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Form **990-PF**

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

OMB No 1545-0052

2009Department 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

, and ending

G Check all that apply:

☐ Initial return☐ Initial return of a former public charity☐ Final return☐ Amended return☐ Address change☐ Name changeUse the IRS
label.Otherwise,
print
or type.See Specific
Instructions.

Name of foundation

THE NEWLAND FAMILY FOUNDATION, INC.

Number and street (or P O box number if mail is not delivered to street address)

P.O. BOX 7068

Room/suite

City or town, state, and ZIP code

ATHENS**GA 30604-7068**

A Employer identification number

58-2142455

B Telephone number (see page 10 of the instructions)

706-354-0057C 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 foundationI Fair market value of all assets at end
of year (from Part II, col. (c),
line 16) **\$ 1,160,997**J Accounting method ☒ Cash ☐ Accrual
☐ Other (specify)

(Part I, column (d) must be on cash basis)

Part I Analysis of Revenue and Expenses (Thetotal 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)

- 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
- 4 Dividends and interest from securities
- 5a Gross rents
- b Net rental income or (loss)
- 6a Net gain or (loss) from sale of assets not on line 10
- b Gross sales price for all assets on line 6a **297,539**
- 7 Capital gain net income (from Part IV, line 2)
- 8 Net short-term capital gain
- 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

797

22,946

797

22,946

-19,730

0

0

4,013

23,743

0

- 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 1**
- c Other professional fees (attach schedule) **STMT 2**
- 17 Interest
- 18 Taxes (attach schedule) (see page 14 of the instructions) **STMT 3**
- 19 Depreciation (attach schedule) and depletion
- 20 Occupancy
- 21 Travel, conferences, and meetings
- 22 Printing and publications
- 23 Other expenses (att. sch) **STMT 4**
- 24 Total operating and administrative expenses.
- Add lines 13 through 23
- 25 Contributions, gifts, grants paid
- 26 Total expenses and disbursements. Add lines 24 and 25

3,275

15,241

15,241

3,275

595

521

2,743

2,743

605

605

22,459

16,367

6,018

66,000

66,000

88,459

16,367

0

72,018

27 Subtract line 26 from line 12

a Excess of revenue over expenses and disbursements

-84,446

b Net investment income (if negative, enter -0-)

7,376

c Adjusted net income (if negative, enter -0-)

0

 SCANNED AUG 17 2010
 Operating and Administrative Expenses

414 20

| 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 (a) Book Value | End of year (b) Book Value (c) Fair Market Value | |
| Assets | 1 Cash—non-interest-bearing | | | |
| | 2 Savings and temporary cash investments | 344,940 | 367,650 | 368,067 |
| | 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 5 | 268,125 | 238,886 | 254,581 |
| | b Investments—corporate stock (attach schedule) SEE STMT 6 | 604,840 | 465,446 | 473,001 |
| | c Investments—corporate bonds (attach schedule) | | | |
| | 11 Investments—land, buildings, and equipment, basis ▶ Less: accumulated depreciation (attach sch.) ▶ | | | |
| | 12 Investments—mortgage loans | | | |
| | 13 Investments—other (attach schedule) SEE STATEMENT 7 | | 57,551 | 58,679 |
| | 14 Land, buildings, and equipment: basis ▶ Less: accumulated depreciation (attach sch.) ▶ | | | |
| 15 Other assets (describe ▶ SEE STATEMENT 8) | 2,743 | 6,669 | 6,669 | |
| 16 Total assets (to be completed by all filers—see the instructions Also, see page 1, item I) | 1,220,648 | 1,136,202 | 1,160,997 | |
| 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 <input type="checkbox"/> and complete lines 24 through 26 and lines 30 and 31. | | | |
| | 24 Unrestricted | | | |
| | 25 Temporarily restricted | | | |
| | 26 Permanently restricted | | | |
| | Foundations that do not follow SFAS 117, check here <input checked="" type="checkbox"/> 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 | 1,220,648 | 1,136,202 | |
| | 30 Total net assets or fund balances (see page 17 of the instructions) | 1,220,648 | 1,136,202 | |
| 31 Total liabilities and net assets/fund balances (see page 17 of the instructions) | 1,220,648 | 1,136,202 | | |

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 | 1,220,648 |
| 2 Enter amount from Part I, line 27a | 2 | -84,446 |
| 3 Other increases not included in line 2 (itemize) ▶ | 3 | |
| 4 Add lines 1, 2, and 3 | 4 | 1,136,202 |
| 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 | 1,136,202 |

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 | PUBLICLY TRADED SECURITIES | P | | |
| b | ENRON CORP SEC LITIGATION DIST. | P | | |
| 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 295,565 | | 317,269 | -21,704 |
| b 1,974 | | | 1,974 |
| 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 | | | -21,704 |
| b | | | 1,974 |
| c | | | |
| d | | | |
| e | | | |

| | | | |
|---|---|----------|---------|
| 2 Capital gain net income or (net capital loss) | <div> <div>If gain, also enter in Part I, line 7</div> <div>If (loss), enter -0- in Part I, line 7</div> </div> | 2 | -19,730 |
| 3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6) | <div> <div>If gain, also enter in Part I, line 8, column (c) (see pages 13 and 17 of the instructions)</div> <div>If (loss), enter -0- in Part I, line 8</div> </div> | 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 | 72,875 | 1,210,288 | 0.060213 |
| 2007 | 68,050 | 1,294,671 | 0.052562 |
| 2006 | 66,330 | 1,254,747 | 0.052863 |
| 2005 | 66,892 | 1,219,964 | 0.054831 |
| 2004 | 71,835 | 1,213,612 | 0.059191 |

| | | |
|---|----------|-----------|
| 2 Total of line 1, column (d) | 2 | 0.279660 |
| 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 | 0.055932 |
| 4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5 | 4 | 1,087,601 |
| 5 Multiply line 4 by line 3 | 5 | 60,832 |
| 6 Enter 1% of net investment income (1% of Part I, line 27b) | 6 | 74 |
| 7 Add lines 5 and 6 | 7 | 60,906 |
| 8 Enter qualifying distributions from Part XII, line 4 | 8 | 72,018 |

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 <input type="checkbox"/> 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 <input checked="" type="checkbox"/> and enter 1% of Part I, line 27b | 1 | 74 |
| 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 | 74 |
| 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 | 74 |
| 6 | Credits/Payments | | |
| a | 2009 estimated tax payments and 2008 overpayment credited to 2009 | 6a | 6,743 |
| 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 | 6,743 |
| 8 | Enter any penalty for underpayment of estimated tax. Check here <input type="checkbox"/> if Form 2220 is attached | 8 | |
| 9 | Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed | 9 | |
| 10 | Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid | 10 | 6,669 |
| 11 | Enter the amount of line 10 to be Credited to 2010 estimated tax 6,669 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? | | 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)? 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 | | 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? If "Yes," attach a detailed description of the activities. | | 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 | | X |
| 4a 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? If "Yes," attach the statement required by General Instruction T | | 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? If "Yes," complete Part II, col. (c), and Part XV | | X |
| 8a Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) GA | | |
| 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 | | 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 | | X |
| 10 Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses | | X |

N/A

Part VII-A Statements Regarding Activities (continued)

| | | | | |
|----|--|---|----------|----------------------------|
| 11 | At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see page 20 of the instructions) | 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 ► N/A | 13 | X | |
| 14 | The books are in care of ► JAMES L. NEWLAND - SEC. / TREAS. 598 S. MILLEDGE AVENUE; SUITE 6 Located at ► ATHENS, GA | Telephone no ► 706-354-0057 ZIP+4 ► 30605-1262 | | |
| 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 | | ► <input type="checkbox"/> |

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

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

| | | Yes | No |
|-----|---|------------------------------|--|
| 1a | During the year did the foundation (either directly or indirectly) | | |
| (1) | Engage in the sale or exchange, or leasing of property with a disqualified person? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| (2) | Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| (3) | Furnish goods, services, or facilities to (or accept them from) a disqualified person? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| (4) | Pay compensation to, or pay or reimburse the expenses of, a disqualified person? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| (5) | Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| (6) | Agree to pay money or property to a government official? (Exception. Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days.) | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 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)? Organizations relying on a current notice regarding disaster assistance check here | N/A | |
| 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? | 1b | |
| 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)): | 1c | X |
| 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? 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 | |
| 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 | 2b | |
| 3a | Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 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 | |
| 4a | Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes? | 3b | |
| 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? | 4a | X |
| | | 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)? Organizations relying on a current notice regarding disaster assistance check here ☐ **N/A** **5b**

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 |
|--|---|---|---|---------------------------------------|
| DOROTHY SAMS NEWLAND P.O. BOX 7068 ATHENS GA 30604-7068 | PRESIDENT 3.00 | 0 | 0 | 0 |
| JAMES L. NEWLAND P.O. BOX 7068 ATHENS GA 30604-7068 | SEC. / TREAS 4.00 | 0 | 0 | 0 |
| HARRIET NEWLAND HULSEY 639 OLD CLUB ROAD SOUTH MACON GA 31210-4730 | VICE PRES 1.00 | 0 | 0 | 0 |
| JAMES L. NEWLAND, JR. 2190 WADE DRIVE BOGART GA 30622 | VICE PRES 1.00 | 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 **▶**

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 N/A | |
| 2 | |
| 3 | |
| 4 | |

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 | 839,716 |
| b | Average of monthly cash balances | 1b | 257,778 |
| c | Fair market value of all other assets (see page 24 of the instructions) | 1c | 6,669 |
| d | Total (add lines 1a, b, and c) | 1d | 1,104,163 |
| 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 | 1,104,163 |
| 4 | Cash deemed held for charitable activities. Enter 1½ % of line 3 (for greater amount, see page 25 of the instructions) | 4 | 16,562 |
| 5 | Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4 | 5 | 1,087,601 |
| 6 | Minimum investment return. Enter 5% of line 5 | 6 | 54,380 |

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 | 54,380 |
| 2a | Tax on investment income for 2009 from Part VI, line 5 | 2a | 74 |
| b | Income tax for 2009 (This does not include the tax from Part VI) | 2b | |
| c | Add lines 2a and 2b | 2c | 74 |
| 3 | Distributable amount before adjustments. Subtract line 2c from line 1 | 3 | 54,306 |
| 4 | Recoveries of amounts treated as qualifying distributions | 4 | |
| 5 | Add lines 3 and 4 | 5 | 54,306 |
| 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 | 54,306 |

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 | 72,018 |
| 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 | 72,018 |
| 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 | 74 |
| 6 | Adjusted qualifying distributions. Subtract line 5 from line 4 | 6 | 71,944 |

Note. The amount on line 6 will be used in Part V, column (b), in subsequent years when calculating whether the foundation qualifies for the section 4940(e) reduction of tax in those years

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

| | (a) Corpus | (b) Years prior to 2008 | (c) 2008 | (d) 2009 |
|---|---------------|----------------------------|-------------|---------------|
| 1. Distributable amount for 2009 from Part XI, line 7 | | | | 54,306 |
| 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 | 11,867 | | | |
| b From 2005 | 6,773 | | | |
| c From 2006 | 6,243 | | | |
| d From 2007 | 5,309 | | | |
| e From 2008 | 12,999 | | | |
| f Total of lines 3a through e | 43,191 | | | |
| 4. Qualifying distributions for 2009 from Part XII, line 4: ► \$ 72,018 | | | | |
| 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 | | | | 54,306 |
| e Remaining amount distributed out of corpus | 17,712 | | | |
| 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 | 60,903 | | | |
| 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) | 11,867 | | | |
| 9. Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a | 49,036 | | | |
| 10. Analysis of line 9: | | | | |
| a Excess from 2005 | 6,773 | | | |
| b Excess from 2006 | 6,243 | | | |
| c Excess from 2007 | 5,309 | | | |
| d Excess from 2008 | 12,999 | | | |
| e Excess from 2009 | 17,712 | | | |

N/A

- (4) Gross investment income**

[illegible]

SEE STATEMENT 10

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated

| 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 | | | 14 | 797 | |
| 4 | Dividends and interest from securities | | | 14 | 22,946 | |
| 5 | Net rental income or (loss) from real estate | | | | | |
| a | Debt-financed property | | | | | |
| b | Not debt-financed property | | | | | |
| 6 | Net rental income or (loss) from personal property | | | | | |
| 7 | Other investment income | | | | | |
| 8 | Gain or (loss) from sales of assets other than inventory | | | 18 | -19,730 | |
| 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 | | 4,013 | 0 |
| 13 | Total. Add line 12, columns (b), (d), and (e) | | | | 13 | 4,013 |

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

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

[illegible]

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

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
 - (2) Other assets
 - b Other transactions:
 - (1) Sales of assets to a noncharitable exempt organization
 - (2) Purchases of assets from a noncharitable exempt organization
 - (3) Rental of facilities, equipment, or other assets
 - (4) Reimbursement arrangements
 - (5) Loans or loan guarantees
 - (6) Performance of services or membership or fundraising solicitations
 - c Sharing of facilities, equipment, mailing lists, other assets, or paid employees
 - 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

| | Yes | No |
|-------|-----|----|
| 1a(1) | | X |
| 1a(2) | | X |
| 1b(1) | | X |
| 1b(2) | | X |
| 1b(3) | | X |
| 1b(4) | | X |
| 1b(5) | | X |
| 1b(6) | | X |
| 1c | | X |

[illegible]

- 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 | | |
| | | |
| | | |
| | | |
| | | |

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.

Dorothy S. Newland
Signature of officer or trustee

8/11/10
Date

PRESIDENT
Title

Sign Here

**Paid
Preparer's
Use Only**

Preparer's

Firm's name (or yours if self-employed), address, and ZIP code

R. Parks Towns

Date _____

8/04/10

Check if
self-employed ►

Preparer's identifying
number (see **Signature** on
page 30 of the instructions)

SMITH, ADCOCK AND COMPANY, CPAs
394 S. MILLEDGE AVE, SUITE 254
ATHENS, GA 30605-9844

EIN ►

Phone no **706-353-8600**

Federal Statements

Statement 1 - Form 990-PF, Part I, Line 16b - Accounting Fees

| Description | Total | Net Investment | Adjusted Net | Charitable Purpose |
|---------------------------|----------|----------------|--------------|--------------------|
| SMITH ADCOCK & CO., CPA'S | \$ 3,275 | \$ | \$ | \$ 3,275 |
| - 2008 FORM 990-PF | | | | |
| TOTAL | \$ 3,275 | \$ 0 | \$ 0 | \$ 3,275 |

Statement 2 - Form 990-PF, Part I, Line 16c - Other Professional Fees

| Description | Total | Net Investment | Adjusted Net | Charitable Purpose |
|----------------------------------|-----------|----------------|--------------|--------------------|
| MORGAN STANLEY SMITH BARNEY LLC | \$ 7,136 | \$ 7,136 | \$ | \$ |
| - ADVISORY SERVICES | | | | |
| PRENTISS SMITH & COMPANY | 8,105 | 8,105 | | |
| - INVESTMENT / ADVISORY SERVICES | | | | |
| TOTAL | \$ 15,241 | \$ 15,241 | \$ 0 | \$ 0 |

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

| Description | Total | Net Investment | Adjusted Net | Charitable Purpose |
|---------------------------------|--------|----------------|--------------|--------------------|
| EXCISE TAX ON INVESTMENT INCOME | \$ 74 | \$ | \$ | \$ |
| FOREIGN TAX ON DIVIDENDS | 521 | 521 | | |
| TOTAL | \$ 595 | \$ 521 | \$ 0 | \$ 0 |

Statement 4 - Form 990-PF, Part I, Line 23 - Other Expenses

| Description | Total | Net Investment | Adjusted Net | Charitable Purpose |
|--|--------|----------------|--------------|--------------------|
| EXPENSES | \$ | \$ | \$ | \$ |
| SOUTHEASTERN COUNCIL OF FOUNDATIONS - ANNUAL DUES | 500 | 500 | | |
| SECRETARY OF STATE - ANNUAL CORPORATE REGISTRATION FEE | 30 | 30 | | |
| MISCELLANEOUS | 75 | 75 | | |
| TOTAL | \$ 605 | \$ 605 | \$ 0 | \$ 0 |

58-2142455

Federal Statements

FYE: 12/31/2009

Statement 5 - Form 990-PF, Part II, Line 10a - US and State Government Investments

| <u>Description</u> | <u>Beginning of Year</u> | <u>End of Year</u> | <u>Basis of Valuation</u> | <u>Fair Market Value</u> |
|-----------------------------------|------------------------------|------------------------|-------------------------------|------------------------------|
| 205,000 US GOVERNMENT OBLIGATIONS | \$ 268,125 | \$ | COST | \$ |
| 194,000 US GOVERNMENT OBLIGATIONS | | 238,886 | COST | 254,581 |
| TOTAL | \$ 268,125 | \$ 238,886 | | \$ 254,581 |

Statement 6 - Form 990-PF, Part II, Line 10b - Corporate Stock Investments

| <u>Description</u> | <u>Beginning of Year</u> | <u>End of Year</u> | <u>Basis of Valuation</u> | <u>Fair Market Value</u> |
|-------------------------------------|------------------------------|------------------------|-------------------------------|------------------------------|
| 400 BP PLC SPONS ADR | \$ 20,954 | \$ 20,954 | COST | \$ 23,188 |
| 1000 CHECK POINT SOFTWARE TECH | 22,025 | | COST | |
| 840 MEDTRONIC INC | 32,765 | 32,765 | COST | 36,943 |
| 465 NOVARTIS AG ADR | 26,765 | 26,765 | COST | 25,310 |
| 700 GAMESA CORP TECHNOLOGICA SA | 19,740 | 19,740 | COST | 11,550 |
| 175 SCHNEIDER ELECTRIC SA | 22,553 | | COST | |
| 6700 SANYO ELECTRIC LTD ORD REG JPY | 13,400 | | COST | |
| 350 CLOROX COMPANY DE | 20,010 | 20,010 | COST | 21,350 |
| 260 CONOCOPHILLIPS | 16,897 | 16,897 | COST | 13,278 |
| 425 GANNETT CO INC | 19,656 | 19,656 | COST | 6,311 |
| 550 HONDA MOTOR CO LTD ADR NEW | 18,838 | | COST | |
| 300 JOHNSON & JOHNSON | 19,984 | | COST | |
| 300 PROCTER & GAMBLE CO | 18,855 | 18,855 | COST | 18,189 |
| 280 ROTH & RAU AG | 13,860 | 13,860 | COST | 12,133 |
| 680 AT&T INC | 23,202 | | COST | |
| 420 ANADARKO PETROLEUM CORP | 25,610 | | COST | |
| 370 ANADARKO PETROLEUM CORP | | 22,561 | COST | 23,096 |
| 250 APACHE CORP | 27,000 | 27,000 | COST | 25,793 |
| 500 AUTODESK INC | 16,750 | | COST | |

58-2142455

Federal Statements

FYE: 12/31/2009

Statement 6 - Form 990-PF, Part II, Line 10b - Corporate Stock Investments (continued)

| <u>Description</u> | <u>Beginning of Year</u> | <u>End of Year</u> | <u>Basis of Valuation</u> | <u>Fair Market Value</u> |
|---------------------------------|------------------------------|------------------------|-------------------------------|------------------------------|
| 400 BMC SOFTWARE INC | \$ 13,411 | \$ 13,411 | COST | \$ 16,040 |
| 310 BIOGEN IDEC INC | 19,642 | | COST | |
| 600 BIOGEN IDEC INC | | 33,137 | COST | 32,100 |
| 500 CONSOLIDATED EDISON INC | 22,900 | 22,900 | COST | 22,715 |
| 200 INTL BUSINESS MACHINES CORP | 20,205 | | COST | |
| 280 ITRON INC | 20,131 | 20,131 | COST | 18,920 |
| 260 KYOCERA CORP ADR | 19,626 | | COST | |
| 350 KYOCERA CORP ADR | | 24,670 | COST | 30,909 |
| 670 NCR NEW | 13,251 | 13,251 | COST | 7,457 |
| 1380 NOKIA CORP SPONSORED ADR | 24,067 | | COST | |
| 510 NVIDIA CORP | 9,822 | | COST | |
| 340 TEXAS INSTRUMENTS INC | 9,791 | | COST | |
| 360 3M COMPANY | 26,572 | 26,572 | COST | 29,761 |
| 500 XTO ENERGY INC | 26,558 | | COST | |
| 455 XTO ENERGY INC | | 24,168 | COST | 21,171 |
| 460 CERNER CORP | | 15,739 | COST | 37,922 |
| 630 H J HEINZ CO | | 20,953 | COST | 26,939 |
| 660 MYR GROUP INC DEL COM | | 11,451 | COST | 11,926 |
| TOTAL | \$ 604,840 | \$ 465,446 | | \$ 473,001 |

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

| <u>Description</u> | <u>Beginning of Year</u> | <u>End of Year</u> | <u>Basis of Valuation</u> | <u>Fair Market Value</u> |
|-------------------------|------------------------------|------------------------|-------------------------------|------------------------------|
| 57,000 CANADA GOV'T CDN | \$ | \$ 57,551 | COST | \$ 58,679 |
| TOTAL | \$ 0 | \$ 57,551 | | \$ 58,679 |

Statement 8 - Form 990-PF, Part II, Line 15 - Other Assets

| <u>Description</u> | <u>Beginning of Year</u> | <u>End of Year</u> | <u>Fair Market Value</u> |
|------------------------|------------------------------|------------------------|------------------------------|
| EXCISE TAX OVERPAYMENT | \$ 2,743 | \$ 6,669 | \$ 6,669 |
| TOTAL | \$ 2,743 | \$ 6,669 | \$ 6,669 |

58-2142455

Federal Statements

FYE: 12/31/2009

Form 990-PF, Part XV, Line 1a - Managers Who Contributed Over 2% or \$5,000**Name of Manager**

DOROTHY SAMS NEWLAND

Statement 9 - Form 990-PF, Part XV, Line 2b - Application Format and Required Contents**Description**

THE FOUNDATION HAS NO FORMAL APPLICATION FORM. LETTER REQUEST IS ACCEPTABLE.

Form 990-PF, Part XV, Line 2c - Submission Deadlines**Description**

NONE.

Statement 10 - Form 990-PF, Part XV, Line 2d - Award Restrictions or Limitations**Description**

NO RESTRICTIONS.

THE CORPORATION IS ORGANIZED AND SHALL BE OPERATED EXCLUSIVELY FOR CHARITABLE, SCIENTIFIC, RELIGIOUS AND EDUCATIONAL PURPOSES WITHIN THE MEANING OF SECTION 501(C)(3) OF THE UNITED STATES INTERNAL REVENUE CODE OF 1986, AS AMENDED (OR THE CORRESPONDING PROVISION OF ANY FUTURE UNITED STATES INTERNAL REVENUE LAW). THE SPECIFIC PURPOSE OF THE CORPORATION IS TO SUPPORT PROGRAMS PRIMARILY IN THE AREAS OF HUMAN SOCIAL SERVICES WITH EMPHASIS ON THOSE BENEFITING THE ELDERLY AND CHILDREN; EDUCATION, INCLUDING LIBRARIES; HEALTH; AND THE ENVIRONMENT; WITH AN EMPHASIS ON THOSE PROGRAMS WITHIN THE ATHENS-CLARKE COUNTY, GEORGIA AREA.

5649 THE NEWLAND FAMILY FOUNDATION, INC.
 58-2142455
 FYE: 12/31/2009

Federal Statements

8/3/2010 2:16 PM

Statement 11 - Form 990-PF, Part XV, Line 3a - Grants and Contributions Paid During the

Year

| Name | Address | Relationship | Status | Purpose | Amount |
|---------------------------------------|---------|------------------------|--------|--------------------------------------|--------|
| MEDCEN COMMUNITY HEALTH MACON GA | | FOUNDATION, INC | PUBLIC | CONSTRUCTION OF INPATIENT HOSPICE | 7,500 |
| UNITED WAY OF NORTHEAST ATHENS GA | | GEORGIA, INC | PUBLIC | SUCCESS BY 6 / WEE READ PROGRAM | 1,500 |
| CANCER FOUNDATION OF ATHENS GA | | NORTHEAST GEORGIA | PUBLIC | TO AID INDIVIDUALS WITH CANCER | 1,500 |
| JOYCE EWIN OPEN HEARTS ATHENS GA | | CENTER | PUBLIC | FUNDS FOR 2009 SUMMER CAMP | 3,000 |
| CLARKE CENTRAL HIGH ATHENS GA | | SCHOOL | PUBLIC | AWARD WINNING ROBOTICS TEAM - TRAVEL | 1,000 |
| CHILD EVANGELISM ATHENS GA | | FELLOWSHIP, INC | PUBLIC | AFTER SCH PROGRAM IN CHARACTER DEV | 1,500 |
| ATHENS YMCA ATHENS GA | | LAW CENTER | PUBLIC | SCHOLARSHIP CHILDREN OUTSIDE ATHENS | 5,000 |
| SOUTHERN ENVIRONMENTAL ATLANTA GA | | | PUBLIC | FUND EFFORTS FOR ATHENS AND MACON | 5,000 |
| ATHENS LAND TRUST INC ATHENS GA | | | PUBLIC | RENOVATING NEW HOME FOR ATHENS TRUST | 2,500 |
| THE SALVATION ARMY ATHENS GA | | | PUBLIC | TO ARREST HUNGER AND HOMELESSNESS | 7,500 |
| ATHENS TECHNICAL COLLEGE ATHENS GA | | | PUBLIC | CAPITAL CAMPAIGN | 8,500 |
| ATHENS AREA COMMUNITY ATHENS GA | | FOUNDATION, INC | PUBLIC | PROVIDE ENDOWMENT FOR OPERATING EXP | 10,000 |
| ATHENS-CLARKE COUNTY ATHENS GA | | COMMUNITY TREE COUNCIL | PUBLIC | TREES FOR TOMORROW PROGRAM | 1,500 |
| MACON RESCUE MISSION, INC MACON GA | | | PUBLIC | OPERATING EXPENSES | 3,000 |
| CLARKE COUNTY MENTOR ATHENS GA | | PROGRAM | PUBLIC | PROGRAM EXPENSES | 2,000 |
| ACTION MINISTRIES, INC ATHENS GA | | | PUBLIC | ATHENS URBAN MINISTRY "A HAND UP" | 5,000 |
| TOTAL | | | | | 66,000 |