
b	Average of monthly cash balances		1b	92,896.
c	Fair market value of all other assets		1c	
d	**Total** (add lines 1a, b, and c)		1d	500,281.
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	500,281.
4	Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see instructions)		4	7,504.
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3 Enter here and on Part V, line 4		5	492,777.
6	**Minimum investment return.** Enter 5% of line 5		6	24,639.

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	24,639.
2a	Tax on investment income for 2009 from Part VI, line 5	2a 95.		
b	Income tax for 2009 (This does not include the tax from Part VI)	2b		
c	Add lines 2a and 2b		2c	95.
3	Distributable amount before adjustments Subtract line 2c from line 1		3	24,544.
4	Recoveries of amounts treated as qualifying distributions		4	0.
5	Add lines 3 and 4		5	24,544.
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	24,544.

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	29,897.
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	29,897.
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	95.
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	29,802.

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				24,544.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			28,145.	
b Total for prior years: ______ , ______ , ______		0.		
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	0.			
4 Qualifying distributions for 2009 from Part XII, line 4 ▶ $ 29,897.				
a Applied to 2008, but not more than line 2a			28,145.	
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				1,752.
e Remaining amount distributed out of corpus	0.			
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	0.			
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				22,792.
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	0.			
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 instructions and Part VII-A, question 9) N/A

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

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

1 **Information Regarding Foundation Managers:**

a List any managers of the foundation who have contributed more than 2% of the total contributions received by the foundation before the close of any tax year (but only if they have contributed more than $5,000) (See section 507(d)(2))

NONE

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

NONE

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

Check here ▶ [X] 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 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				
JAZZ CLUB OF SARASOTA 330 S. PINEAPPLE AVE. #111 SARASOTA, FL 34236	NONE	509(A)(2)	GENERAL	5,000.
TIDEWELL HOSPICE & PALLIATIVE CARE 5955 RAND BLVD. SARASOTA, FL 34238	NONE	509(A)(1)	GENERAL	13,500.
FILMMAKERS COLLABORATIVE, INC. 397 MOODY STREET WALTHAM, MA 02453	NONE	509(A)(1)	GENERAL	10,000.
Total			▶ 3a	28,500.
b Approved for future payment				
NONE				
Total			▶ 3b	0.

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated	Unrelated business income (a) Business code	(b) Amount	Excluded by section 512, 513, or 514 (c) Exclusion code	(d) Amount	(e) Related or exempt function income
1 Program service revenue					
a					
b					
c					
d					
e					
f					
g Fees and contracts from government agencies					
2 Membership dues and assessments					
3 Interest on savings and temporary cash investments			14	6,908.	
4 Dividends and interest from securities			14	6,681.	
5 Net rental income or (loss) from real estate					
a Debt-financed property					
b Not debt-financed property					
6 Net rental income or (loss) from personal property					
7 Other investment income					
8 Gain or (loss) from sales of assets other than inventory			18	1,325.	
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue					
a					
b					
c					
d					
e					
12 Subtotal Add columns (b), (d), and (e)		0.		14,914.	0.

13 Total. Add line 12, columns (b), (d), and (e) 13 14,914.

(See worksheet in line 13 instructions 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)

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
		N/A	

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		

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

Kenneth E Davis — 4/27/10 — Treasurer

Signature of officer or trustee | Date | Title

Paid Preparer's Use Only

Preparer's signature	CHARLES R. BAUMANN	Date 3.1.10	Check if self-employed ☐	Preparer's identifying number
Firm's name (or yours if self-employed), address, and ZIP code	KERKERING, BARBERIO & CO. P.O. BOX 49348 SARASOTA, FL 34230-6348	EIN	Phone no (941)365-4617

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

SOURCE	AMOUNT
EASTERN BANK	6,908.
TOTAL TO FORM 990-PF, PART I, LINE 3, COLUMN A	6,908.

FORM 990-PF DIVIDENDS AND INTEREST FROM SECURITIES STATEMENT 2

SOURCE	GROSS AMOUNT	CAPITAL GAINS DIVIDENDS	COLUMN (A) AMOUNT
EASTERN BANK	6,682.	1.	6,681.
TOTAL TO FM 990-PF, PART I, LN 4	6,682.	1.	6,681.

FORM 990-PF ACCOUNTING FEES STATEMENT 3

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST-MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
ACCOUNTING	1,240.	0.		1,240.
TO FORM 990-PF, PG 1, LN 16B	1,240.	0.		1,240.

FORM 990-PF TAXES STATEMENT 4

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST-MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
EXCISE TAX	115.	0.		0.
FILING FEE	61.	0.		61.
FOREIGN TAX	85.	85.		0.
TO FORM 990-PF, PG 1, LN 18	261.	85.		61.

FORM 990-PF OTHER EXPENSES STATEMENT 5

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST-MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
BANK FEES	5,364.	5,364.		0.
MISCELLANEOUS	96.	0.		96.
TO FORM 990-PF, PG 1, LN 23	5,460.	5,364.		96.

FORM 990-PF CORPORATE STOCK STATEMENT 6

DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE
CORPORATE STOCK	412,944.	434,333.
TOTAL TO FORM 990-PF, PART II, LINE 10B	412,944.	434,333.

2009 Tax Information Statement

Payer's Name and Address
EASTERN BANK
605 BROADWAY LF 42
SAUGUS, MA 01906

Account Number:
Recipient's Tax ID number: XX-XXX8507
Payer's Federal ID number: 04-1655082
Questions? (617)897-1160

☐ Corrected ☐ 2nd TIN notice

Recipient's Name and Address
HAROLD & EVELYN DAVIS MEM
FDN
1990 MAIN STREET, SUITE 801
SARASOTA, FL 34236
31-1598507

2009 Form 1099-B: Proceeds from Broker and Barter Exchange Transactions

OMB No. 1545-0715

Reported to the IRS are Gross Proceeds less commissions and option premiums.

Number of shares (Box 5)	CUSIP (Box 1b)	Description (Box 7)	Date Acquired	Date of Sale (Box 1a)	Stocks Bonds, etc. (Box 2)	Cost or other Basis	Net Gain or Loss	Federal Income Tax Withheld (Box 4)
Short Term Sales Reported on 1099-B								
26.0000	002824100	ABBOTT LABORATORIES INC	12/17/2008	11/30/2009	1,408.95	1,356.94	52.01	0.00
15.0000	00817Y108	AETNA U S HEALTHCARE INC	12/17/2008	02/25/2009	403.01	372.60	30.41	0.00
130.0000	00971T101	AKAMAI TECHNOLOGIES	12/17/2008	03/12/2009	2,375.76	2,080.31	295.45	0.00
65.0000	00971T101	AKAMAI TECHNOLOGIES	12/17/2008	05/13/2009	1,317.92	1,040.16	277.76	0.00
113.0000	00971T101	AKAMAI TECHNOLOGIES	12/17/2008	07/30/2009	1,841.41	1,808.27	33.14	0.00
28.0000	02364W105	AMERICA MOVIL SERIES L	09/22/2008	04/30/2009	926.18	1,312.47	-386.29	0.00
4.0000	037833100	APPLE	03/19/2009	10/20/2009	795.52	406.29	389.23	0.00
12.0000	097023105	BOEING CO	12/17/2008	05/13/2009	517.63	495.00	22.63	0.00
12.0000	166764100	CHEVRONTEXACO CORP	07/18/2008	05/13/2009	820.75	1,031.84	-211.09	0.00
77.0000	21036P108	CONSTELLATION BRANDS, INC.	11/17/2008	04/14/2009	855.75	901.44	-45.69	0.00
24.0000	25388B104	DIGITAL RIVER, INC.	11/04/2009	12/03/2009	619.55	599.16	20.39	0.00
98.0000	25388B104	DIGITAL RIVER, INC.	11/04/2009	12/04/2009	2,524.45	2,446.58	77.87	0.00
12.0000	372917104	GENZYME CORP GENERAL DIVISION	12/17/2008	12/04/2009	601.17	821.02	-219 85	0 00
8.0000	464287465	I SHARES MSCI EAFE INDEX FUND	11/13/2008	05/13/2009	351.51	335.31	16.20	0 00
156.0000	464287234	I SHARES MSCI EMERGING MKT INDEX	11/13/2008	08/13/2009	5,641.31	3,572.43	2,068.88	0.00
23.0000	46069S109	INTERSIL HOLDING CORP.	12/17/2008	05/13/2009	260.26	230.45	29.81	0.00

This is *important tax information* and is being furnished to the Internal Revenue Service. If you are required to file a return, a negligence penalty or other sanction may be imposed on you if this income is taxable and the IRS determines that it has not been reported.

2009 Tax Information Statement

Payer's Name and Address
EASTERN BANK
605 BROADWAY LF 42
SAUGUS, MA 01906

Account Number:
Recipient's Tax ID number: XX-XXX8507
Payer's Federal ID number: 04-1655082
Questions? (617)897-1160
☐ Corrected ☐ 2nd TIN notice

Recipient's Name and Address
HAROLD & EVELYN DAVIS MEM
FDN
1990 MAIN STREET, SUITE 801
SARASOTA, FL 34236
31-1598507

Number of shares (Box 5)	CUSIP (Box 1b)	Description (Box 7)	Date Acquired	Date of Sale (Box 1a)	Stocks Bonds, etc. (Box 2)	Cost or other Basis	Net Gain or Loss	Federal Income Tax Withheld (Box 4)
53.0000	565849106	MARATHON OIL CORP	03/11/2009	10/20/2009	1,838.84	1,210.79	628.05	0.00
32.0000	582839106	MEAD JOHNSON NUTRITION COMPANY	03/12/2009	08/12/2009	1,259.45	878.04	381.41	0.00
65.0000	582839106	MEAD JOHNSON NUTRITION COMPANY	VARIOUS	10/06/2009	2,998.99	1,791.37	1,207.62	0.00
145.0000	552715104	MEMC ELECTRONIC MATERIALS	12/17/2008	03/26/2009	2,699.83	2,431.10	268.73	0.00
34.0000	594918104	MICROSOFT	12/17/2008	05/13/2009	671.63	673.86	-2.23	0.00
99.0000	594918104	MICROSOFT	12/17/2008	11/19/2009	2,948.37	1,962.11	986 26	0.00
268.0000	649445103	NEW YORK COMMUNITY BANCORP	VARIOUS	07/10/2009	2,681.16	2,907.38	-226.22	0.00
47.0000	665859104	NORTHERN TRUST CORP	02/26/2009	08/20/2009	2,862.28	2,671.17	191.11	0.00
51.0000	68389X105	ORACLE CORPORATION	06/26/2008	04/07/2009	946.20	1,118.90	-172.70	0.00
11.0000	693475105	PNC BANK CORP	12/17/2008	02/26/2009	326.41	514.01	-187.60	0.00
12.0000	741503403	PRICELINE.COM INC	08/20/2009	11/24/2009	2,526.60	1,829.70	696.90	0.00
39.0000	760975102	RESEARCH IN MOTION	10/09/2009	12/03/2009	2,285.25	2,700.44	-415.19	0.00
67.0000	595635103	STANDARD & POORS MIDCAP 400 DEP REC	05/13/2009	12/04/2009	8,525.67	6,722.07	1,803.60	0 00
164.0000	902973304	U.S. BANCORP NEW	VARIOUS	09/24/2009	3,601.60	3,921.00	-319.40	0.00
1375.0260	922031810	VANGUARD INTERMEDIATE-TERM INV GRADE # 5	05/13/2009	10/16/2009	13,214.00	12,168.98	1,045.02	0.00
2024.4090	922031810	VANGUARD INTERMEDIATE-TERM INV GRADE # 5	05/13/2009	11/23/2009	19,697.50	17,916.02	1,781.48	0 00
37.0000	98385X106	XTO ENERGY INC	01/08/2009	05/13/2009	1,526.03	1,412.68	113.35	0 00
Total Short Term Sales Reported on 1099-B					**91,870.93**	**81,639.89**	**10,231.04**	**0.00**

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2009 Tax Information Statement

Payer's Name and Address
EASTERN BANK
605 BROADWAY LF 42
SAUGUS, MA 01906

Account Number:
Recipient's Tax ID number: XX-XXX8507
Payer's Federal ID number: 04-1655082
Questions? (617)897-1160

☐ Corrected ☐ 2nd TIN notice

Recipient's Name and Address
HAROLD & EVELYN DAVIS MEM FDN
1990 MAIN STREET, SUITE 801
SARASOTA, FL 34236

31-1598507

Number of shares (Box 5)	CUSIP (Box 1b)	Description (Box 7)	Date Acquired	Date of Sale (Box 1a)	Stocks Bonds, etc. (Box 2)	Cost or other Basis	Net Gain or Loss	Federal Income Tax Withheld (Box 4)
Long Term 15% Sales Reported on 1099-B								
50.0000	00206R102	A T & T INC	05/30/2006	11/06/2009	1,296.98	1,299.69	-2.71	0.00
157.0000	000375204	ABB LTD ADR	08/09/2006	10/01/2009	3,058.33	2,058.08	1,000 25	0 00
63.0000	000375204	ABB LTD ADR	VARIOUS	10/30/2009	1,155.23	986.40	168.83	0.00
78.0000	00817Y108	AETNA U S HEALTHCARE INC	10/26/2005	02/25/2009	2,095.66	3,198.09	-1,102.43	0.00
95.0000	02364W105	AMERICA MOVIL SERIES L	05/26/2006	04/30/2009	3,142.39	3,326.60	-184.21	0.00
23.0000	031162100	AMGEN INC	VARIOUS	08/17/2009	1,377.24	1,626.52	-249.28	0.00
12.0000	037411105	APACHE CORP	02/13/2008	05/13/2009	943.75	1,293.54	-349.79	0.00
21.0000	060505104	BANK AMERICA CORP	07/07/2004	05/13/2009	241.21	888.09	-646.88	0.00
30000.0000	09700WEF6	BOEING CAPITAL CORP 5.4% 11/30/2009	07/28/2004	11/30/2009	30,000.00	31,035.00	-1,035.00	0.00
36.0000	166764100	CHEVRONTEXACO CORP	07/18/2008	12/01/2009	2,843.66	3,095.54	-251.88	0.00
57.0000	189754104	COACH, INC.	VARIOUS	07/10/2009	1,336.43	1,760.93	-424.50	0.00
36.0000	189754104	COACH, INC.	VARIOUS	09/29/2009	1,186.53	1,043.92	142.61	0.00
141.0000	21036P108	CONSTELLATION BRANDS, INC.	03/09/2007	03/13/2009	1,829.93	2,709.73	-879.80	0 00
85.0000	21036P108	CONSTELLATION BRANDS, INC.	03/09/2007	04/14/2009	944.65	1,633.53	-688.88	0.00
63.0000	126650100	CVS CORP.	VARIOUS	11/24/2009	2,002.62	1,729.79	272.83	0.00
93.0000	281020107	EDISON INTERNATIONAL	VARIOUS	12/01/2009	3,204.03	3,187.15	16.88	0.00
25000.0000	3133XFEQ5	FEDERAL HOME LOAN BANK 5.25% 03/13/2009	08/28/2007	03/13/2009	25,000.00	25,178.50	-178.50	0 00

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2009 Tax Information Statement

Account Number:
Recipient's Tax ID number: XX-XXX8507
Payer's Federal ID number: 04-1655082
Questions? (617)897-1160

☐ Corrected ☐ 2nd TIN notice

Recipient's Name and Address
HAROLD & EVELYN DAVIS MEM FDN
1990 MAIN STREET, SUITE 801
SARASOTA, FL 34236
31-1598507

Payer's Name and Address
EASTERN BANK
605 BROADWAY LF 42
SAUGUS, MA 01906

Number of shares (Box 5)	CUSIP (Box 1b)	Description (Box 7)	Date Acquired	Date of Sale (Box 1a)	Stocks Bonds, etc. (Box 2)	Cost or other Basis	Net Gain or Loss	Federal Income Tax Withheld (Box 4)
18.0000	35671D857	FREEPORT-MCMORAN	11/27/2007	10/30/2009	1,329.22	1,617.76	-288.54	0.00
11.0000	372917104	GENZYME CORP GENERAL DIVISION	VARIOUS	05/13/2009	665.76	769.28	-103.52	0.00
45.0000	372917104	GENZYME CORP GENERAL DIVISION	VARIOUS	07/31/2009	2,333.57	3,069.04	-735.47	0.00
32.0000	372917104	GENZYME CORP GENERAL DIVISION	06/12/2007	12/04/2009	1,603.13	2,095.53	-492.40	0.00
2.0000	38259P508	GOOGLE INC	06/02/2006	09/29/2009	991.44	759.09	232.35	0 00
3.0000	38259P508	GOOGLE INC	VARIOUS	10/09/2009	1,552.87	1,440.53	112.34	0.00
41.0000	46625H100	J P MORGAN CHASE & CO	03/07/2006	09/24/2009	1,818.37	1,699.49	118.88	0 00
30.0000	539830109	LOCKHEED MARTIN CORP	05/16/2008	06/30/2009	2,422.07	3,272.95	-850.88	0.00
64.0000	565849106	MARATHON OIL CORP	VARIOUS	04/03/2009	1,866.10	1,935.81	-69.71	0 00
19.0000	565849106	MARATHON OIL CORP	02/13/2008	05/13/2009	557.42	955.23	-397.81	0.00
25.0000	565849106	MARATHON OIL CORP	02/13/2008	10/20/2009	867.38	1,256.87	-389 50	0.00
20.0000	580135101	MCDONALD'S CORP	11/09/2007	07/10/2009	1,135.00	1,176.05	-41.05	0.00
32.0000	580135101	MCDONALD'S CORP	11/09/2007	09/29/2009	1,830.68	1,881.68	-51.00	0.00
35.0000	681919106	OMNICOM GROUP	07/07/2004	10/30/2009	1,211.99	1,225.35	-13.36	0.00
151.0000	68389X105	ORACLE CORPORATION	06/26/2008	11/04/2009	3,174.80	3,312.84	-138.04	0.00
60.0000	713448108	PEPSICO INC	07/07/2004	03/13/2009	2,882.77	3,214.87	-332.10	0.00
31.0000	713448108	PEPSICO INC	07/07/2004	05/01/2009	1,533.83	1,661.02	-127.19	0.00
139.0000	717081103	PFIZER INC	03/22/2007	05/13/2009	2,146.10	3,572.95	-1,426.85	0.00
54.0000	693475105	PNC BANK CORP	VARIOUS	02/26/2009	1,602.36	3,878.78	-2,276 42	0.00

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2009 Tax Information Statement

Account Number:
Recipient's Tax ID number: XX-XXX8507
Payer's Federal ID number: 04-1655082
Questions? (617)897-1160

☐ Corrected ☐ 2nd TIN notice

Payer's Name and Address
EASTERN BANK
605 BROADWAY LF 42
SAUGUS, MA 01906

Recipient's Name and Address
HAROLD & EVELYN DAVIS MEM FDN
1990 MAIN STREET, SUITE 801
SARASOTA, FL 34236
31-1598507

Number of shares (Box 5)	CUSIP (Box 1b)	Description (Box 7)	Date Acquired	Date of Sale (Box 1a)	Stocks Bonds, etc. (Box 2)	Cost or other Basis	Net Gain or Loss	Federal Income Tax Withheld (Box 4)
25.0000	742718109	PROCTER & GAMBLE CO	07/07/2004	05/01/2009	1,225.44	1,361.00	-135.56	0.00
23.0000	742718109	PROCTER & GAMBLE CO	07/07/2004	05/13/2009	1,165.08	1,252.12	-87.04	0.00
26.0000	790849103	ST JUDE MEDICAL INCORPORATED	04/10/2007	02/13/2009	991.05	1,001.52	-10.47	0.00
10.0000	790849103	ST JUDE MEDICAL INCORPORATED	04/10/2007	05/13/2009	377.17	385.20	-8.03	0 00
32.0000	790849103	ST JUDE MEDICAL INCORPORATED	04/10/2007	07/17/2009	1,247.80	1,232.64	15.16	0.00
51.0000	595635103	STANDARD & POORS MIDCAP 400 DEP REC	11/13/2008	12/04/2009	6,489.69	4,738.91	1,750.78	0.00
18.0000	881624209	TEVA PHARMACEUTICAL ADR	06/30/2006	03/11/2009	780.51	575.51	205 00	0.00
10.0000	881624209	TEVA PHARMACEUTICAL ADR	06/30/2006	05/13/2009	448.68	319.73	128.95	0.00
27.0000	881624209	TEVA PHARMACEUTICAL ADR	06/30/2006	11/30/2009	1,418.01	863.27	554.74	0.00
93.0000	H27013103	WEATHERFORD INTL LTD NEW	05/20/2005	04/28/2009	1,501.15	1,159.26	341.89	0.00
Total Long Term 15% Sales Reported on 1099-B					**128,828.08**	**137,735.38**	**-8,907.30**	**0.00**

This is important tax information and is being furnished to the Internal Revenue Service. If you are required to file a return, a negligence penalty or other sanction may be imposed on you if this income is taxable and the IRS determines that it has not been reported.

Harold + Evelyn Davis Mem Fdtn
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ACCOUNT STATEMENT

DECEMBER 01, 2009 TO DECEMBER 31 2009

Statement of Principal Investment Position

DESCRIPTION	TICKER	SHARES	TOTAL MARKET/ TOTAL COST	MARKET PRICE/ COST PRICE	EST ANNUAL INCOME/ ACCRUED INC	CURRENT YIELD
CASH AND EQUIVALENTS						
FEDERATED PRIME CASH OBLIGATIONS FUND #857	PCCXX	90,604 150	90,604 15 90,604 15	1 00 1 00	54 36 4 53	0 06
* TOTAL CASH AND EQUIVALENTS			90,604 15 90,604 15		54.36 4 53	0 06
EQUITY						
CONSUMER DISCRETIONARY						
COACH, INC	COH	125 000	4,566.25 3,782 37	36 53 30 26	37.50	0 82
ITT EDUCATIONAL SERVICES	ESI	37 000	3,550 52 3,332 89	95 96 90 08		
KOHL'S CORP	KSS	81 000	4,368 33 3,832 43	53 93 47 31		
MCDONALD'S CORP	MCD	82 000	5,120 08 4,670 59	62 44 56 96	180 40	3.52
OMNICOM GROUP	OMC	131 000	5,128 65 5,090 36	39 15 38.86	78.60 19 65	1.53
PRICELINE COM INC	PCLN	13.000	2,839 33 2,145.24	218 41 165 02		
** TOTAL CONSUMER DISCRETIONARY		SUB-TOTAL	25,573 16 22,853.88		296.50 19.65	1 16
CONSUMER STAPLES						
CVS CORP	CVS	220 000	7,086 20 7,028 86	32 21 31.95	67 10	0 95
PEPSICO INC	PEP	59 000	3,587 20 3,170.86	60.80 53 74	106.20 26 55	2 96
PROCTER & GAMBLE CO	PG	103.000	6,244.89 5,677 70	60 63 55 12	181 28	2 90
RALCORP HOLDINGS INC NEW	RAH	40 000	2,388 40 2,218 67	59 71 55 47		
WAL-MART STORES INC	WMT	108 000	5,772 60 5,970 85	53 45 55.29	117.72 29 43	2.04
BUNGE LIMITED	BG	88 000	5,617 04 6,561 47	63 83 74.56	73 92	1.32
** TOTAL CONSUMER STAPLES		SUB-TOTAL	30,696.33 30,628.41		546.22 55.98	1.78
ENERGY						
APACHE CORP	APA	54 000	5,571 18 5,814 14	103 17 107 67	32 40	0 58
CHEVRONTEXACO CORP	CVX	106 000	8,160 94 8,579 47	76.99 80.94	288.32	3 53

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Statement of Principal Investment Position (CONTINUED)

DESCRIPTION	TICKER	SHARES	TOTAL MARKET/ TOTAL COST	MARKET PRICE/ COST PRICE	EST ANNUAL INCOME/ ACCRUED INC	CURRENT YIELD
ENERGY						
EXXON MOBIL CORP	XOM	131 000	8,932 89 6,411 86	68 19 48 95	220 08	2 46
XTO ENERGY INC	XTO	131 000	6,095 43 4,496 67	46 53 34 33	65.50 16 38	1.07
WEATHERFORD INTL LTD NEW	WFT	333 000	5,964 03 8,051 14	17 91 24 18		
** TOTAL ENERGY		SUB-TOTAL	34,724 47 33,353.28		606 30 16 38	1 75
FINANCIALS						
ALLSTATE CORP	ALL	95 000	2,853 80 2,529 35	30 04 26.62	76 00 19 00	2 66
BANK AMERICA CORP	BAC	374 000	5,632 44 12,667 63	15 06 33 87	14 96	0 27
BLACKROCK INC	BLK	13 000	3,018 60 2,671 48	232 20 205.50	40.56	1 34
GOLDMAN SACHS GROUP	GS	31.000	5,234 04 4,562.03	168.84 147 16	43 40	0 83
J P MORGAN CHASE & CO	JPM	179 000	7,458 93 7,119 09	41 67 39 77	35 80	0 48
JONES LANG LASALLE INC	JLL	51.000	3,080 40 2,778 59	60 40 54 48	10.20	0 33
METLIFE INC	MET	124 000	4,383 40 5,325 82	35 35 42 95	91 76	2 09
MORGAN STANLEY	MS	163 000	4,824 80 4,101.32	29 60 25 16	32.60	0 68
STATE STREET CORP	STT	64 000	2,786.56 3,460 57	43.54 54 07	2 56 0 64	0 09
WELLS FARGO & CO	WFC	121 000	3,265 79 3,451 70	26 99 28 53	24.20	0 74
** TOTAL FINANCIALS		SUB-TOTAL	42,538 76 48,667.58		372.04 19.64	0 87
HEALTH CARE						
ABBOTT LABORATORIES INC	ABT	82 000	4,427 18 4,142 91	53.99 50 52	131 20	2 96
AMGEN INC	AMGN	60 000	3,394 20 4,426 80	56 57 73 78		
CELGENE CORPORATION	CELG	49 000	2,728 32 2,729 10	55 68 55.70		
JOHNSON & JOHNSON	JNJ	112 000	7,213 92 6,485 45	64 41 57 91	219 52	3 04

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Statement of Principal Investment Position (CONTINUED)

DESCRIPTION	TICKER	SHARES	TOTAL MARKET/ TOTAL COST	MARKET PRICE/ COST PRICE	EST ANNUAL INCOME/ ACCRUED INC	CURRENT YIELD
HEALTH CARE						
MEDCO HEALTH SOL	MHS	44 000	2,812 04 2,778 42	63 91 63 15		
PFIZER INC	PFE	257 000	4,674 83 5,810 78	18 19 22 61	185 04	3 96
ST JUDE MEDICAL INCORPORATED	STJ	102 000	3,751 56 4,146 24	36 78 40 65		
TEVA PHARMACEUTICAL ADR	TEVA	131.000	7,359 58 5,955 79	56 18 45 46	63 14	0 86
** TOTAL HEALTH CARE		SUB-TOTAL	36,361.63 36,475 49		598 90 0 00	1 65
INDUSTRIALS						
ABB LTD ADR	ABB	140.000	2,674 00 2,100.06	19 10 15.00	60 34	2.26
BOEING CO	BA	130 000	7,036 90 5,115 76	54 13 39 35	218 40	3 10
CUMMINS INC	CMI	68 000	3,118 48 2,393 94	45.86 35 21	47 60	1 53
DANAHER CORP	DHR	68 000	5,113 60 3,620 08	75.20 53 24	10 88 2 72	0.21
DEERE & CO	DE	83 000	4,489 47 3,594 58	54 09 43.31	92 96 23 24	2.07
GENERAL ELEC CO	GE	265 000	4,009 45 4,213 26	15 13 15 90	106 00 26 50	2 64
LOCKHEED MARTIN CORP	LMT	45 000	3,390 75 4,703 68	75.35 104.53	113 40	3.34
** TOTAL INDUSTRIALS		SUB-TOTAL	29,832.65 25,741.36		649.58 52 46	2.18
INFORMATION TECHNOLOGY						
ANALOG DEVICES	ADI	139 000	4,389 62 4,224 06	31 58 30 39	111 20	2 53
APPLE	AAPL	29 000	6,111 23 2,967 80	210 73 102 34		
CISCO SYSTEMS INC	CSCO	182 000	4,357 08 3,353 40	23 94 18 43		
GOOGLE INC	GOOG	8 000	4,959 84 3,115 78	619 98 389 47		
HEWLETT-PACKARD CO	HPQ	127 000	6,541 77 4,714 66	51 51 37 12	40 64 10 16	0 62
INTEL CORP	INTC	158 000	3,223 20 3,945 13	20 40 24 97	88 48	2 75

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Statement of Principal Investment Position (CONTINUED)

DESCRIPTION	TICKER	SHARES	TOTAL MARKET/ TOTAL COST	MARKET PRICE/ COST PRICE	EST ANNUAL INCOME/ ACCRUED INC	CURRENT YIELD
INFORMATION TECHNOLOGY						
I B M CORP	IBM	41 000	5,366 90 4,394 51	130 90 107 18	90 20	1 68
INTERSIL HOLDING CORP	ISIL	202 000	3,098 68 2,023 96	15 34 10 02	96 96	3 13
MICROSOFT	MSFT	152 000	4,632 96 3,012 53	30 48 19 82	79 04	1 71
ORACLE CORPORATION	ORCL	208.000	5,102.24 4,466 37	24 53 21 47	41 60	0 82
QUALCOMM INC	QCOM	116 000	5,366 16 4,600 68	46 26 39 66	78 88	1 47
WESTERN UNION COMPANY	WU	147 000	2,770 95 2,764 04	18 85 18.80	8.82	0 32
** TOTAL INFORMATION TECHNOLOGY		SUB-TOTAL	55,920 63 43,582 92		635 82 10 16	1 14
MATERIALS						
FREEPORT-MCMORAN	FCX	53.000	4,255 37 4,502 70	80 29 84.96	31 80	0 75
MONSANTO CO	MON	39.000	3,188 25 2,634 54	81 75 67.55	41.34	1 30
NEWMONT MINING CO	NEM	115 000	5,440 65 5,407 73	47 31 47 02	46 00	0 85
** TOTAL MATERIALS		SUB-TOTAL	12,884.27 12,544.97		119 14 0 00	0.92
TELECOMMUNICATIONS						
A T & T INC	T	122 000	3,419 66 3,188.09	28 03 26 13	204.96	5 99
** TOTAL TELECOMMUNICATIONS		SUB-TOTAL	3,419.66 3,188.09		204.96 0.00	5.99
UTILITIES						
EDISON INTERNATIONAL	EIX	204 000	7,095 12 8,758 49	34 78 42 93	257.04 64 26	3 62
** TOTAL UTILITIES		SUB-TOTAL	7,095 12 8,758 49		257.04 64.26	3.62
MISCELLANEOUS						
I SHARES MSCI EMERGING MKT INDEX	EEM	442 000	18,343 00 15,297 60	41 50 34.61	10 61 5 31	0 06
I SHARES MSCI EAFE INDEX FUND	EFA	453 000	25,041 84 24,213 03	55 28 53 45	652 77	2 61
** TOTAL MISCELLANEOUS		SUB-TOTAL	43,384.84 39,510.63		663.38 5.31	1 53
* TOTAL EQUITY			322,431.52 305,305.10		4,949.88 243.84	1.54

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Statement of Principal Investment Position (CONTINUED)

DESCRIPTION	TICKER	SHARES	TOTAL MARKET/ TOTAL COST	MARKET PRICE/ COST PRICE	EST ANNUAL INCOME/ ACCRUED INC	CURRENT YIELD
FIXED INCOME						
FEDERAL FARM CREDIT BANKS 5 45% 12/11/2013		25,000 000	27,810 25 25,641 50	111 24 102 57	1,362 50 75 69	4 90
FHLB 6% 05/13/2011		30,000 000	32,053 20 31,224 30	106 84 104 08	1,800 00 230 00	5 62
I SHARES BARCLAYS 1-3 YR CREDIT BOND FUND	CSJ	240 000	24,950 40 25,053.25	103 96 104 39	929 76 59 12	3 73
TARGET CORP 5 875% 03/01/2012		25,000 000	27,088 00 25,719 75	108 35 102 88	1,468 75 489 58	5 42
* TOTAL FIXED INCOME			111,901 85 107,638.80		5,561.01 854.39	4.97
TOTAL PRINCIPAL ASSETS			524,937 52 503,548 05		10,565.25 1,102.76	2 01

Statement of Income Investment Position

DESCRIPTION	TICKER	SHARES	TOTAL MARKET/ TOTAL COST	MARKET PRICE/ COST PRICE	EST ANNUAL INCOME/ ACCRUED INC	CURRENT YIELD
CASH AND EQUIVALENTS						
FEDERATED PRIME CASH OBLIGATIONS FUND #857	PCCXX	4,090 290	4,090 29 4,090.29	1 00 1 00	2 45 0.20	0.06
* TOTAL CASH AND EQUIVALENTS			4,090.29 4,090.29		2.45 0.20	0.06
TOTAL INCOME ASSETS			4,090.29 4,090.29		2.45 0.20	0.06