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Form **990-PF**

Department of the Treasury
Internal Revenue Service

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

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

OMB No 1545-0052

2009

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

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

Use the IRS label. Otherwise, print or type. See Specific Instructions.

Name of foundation
K.B. TIERNEY CHARITABLE FOUNDATION
C/O FIRST COMMUNITY BANK

Number and street (or P O box number if mail is not delivered to street address) | Room/suite
P.O. BOX 950

City or town, state, and ZIP code
BLUEFIELD WV 24701-0950

A Employer identification number
55-0747723

B Telephone number (see page 10 of the instructions)
304-325-7151

C If exemption application is pending, check here ▶ ☐
D 1. Foreign organizations, check here ▶ ☐
2 Foreign organizations meeting the 85% test, check here and attach computation ▶ ☐
E If private foundation status was terminated under section 507(b)(1)(A), check here ▶ ☐
F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here ▶ ☐

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

I Fair market value of all assets at end of year (from Part II, col (c), line 16) ▶ $ 2,463,532

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

Part I **Analysis of Revenue and Expenses** (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (see page 11 of the instructions))			(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
Revenue	1	Contributions, gifts, grants, etc , received (attach schedule)				
	2	Check ▶ ☒ if the foundation is **not** required to attach Sch B				
	3	Interest on savings and temporary cash investments	485	485	485	
	4	Dividends and interest from securities	77,523	77,523	77,523	
	5a	Gross rents				
	b	Net rental income or (loss)				
	6a	Net gain or (loss) from sale of assets not on line 10 Stmt 1	3,976			
	b	Gross sales price for all assets on line 6a 555,443				
	7	Capital gain net income (from Part IV, line 2)		2,125		
	8	Net short-term capital gain			0	
	9	Income modifications				
	10a	Gross sales less returns & allowances				
	b	Less. Cost of goods sold				
	c	Gross profit or (loss) (attach schedule)				
	11	Other income (attach schedule)				
	12	**Total.** Add lines 1 through 11	81,984	80,133	78,008	
Operating and Administrative Expenses	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 schedule) Stmt 2	13,973	13,973	13,973	
	c	Other professional fees (attach schedule)				
	17	Interest				
	18	Taxes (attach schedule) (see page 14 of the instructions) Stmt 3	2,574			
	19	Depreciation (attach schedule) and depletion				
	20	Occupancy				
	21	Travel, conferences, and meetings				
	22	Printing and publications				
	23	Other expenses (att sch)				
	24	**Total operating and administrative expenses.** Add lines 13 through 23	16,547	13,973	13,973	0
	25	Contributions, gifts, grants paid	152,588			152,588
	26	**Total expenses and disbursements.** Add lines 24 and 25	169,135	13,973	13,973	152,588
	27	Subtract line 26 from line 12.				
	a	**Excess of revenue over expenses and disbursements**	-87,151			
	b	**Net investment income** (if negative, enter -0-)		66,160		
	c	**Adjusted net income** (if negative, enter -0-)			64,035	

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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	27	1,182	1,182
	2	Savings and temporary cash investments	245,662	153,937	153,937
	3	Accounts receivable ▶			
		Less. allowance for doubtful accounts ▶			
	4	Pledges receivable ▶			
		Less. allowance for doubtful accounts ▶			
	5	Grants receivable			
	6	Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see page 16 of the instructions)			
	7	Other notes and loans receivable (att schedule) ▶			
		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) Stmt 4	688,853	364,862	372,999
	b	Investments—corporate stock (attach schedule) See Stmt 5	556,924	767,961	989,251
	c	Investments—corporate bonds (attach schedule) See Stmt 6	348,017	464,390	474,492
	11	Investments—land, buildings, and equipment basis ▶			
		Less accumulated depreciation (attach sch) ▶			
	12	Investments—mortgage loans			
	13	Investments—other (attach schedule) See Statement 7	468,232	468,232	471,671
	14	Land, buildings, and equipment basis ▶			
		Less accumulated depreciation (attach sch) ▶			
	15	Other assets (describe ▶)			
	16	**Total assets** (to be completed by all filers—see the instructions Also, see page 1, item I)	2,307,715	2,220,564	2,463,532
Liabilities	17	Accounts payable and accrued expenses			
	18	Grants payable			
	19	Deferred revenue			
	20	Loans from officers, directors, trustees, and other disqualified persons			
	21	Mortgages and other notes payable (attach schedule)			
	22	Other liabilities (describe ▶)			
	23	**Total liabilities** (add lines 17 through 22)	0	0	
Net Assets or Fund Balances		**Foundations that follow SFAS 117, check here ▶ ☐ and complete lines 24 through 26 and lines 30 and 31.**			
	24	Unrestricted			
	25	Temporarily restricted			
	26	Permanently restricted			
		Foundations that do not follow SFAS 117, check here ▶ ☒ and complete lines 27 through 31.			
	27	Capital stock, trust principal, or current funds			
	28	Paid-in or capital surplus, or land, bldg , and equipment fund			
	29	Retained earnings, accumulated income, endowment, or other funds	2,307,715	2,220,564	
	30	**Total net assets or fund balances** (see page 17 of the instructions)	2,307,715	2,220,564	
	31	**Total liabilities and net assets/fund balances** (see page 17 of the instructions)	2,307,715	2,220,564	

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	2,307,715
2	Enter amount from Part I, line 27a	2	-87,151
3	Other increases not included in line 2 (itemize) ▶	3	
4	Add lines 1, 2, and 3	4	2,220,564
5	Decreases not included in line 2 (itemize) ▶	5	
6	Total net assets or fund balances at end of year (line 4 minus line 5)—Part II, column (b), line 30	6	2,220,564

Part IV Capital Gains and Losses for Tax on Investment Income

	(a) List and describe the kind(s) of property sold (e g , real estate, 2-story brick warehouse, or common stock, 200 shs MLC Co)	(b) How acquired P—Purchase D—Donation	(c) Date acquired (mo , day, yr)	(d) Date sold (mo , day, yr)
1a	SHORT TERM			
b	LONG TERM			
c				
d				
e				

	(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)
a	831			831
b	1,294			1,294
c				
d				
e				

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

	(i) F M V as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any	(l) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))
a				831
b				1,294
c				
d				
e				

2 Capital gain net income or (net capital loss)	If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7	2	2,125
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6). If gain, also enter in Part I, line 8, column (c) (see pages 13 and 17 of the instructions). If (loss), enter -0- in Part I, line 8		3	

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

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

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

Was the foundation liable for the section 4942 tax on the distributable amount of any year in the base period? ☐ Yes ☒ No

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

1 Enter the appropriate amount in each column for each year; see page 18 of the instructions before making any entries.

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col (b) divided by col (c))
2008	159,792	2,779,848	0.057482
2007	279,328	2,999,091	0.093138
2006	186,907	2,949,700	0.063365
2005	156,061	2,960,301	0.052718
2004	337,430	3,143,190	0.107353

2 **Total** of line 1, column (d)	2	0.374056
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	0.074811
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	2,297,793
5 Multiply line 4 by line 3	5	171,900
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	662
7 Add lines 5 and 6	7	172,562
8 Enter qualifying distributions from Part XII, line 4	8	152,588

If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate. See the Part VI instructions on page 18

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

1a	Exempt operating foundations described in section 4940(d)(2), check here ▶ ☐ and enter "N/A" on line 1. Date of ruling or determination letter. **(attach copy of letter if necessary—see instructions)**				
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here ▶ ☐ and enter 1% of Part I, line 27b			1	1,323
c	All other domestic foundations enter 2% of line 27b Exempt foreign organizations enter 4% of Part I, line 12, col. (b)				
2	Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)			2	0
3	Add lines 1 and 2			3	1,323
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	1,323
6	Credits/Payments				
a	2009 estimated tax payments and 2008 overpayment credited to 2009	6a	2,000		
b	Exempt foreign organizations—tax withheld at source	6b			
c	Tax paid with application for extension of time to file (Form 8868)	6c			
d	Backup withholding erroneously withheld	6d			
7	Total credits and payments Add lines 6a through 6d			7	2,000
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	677
11	Enter the amount of line 10 to be: **Credited to 2010 estimated tax** ▶ 677 **Refunded** ▶			11	

Part VII-A **Statements Regarding Activities**

			Yes	No
1a	During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?	1a		X
b	Did it spend more than $100 during the year (either directly or indirectly) for political purposes (see page 19 of the instructions for definition)?	1b		X
	If the answer is "Yes" to **1a** or **1b**, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities			
c	Did the foundation file **Form 1120-POL** for this year?	1c		X
d	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year: **(1)** On the foundation ▶ $ ______ **(2)** On foundation managers ▶ $ ______			
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers. ▶ $ ______			
2	Has the foundation engaged in any activities that have not previously been reported to the IRS? If "Yes," attach a detailed description of the activities	2		X
3	Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? If "Yes," attach a conformed copy of the changes	3		X
4a	Did the foundation have unrelated business gross income of $1,000 or more during the year?	4a		X
b	If "Yes," has it filed a tax return on **Form 990-T** for this year? N/A	4b		
5	Was there a liquidation, termination, dissolution, or substantial contraction during the year? If "Yes," attach the statement required by General Instruction T.	5		X
6	Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either: • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?	6	X	
7	Did the foundation have at least $5,000 in assets at any time during the year? If "Yes," complete Part II, col (c), and Part XV	7	X	
8a	Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) ▶ None			
b	If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by General Instruction G? If "No," attach explanation	8b	X	
9	Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 2009 or the taxable year beginning in 2009 (see instructions for Part XIV on page 27)? If "Yes," complete Part XIV	9		X
10	Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses	10		X

Part VII-A Statements Regarding Activities (continued)

				Yes	No
11	At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see page 20 of the instructions)		11		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?		12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application?		13	X	

Website address ▶ N/A

14 The books are in care of ▶ First Community Bank Telephone no ▶ 304-325-7151
P.O. Box 950
Located at ▶ Bluefield, WV ZIP+4 ▶ 24701-0950

15 Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041—Check here ▶ ☐
and enter the amount of tax-exempt interest received or accrued during the year ▶ | 15 |

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

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

				Yes	No
1a	During the year did the foundation (either directly or indirectly)				
	(1) Engage in the sale or exchange, or leasing of property with a disqualified person?	☐ Yes ☒ No			
	(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person?	☐ Yes ☒ No			
	(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person?	☐ Yes ☒ No			
	(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person?	☐ Yes ☒ No			
	(5) Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)?	☐ Yes ☒ No			
	(6) Agree to pay money or property to a government official? (**Exception.** Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days.)	☐ Yes ☒ No			
b	If any answer is "Yes" to 1a(1)-(6), did **any** of the acts fail to qualify under the exceptions described in Regulations section 53 4941(d)-3 or in a current notice regarding disaster assistance (see page 20 of the instructions)?	N/A	1b		
	Organizations relying on a current notice regarding disaster assistance check here	▶ ☐			
c	Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2009?	N/A	1c		
2	Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5)):				
a	At the end of tax year 2009, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2009?	☐ Yes ☒ No			
	If "Yes," list the years ▶ 20 , 20 , 20 , 20				
b	Are there any years listed in 2a for which the foundation is **not** applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to **all** years listed, answer "No" and attach statement—see page 20 of the instructions.)	N/A	2b		
c	If the provisions of section 4942(a)(2) are being applied to **any** of the years listed in 2a, list the years here ▶ 20 , 20 , 20 , 20				
3a	Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year?	☐ Yes ☒ No			
b	If "Yes," did it have excess business holdings in 2009 as a result of **(1)** any purchase by the foundation or disqualified persons after May 26, 1969, **(2)** the lapse of the 5-year period (or longer period approved by the Commissioner under section 4943(c)(7)) to dispose of holdings acquired by gift or bequest, or **(3)** the lapse of the 10-, 15-, or 20-year first phase holding period? (Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2009.)	N/A	3b		
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?		4a		X
b	Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2009?		4b		X

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

5a	During the year did the foundation pay or incur any amount to:				
	(1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))?	☐ Yes ☒ No			
	(2) Influence the outcome of any specific public election (see section 4955); or to carry on, directly or indirectly, any voter registration drive?	☐ Yes ☒ No			
	(3) Provide a grant to an individual for travel, study, or other similar purposes?	☐ Yes ☒ No			
	(4) Provide a grant to an organization other than a charitable, etc., organization described in section 509(a)(1), (2), or (3), or section 4940(d)(2)? (see page 22 of the instructions)	☐ Yes ☒ No			
	(5) Provide for any purpose other than religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals?	☐ Yes ☒ No			
b	If any answer is "Yes" to 5a(1)-(5), did **any** of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see page 22 of the instructions)?	N/A	**5b**		
	Organizations relying on a current notice regarding disaster assistance check here ▶ ☐				
c	If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant?	N/A ☐ Yes ☐ No			
	If "Yes," attach the statement required by Regulations section 53 4945-5(d)				
6a	Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?	☐ Yes ☒ No			
b	Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract?		**6b**		X
	If "Yes" to 6b, file Form 8870				
7a	At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction?	☐ Yes ☒ No			
b	If yes, did the foundation receive any proceeds or have any net income attributable to the transaction?	N/A	**7b**		

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

1 List all officers, directors, trustees, foundation managers and their compensation (see page 22 of the instructions).

(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation (If not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
FIRST COMMUNITY BANK BLUEFIELD P.O. BOX 950 WV 24701	TRUSTEE 5.00	0	0	0

2 Compensation of five highest-paid employees (other than those included on line 1—see page 23 of the instructions). If none, enter "NONE."

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

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

DAA

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

3 Five highest-paid independent contractors for professional services (see page 23 of the instructions). If none, enter "NONE."

(a) Name and address of each person paid more than $50,000	(b) Type of service	(c) Compensation
NONE		

Total number of others receiving over $50,000 for professional services ▶

Part IX-A Summary of Direct Charitable Activities

List the foundation's four largest direct charitable activities during the tax year Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc	Expenses
1 VIRGINIA HORSE CENTER FOUNDATION	
2 AMERICAN SADDLE BRED MUSEUM	
3 BLUEFIELD BEAUTIFICATION COMMISSION	
4 BLUEFIELD STATE COLLEGE ATHLETIC DEPARTMENT	

Part IX-B Summary of Program-Related Investments (see page 24 of the instructions)

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2	Amount
1 N/A	
2	
All other program-related investments See page 24 of the instructions 3	
Total. Add lines 1 through 3 ▶	

Part X **Minimum Investment Return** (All domestic foundations must complete this part. Foreign foundations, see page 24 of the instructions.)

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc , purposes·		
a	Average monthly fair market value of securities	1a	2,332,785
b	Average of monthly cash balances	1b	0
c	Fair market value of all other assets (see page 24 of the instructions)	1c	0
d	**Total** (add lines 1a, b, and c)	1d	2,332,785
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation) — 1e: 0		
2	Acquisition indebtedness applicable to line 1 assets	2	0
3	Subtract line 2 from line 1d	3	2,332,785
4	Cash deemed held for charitable activities Enter 1½ % of line 3 (for greater amount, see page 25 of the instructions)	4	34,992
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3 Enter here and on Part V, line 4	5	2,297,793
6	**Minimum investment return.** Enter 5% of line 5	6	114,890

Part XI **Distributable Amount** (see page 25 of the instructions) (Section 4942(j)(3) and (j)(5) private operating foundations and certain foreign organizations check here ▶ ☐ and do not complete this part)

1	Minimum investment return from Part X, line 6			1	114,890
2a	Tax on investment income for 2009 from Part VI, line 5	2a	1,323		
b	Income tax for 2009 (This does not include the tax from Part VI)	2b			
c	Add lines 2a and 2b			2c	1,323
3	Distributable amount before adjustments Subtract line 2c from line 1			3	113,567
4	Recoveries of amounts treated as qualifying distributions			4	
5	Add lines 3 and 4			5	113,567
6	Deduction from distributable amount (see page 25 of the instructions)			6	
7	**Distributable amount** as adjusted Subtract line 6 from line 5 Enter here and on Part XIII, line 1			7	113,567

Part XII **Qualifying Distributions** (see page 25 of the instructions)

1	Amounts paid (including administrative expenses) to accomplish charitable, etc , purposes·		
a	Expenses, contributions, gifts, etc.—total from Part I, column (d), line 26	1a	152,588
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	152,588
5	Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income. Enter 1% of Part I, line 27b (see page 26 of the instructions)	5	0
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	152,588

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

DAA

Part XIII Undistributed Income *(see page 26 of the instructions)*

			(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1	Distributable amount for 2009 from Part XI, line 7					113,567
2	Undistributed income, if any, as of the end of 2009:					
a	Enter amount for 2008 only					
b	Total for prior years: 20 ____ , 20 ____ , 20 ____					
3	Excess distributions carryover, if any, to 2009					
a	From 2004	182,210				
b	From 2005	10,087				
c	From 2006	41,648				
d	From 2007	132,087				
e	From 2008	22,774				
f	**Total** of lines 3a through e		388,806			
4	Qualifying distributions for 2009 from Part XII, line 4: ▶ $ 152,588					
a	Applied to 2008, but not more than line 2a					
b	Applied to undistributed income of prior years (Election required—see page 26 of the instructions)					
c	Treated as distributions out of corpus (Election required—see page 26 of the instructions)					
d	Applied to 2009 distributable amount					113,567
e	Remaining amount distributed out of corpus		39,021			
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		427,827			
b	Prior years' undistributed income Subtract line 4b from line 2b					
c	Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed					
d	Subtract line 6c from line 6b Taxable amount—see page 27 of the instructions					
e	Undistributed income for 2008. Subtract line 4a from line 2a. Taxable amount—see page 27 of the instructions					
f	Undistributed income for 2009 Subtract lines 4d and 5 from line 1. This amount must be distributed in 2010					0
7	Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see page 27 of the instructions)					
8	Excess distributions carryover from 2004 not applied on line 5 or line 7 (see page 27 of the instructions)		182,210			
9	**Excess distributions carryover to 2010.** Subtract lines 7 and 8 from line 6a		245,617			
10	Analysis of line 9:					
a	Excess from 2005	10,087				
b	Excess from 2006	41,648				
c	Excess from 2007	132,087				
d	Excess from 2008	22,774				
e	Excess from 2009	39,021				

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

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

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

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

Part XV Supplementary Information (Complete this part only if the foundation had $5,000 or more in assets at any time during the year—see page 28 of the instructions.)

1 Information Regarding Foundation Managers:

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

N/A

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

N/A

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

Check here ▶ ☐ if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds If the foundation makes gifts, grants, etc. (see page 28 of the instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d.

a The name, address, and telephone number of the person to whom applications should be addressed

N/A

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

N/A

c Any submission deadlines

N/A

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

N/A

Part XV Supplementary Information (continued)

3 Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient Name and address (home or business)	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
a Paid during the year See Statement 8				152,588
Total			▶ 3a	152,588
b Approved for future payment N/A				
Total			▶ 3b	

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated	Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income (See page 28 of the instructions)
	(a) Business code	(b) Amount	(c) Exclusion code	(d) Amount	
1 Program service revenue					
a					
b					
c					
d					
e					
f					
g Fees and contracts from government agencies					
2 Membership dues and assessments					
3 Interest on savings and temporary cash investments					485
4 Dividends and interest from securities					77,523
5 Net rental income or (loss) from real estate					
a Debt-financed property					
b Not debt-financed property					
6 Net rental income or (loss) from personal property					
7 Other investment income					
8 Gain or (loss) from sales of assets other than inventory					3,976
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue a					
b					
c					
d					
e					
12 Subtotal. Add columns (b), (d), and (e)		0		0	81,984

13 **Total.** Add line 12, columns (b), (d), and (e) 13 81,984

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

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

Line No. ▼	Explain below how each activity for which income is reported in column (e) of Part XVI-A contributed importantly to the accomplishment of the foundation's exempt purposes (other than by providing funds for such purposes) (See page 29 of the instructions.)
N/A	

Part XVII Information Regarding Transfers To and Transactions and Relationships With Noncharitable Exempt Organizations

			Yes	No
1	Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations?			
a	Transfers from the reporting foundation to a noncharitable exempt organization of:			
	(1) Cash	1a(1)		X
	(2) Other assets	1a(2)		X
b	Other transactions			
	(1) Sales of assets to a noncharitable exempt organization	1b(1)		X
	(2) Purchases of assets from a noncharitable exempt organization	1b(2)		X
	(3) Rental of facilities, equipment, or other assets	1b(3)		X
	(4) Reimbursement arrangements	1b(4)		X
	(5) Loans or loan guarantees	1b(5)		X
	(6) Performance of services or membership or fundraising solicitations	1b(6)		X
c	Sharing of facilities, equipment, mailing lists, other assets, or paid employees	1c		X

d If the answer to any of the above is "Yes," complete the following schedule Column (b) should always show the fair market value of the goods, other assets, or services given by the reporting foundation If the foundation received less than fair market value in any transaction or sharing arrangement, show in column (d) the value of the goods, other assets, or services received

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

2a Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527? ☐ Yes ☒ No

b If "Yes," complete the following schedule

(a) Name of organization	(b) Type of organization	(c) Description of relationship
N/A		

Sign Here

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete Declaration of preparer (other than taxpayer or fiduciary) is based on all information of which preparer has any knowledge

▶ Signature of officer or trustee — 5/07/10 Date ▶ V.P. & Sr Trust Admin. Off. Title

Paid Preparer's Use Only

Preparer's signature ▶ Ralph T. Tinney Jr.	Date 05/06/10	Check if self-employed ▶ ☐	Preparer's identifying number (see Signature on page 30 of the instructions) 235-80-1756
Firm's name (or yours if self-employed), address, and ZIP code ▶ Ralph T. Tinney, Jr., CPA P.O. Box 9 Bluefield, WV 24701			EIN ▶ 55-0743470 Phone no 304-324-8881

Federal Statements

Statement 1 - Form 990-PF, Part I, Line 6a - Sale of Assets

Description: Whom Sold	Date Acquired	Date Sold	How Received	Sale Price	Cost	Expense	Depreciation	Net Gain / Loss
50000 FHLB NTS 6.5%	8/16/99	8/14/09	Purchase	$ 50,000	$ 48,996	$	$	$ 1,004
50000 FHLB NTS 6%	6/27/06	7/10/09	Purchase	50,000	50,003			-3
50000 FHLB NTS 5.84%	6/28/06	12/29/09	Purchase	50,000	50,000			
20000 FHLB NTS 5.32%	10/18/06	11/02/09	Purchase	20,000	20,000			
50000 FHLB NTS 5.5%	6/28/07	7/27/09	Purchase	50,000	50,001			-1
80000 FHLB NTS 4.15%	3/10/08	3/19/09	Purchase	80,000	79,960			40
100000 FFCB NTS 3.75%	7/16/08	7/28/09	Purchase	100,000	99,971			29
50000 HOUSEHOLD FINANCE NTS 5.875%	9/27/01	2/01/09	Purchase	50,000	49,259			741
50000 MERRILL LNYCH NTS 6%	3/22/01	2/17/09	Purchase	50,000	49,444			556
50000 JP MORGAN NTS 6%	5/13/02	1/15/09	Purchase	50,000	49,833			167
77 SMUCKER JM CO	3/24/04	1/09/09	Purchase	3,294	3,982			-688
.575 SMUCKER JM CO	3/24/04	3/26/09	Purchase	24	18			6
Total				$ 553,318	$ 551,467	$ 0	$ 0	$ 1,851

Federal Statements

Statement 2 - Form 990-PF, Part I, Line 16b - Accounting Fees

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
TAX PREPARATION	$ 881	$ 881	$ 881	$
TRUSTEE FEES	13,092	13,092	13,092	
Total	$ 13,973	$ 13,973	$ 13,973	$ 0

Statement 3 - Form 990-PF, Part I, Line 18 - Taxes

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
Indirect taxes/licenses	$ 2,574	$	$	$
Total	$ 2,574	$ 0	$ 0	$ 0

Federal Statements

Statement 4 - Form 990-PF, Part II, Line 10a - US and State Government Investments

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
FFCB 5.05% 11-25-13	$ 15,000	$ 15,000		$ 16,439
FFCB NTS 3.75% 7-11	99,971			
FHLB 6.5% 08-14-09	48,996			
FHLB 4.5% 03-29-10	50,001	50,001		50,515
FHLB 6.0% 07-10-13	50,003			
FHLB 5.84% 06-29-12	50,001			
FHLB 5.32% 05-02-12	20,000			
FHLB 3133X6MH3	50,000			
FHLB 3133XLUF8	50,001	50,001		51,672
FHLB 3133XPF74	49,975	49,975		51,188
FHLB 3133XPQ23	49,975	49,975		51,188
FHLB 3133XQDL3	79,960			
FHLB 3133XRLP3	44,978	44,978		45,999
FHLB 3133XSLR7	29,992	29,992		30,694
FHLB 3133X7FK4		49,951		50,140
FHLB 3133XUJH7		24,988		25,164
ROUNDING ADJUSTMENT		1		
Total	$ 688,853	$ 364,862		$ 372,999

Statement 5 - Form 990-PF, Part II, Line 10b - Corporate Stock Investments

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
416 AT&T COMMON	$ 21,150	$ 21,150		$ 11,660
300 ABBOTT LABORATORIES COMMON	14,791	14,791		16,197
200 BANK OF AMERICA COMMON	7,548	7,548		3,012
400 BECTON DICKINSON & COMPANY	24,020	24,020		31,544

Federal Statements

Statement 5 - Form 990-PF, Part II, Line 10b - Corporate Stock Investments (continued)

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
350 CHEVRON CORPORATION	$ 21,883	$ 21,883		$ 26,946
500 CISCO SYSTEMS INC COMMON	18,318	18,318		11,970
500 COLGATE-PALMOLIVE CO COMMON	29,858	29,858		41,075
600 CONOCOPHILLIPS COMMON	20,631	20,631		30,642
200 COSTCO WHOLESALE CORP COMMON	8,252	8,252		11,834
400 DANAHER CORP COMMON	17,737	17,737		30,080
575 EXXON MOBIL CORP COMMON	14,373	14,373		39,209
300 FLP GROUP INC COMMON	12,200	12,200		15,846
6593 FIRST COMMUNITY BANCSHARES COMM	6,197	6,197		79,446
1125 GENERAL ELECTRIC COMMON	25,515	25,515		17,021
100 GOLDMAN SACHS GROUP COMMON	14,725	14,725		16,884
400 HOME DEPOT COMMON	14,428	14,428		11,572
1100 INTEL CORPORATION COMMON	22,822	22,822		22,440
400 JACOBS ENGINEERING	15,558	15,558		15,044
600 JOHNSON & JOHNSON COMMON	28,104	28,104		38,646
200 KIMBERLY-CLARK COMMON	14,749	14,749		19,113
300 MEDTRONIC INC COMMON	4,946	4,946		13,194
800 MICROSOFT CORP COMMON	41,829	41,829		30,480
500 ORACLE CORPORATION COMMON	15,097	15,097		12,265
700 PEPSICO INC COMMON	29,854	29,854		42,560
525 PFIZER INC COMMON	16,202	16,202		9,550
1000 PHILIP MORRIS INTL		41,549		48,190
552 PROCTER & GAMBLE COMMON	28,465	28,465		33,468
550 SCHLUMBERGER LIMITED COMMON	13,326	13,326		35,800
77 SMUCKER JM CO	3,982			
550 WAL-MART STORES INC COMMON	24,296	24,296		29,398

Federal Statements

Statement 5 - Form 990-PF, Part II, Line 10b - Corporate Stock Investments (continued)

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
750 WALGREEN CO COMMON	$ 24,488	$ 24,488		$ 27,540
54 TRANSOCEAN INC COMMON	1,586	1,586		4,471
ROUNDING AJUSTMENT	-6	1		
2000 ALTRIA GROUP, INC.		32,828		39,260
300 BP PLC		14,680		17,391
200 CERNER CORPORATION		13,319		16,488
1525 GENERAL DYNAMICS CORP		87,465		103,959
600 HEWLETT PACKARD CO		22,063		30,906
100 ISHARES TRUST		3,108		4,150
Total	$ 556,924	$ 767,961		$ 989,251

Statement 6 - Form 990-PF, Part II, Line 10c - Corporate Bond Investments

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
ALCOA 6% 01-15-12	$ 49,873	$ 49,873		$ 52,552
FAMC 2.05% 4/13/12		49,976		50,627
FHLMC 3.75% 08/11/15		39,981		40,161
FNMA 3.43% 8/14		99,951		101,125
GEN. ELEC. CAPITAL 4.25% 12-01-10	99,820	99,820		103,243
GEN ELEC CAP CORP		25,000		25,583
HSBC FINANCE CORP 6.75% 05-15-11	49,788	49,788		52,844
HOUSEHOLD FINANCE CORP 5.875% 2-1-09	49,259			
MERRILL LYNCH 6% 02-17-09	49,444			
J.P. MORGAN 6% 01-15-09	49,833			
NATL RURAL UTIL CORP 63743FLT1		50,002		48,357
ROUNDING ADJUSTMENT		-1		
Total	$ 348,017	$ 464,390		$ 474,492

Statement 7 - Form 990-PF, Part II, Line 13 - Other Investments

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
604.576 COHEN & STEERS RLTY SHS FD	$ 39,617	$ 39,617		$ 28,451
1037.849 HARBOR INTL FUND	38,151	38,151		56,947
1812.261 NEUBERGER & BERMAN GENESIS FD	51,772	51,772		49,583
1301.933 T.ROWE PRICE MID-CAP GROWTH FD	60,168	60,168		61,829
2727.780 T.ROWE PRICE MID-CAP VALUE FD	60,168	60,168		56,520
4476.748 ROYCE TOTAL RETURN FUND	51,772	51,772		48,394

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Statement 7 - Form 990-PF, Part II, Line 13 - Other Investments (continued)

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
15972.479 VANGUARD FIXED-INCOME GNMA FUND	$ 166,584	$ 166,584		$ 169,947
Total	$ 468,232	$ 468,232		$ 471,671

Federal Statements

Statement 8 - Form 990-PF, Part XV, Line 3a - Grants and Contributions Paid During the Year

Name / Address	Address Relationship	Status	Purpose	Amount
CHRIST EPISCOPAL CHURHC BLUEFIELD WV	NONE		STAINED GLASS WINDOW PROJECT	6,598
BLUEFIELD BEAUTIFICATION BLUEFIELD WV	NONE		MATCHING GIFT	10,000
CHARLESTON BALLET CHARLESTON WV	NONE		ADMISSION STUDENTS SOUTHERN COUNTIES	2,500
SOUTHWEST VA COMMUNITY CO RICHLANDS VA	NONE		FESTIVAL FOR THE ARTS	5,000
BLUE MOUNTAIN PERFORMING BLUEFIELD WV	NONE		FUNDING CONCERTS	5,000
BLUEFIELD STATE COLLEGE BLUEFIELD WV	NONE		SCHOLARSHIPS FOR STUDENT ATHLETES	10,000
CLAY CENTER CHARLESON WV	NONE		ADMISSION STUDENTS MERCER COUNTY	5,000
WV SYMPHONY CHARLESTON WV	NONE		MUSIC EDUCATIONAL FUNDING	5,000
VIRGINIA HORSE CENTER FOU LEXINGTON VA	NONE		BUILDING CAMPAIGN	50,000
MERCER CTY HISTORICAL SOC PRINCETON WV	NONE		SECURITY SYSTEM	3,973
AM. SADDLE BRED MUSEUM LEXINGTON KY	NONE		OPERATIONS	16,667
MERCER CTY FELLOWSHIP HOM BLUEFIELD WV	NONE		OPERATIONS	5,000
PET HAVEN & RESCUE CENTER FALLS MILLS VA	NONE		OPERATIONS	2,550
MERCER SPORTSMEN/CONSERVA BLUEFIELD WV	NONE		FISHING RODEO FOR YOUTH	2,000
BLUEFIELD RESCUE SQUAD BLUEFIELD WV	NONE		TOWARDS NEW AMBULANCE	3,000
GREATER BLUEFIELD COMM CT BLUEFIELD WV	NONE		A/C HEATER UNITS, RESURFACE GYM FLOO	3,000
CITY OF BLUEFIELD BLUEFIELD WV	NONE		PURCHASE OF TRACTOR	5,000
GARY BOWLING'S HOUSE /ART BLUEFIELD WV	NONE		YOUTH CLASSES IN ART	1,000

Federal Statements

Statement 8 - Form 990-PF, Part XV, Line 3a - Grants and Contributions Paid During the Year (continued)

Name / Address	Address / Relationship	Status	Purpose	Amount
SECOND CHANCE FOR CATS PRINCETON WV	NONE		NEUTERING/NO KILL FACILITY	2,550
SAVE THE RIDGE RUNNER BLUEFIELD WV	NONE		RESTORATION	1,000
ST. LEO CATHOLIC CHURCH MARTINSBURG WV	NONE		AMERICAN HERITAGE PROGRAM FOR GIRLS	250
SADDLEBRED RESCUE, INC GOSHEN KY	NONE		HELP SAVE SADDLEBRED BREEDS	5,000
RICHLANDS AREA ARTS RICHLANDS VA	NONE		FUNDING OF THE ARTS	2,500
Total				152,588