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

OMB No 1545-0052

2009

Department of the Treasury
Internal Revenue Service

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

For calendar year 2009, or tax year beginning , 2009, 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 for type. See Specific Instructions.	Name of foundation Herbert & Katherine Kurth Religious Foundation Inc.		A Employer identification number 45-0529788
	Number and street (or P.O. box number if mail is not delivered to street address) Room/suite 3780 N. 169th Street		B Telephone number (see the instructions) (262) 790-9188
	City or town Brookfield	State ZIP code WI 53005	C If exemption application is pending, check here ☐
	Check type of organization: ☒ Section 501(c)(3) exempt private foundation ☐ Section 4947(a)(1) nonexempt charitable trust ☐ Other taxable private foundation		D 1 Foreign organizations, check here ☐ 2 Foreign organizations meeting the 85% test, check here and attach computation ☐
Fair market value of all assets at end of year (from Part II, column (c), line 16) \$ 1,741,357.		J Accounting method ☒ Cash ☐ Accrual ☐ Other (specify) _____	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 ☐

Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (see the instructions).)		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
1	Contributions, gifts, grants, etc., received (att sch)				
2	Check ☒ if the foundn is not req to att Sch B				
3	Interest on savings and temporary cash investments	218.	218.		
4	Dividends and interest from securities	42,799.	42,799.		
5a	Gross rents				
b	Net rental income or (loss)		L-6a Stmt		
6a	Net gain/(loss) from sale of assets not on line 10	-19,079.			
b	Gross sales price for all assets on line 6a	471,683.			
7	Capital gain net income (from Part IV, line 2)		0.		
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/(loss) (att sch)				
11	Other income (attach schedule)				
12	Total. Add lines 1 through 11	23,938.	43,017.		
13	Compensation of officers, directors, trustees, etc.				
14	Other employee salaries and wages				
15	Pension plans, employee benefits				
16a	Legal fees (attach schedule)				
b	Accounting fees (attach sch)	7,500.	7,500.		
c	Other prof fees (attach sch) L-16c Stmt	10,098.	10,098.		
17	Interest				
18	Taxes (attach schedule)(see instr) Foreign Tax Withh	160.	160.		
19	Depreciation (attach sch) and depletion				
20	Occupancy				
21	Travel, conferences, and meetings				
22	Printing and publications				
23	Other expenses (attach schedule) See Line 23 Stmt	45.	45.		
24	Total operating and administrative expenses. Add lines 13 through 23	17,803.	17,803.		
25	Contributions, gifts, grants paid	100,000.			100,000.
26	Total expenses and disbursements. Add lines 24 and 25	117,803.	17,803.		100,000.
27	Subtract line 26 from line 12:				
a	Excess of revenue over expenses and disbursements	-93,865.			
b	Net investment income (if negative, enter -0-)		25,214.		
c	Adjusted net income (if negative, enter -0-)				

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Part II Balance Sheets		Attached schedules and amounts in the description column should be for end-of-year amounts only (See instructions)			Beginning of year	End of year	
		(a) Book Value	(b) Book Value	(c) Fair Market Value			
ASSETS	1	Cash – non-interest-bearing	7,089.	10,441.	10,441.		
	2	Savings and temporary cash investments	1,083.	18,168.	18,168.		
	3	Accounts receivable					
		Less: allowance for doubtful accounts					
	4	Pledges receivable					
		Less: allowance for doubtful accounts					
	5	Grants receivable					
	6	Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see the instructions)					
	7	Other notes and loans receivable (attach sch)					
		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 (attach schedule)	744,473.	711,047.	729,243.		
	b	Investments – corporate stock (attach schedule)	886,033.	805,156.	983,505.		
	c	Investments – corporate bonds (attach schedule)					
	LIABILITIES	11	Investments – land, buildings, and equipment: basis				
		Less: accumulated depreciation (attach schedule)					
12		Investments – mortgage loans					
13		Investments – other (attach schedule)					
14		Land, buildings, and equipment: basis					
		Less: accumulated depreciation (attach schedule)					
15		Other assets (describe _____)					
16		Total assets (to be completed by all filers – see instructions. Also, see page 1, item I)	1,638,678.	1,544,812.	1,741,357.		
17		Accounts payable and accrued expenses	0.				
18		Grants payable					
19	Deferred revenue						
20	Loans from officers, directors, trustees, & other disqualified persons						
21	Mortgages and other notes payable (attach schedule)						
22	Other liabilities (describe _____)						
23	Total liabilities (add lines 17 through 22)	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 and complete lines 27 through 31. ☒						
	27	Capital stock, trust principal, or current funds	1,772,780.	1,772,780.			
	28	Paid-in or capital surplus, or land, building, and equipment fund					
	29	Retained earnings, accumulated income, endowment, or other funds	-134,102.	-227,968.			
	30	Total net assets or fund balances (see the instructions)	1,638,678.	1,544,812.			
	31	Total liabilities and net assets/fund balances (see the instructions)	1,638,678.	1,544,812.			

Part III Analysis of Changes in Net Assets or Fund Balances

1	Total net assets or fund balances at beginning of year – Part II, column (a), line 30 (must agree with end-of-year figure reported on prior year's return)	1	1,638,678.
2	Enter amount from Part I, line 27a	2	-93,865.
3	Other increases not included in line 2 (itemize) _____	3	
4	Add lines 1, 2, and 3	4	1,544,813.
5	Decreases not included in line 2 (itemize) _____ <u>Rounding</u>	5	1.
6	Total net assets or fund balances at end of year (line 4 minus line 5) – Part II, column (b), line 30	6	1,544,812.

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 shares MLC Company)		(b) How acquired P — Purchase D — Donation	(c) Date acquired (month, day, year)	(d) Date sold (month, day, year)
1a See attached Schedule-Short Term Capital Gains		P	Various	Various
b See attached schedule-Long Term Capital Gains		P	Various	Various
c See attached schedule-Long Term Capital Gain Dividends		P	Various	Various
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 69,887.		80,489.	-10,602.
b 399,470.		410,273.	-10,803.
c 2,326.		0.	2,326.
d			
e			

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Gains (Column (h) gain minus column (k), but not less than -0-) or Losses (from column (h))
(i) Fair Market Value as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of column (i) over column (j), if any	
a			-10,602.
b			-10,803.
c 0.	0.	0.	2,326.
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	-19,079.
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6)	If gain, also enter in Part I, line 8, column (c) (see the instructions) If (loss), enter -0- in Part I, line 8		3	

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

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

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

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

☐ Yes☒ No

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

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

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (column (b) divided by column (c))
2008	112,500.	2,000,803.	0.056227
2007	107,500.	2,268,419.	0.047390
2006	105,780.	2,149,874.	0.049203
2005	88,702.	2,127,454.	0.041694
2004	96,382.	1,829,063.	0.052695

2 Total of line 1, column (d)	2	0.247209
3 Average distribution ratio for the 5-year base period — divide the total on line 2 by 5, or by the number of years the foundation has been in existence if less than 5 years	3	0.049442
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	1,644,093.
5 Multiply line 4 by line 3	5	81,287.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	252.
7 Add lines 5 and 6	7	81,539.
8 Enter qualifying distributions from Part XII, line 4	8	100,000.

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 the instructions)

1 a Exempt operating foundations described in section 4940(d)(2), check here ☐ and enter 'N/A' on line 1. Date of ruling or determination letter: _____ (attach copy of letter if necessary - see instr.)			
b Domestic foundations that meet the section 4940(e) requirements in Part V, check here ☒ and enter 1% of Part I, line 27b.		1	252.
c All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, column (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	252.
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	252.
6 Credits/Payments:			
a 2009 estimated tax pmts and 2008 overpayment credited to 2009	6a	858.	
b Exempt foreign organizations – tax withheld at source	6b		
c Tax paid with application for extension of time to file (Form 8868)	6c	0.	
d Backup withholding erroneously withheld	6d		
7 Total credits and payments. Add lines 6a through 6d	7	858.	
8 Enter any penalty for underpayment of estimated tax. Check here ☐ if Form 2220 is attached	8		
9 Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	9		
10 Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	606.	
11 Enter the amount of line 10 to be Credited to 2010 estimated tax	11	606.	Refunded

Part VII-A Statements Regarding Activities

	Yes	No
1 a During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?		X
b Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see the instructions for definition)? <i>If the answer is 'Yes' to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities.</i>		X
c Did the foundation file Form 1120-POL for this year?		X
d Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year: (1) On the foundation \$ _____ (2) On foundation managers \$ _____		
e Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers \$ _____		
2 Has the foundation engaged in any activities that have not previously been reported to the IRS? <i>If 'Yes,' attach a detailed description of the activities</i>		X
3 Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? <i>If 'Yes,' attach a conformed copy of the changes</i>		X
4 a Did the foundation have unrelated business gross income of \$1,000 or more during the year?		X
b If 'Yes,' has it filed a tax return on Form 990-T for this year?		
5 Was there a liquidation, termination, dissolution, or substantial contraction during the year? <i>If 'Yes,' attach the statement required by General Instruction T</i>		X
6 Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either: • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?	X	
7 Did the foundation have at least \$5,000 in assets at any time during the year? <i>If 'Yes,' complete Part II, column (c), and Part XV</i>	X	
8 a Enter the states to which the foundation reports or with which it is registered (see the instructions) <u>WI - Wisconsin</u>		
b If the answer is 'Yes' to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by General Instruction G? <i>If 'No,' attach explanation</i>	X	
9 Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 2009 or the taxable year beginning in 2009 (see instructions for Part XIV)? <i>If 'Yes,' complete Part XIV</i>		X
10 Did any persons become substantial contributors during the tax year? <i>If 'Yes,' attach a schedule listing their names and addresses</i>		X

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Part VII-A Statements Regarding Activities Continued

11	At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If 'Yes', attach schedule (see instructions)	11		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address <u>N/A</u>	13	X	
14	The books are in care of <u>June Jager-Norman</u> Telephone no <u>(262) 790-9188</u> Located at <u>3780 N. 169th Street, Brookfield, WI</u> ZIP + 4 <u>53005</u>			
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 <u>15</u>			

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

File Form 4720 if any item is checked in the 'Yes' column, unless an exception applies.

	Yes	No
1 a 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 the instructions)? Organizations relying on a current notice regarding disaster assistance check here ☐	1 b	
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?	1 c	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 <u>20__</u> , <u>20__</u> , <u>20__</u> , <u>20__</u>		
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 the instructions)	2 b	
c If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here <u>20__</u> , <u>20__</u> , <u>20__</u> , <u>20__</u>		
3 a 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)	3 b	
4 a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4 a	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?	4 b	X

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

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

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

☐ Yes ☒ No

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

☐ Yes ☒ No

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

☐ Yes ☒ No

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

☐ Yes ☒ No

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

☐ Yes ☒ No

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

5b

Organizations relying on a current notice regarding disaster assistance check here

☐

c If the answer is 'Yes' to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant?

☐ Yes ☐ No

If 'Yes,' attach the statement required by Regulations section 53.4945-5(d)

6a Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?

☐ Yes ☒ No

b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract?

6b

If 'Yes' to 6b, file Form 8870

X

7a At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction?

☐ Yes ☒ No

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

7b

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors

1 List all officers, directors, trustees, foundation managers and their compensation (see instructions).

(a) Name and address	(b) Title and average hours per week devoted to position	(c) Compensation (If not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
Thomas Kurth 3780 N. 169 St Brookfield WI 53005	Director 0.00	0.	0.	0.
Heidi Cook 3780 N. 169 St Brookfield WI 53005	Director 0.00	0.	0.	0.
Krista Kurth 3780 N. 169 St Brookfield WI 53005	Director 0.00	0.	0.	0.
See Information about Officers, Directors, Trustees, Etc.		0.	0.	0.

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

(a) Name and address of each employee paid more than \$50,000	(b) Title and average hours per week devoted to position	(c) Compensation	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
None				
0				
0				
0				
0				

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

None

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors (continued)**3** Five highest-paid independent contractors for professional services – (see instructions). If none, enter 'NONE.'

(a) Name and address of each person paid more than \$50,000	(b) Type of service	(c) Compensation
None		
Total number of others receiving over \$50,000 for professional services		None

Part IX-A Summary of Direct Charitable Activities

List the foundation's four largest direct charitable activities during the tax year. Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc.

	Expenses
1	
2	
3	
4	

Part IX-B Summary of Program-Related Investments (see instructions)

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

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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	1,657,768.
b Average of monthly cash balances	1b	11,362.
c Fair market value of all other assets (see instructions)	1c	
d Total (add lines 1a, b, and c)	1d	1,669,130.
e Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1e	
2 Acquisition indebtedness applicable to line 1 assets	2	
3 Subtract line 2 from line 1d	3	1,669,130.
4 Cash deemed held for charitable activities Enter 1-1/2% of line 3 (for greater amount, see instructions)	4	25,037.
5 Net value of noncharitable-use assets. Subtract line 4 from line 3 Enter here and on Part V, line 4	5	1,644,093.
6 Minimum investment return. Enter 5% of line 5	6	82,205.

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	82,205.
2a Tax on investment income for 2009 from Part VI, line 5	2a	252.
b Income tax for 2009 (This does not include the tax from Part VI)	2b	
c Add lines 2a and 2b	2c	252.
3 Distributable amount before adjustments Subtract line 2c from line 1	3	81,953.
4 Recoveries of amounts treated as qualifying distributions	4	
5 Add lines 3 and 4	5	81,953.
6 Deduction from distributable amount (see instructions)	6	
7 Distributable amount as adjusted Subtract line 6 from line 5 Enter here and on Part XIII, line 1	7	81,953.

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	100,000.
b Program-related investments — total from Part IX-B	1b	
2 Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3 Amounts set aside for specific charitable projects that satisfy the:		
a Suitability test (prior IRS approval required)	3a	
b Cash distribution test (attach the required schedule)	3b	
4 Qualifying distributions. Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4	100,000.
5 Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income Enter 1% of Part I, line 27b (see instructions)	5	252.
6 Adjusted qualifying distributions. Subtract line 5 from line 4	6	99,748.

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				81,953.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			95,667.	
b Total for prior years 20__, 20__, 20__				
3 Excess distributions carryover, if any, to 2009:				
a From 2004	0.			
b From 2005	0.			
c From 2006	0.			
d From 2007	0.			
e From 2008	0.			
f Total of lines 3a through e	0.			
4 Qualifying distributions for 2009 from Part XII, line 4: \$ 100,000.				
a Applied to 2008, but not more than line 2a			95,667.	
b Applied to undistributed income of prior years (Election required — see instructions)				
c Treated as distributions out of corpus (Election required — see instructions)				
d Applied to 2009 distributable amount				4,333.
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))				
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				
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 instructions			0.	
f Undistributed income for 2009 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2010				77,620.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see instructions)				
8 Excess distributions carryover from 2004 not applied on line 5 or line 7 (see instructions)	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	0.			
b Excess from 2006	0.			
c Excess from 2007	0.			
d Excess from 2008	0.			
e Excess from 2009	0.			

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)

2a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed

Tax year	Prior 3 years			(e) Total
(a) 2009	(b) 2008	(c) 2007	(d) 2006	
85% of line 2a				
Qualifying distributions from Part XII, line 4 for each year listed				
Amounts included in line 2c not used directly for active conduct of exempt activities				
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 organization had \$5,000 or more in assets at any time during the year – see instructions.)

1 Information Regarding Foundation Managers:

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

None

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

None

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

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

June Jager-Norman
17160 W. North Ave., Ste. 203, PO Box 1040
Brookfield WI 53008-1040 (262) 790-9188

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

No specific form

c Any submission deadlines:

June 1

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

Exclusively Christian Religious Purposes

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
<i>a Paid during the year</i> See Attached Statement	n/a	501c3	All contributions were made to support the organization's charitable religious activities	100,000.
Total			3a	100,000.
<i>b Approved for future payment</i>				
Total			3b	

**Form 990-PF
Part I, Line 6a****Net Gain or Loss From Sale of Assets****2009**

Name Herbert & Katherine Kurth Religious Foundation Inc.	Employer Identification Number 45-0529788
--	---

Asset Information:

Description of Property: <u>Short Term Capital Gains and Losses</u>	
Date Acquired: <u>Various</u>	How Acquired: _____
Date Sold: <u>Various</u>	Name of Buyer: _____
Sales Price: <u>69,887.</u>	Cost or other basis (do not reduce by depreciation) <u>80,489.</u>
Sales Expense: _____	Valuation Method: _____
Total Gain (Loss): <u>-10,602.</u>	Accumulation Depreciation: _____

Description of Property: <u>Long Term Capital Gains and Losses</u>	
Date Acquired: <u>Various</u>	How Acquired: _____
Date Sold: <u>Various</u>	Name of Buyer: _____
Sales Price: <u>399,470.</u>	Cost or other basis (do not reduce by depreciation) <u>410,273.</u>
Sales Expense: _____	Valuation Method: _____
Total Gain (Loss): <u>-10,803.</u>	Accumulation Depreciation: _____

Description of Property: <u>Long Term Capital Gain Dividends</u>	
Date Acquired: <u>Various</u>	How Acquired: _____
Date Sold: <u>Various</u>	Name of Buyer: _____
Sales Price: <u>2,326.</u>	Cost or other basis (do not reduce by depreciation) _____
Sales Expense: _____	Valuation Method: _____
Total Gain (Loss): <u>2,326.</u>	Accumulation Depreciation: _____

Description of Property: _____	
Date Acquired: _____	How Acquired: _____
Date Sold: _____	Name of Buyer: _____
Sales Price: _____	Cost or other basis (do not reduce by depreciation) _____
Sales Expense: _____	Valuation Method: _____
Total Gain (Loss): _____	Accumulation Depreciation: _____

Description of Property: _____	
Date Acquired: _____	How Acquired: _____
Date Sold: _____	Name of Buyer: _____
Sales Price: _____	Cost or other basis (do not reduce by depreciation) _____
Sales Expense: _____	Valuation Method: _____
Total Gain (Loss): _____	Accumulation Depreciation: _____

Description of Property: _____	
Date Acquired: _____	How Acquired: _____
Date Sold: _____	Name of Buyer: _____
Sales Price: _____	Cost or other basis (do not reduce by depreciation) _____
Sales Expense: _____	Valuation Method: _____
Total Gain (Loss): _____	Accumulation Depreciation: _____

Description of Property: _____	
Date Acquired: _____	How Acquired: _____
Date Sold: _____	Name of Buyer: _____
Sales Price: _____	Cost or other basis (do not reduce by depreciation) _____
Sales Expense: _____	Valuation Method: _____
Total Gain (Loss): _____	Accumulation Depreciation: _____

Description of Property: _____	
Date Acquired: _____	How Acquired: _____
Date Sold: _____	Name of Buyer: _____
Sales Price: _____	Cost or other basis (do not reduce by depreciation) _____
Sales Expense: _____	Valuation Method: _____
Total Gain (Loss): _____	Accumulation Depreciation: _____

Form 990-PF, Page 1, Part I, Line 23

Line 23 Stmt

Other expenses:	Rev/Exp Book	Net Inv Inc	Adj Net Inc	Charity Disb
Miscellaneous	10.	10.		
Office expenses	35.	35.		
Total	45.	45.		

Form 990-PF, Page 6, Part VIII, Line 1

Information about Officers, Directors, Trustees, Etc.

(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
Person ☒ Business ☐ Scot Kurth 3780 N. 169 St Brookfield WI 53005	Director 0.00	0.	0.	0.
Person ☒ Business ☐ Christopher Kurth 3780 N. 169 St Brookfield WI 53005	Director 0.00	0.	0.	0.

Total

0. 0. 0.

Form 990-PF, Page 1, Part I

Line 16c - Other Professional Fees

Name of Provider	Type of Service Provided	Amount Paid Per Books	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
Eaton Vance Investme	Portfolio Management	10,098.			

Total

10,098.

Supporting Statement of:

Form 990-PF, p6/Line 1c, Compensation-3

Description	Amount
0	0.
Total	0.

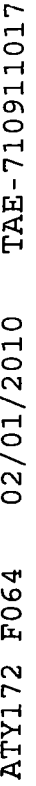
Herbert and Katherine Kurth Religious Trust
Donations
December 31, 2009

2009

DESCRIPTION	DONATION	ADDRESS	CITY	STATE	ZIP
American Bible Society	\$ 1,000	1865 Broadway	New York	NY	10023
Care	1,500	70 East Lake Street, Suite 1430	CHICAGO	IL	60601
ChildFund International	1,500	2821 EMORYWOOD PARKWAY	RICHMOND	VA	23294-3725
ChildFund International	2,250	2821 EMORYWOOD PARKWAY	RICHMOND	VA	23294-3725
Doctors Without Borders	2,250	PO BOX 1869	MERRIFIELD	VA	22116-9644
Doctors without Borders	2,000	PO Box 5022	Hagerstown	MD	21741
Doctors Without Borders	3,400	PO Box 5022	Hagerstown	MD	21741-5022
Easter Seals Kindcare	10,000	1016 MILWAUKEE AVE.	SOUTH MILWAUKEE	WI	53172
Esperanca	1,500	1911 W. EARLL DRIVE	PHOENIX	AZ	85015-9985
Esperanca	2,250	1911 W. EARLL DRIVE	PHOENIX	AZ	85015-9985
Feed The Children	2,250	PO BOX 8	OKLAHOMA CITY	WI	73101
Feed The Children	3,400				
Feed The Children	5,000	PO BOX 8	OKLAHOMA CITY	WI	73101
Habitat for Humanity International	1,000	121 HABITAT STREET	AMERICUS	GA	31709-3498
Habitat for Humanity International	2,250	121 HABITAT STREET	AMERICUS	GA	31709-3498
Heifer Foundation	1,500	PO Box 8058	Little Rock	AR	72203
Kindcare	1,000	1016 MILWAUKEE AVE.	SOUTH MILWAUKEE	WI	53172
Lutheran Assoc of Missionaries & Pilots	1,000	3525 N. 124th St	Brookfield	WI	53005
Lutheran World Relief	2,250	700 LIGHT STREET	BALTIMORE	MD	21230-3850
Lutheran World Relief	3,400	700 LIGHT STREET	BALTIMORE	MD	21230-3850
Lutheran World Relief	3,500	700 LIGHT STREET	BALTIMORE	MD	21230-3850
Muktabodha Institute	500	P O. Box 8585	Emeryville	CA	94662
Organization of Black Maritime College Graduates	5,000	134 Willoughby Avenue, Suite 3	Brooklyn	NY	11205
Peaceworkers	500	721 SHRADER STREET	SAN FRANCISCO	CA	94117
Prasad America Inc	5,000	465 BRICKMAN ROAD	HURLEYVILLE	NY	12747
Project Shero	4,000	9811 W. Charleston Blvd	Las Vegas	NV	89117
Recreational Inncity Sports & Education	4,000	62 William Street - 6th Floor	New York	NY	10005
Save The Children	1,500	52 WILTON ROAD	WEST PORT	CT	06880
Save The Children	2,250	52 WILTON ROAD	WEST PORT	CT	06880
Save The Children	3,400				
Syda Foundation	8,000	PO BOX 600, 371 BRICKMAN RD.	SOUTH FALLSBURG	NY	12779-0600
The Smiletrain	1,000	PO Box 96231	Washington	DC	20090
UIH Family Partners	5,000	864 Bellevue Avenue	Trenton	NJ	08618
World Vision	2,250	P.O. BOX 70205	Tacoma	WA	98481-0205
World Vision	3,400	P O. BOX 70205	Tacoma	WA	98481-0205
Total Foundation Donations for the Year	\$ 100,000				

Form 990PF- Part IV, Line 1a

JSA
9F0971 2 000



KURTH RELIGIOUS FOUNDATION CUSTODY
Schedule D Detail of Long-term Capital Gains and Losses
Form 990PF-Part IV, Line 1b

Description	Date Acquired	Date Sold	Gross Sales Price	Cost or Other Basis	Long-term Gain/Loss
15% RATE CAPITAL GAINS (LOSSES)					
640. AFLAC INC COM	03/07/2006	01/26/2009	15,663.01	18,245.63	-2,582.62
20. ABBOTT LABS COM	09/21/2007	12/04/2009	1,089.67	1,090.68	-1.01
10. AIR PRODS & CHEMS INC COM	07/01/1993	12/04/2009	834.82	202.90	631.92
10. APPLE COMPUTER INC COM	05/04/2006	12/04/2009	1,996.79	725.56	1,271.23
10. BHP LIMITED-SPON ADR	09/25/2008	12/04/2009	781.12	620.59	160.53
15. CVS CORP	02/26/2008	12/04/2009	463.85	602.68	-138.83
15. CATERPILLAR INC COM	09/25/2008	12/04/2009	887.14	940.78	-53.64
10. CHEVRON TEXACO CORP COM	11/20/2008	12/04/2009	789.22	684.14	105.08
40. CISCO SYS INC COM	12/20/2000	12/04/2009	962.57	1,512.50	-549.93
10. COLGATE PALMOLIVE CO COM	09/25/2008	12/04/2009	860.62	761.29	99.33
60. COMCAST CORP NEW CL A SPL	09/29/2006	12/04/2009	926.67	1,475.79	-549.12
10. DEERE & CO COM	09/25/2008	12/04/2009	551.43	585.92	-34.49
10. EOG RESOURCES INC COM	02/26/2008	12/04/2009	886.82	1,057.32	-170.50
15. ECOLAB INC COM	03/07/2006	12/04/2009	683.90	541.65	142.25
20. EXELON CORPORATION COM	03/07/2006	12/04/2009	1,013.87	1,094.20	-80.33
190. EXXON MOBIL CORP	09/29/2006	02/11/2009	14,336.95	12,747.49	1,589.46
115. EXXON MOBIL CORP	11/11/2008	12/04/2009	8,717.34	8,304.72	412.62
20. FPL GROUP INC COM	01/04/2007	12/04/2009	1,071.07	1,102.48	-31.41
225000. FEDERAL HOME LN BKS CONS					
BDS 3.75% DTD 08/24/2004 D	03/28/2008	08/18/2009	225,000.00	225,000.00	
10000. FEDERAL HOME LN MTG CORP					
DEB 4.25% DTD 06/04/2004 D	02/14/2008	07/15/2009	10,000.00	10,000.00	
15. FRANKLIN RES INC COM	03/07/2006	12/04/2009	1,644.77	1,500.45	144.32
1110. GENERAL ELEC CO COM	03/07/2006	06/24/2009	13,219.75	23,913.33	-10,693.58
5. GOOGLE INC CL A	05/04/2006	12/04/2009	2,964.94	1,982.83	982.11
20. HEWLETT PACKARD CO COM	09/29/2006	12/04/2009	981.87	735.51	246.36
25. ILLINOIS TOOL WORKS INC	03/07/2006	12/04/2009	1,224.33	959.04	265.29
40. INTEL CORP COM	07/29/2004	12/04/2009	806.97	962.80	-155.83
10. INTERNATIONAL BUSINESS MACHS COM					
01/14/2005	12/04/2009		1,281.81	938.80	343.01
125. ISHARES TR BARCLAYS 1-3 YR TREAS BD FD					
06/27/2007	01/06/2009		10,540.57	10,018.12	522.45
Totals					

KURTH RELIGIOUS FOUNDATION CUSTODY

Schedule D Detail of Long-term Capital Gains and Losses

Form 990PF - Part IV, Line 1b (Continued)

Description	Date Acquired	Date Sold	Gross Sales Price	Cost or Other Basis	Long-term Gain/Loss
125. ISHARES TR BARCLAYS 1-3 YR TREAS BD FD	04/02/2008	12/04/2009	10,435.35	10,462.08	-26.73
40. J P MORGAN CHASE & CO COM	09/09/2008	12/04/2009	1,690.55	1,629.42	61.13
185. JOHNSON & JOHNSON	12/18/2006	02/11/2009	10,572.63	12,318.43	-1,745.80
25. JOHNSON & JOHNSON	12/18/2006	12/04/2009	1,622.07	1,664.65	-42.58
20. JOHNSON CONTROLS INC COM	09/29/2006	12/04/2009	545.68	482.71	62.97
10. MCDONALDS CORP COM	02/26/2008	12/04/2009	625.43	566.05	59.38
20. MEDTRONIC INC COM	09/09/2008	12/04/2009	870.87	1,087.40	-216.53
25. MICROSOFT CORP COM	11/20/2008	12/04/2009	750.60	456.61	293.99
40. NESTLE S A SPONSORED ADR	03/07/2006	12/04/2009	1,980.14	1,121.37	858.77
25. OCCIDENTAL PETE CORP COM	09/09/2008	12/04/2009	2,034.81	1,703.50	331.31
50. ORACLE CORP COM	12/17/2004	12/04/2009	1,141.72	706.00	435.72
25. PEPSICO INC COM	04/21/2005	12/04/2009	1,582.57	1,362.50	220.07
25. PROCTER & GAMBLE CO COM	07/29/2004	12/04/2009	1,573.57	978.97	594.60
15. QUALCOMM INC COM	09/25/2008	12/04/2009	675.20	704.78	-29.58
10. SCHLUMBERGER LTD COM	11/11/2008	12/04/2009	633.73	483.63	150.10
25. TARGET CORP COM	03/07/2006	12/04/2009	1,178.08	1,292.00	-113.92
30. THERMO ELECTRON CORP COM	03/07/2006	12/04/2009	1,447.91	1,000.39	447.52
20000. US TREASURY NOTE 3.25% DTD 01/15/04 DUE 01/15/2009					
25. UNITED TECHNOLOGIES CORP	05/13/2004	01/15/2009	19,432.03	19,432.03	
20. VODAFONE GROUP PLC NEW	11/10/2006	12/04/2009	1,702.07	1,624.87	77.20
SPONSORED ADR NEW					
325. WAL MART STORES INC COM	12/12/2007	12/04/2009	471.88	761.11	-289.23
45. WELLS FARGO CO COM	09/05/2008	09/28/2009	16,096.42	19,411.17	-3,314.75
10. ZIMMER HOLDINGS INC W/I	04/21/2005	12/04/2009	1,214.28	1,309.50	-95.22
5. TRANSOCEAN LTD ZUG NAMEN	12/20/2006	12/04/2009	585.03	773.52	-188.49
	09/25/2008	12/04/2009	425.80	632.99	-207.19
TOTAL 15% RATE CAPITAL GAINS (LOSSES)			399,470.00	410,273.00	-10,803.00
Totals			399,470.00	410,273.00	-10,803.00

KURTH RELIGIOUS FOUNDATION CUSTODY

Form 990PF - Part IV, Line 1c

FEDERAL CAPITAL GAIN DIVIDENDS

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LONG-TERM CAPITAL GAIN DIVIDENDS

15% RATE CAPITAL GAIN DIVIDENDS

AMERICAN INTL GROUP INC COM

0.05

CARDINAL HEALTH INC COM

1,691.23

ISHARES TR BARCLAYS 1-3 YR TREAS BD FD

634.79

TOTAL 15% RATE CAPITAL GAIN DIVIDENDS

2,326.00

TOTAL LONG-TERM CAPITAL GAIN DIVIDENDS (ROUNDED)

2,326.00

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