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**Short Form  
Return of Organization Exempt From Income Tax**

**2009**

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code  
(except black lung benefit trust or private foundation)

▶ Sponsoring organizations of donor advised funds and controlling organizations as defined in section 512(b)(13) must file Form 990. All other organizations with gross receipts less than \$500,000 and total assets less than \$1,250,000 at the end of the year may use this form.

▶ The organization may have to use a copy of this return to satisfy state reporting requirements

Department of the Treasury  
Internal Revenue Service

**Open to Public  
Inspection**

**A For the 2009 calendar year, or tax year beginning , 2009, and ending**

<p><b>B</b> Check if applicable:</p> <p><input type="checkbox"/> Address change</p> <p><input type="checkbox"/> Name change</p> <p><input type="checkbox"/> Initial return</p> <p><input type="checkbox"/> Termination</p> <p><input type="checkbox"/> Amended return</p> <p><input type="checkbox"/> Application pending</p>	<p>Please use IRS label or print or type. See Specific Instructions.</p>	<p><b>C</b></p> <p>River Greenway Consortium, Inc. C/O Fort Wayne Parks and Recreation 705 East State Blvd. Fort Wayne, IN 46805-3457</p>	<p><b>D</b> Employer identification number 42-1545637</p> <p><b>E</b> Telephone number 260-485-8503</p> <p><b>F</b> Group Exemption Number</p>
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• Section 501(c)(3) organizations and 4947(a)(1) nonexempt charitable trusts must attach a completed Schedule A (Form 990 or 990-EZ).

**I Website:** ▶ N/A

**J Tax-exempt status** (check only one) —  501(c) ( 3 ) ◀ (insert no) | 4947(a)(1) or | 527

**K** Check  if the organization is not a section 509(a)(3) supporting organization and its gross receipts are normally not more than \$25,000. A Form 990-EZ or Form 990 return is not required, but if the organization chooses to file a return, be sure to file a complete return

**L** Add lines 5b, 6b, and 7b, to line 9 to determine gross receipts, if \$500,000 or more, file Form 990 instead of Form 990-EZ ▶ \$ 87,458.

**Part I Revenue, Expenses, and Changes in Net Assets or Fund Balances** (See the instructions for Part I.)

	<p><b>1</b> Contributions, gifts, grants, and similar amounts received</p> <p><b>2</b> Program service revenue including government fees and contracts</p> <p><b>3</b> Membership dues and assessments</p> <p><b>4</b> Investment income</p> <p><b>5a</b> Gross amount from sale of assets other than inventory</p> <p><b>5b</b> Less: cost or other basis and sales expenses</p> <p><b>5c</b> Gain or (loss) from sale of assets other than inventory (Subtract line 5b from line 5a)</p> <p><b>6</b> Special events and activities (complete applicable parts of Schedule G) if any amount is from gaming, check here <input type="checkbox"/></p> <p><b>6a</b> Gross revenue (not including contributions reported on line 1)</p> <p><b>6b</b> Less: direct expenses other than contributions</p> <p><b>6c</b> Net income or (loss) from special events and activities (Subtract line 6b from line 6a)</p> <p><b>7a</b> Gross sales of inventory, less returns and allowances</p> <p><b>7b</b> Less: cost of goods sold</p> <p><b>7c</b> Gross profit or (loss) from sales of inventory (Subtract line 7b from line 7a)</p> <p><b>8</b> Other revenue (describe ▶ _____)</p> <p><b>9 Total revenue.</b> Add lines 1, 2, 3, 4, 5c, 6c, 7c, and 8</p>		<p><b>1</b> 85,370.</p> <p><b>2</b></p> <p><b>3</b></p> <p><b>4</b> 2,088.</p> <p><b>5c</b></p> <p><b>6c</b></p> <p><b>7c</b></p> <p><b>8</b></p> <p><b>9</b> 87,458.</p>
	<p><b>10</b> Grants and similar amounts paid (attach schedule) See Statement 1</p> <p><b>11</b> Benefits paid to or for members</p> <p><b>12</b> Salaries, other compensation, and employee benefits</p> <p><b>13</b> Professional fees and other payments to independent contractors</p> <p><b>14</b> Occupancy, rent, utilities, and maintenance</p> <p><b>15</b> Printing, publications, postage, and shipping</p> <p><b>16</b> Other expenses (describe ▶ See Statement 2)</p> <p><b>17 Total expenses.</b> Add lines 10 through 16</p>		<p><b>10</b> 226,681.</p> <p><b>11</b></p> <p><b>12</b></p> <p><b>13</b> 1,985.</p> <p><b>14</b></p> <p><b>15</b> 134.</p> <p><b>16</b> 10,629.</p> <p><b>17</b> 239,429.</p>
	<p><b>18</b> Excess or (deficit) for the year (Subtract line 17 from line 9)</p> <p><b>19</b> Net assets or fund balances at beginning of year (from line 27, column (A)) (must agree with end-of-year figure reported on prior year's return)</p> <p><b>20</b> Other changes in net assets or fund balances (attach explanation)</p> <p><b>21</b> Net assets or fund balances at end of year Combine lines 18 through 20</p>		<p><b>18</b> -151,971.</p> <p><b>19</b> 270,451.</p> <p><b>20</b></p> <p><b>21</b> 118,480.</p>

**Part II Balance Sheets.** If Total assets on line 25, column (B) are \$1,250,000 or more, file Form 990 instead of Form 990-EZ.

		(See the instructions for Part II)		(A) Beginning of year		(B) End of year	
	<b>22</b> Cash, savings, and investments			270,451.			118,480.
	<b>23</b> Land and buildings						
	<b>24</b> Other assets (describe ▶ _____)						
	<b>25 Total assets</b>			270,451.			118,480.
	<b>26 Total liabilities</b> (describe ▶ _____)			0.			0.
	<b>27 Net assets or fund balances</b> (line 27 of column (B) must agree with line 21)			270,451.			118,480.

**BAA For Privacy Act and Paperwork Reduction Act Notice, see separate instructions.**

Form 990-EZ (2009)

99-12 6

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**Part V Other Information** (Note the statement requirements in the instrs for Part V.)

		Yes	No
33	Did the organization engage in any activity not previously reported to the IRS? If 'Yes,' attach a detailed description of each activity		X
34	Were any changes made to the organizing or governing documents? If 'Yes,' attach a conformed copy of the changes	X	
35	If the organization had income from business activities, such as those reported on lines 2, 6a, and 7a (among others), but not reported on Form 990-T, attach a statement explaining why the organization did not report the income on Form 990-T		
35a	a Did the organization have unrelated business gross income of \$1,000 or more or was it subject to section 6033(e) notice, reporting, and proxy tax requirements?		X
35b	b If 'Yes,' has it filed a tax return on <b>Form 990-T</b> for this year?		
36	Did the organization undergo a liquidation, dissolution, termination, or significant disposition of net assets during the year? If 'Yes,' complete applicable parts of Schedule N		X
37a	Enter amount of political expenditures, direct or indirect, as described in the instructions ▶ <u>37a</u> 0.		
37b	b Did the organization file <b>Form 1120-POL</b> for this year?		X
38a	38a Did the organization borrow from, or make any loans to, any officer, director, trustee, or key employee or were any such loans made in a prior year and still outstanding at the end of the period covered by this return?		X
38b	b If 'Yes,' complete Schedule L, Part II and enter the total amount involved <u>38b</u> N/A		
39	39 Section 501(c)(7) organizations. Enter.		
39a	a Initiation fees and capital contributions included on line 9 <u>39a</u> N/A		
39b	b Gross receipts, included on line 9, for public use of club facilities <u>39b</u> N/A		
40a	40a Section 501(c)(3) organizations Enter amount of tax imposed on the organization during the year under. section 4911 ▶ <u>0.</u> , section 4912 ▶ <u>0.</u> , section 4955 ▶ <u>0.</u>		
40b	b Section 501(c)(3) and 501(c)(4) organizations Did the organization engage in any section 4958 excess benefit transaction during the year or is it aware that it engaged in an excess benefit transaction with a disqualified person in a prior year, and that the transaction has not been reported on any of the organization's prior Forms 990 or 990-EZ? If 'Yes,' complete Schedule L, Part I		X
40c	c Section 501(c)(3) and 501(c)(4) organizations Enter amount of tax imposed on organization managers or disqualified persons during the year under sections 4912, 4955, and 4958 ▶ <u>0.</u>		
40d	d Section 501(c)(3) and 501(c)(4) organizations. Enter amount of tax on line 40c reimbursed by the organization ▶ <u>0.</u>		
40e	e All organizations. At any time during the tax year, was the organization a party to a prohibited tax shelter transaction? If 'Yes,' complete Form 8886-T		X
41	41 List the states with which a copy of this return is filed ▶ <u>None</u>		

42a The organization's books are in care of ▶ Bill Ewing, Treasurer Telephone no. ▶ 260-485-8503  
 Located at ▶ 705 East State Blvd., Fort Wayne, IN ZIP + 4 ▶ 46805-3457

		Yes	No
42b	b At any time during the calendar year, did the organization have an interest in or a signature or other authority over a financial account in a foreign country (such as a bank account, securities account, or other financial account)? If 'Yes,' enter the name of the foreign country: ▶ _____		X
See the instructions for exceptions and filing requirements for Form TD F 90-22 1, Report of a Foreign Bank and Financial Accounts.			
42c	c At any time during the calendar year, did the organization maintain an office outside of the U S ? If 'Yes,' enter the name of the foreign country ▶ _____		X

43 Section 4947(a)(1) nonexempt charitable trusts filing Form 990-EZ in lieu of **Form 1041** – Check here and enter the amount of tax-exempt interest received or accrued during the tax year ▶ 43  N/A  N/A

		Yes	No
44	44 Did the organization maintain any donor advised funds? If 'Yes,' Form 990 must be completed instead of Form 990-EZ		X
45	45 Is any related organization a controlled entity of the organization within the meaning of section 512(b)(13)? If 'Yes,' Form 990 must be completed instead of Form 990-EZ		X

**Part VI Section 501(c)(3) organizations and section 4947(a)(1) nonexempt charitable trusts only.** All section 501(c)(3) organizations and section 4947(a)(1) nonexempt charitable trusts must answer questions 46-49b and complete the tables for lines 50 and 51. See Statement 7

	Yes	No
<b>46</b> Did the organization engage in direct or indirect political campaign activities on behalf of or in opposition to candidates for public office? If 'Yes,' complete Schedule C, Part I		X
<b>47</b> Did the organization engage in lobbying activities? If 'Yes,' complete Schedule C, Part II		X
<b>48</b> Is the organization a school as described in section 170(b)(1)(A)(ii)? If 'Yes,' complete Schedule E		X
<b>49a</b> Did the organization make any transfers to an exempt non-charitable related organization?		X
<b>49b</b> If 'Yes,' was the related organization a section 527 organization?		

**50** Complete this table for the organization's five highest compensated employees (other than officers, directors, trustees and key employees) who each received more than \$100,000 of compensation from the organization. If there is none, enter 'None.'

(a) Name and address of each employee paid more than \$100,000	(b) Title and average hours per week devoted to position	(c) Compensation	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account and other allowances
None				

f Total number of other employees paid over \$100,000 ▶ \_\_\_\_\_

**51** Complete this table for the organization's five highest compensated independent contractors who each received more than \$100,000 of compensation from the organization. If there is none, enter 'None.'

(a) Name and address of each independent contractor paid more than \$100,000	(b) Type of service	(c) Compensation
None		

d Total number of other independent contractors each receiving over \$100,000 ▶ \_\_\_\_\_

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 officer) is based on all information of which preparer has any knowledge.

**Sign Here** Date 5-6-2010

▶ Bill D. Ewing  
Signature of officer

▶ Bill Ewing  
Type or print name and title Treasurer

**Paid Preparer's Use Only**

Preparer's signature ▶ P. Dwyer, CPA Date 4/23/10 Check if self-employed  Preparer's Identifying Number (See instructions) 100234243

Firm's name (or yours if self-employed), address, and ZIP + 4 ▶ Targeted Services PC  
5927 Hosler Rd  
Leo, IN 46765 EIN 01-0727068

Phone no ▶ (260) 627-2544

May the IRS discuss this return with the preparer shown above? See instructions ▶  Yes  No

**SCHEDULE A**  
(Form 990 or 990-EZ)

**Public Charity Status and Public Support**

OMB No 1545-0047

**2009**

Complete if the organization is a section 501(c)(3) organization or a section 4947(a)(1) nonexempt charitable trust.

Open to Public Inspection

Department of the Treasury  
Internal Revenue Service

▶ Attach to Form 990 or Form 990-EZ. ▶ See separate instructions.

Name of the organization **River Greenway Consortium, Inc.**  
**C/O Fort Wayne Parks and Recreation** Employer identification number **42-1545637**

**Part I Reason for Public Charity Status** (All organizations must complete this part.) See instructions

The organization is not a private foundation because it is: (For lines 1 through 11, check only one box.)

- 1  A church, convention of churches or association of churches described in **section 170(b)(1)(A)(i).**
- 2  A school described in **section 170(b)(1)(A)(ii).** (Attach Schedule E.)
- 3  A hospital or cooperative hospital service organization described in **section 170(b)(1)(A)(iii).**
- 4  A medical research organization operated in conjunction with a hospital described in **section 170(b)(1)(A)(iii)** Enter the hospital's name, city, and state.
- 5  An organization operated for the benefit of a college or university owned or operated by a governmental unit described in **section 170(b)(1)(A)(iv).** (Complete Part II.)
- 6  A federal, state, or local government or governmental unit described in **section 170(b)(1)(A)(v).**
- 7  An organization that normally receives a substantial part of its support from a governmental unit or from the general public described in **section 170(b)(1)(A)(vi).** (Complete Part II.)
- 8  A community trust described in **section 170(b)(1)(A)(vi).** (Complete Part II.)
- 9  An organization that normally receives (1) more than 33-1/3 % of its support from contributions, membership fees, and gross receipts from activities related to its exempt functions – subject to certain exceptions, and (2) no more than 33-1/3 % of its support from gross investment income and unrelated business taxable income (less section 511 tax) from businesses acquired by the organization after June 30, 1975 See **section 509(a)(2).** (Complete Part III.)
- 10  An organization organized and operated exclusively to test for public safety See **section 509(a)(4).**
- 11  An organization organized and operated exclusively for the benefit of, to perform the functions of, or carry out the purposes of one or more publicly supported organizations described in section 509(a)(1) or section 509(a)(2). See **section 509(a)(3).** Check the box that describes the type of supporting organization and complete lines 11e through 11h.
  - a  Type I
  - b  Type II
  - c  Type III – Functionally integrated
  - d  Type III – Other
- e  By checking this box, I certify that the organization is not controlled directly or indirectly by one or more disqualified persons other than foundation managers and other than one or more publicly supported organizations described in section 509(a)(1) or section 509(a)(2).
- f If the organization received a written determination from the IRS that is a Type I, Type II or Type III supporting organization,  check this box
- g Since August 17, 2006, has the organization accepted any gift or contribution from any of the following persons?

	Yes	No
11 g (i) a person who directly or indirectly controls, either alone or together with persons described in (ii) and (iii) below, the governing body of the supported organization?		
11 g (ii) a family member of a person described in (i) above?		
11 g (iii) a 35% controlled entity of a person described in (i) or (ii) above?		

h Provide the following information about the supported organizations.

(i) Name of Supported Organization	(ii) EIN	(iii) Type of organization (described on lines 1-9 above or IRC section (see instructions))	(iv) Is the organization in col (i) listed in your governing document?		(v) Did you notify the organization in col (i) of your support?		(vi) Is the organization in col (i) organized in the U S ?		(vii) Amount of Support
			Yes	No	Yes	No	Yes	No	
<b>Total</b>									

**Part II Support Schedule for Organizations Described in Sections 170(b)(1)(A)(iv) and 170(b)(1)(A)(vi)**

(Complete only if you checked the box on line 5, 7, or 8 of Part I.)

**Section A. Public Support**

Calendar year (or fiscal year beginning in) ▶	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
1 Gifts, grants, contributions and membership fees received (Do not include 'unusual grants'.)	75,785.	69,550.	138,673.	311,599.	85,370.	680,977.
2 Tax revenues levied for the organization's benefit and either paid to it or expended on its behalf						0.
3 The value of services or facilities furnished to the organization by a governmental unit without charge. Do not include the value of services or facilities generally furnished to the public without charge.						0.
4 <b>Total.</b> Add lines 1 through 3	75,785.	69,550.	138,673.	311,599.	85,370.	680,977.
5 The portion of total contributions by each person (other than a governmental unit or publicly supported organization) included on line 1 that exceeds 2% of the amount shown on line 11, column (f)						385,893.
6 <b>Public support.</b> Subtract line 5 from line 4						295,084.

**Section B. Total Support**

Calendar year (or fiscal year beginning in) ▶	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
7 Amounts from line 4	75,785.	69,550.	138,673.	311,599.	85,370.	680,977.
8 Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources	85.	1,146.	5,508.	3,646.	2,088.	12,473.
9 Net income from unrelated business activities, whether or not the business is regularly carried on						0.
10 Other income. Do not include gain or loss from the sale of capital assets (Explain in Part IV.)						0.
11 <b>Total support.</b> Add lines 7 through 10						693,450.
12 Gross receipts from related activities, etc. (see instructions)					12	0.
13 <b>First five years.</b> If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and stop here ▶ <input type="checkbox"/>						

**Section C. Computation of Public Support Percentage**

14 Public support percentage for 2009 (line 6, column (f) divided by line 11, column (f))	14	42.6 %
15 Public support percentage from 2008 Schedule A, Part II, line 14	15	47.1 %
16a <b>33-1/3 support test – 2009.</b> If the organization did not check the box on line 13, and the line 14 is 33-1/3 % or more, check this box and stop here. The organization qualifies as a publicly supported organization. ▶ <input checked="" type="checkbox"/>		
b <b>33-1/3 support test – 2008.</b> If the organization did not check a box on line 13, or 16a, and line 15 is 33-1/3% or more, check this box and stop here. The organization qualifies as a publicly supported organization. ▶ <input type="checkbox"/>		
17a <b>10%-facts-and-circumstances test – 2009.</b> If the organization did not check a box on line 13, 16a, or 16b, and line 14 is 10% or more, and if the organization meets the 'facts-and-circumstances' test, check this box and stop here. Explain in Part IV how the organization meets the 'facts-and-circumstances' test. The organization qualifies as a publicly supported organization. ▶ <input type="checkbox"/>		
b <b>10%-facts-and-circumstances test – 2008.</b> If the organization did not check a box on line 13, 16a, 16b, or 17a, and line 15 is 10% or more, and if the organization meets the 'facts-and-circumstances' test, check this box and stop here. Explain in Part IV how the organization meets the 'facts-and-circumstances' test. The organization qualifies as a publicly supported organization. ▶ <input type="checkbox"/>		
18 <b>Private foundation.</b> If the organization did not check a box on line 13, 16a, 16b, 17a, or 17b, check this box and see instructions. ▶ <input type="checkbox"/>		

**Part III Support Schedule for Organizations Described in Section 509(a)(2)**

(Complete only if you checked the box on line 9 of Part I.)

**Section A. Public Support**

Calendar year (or fiscal yr beginning in) ▶	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
<b>1</b> Gifts, grants, contributions and membership fees received. (Do not include 'unusual grants'.)						
<b>2</b> Gross receipts from admissions, merchandise sold or services performed, or facilities furnished in a activity that is related to the organization's tax-exempt purpose.						
<b>3</b> Gross receipts from activities that are not an unrelated trade or business under section 513.						
<b>4</b> Tax revenues levied for the organization's benefit and either paid to or expended on its behalf.						
<b>5</b> The value of services or facilities furnished by a governmental unit to the organization without charge.						
<b>6 Total.</b> Add lines 1 through 5.						
<b>7a</b> Amounts included on lines 1, 2, 3 received from disqualified persons.						
<b>b</b> Amounts included on lines 2 and 3 received from other than disqualified persons that exceed the greater of 1% of the amount on line 13 for the year.						
<b>c</b> Add lines 7a and 7b.						
<b>8 Public support.</b> (Subtract line 7c from line 6.)						

**Section B. Total Support**

Calendar year (or fiscal yr beginning in) ▶	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
<b>9</b> Amounts from line 6.						
<b>10a</b> Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources.						
<b>b</b> Unrelated business taxable income (less section 511 taxes) from businesses acquired after June 30, 1975.						
<b>c</b> Add lines 10a and 10b.						
<b>11</b> Net income from unrelated business activities not included in line 10b, whether or not the business is regularly carried on.						
<b>12</b> Other income. Do not include gain or loss from the sale of capital assets. (Explain in Part IV.)						
<b>13 Total support.</b> (add lns 9, 10c, 11, and 12.)						

**14 First five years.** If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and stop here.

**Section C. Computation of Public Support Percentage**

<b>15</b> Public support percentage for 2009 (line 8, column (f) divided by line 13, column (f))	<b>15</b>	%
<b>16</b> Public support percentage from 2008 Schedule A, Part III, line 15.	<b>16</b>	%

**Section D. Computation of Investment Income Percentage**

<b>17</b> Investment income percentage for 2009 (line 10c, column (f) divided by line 13, column (f))	<b>17</b>	%
<b>18</b> Investment income percentage from 2008 Schedule A, Part III, line 17.	<b>18</b>	%

**19a 33-1/3 support tests – 2009.** If the organization did not check the box on line 14, and line 15 is more than 33-1/3%, and line 17 is not more than 33-1/3%, check this box and **stop here.** The organization qualifies as a publicly supported organization.

**b 33-1/3 support tests – 2008.** If the organization did not check a box on line 14 or 19a, and line 16 is more than 33-1/3%, and line 18 is not more than 33-1/3%, check this box and **stop here.** The organization qualifies as a publicly supported organization.

**20 Private foundation.** If the organization did not check a box on line 14, 19a, or 19b, check this box and see instructions.



Client GRWY

River Greenway Consortium, Inc.  
C/O Fort Wayne Parks and Recreation

42-1545637

4/23/10

09.53AM

**Statement 1**  
**Form 990-EZ, Part I, Line 10**  
**Grants and Similar Amounts Paid**

Class of Activity:	Community partner support		
Donee's Name:	Little River Wetlands Project		
Relationship of Donee:	Fort Wayne, IN		
Cash Amount Given:	None	\$	20.
Class of Activity:	Community partner support		
Donee's Name:	ACRES Land Trust		
Relationship of Donee:	Huntertown, IN		
Cash Amount Given:	None	\$	50.
Class of Activity:	Community partner support		
Donee's Name:	Maumee Valley Heritage Corridor		
Relationship of Donee:	Toledo, OH		
Cash Amount Given:	None	\$	25.
Class of Activity:	Community partner support		
Donee's Name:	Banks of the Wabash		
Relationship of Donee:	Lafayette, IN		
Cash Amount Given:	None	\$	25.
Class of Activity:	Community partner support		
Donee's Name:	Northwest Allen Trails		
Relationship of Donee:	Huntertown, IN		
Cash Amount Given:	None	\$	20.
Class of Activity:	Community partner support		
Donee's Name:	Aboite New Trails		
Relationship of Donee:	Fort Wayne, IN		
Cash Amount Given:	None	\$	25.
Class of Activity:	Community partner support		
Donee's Name:	Fort Wayne Track Club		
Relationship of Donee:	Fort Wayne, IN		
Cash Amount Given:	None	\$	16.
Class of Activity:	Grant		
Donee's Name:	City of Fort Wayne		
Donee's Address:	1 East Main Street		
Relationship of Donee:	Fort Wayne, IN 4802		
Cash Amount Given:	None	\$	225,000.

Client GRWY

River Greenway Consortium, Inc.  
C/O Fort Wayne Parks and Recreation

42-1545637

4/23/10

09 53AM

**Statement 1 (continued)**  
**Form 990-EZ, Part I, Line 10**  
**Grants and Similar Amounts Paid**

Class of Activity:	Grant	
Donee's Name:	TREES Indiana, Inc.	
Donee's Address:	5048 Stellhorn Road	
	Fort Wayne, IN 46815	
Relationship of Donee:	None	
Cash Amount Given:		\$ 1,500.

**Statement 2**  
**Form 990-EZ, Part I, Line 16**  
**Other Expenses**

Aqueduct newsletter	\$	1,253.
Insurance		735.
Office Expenses		130.
Promotional material		510.
Telephone..		636.
Trail Memorial		6,666.
Unclassified		339.
Webpage Design		360.
Total	\$	<u>10,629.</u>

**Statement 3**  
**Form 990-EZ, Part III**  
**Organization's Primary Exempt Purpose**

The River Greenway Consortium, Inc. is a volunteer group dedicated to Greenway Trails and their development as safe pathways connecting our communities with the natural world.

**Statement 4**  
**Form 990-EZ, Part III, Line 28**  
**Statement of Program Service Accomplishments****Trail Development and Maintenance:**

The River Greenway Consortium partnered with the City of Fort Wayne and other local trail groups in furthering the development of trail systems in Allen County, Indiana. These efforts included the Towpath, Cougar, Johnny Applesseed to Shoaff, six-mile creek trail, Pufferbelly and other trails:

1.) Organization of and attendance at meetings with stakeholders (neighborhood associations, school administrators, corporations and City officials);

2.) Grant writing and other fund raising activities geared toward land purchase, acquisition of easements and other capital requirements for trail development; and

3.) Payment of development expenses including feasibility studies, engineering studies, design fees, appraisals, surveys, title searches, and similar costs.

**Maintenance of Current Trail System:**

Members of the River Greenway Consortium assisted with the maintenance of current trail systems by:

1.) Supporting the City's Greenway Ranger Program through which volunteers

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C/O Fort Wayne Parks and Recreation

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**Statement 4 (continued)**  
**Form 990-EZ, Part III, Line 28**  
**Statement of Program Service Accomplishments**

patrol designated sections of the trail system and report problems related to trail damage, safety concerns, vandalism, etc.

2.) Participating in the City's four ongoing Rivergreenway Teams: Maintenance and Improvement; Security; Beautification; Marketing and Funding.

**Statement 5**  
**Form 990-EZ, Part III, Line 29**  
**Statement of Program Service Accomplishments**

**Community Education and Outreach:**

The River Greenway Consortium led various efforts to increase public awareness and use of the existing trail system through:

- 1.) Assisting the City of Fort Wayne on its successful "All America City" submission with its "Focus on Trails"
- 2.) Participating in the Mayor's Regional Bike Summit and providing a manned information booth (March 21, 2009)
- 3.) Providing a manned information booth at IPFW's Earth Day event (April 22, 2009)
- 4.) Providing information and maps at various locations throughout the City of Fort Wayne for "Focus on Health"
- 5.) Helping the City to distribute Greenway maps to various businesses throughout the city
- 6.) Participating in the National Bike to Work Day
- 7.) Participating in the Mayor's news conference for the dedication of the Rivergreenway as a "National Recreation Trail" (June 6, 2009)
- 8.) Participating in the Three Rivers Festival Walk/Run event (July 18, 2009)
- 9.) Providing funds to TREES Indiana for planting 40 trees along the Towpath Trail
- 10.) Providing a manned booth, information and maps at the "Fort 4 Fitness" event (September 25, 2009)
- 11.) Providing a thank you / recognition event for the Greenway Rangers for the 2009 season (October 19, 2009)

**Statement 6**  
**Form 990-EZ, Part IV**  
**List of Officers, Directors, Trustees, and Key Employees**

<u>Name and Address</u>	<u>Title and Average Hours Per Week Devoted</u>	<u>Compensation</u>	<u>Contribution to EBP &amp; DC</u>	<u>Expense Account/ Other</u>
Bill Ewing 705 East State Blvd. Fort Wayne, IN	Treasurer 15.00	\$ 0.	\$ 0.	\$ 0.
Amy Hartzog 705 East State Blvd. Fort Wayne, IN	Director 10.00	0.	0.	0.

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C/O Fort Wayne Parks and Recreation

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Statement 6 (continued)  
Form 990-EZ, Part IV  
List of Officers, Directors, Trustees, and Key Employees

<u>Name and Address</u>	<u>Title and Average Hours Per Week Devoted</u>	<u>Compen- sation</u>	<u>Contri- bution to EBP &amp; DC</u>	<u>Expense Account/ Other</u>
Betty Jo Harper 705 East State Blvd. Fort Wayne, IN	Director 5.00	\$ 0.	\$ 0.	\$ 0.
Nancy Volmerding 705 East State Blvd. Fort Wayne, IN	Rec'g Secretary 10.00	0.	0.	0.
Dawn Ritchie 705 East State Blvd. Fort Wayne, IN	Director 10.00	0.	0.	0.
Roger Goodland 705 East State Blvd. Fort Wayne, IN	Director 30.00	0.	0.	0.
Todd Jacobs 705 East State Blvd. Fort Wayne, IN	Director 5.00	0.	0.	0.
Alison Adams 705 East State Blvd. Fort Wayne, IN	Director 5.00	0.	0.	0.
Jon Bomberger 705 East State Blvd. Fort Wayne, IN	President 25.00	0.	0.	0.
Kathryn Boling 705 East State Blvd. Fort Wayne, IN	Director 10.00	0.	0.	0.
Sean Marquardt 705 East State Blvd. Fort Wayne, IN	Vice President 20.00	0.	0.	0.
Melinda Haines 705 East State Blvd. Fort Wayne, IN	Director 10.00	0.	0.	0.
Jim Merz 705 East State Blvd. Fort Wayne, IN	Director 5.00	0.	0.	0.
Michael Arnold 705 East State Blvd. Fort Wayne, IN	Director 5.00	0.	0.	0.

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C/O Fort Wayne Parks and Recreation

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**Statement 6 (continued)**  
**Form 990-EZ, Part IV**  
**List of Officers, Directors, Trustees, and Key Employees**

Name and Address	Title and Average Hours Per Week Devoted	Compen- sation	Contri- bution to EBP & DC	Expense Account/ Other
Corinna Askins 705 East State Blvd. Fort Wayne, IN	Director 5.00	\$ 0.	\$ 0.	\$ 0.
Michael Waskiewicz 705 East State Blvd. Fort Wayne, IN	Director 5.00	0.	0.	0.
	Total	<u>\$ 0.</u>	<u>\$ 0.</u>	<u>\$ 0.</u>

**Statement 7**  
**Form 990-EZ, Part VI**  
**Regarding Transfers Associated with Personal Benefit Contracts**

(a) Did the organization, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract? No

(b) Did the organization, during the year, pay premiums, directly or indirectly, on a personal benefit contract? No

**AMENDED AND RESTATED BYLAWS**

**OF**

**RIVER GREENWAY CONSORTIUM, INC.**  
**D/B/A GREENWAY CONSORTIUM**

**ARTICLE I**

**General**

**Section 1. Name.** The name of this corporation is River Greenway Consortium, Inc., d/b/a Greenway Consortium (the "Corporation"). The Corporation is organized as a nonprofit corporation under Indiana law.

**Section 2. Address and Agent.** The post office address of the Corporation's registered office at the time of adoption of these Amended and Restated Bylaws (the "Bylaws") is 705 E. State Boulevard, Fort Wayne, Indiana. The registered agent in charge of the registered office at the time of adoption of these Bylaws is Director, Fort Wayne Parks and Recreation, 705 E. State Boulevard, Fort Wayne, Indiana.

**Section 3. Fiscal Year.** The fiscal year of the Corporation shall begin on the first day of January and end on the last day of December next succeeding.

**ARTICLE II**

**Meetings of Members**

**Section 1. Members.** The Corporation's members shall be those individuals and entities which have satisfied the Corporation's requirements for membership as established by the Board of Directors. The Board of Directors shall maintain a current record of members of the Corporation.

**Section 2. Annual Members' Meeting.** An annual meeting of members of the Corporation ("Annual Members' Meeting") shall be held in the month of February at the time

specified by the Board of Directors and at the principal office of the Corporation or at such other places as the Board of Directors may specify. The members will elect the Board of Directors at the Annual Members' Meeting.

Section 3. Special Members' Meetings. A special meeting of the members ("Special Members' Meeting") may be held at such times as are specified by the persons calling the meeting and at the principal office of the Corporation or at such other place as the Board of Directors may specify. Special Members' Meetings may be called at any time by the President, a majority of the Board of Directors or by written petition signed by not less than twenty-five percent (25%) of the members which is delivered to the President or the Secretary.

Section 4. Notice of the Meetings. Notice of the Annual Members' Meeting shall be given not less than thirty (30) days before the date of the meeting and Special Members' Meetings shall be given not less than fifteen (15) days before the date of the meeting. Such notice is given when deposited in the United States mail to the member at the address as it appears on the record of members maintained by the Board of Directors. Notice of such meetings may be published in the Corporation's newsletter provided such publication is mailed according to the provisions stated above.

Section 5. Quorum. Ten (10) voting members shall constitute a quorum at any meeting of the members at which Corporation business is to be conducted. Members must approve any change in this quorum. Unless at least one-third of the members are present in person only matters described in the notice of a meeting may be voted on at the meeting.

Section 6. Record Date. The record date to determine the members entitled to notice of a meeting of members, to demand a special meeting, to vote, or to take any other action, shall be the date of notice of the meeting or a date fixed by the Board of Directors, but in

no case may the date be more than seventy (70) days before the meeting or action requiring a determination of members occurs.

Section 7. Member Record. The member record shall be prepared by the Board of Directors and shall include the names and mailing addresses of the members who are entitled to notice of the Special Members' Meeting.

### ARTICLE III

#### Board of Directors

Section 1. In General. The affairs of the Corporation shall be managed, controlled, and conducted by and under the supervision of the Board of Directors, subject to the provisions of the Corporation's Articles of Incorporation (the "Articles") and these Bylaws. The Board of Directors shall have the number of members, no fewer than three (3) or greater than twenty (20), as designated by the Board of Directors from time to time.

Section 2. Appointment and Terms of Directors. Except as otherwise provided herein or by resolution of the Board of Directors, each director shall serve without compensation for a term of three (3) years and until his or her successor is duly elected and qualified. Directors shall be divided as nearly as possible into three (3) equal groups, and each group shall serve a staggered term so that approximately one-third (1/3) of the Board of Directors is elected for each year. No director shall serve more than three (3) consecutive three-year terms.

Section 3. Quorum and Voting. A majority of directors in office immediately before a meeting begins shall constitute a quorum for the transaction of any business properly to come before the Board of Directors. The act of a majority of the directors present at a meeting at which a quorum is present shall be the act of the Board of Directors.

Section 4. Regular Meetings. The Board of Directors shall hold regular meetings, as fixed by these Bylaws or by resolution of the Board of Directors, for the purpose of transacting such business as properly may come before the Board of Directors. Such regular meetings of the Board of Directors may be held without additional specific notice of the date, time, place, or purpose of the meeting.

Section 5. Special Meetings. Notwithstanding the preceding Section 4 of this Article III, the Board of Directors may hold special meetings for any lawful purpose upon not fewer than two (2) days' notice, as described in Section 6 of this Article III, upon call by the President of the Corporation or by not fewer than three (3) members of the Board of Directors. A special meeting shall be held at such date, time, and place within or without the State of Indiana as is specified in the call of the meeting. The purpose of any such meeting need not be specified.

Section 6. Notice of Special Meetings. Oral or written notice of the date, time, and place of each special meeting of the Board of Directors shall be communicated, delivered, or mailed by the Secretary of the Corporation, or by the person or persons calling the meeting, to each member of the Board of Directors so that such notice is effective at least two (2) days before the date of the meeting. The notice need not describe the purpose of the special meeting. Oral notice shall be effective when communicated. Written notice shall be effective at the earliest of the following:

- (a) When received;
- (b) Five (5) days after the notice is mailed, as evidenced by the postmark or private carrier receipt, if mailed correctly addressed to the address listed in the most current records of the Corporation; or

(c) On the date shown on the return receipt, if sent by registered or certified United States mail, return receipt requested, and the receipt is signed by or on behalf of the addressee.

Section 7. Waiver of Notice. Notice of a meeting may be waived in a writing signed by the director entitled to the notice and filed with the minutes or the corporate records. Attendance at or participation in any meeting of the Corporation's Board of Directors shall constitute waiver of notice of such meeting unless the director shall, at the beginning of the meeting or promptly upon the director's arrival, object to holding the meeting and does not vote for or assent to action taken at the meeting.

Section 8. Means of Communication. The Board of Directors, or a committee thereof, may (a) permit a director or a committee member to participate in a meeting by or (b) conduct a meeting through the use of any means of communication by which all directors or committee members participating simultaneously may hear each other during the meeting. A director or committee member participating in a meeting by such means shall be considered present in person at the meeting.

Section 9. Action by Written Consent. Any action required or permitted to be taken at any meeting of the Board of Directors, or any committee thereof, may be taken without a meeting if a written consent describing such action is signed by each director, and such written consent is included in the minutes or filed with the corporate records reflecting the action taken. Action taken by written consent shall be effective when the last director or committee member signs the consent, unless the consent specifies a prior or subsequent effective date. A consent signed as described in this Section 9 shall have the effect of a meeting vote and may be described as such in any document.

Section 10. Removal, Resignation, and Vacancies. A director may be removed from office or replaced at any time, with or without cause, by a majority vote of the Board of Directors. Any vacancy on the Board of Directors, whether created by removal or resignation, may be filled by a majority vote of the Board of Directors. A director who fills a vacancy under this Section 10 shall serve until the expiration of the term vacated.

#### ARTICLE IV

##### Officers

Section 1. In General. The officers of the Corporation shall be a President, a Vice-President, a Secretary, a Treasurer, and such other officers as the Board of Directors otherwise may elect. An officer simultaneously may hold more than one (1) office. Each officer shall be elected by the Board of Directors at a regular or special meeting and shall serve for one (1) year, or such other period as is prescribed by the directors at the time of such election, and until the officer's successor is elected and qualified. All officers may, but need not be, members of the Board of Directors, except that the President shall be a member of the Board of Directors. Any officer may be removed by the Board of Directors at any time, with or without cause. Any vacancy occurring in any office shall be filled by the Board of Directors, and the person elected to fill such vacancy shall serve until the expiration of the term vacated. The Vice-President shall be deemed the President-elect and shall serve in the Office of President in the following year.

Section 2. President. The President shall preside at all meetings of the Board of Directors of the Corporation and shall be responsible for implementation of policies established by the Board of Directors. The President shall perform the duties incident to the office of chief executive officer of the Corporation and such other duties as the Board of Directors may prescribe.

Section 3. Vice-President. In the absence of the President, or in the event of the President's inability or refusal to act, the Vice-President shall perform all the duties of the President, and when so acting shall have all the powers of, and be subject to all the restrictions on, the President. The Vice-President shall perform the duties usual to such position and such other duties as the Board of Directors or the President may prescribe.

Section 4. Secretary. The Secretary shall be the custodian of all papers, books, and records of the Corporation, other than books of account and financial records. The Secretary shall prepare and enter in the minute book the minutes of all meetings of the Board of Directors. The Secretary shall authenticate records of the Corporation as necessary. The Secretary shall perform the duties usual to such position and such other duties as the Board of Directors or the President may prescribe.

Section 5. Treasurer. The Treasurer shall prepare and maintain correct and complete records of account showing accurately the financial condition of the Corporation. All notes, securities, and other assets coming into the possession of the Corporation shall be received, accounted for, and placed in safekeeping as the Treasurer may from time to time prescribe. The Treasurer shall furnish, whenever requested by the Board of Directors or the President, a statement of the financial condition of the Corporation and shall perform the duties usual to such position and such other duties as the Board of Directors or the President may prescribe.

Section 6. Other Officers. Each other officer of the Corporation shall perform such duties as the Board of Directors or the President may prescribe.

## ARTICLE V

### Committees

Section 1. Executive Committee. The Board of Directors may, by resolution adopted by a majority of the directors then in office, designate two (2) or more directors of the Corporation to constitute an Executive Committee which, to the extent provided in such resolution and consistent with Indiana law, shall have and exercise all of the authority of the Board of Directors in the management of the Corporation's affairs during intervals between the meetings of the Board of Directors. The Executive Committee shall be subject to the authority and supervision of the Board of Directors.

Section 2. Other Committees. The Board of Directors may establish other committees, in addition to the Executive Committee, to accomplish the goals and perform the programs of the Corporation. Such committees shall have such responsibilities and powers as the Board of Directors shall specify. Each committee must have at least one (1) member of the Board of Directors on the committee, and the balance of the members of the committee may, but need not, be members of the Board of Directors. A committee member appointed by the Board of Directors may be removed by the Board of Directors, with or without cause.

## ARTICLE VI

### Indemnification

Section 1. Indemnification by the Corporation. To the extent not inconsistent with applicable law, every person (and the heirs and personal representatives of such person) who is or was a director, officer, employee, or agent of the Corporation shall be indemnified by the Corporation against all liability and reasonable expense that may be incurred by him or her in connection with or resulting from any claim, action, suit, or proceeding (a) if such person is

wholly successful with respect thereto or, (b) if not wholly successful, then if such person is determined as provided in Section 3 of this Article VI to have acted in good faith, in what he or she reasonably believed to be the best interests of the Corporation (or, in any case not involving the person's official capacity with the Corporation, in what he or she reasonably believed to be not opposed to the best interests of the Corporation) and, with respect to any criminal action or proceeding, is determined to have had reasonable cause to believe that his or her conduct was lawful (or no reasonable cause to believe that such conduct was unlawful). The termination of any claim, action, suit, or proceeding, by judgment, settlement (whether with or without court approval), or conviction, or upon a plea of guilty or of *nolo contendere* or its equivalent, shall not create a presumption that a person did not meet the standards of conduct set forth in this Article VI.

Section 2. Definitions.

(a) As used in this Article VI, the phrase "claim, action, suit, or proceeding" shall include any threatened, pending, or completed civil, criminal, administrative, or investigative action, suit, or proceeding and all appeals thereof (whether brought by or in the right of this Corporation, any other corporation, or otherwise), whether formal or informal, in which a person (or his or her heirs or personal representatives) may become involved, as a party or otherwise:

(i) By reason of his or her being or having been a director, officer, employee, or agent of the Corporation, or of any corporation where he or she served as such at the request of the Corporation, or

(ii) By reason of his or her acting or having acted in any capacity in a corporation, partnership, joint venture, association, trust, or other organization or entity where he or she served as such at the request of the Corporation, or

(iii) By reason of any action taken or not taken by him or her in any such capacity, whether or not he or she continues in such capacity at the time such liability or expense shall have been incurred.

(b) As used in this Article VI, the terms "liability" and "expense" shall include, but shall not be limited to, counsel fees and disbursements, and amounts of judgments, fines, or penalties against, and amounts paid in settlement by or on behalf of, a person.

(c) As used in this Article VI, the term "wholly successful" shall mean:

(i) Termination of any action, suit, or proceeding against the person in question without any finding of liability or guilt against him or her,

(ii) Approval by a court, with knowledge of the indemnity herein provided, of a settlement of any action, suit, or proceeding, or

(iii) The expiration of a reasonable period of time after the making of any claim or threat of any action, suit, or proceeding without the institution of the same, without any payment or promise made to induce a settlement.

Section 3. Entitlement to Indemnification. Every person claiming indemnification under this Article VI (other than one who has been wholly successful with respect to any claim, action, suit, or proceeding) shall be entitled to indemnification if (a) special independent legal counsel, which may be regular counsel of the Corporation or any other disinterested person or persons, in either case selected by the Board of Directors, whether or not

a disinterested quorum exists (such counsel or person or persons being hereinafter called the "referee"), shall deliver to the Corporation a written finding that such person has met the standards of conduct set forth in Section 1 of this Article VI and (b) the Board of Directors, acting upon such written finding, so determines. The person claiming indemnification shall, if requested, appear before the referee and answer questions that the referee deems relevant and shall be given ample opportunity to present to the referee evidence upon which he or she relies for indemnification. The Corporation shall, at the request of the referee, make available facts, opinions, or other evidence in any way relevant to the referee's findings that is within the possession or control of the Corporation.

Section 4. Relationship to Other Rights. The right of indemnification provided in this Article VI shall be in addition to any rights to which any person may otherwise be entitled.

Section 5. Extent of Indemnification. Irrespective of the provisions of this Article VI, the Board of Directors may, at any time and from time to time, approve indemnification of directors, officers, employees, agents, or other persons to the fullest extent permitted by applicable law, or, if not permitted, then to any extent not prohibited by such law, whether on account of past or future transactions.

Section 6. Advancement of Expenses. Expenses incurred with respect to any claim, action, suit, or proceeding may be advanced by the Corporation (by action of the Board of Directors, whether or not a disinterested quorum exists) prior to the final disposition thereof upon (i) receipt of a written affirmation of the individual's good faith belief that the individual has met the standard of conduct described in Section 1 of this Article VI (ii) receipt of an undertaking by or on behalf of the individual to repay such amount unless he or she is entitled to

indemnification, and (iii) a determination being made by the referee that the facts then known would not preclude indemnification.

Section 7. Purchase of Insurance. The Board of Directors is empowered to purchase insurance covering the Corporation's liabilities and obligations under this Article VI and insurance protecting the Corporation's directors, officers, employees, agents, or other persons.

## ARTICLE VII

### Contracts, Checks, Loans, Deposits, and Gifts

Section 1. Contracts. The Board of Directors may authorize one (1) or more officers, agents, or employees of the Corporation to enter into any contract or execute any instrument on its behalf. Such authorization may be general or confined to specific instances. Unless so authorized by the Board of Directors, no officer, agent, or employee shall have any power to bind the Corporation or to render it liable for any purpose or amount.

Section 2. Checks. All checks, drafts, or other orders for payment of money by the Corporation shall be signed by such person or persons as the Board of Directors may from time to time designate by resolution. Such designation may be general or confined to specific instances.

Section 3. Loans. Unless authorized by the Board of Directors, no loan shall be made by or contracted for on behalf of the Corporation and no evidence of indebtedness shall be issued in its name. Such authorization may be general or confined to specific instances.

Section 4. Deposits. All funds of the Corporation shall be deposited to its credit in such bank, banks, or other depositories as the Board of Directors may designate. Such designation may be general or confined to specific instances.

Section 5. Gifts. The Board of Directors may accept on behalf of the Corporation any gift, bequest, devise, or other contribution for the purposes of the Corporation on such terms and conditions as the Board of Directors shall determine.

Section 6. Powers. The Board of Directors may by resolution establish a finance committee which shall be responsible for preparing and recommending to the Board of Directors such financial policy and procedures as such finance committee deems advisable.

## ARTICLE VIII

### Amendments

The power to make, alter, amend, or repeal the Bylaws is vested in the Board of Directors of the Corporation.