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

**2009**

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

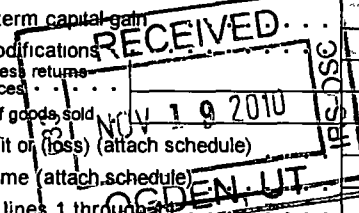
For calendar year **2009**, or tax year beginning **2009**, and ending **20**

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 DAVID B. TERK FOUNDATION		A Employer identification number 74-2640710
	Number and street (or P O box number if mail is not delivered to street address)	Room/suite	B Telephone number (see page 10 of the instructions) (830) 997-0016
	2611 N. LOOP 1604 WEST 200		C If exemption application is pending, check here <input type="checkbox"/>
	City or town, state, and ZIP code SAN ANTONIO, TX 78258		D 1. Foreign organizations, check here <input type="checkbox"/> 2. Foreign organizations meeting the 85% test, check here and attach computation <input type="checkbox"/>
H Check type of organization <input checked="" type="checkbox"/> Section 501(c)(3) exempt private foundation <input type="checkbox"/> Section 4947(a)(1) nonexempt charitable trust <input type="checkbox"/> Other taxable private foundation			E If private foundation status was terminated under section 507(b)(1)(A), check here <input type="checkbox"/>
I Fair market value of all assets at end of year (from Part II, col (c), line 16) ▶ \$ 2,251,629.		J Accounting method <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify) _____ (Part I, column (d) must be on cash basis.)	F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <input type="checkbox"/>

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)
1	Contributions, gifts, grants, etc., received (attach schedule)	5,340.			
2	Check <input type="checkbox"/> if the foundation is not required to attach Sch B.				
3	Interest on savings and temporary cash investments				
4	Dividends and interest from securities	51,485.	51,485.		ATCH 1
5a	Gross rents				
b	Net rental income or (loss)				
6a	Net gain or (loss) from sale of assets not on line 10	-37,632.			
b	Gross sales price for all assets on line 6a 385,257.				
7	Capital gain net income (from Part IV, line 2)				
8	Net short-term capital gain				
9	Income modifications				
10a	Gross sales less returns and allowances				
b	Less Cost of goods sold				
c	Gross profit or (loss) (attach schedule)				
11	Other income (attach schedule)				
12	<b>Total.</b> Add lines 1 through 11	19,193.	51,485.		
13	Compensation of officers, directors, trustees, etc.	20,000.			20,000.
14	Other employee salaries and wages				
15	Pension plans, employee benefits				
16a	Legal fees (attach schedule) ATCH 2	5,584.	0.	0.	5,584.
b	Accounting fees (attach schedule) ATCH 3	3,250.	0.	0.	3,250.
c	Other professional fees (attach schedule)				
17	Interest ATTACHMENT 4				
18	Taxes (attach schedule) (see page 14 of the instructions)	-480.	28.	0.	0.
19	Depreciation (attach schedule) and depletion				
20	Occupancy				
21	Travel, conferences, and meetings				
22	Printing and publications				
23	Other expenses (attach schedule) ATCH 6	338.	0.	0.	338.
24	<b>Total operating and administrative expenses.</b> Add lines 13 through 23	28,692.	28.	0.	29,172.
25	Contributions, gifts, grants paid	90,052.			90,052.
26	<b>Total expenses and disbursements.</b> Add lines 24 and 25	118,744.	28.	0.	119,224.
27	Subtract line 26 from line 12:				
a	Excess of revenue over expenses and disbursements	-99,551.			
b	Net investment income (if negative, enter -0-)		51,457.		
c	Adjusted net income (if negative, enter -0-)			-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 . . . . .	140,232.	91,379.	91,379.
	2 Savings and temporary cash investments . . . . .			
	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 (attach schedule) ▶ Less: allowance for doubtful accounts ▶			
	8 Inventories for sale or use . . . . .			
	9 Prepaid expenses and deferred charges . . . . .	8,700.	8,700.	8,700.
	10 a Investments - U S and state government obligations (attach schedule)			
	b Investments - corporate stock (attach schedule) <u>ATCH 7</u>	1,113,282.	1,018,672.	1,150,468.
	c Investments - corporate bonds (attach schedule).			
	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 ▶ <u>ATCH 8</u> )	1,139,487.	1,179,059.	1,001,082.	
16 <b>Total assets</b> (to be completed by all filers - see the instructions. Also, see page 1, item I) . . . . .	2,401,701.	2,297,810.	2,251,629.	
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 ▶ )	5,340.		
23 <b>Total liabilities</b> (add lines 17 through 22) . . . . .	5,340.			
Net Assets or Fund Balances	<b>Foundations that follow SFAS 117, check here</b> <input checked="" type="checkbox"/> <b>and complete lines 24 through 26 and lines 30 and 31.</b>			
	24 Unrestricted . . . . .	2,396,361.	2,297,810.	
	25 Temporarily restricted . . . . .			
	26 Permanently restricted . . . . .			
	<b>Foundations that do not follow SFAS 117, check here and complete lines 27 through 31.</b> <input type="checkbox"/>			
	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 . . . . .			
30 <b>Total net assets or fund balances</b> (see page 17 of the instructions) . . . . .	2,396,361.	2,297,810.		
31 <b>Total liabilities and net assets/fund balances</b> (see page 17 of the instructions) . . . . .	2,401,701.	2,297,810.		

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	2,396,361.
2 Enter amount from Part I, line 27a . . . . .	2	-99,551.
3 Other increases not included in line 2 (itemize) ▶ <u>ATTACHMENT 9</u>	3	1,000.
4 Add lines 1, 2, and 3 . . . . .	4	2,297,810.
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	2,297,810.

**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.)
<b>1a</b>	SEE PART IV SCHEDULE			
<b>b</b>				
<b>c</b>				
<b>d</b>				
<b>e</b>				
(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)	
<b>a</b>				
<b>b</b>				
<b>c</b>				
<b>d</b>				
<b>e</b>				
Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Gains (Col. (h) gain minus col. (k), but not less than -0- or Losses (from col (h))	
(i) F.M.V. as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any		
<b>a</b>				
<b>b</b>				
<b>c</b>				
<b>d</b>				
<b>e</b>				
<b>2</b>	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 }	<b>2</b>	-37,632.
<b>3</b>	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. . . . .	}	<b>3</b>	

**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	134,239.	2,359,961.	0.056882
2007	98,375.	2,885,145.	0.034097
2006	79,094.	2,668,464.	0.029640
2005	86,840.	2,351,997.	0.036922
2004	103,699.	1,794,637.	0.057783

<b>2</b>	Total of line 1, column (d) . . . . .	<b>2</b>	0.215324
<b>3</b>	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 . . . . .	<b>3</b>	0.043065
<b>4</b>	Enter the net value of noncharitable-use assets for 2009 from Part X, line 5 . . . . .	<b>4</b>	1,882,528.
<b>5</b>	Multiply line 4 by line 3 . . . . .	<b>5</b>	81,071.
<b>6</b>	Enter 1% of net investment income (1% of Part I, line 27b) . . . . .	<b>6</b>	515.
<b>7</b>	Add lines 5 and 6 . . . . .	<b>7</b>	81,586.
<b>8</b>	Enter qualifying distributions from Part XII, line 4 . . . . . 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.	<b>8</b>	99,252.

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

Table with 11 rows for excise tax calculations. Includes items like 'Exempt operating foundations', 'Domestic foundations', 'Tax under section 511', 'Credits/Payments', and 'Total credits and payments'. Total tax due is 137, with 137 refunded.

Part VII-A Statements Regarding Activities

Table with 10 rows for activity statements. Includes questions about political campaigns, political expenditures, unrelated business income, and state reporting. Includes 'Yes' and 'No' columns.

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? . . . . . 13 X
Website address N/A
14 The books are in care of KIMBERLY MURPHY Telephone no. 210-408-0800
Located at 2611 N. LOOP 1604 WEST, SUITE 200 SAN ANTONIO, TX ZIP + 4 78258
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.

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 X No
(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? Yes No X No
(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? Yes No X No
(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? Yes No X 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 X 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 X 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 1b 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? 1c X
2 Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5)):
a At the end of tax year 2009, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2009? Yes No X No
If "Yes," list the years
b Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement - see page 20 of the instructions.) 2b 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.
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 X 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) 3b N/A
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 fall 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)?  Yes  No  
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?  Yes  No  
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?  Yes  No

5b	N/A
6b	X
7b	N/A

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
ATTACHMENT 10		20,000.	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 . . . . . 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 N/A	
2	
3	
4	

**Part IX-B Summary of Program-Related Investments (see page 23 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 N/A	
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.)

<b>1</b>	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes:		
<b>a</b>	Average monthly fair market value of securities	<b>1a</b>	1,811,910.
<b>b</b>	Average of monthly cash balances	<b>1b</b>	99,286.
<b>c</b>	Fair market value of all other assets (see page 24 of the instructions)	<b>1c</b>	0.
<b>d</b>	<b>Total</b> (add lines 1a, b, and c)	<b>1d</b>	1,911,196.
<b>e</b>	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	<b>1e</b>	
<b>2</b>	Acquisition indebtedness applicable to line 1 assets	<b>2</b>	0.
<b>3</b>	Subtract line 2 from line 1d	<b>3</b>	1,911,196.
<b>4</b>	Cash deemed held for charitable activities Enter 1 1/2 % of line 3 (for greater amount, see page 25 of the instructions)	<b>4</b>	28,668.
<b>5</b>	<b>Net value of noncharitable-use assets.</b> Subtract line 4 from line 3 Enter here and on Part V, line 4	<b>5</b>	1,882,528.
<b>6</b>	<b>Minimum investment return.</b> Enter 5% of line 5	<b>6</b>	94,126.

**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.)

<b>1</b>	Minimum investment return from Part X, line 6	<b>1</b>	94,126.
<b>2a</b>	Tax on investment income for 2009 from Part VI, line 5	<b>2a</b>	515.
<b>b</b>	Income tax for 2009. (This does not include the tax from Part VI.)	<b>2b</b>	
<b>c</b>	Add lines 2a and 2b	<b>2c</b>	515.
<b>3</b>	Distributable amount before adjustments Subtract line 2c from line 1	<b>3</b>	93,611.
<b>4</b>	Recoveries of amounts treated as qualifying distributions	<b>4</b>	
<b>5</b>	Add lines 3 and 4	<b>5</b>	93,611.
<b>6</b>	Deduction from distributable amount (see page 25 of the instructions)	<b>6</b>	
<b>7</b>	<b>Distributable amount as adjusted.</b> Subtract line 6 from line 5. Enter here and on Part XIII, line 1	<b>7</b>	93,611.

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

<b>1</b>	Amounts paid (including administrative expenses) to accomplish charitable, etc., purposes:		
<b>a</b>	Expenses, contributions, gifts, etc. - total from Part I, column (d), line 26	<b>1a</b>	119,224.
<b>b</b>	Program-related investments - total from Part IX-B	<b>1b</b>	0.
<b>2</b>	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	<b>2</b>	0.
<b>3</b>	Amounts set aside for specific charitable projects that satisfy the:		
<b>a</b>	Suitability test (prior IRS approval required)	<b>3a</b>	0.
<b>b</b>	Cash distribution test (attach the required schedule)	<b>3b</b>	0.
<b>4</b>	<b>Qualifying distributions.</b> Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	<b>4</b>	119,224.
<b>5</b>	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)	<b>5</b>	515.
<b>6</b>	<b>Adjusted qualifying distributions.</b> Subtract line 5 from line 4	<b>6</b>	118,709.

**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				93,611.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			90,052.	
b Total for prior years 20 07, 20 06, 20 05				
3 Excess distributions carryover, if any, to 2009:				
a From 2004				
b From 2005				
c From 2006				
d From 2007				
e From 2008				0.
f Total of lines 3a through e	0.			
4 Qualifying distributions for 2009 from Part XII, line 4. ▶ \$ 119,224.				
a Applied to 2008, but not more than line 2a			90,052.	
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				29,172.
e Remaining amount distributed out of corpus	0.			
5 Excess distributions carryover applied to 2009. (If an amount appears in column (d), the same amount must be shown in column (a).)	0.			0.
6 Enter the net total of each column as indicated below:				
a Corpus. Add lines 3f, 4c, and 4e. Subtract line 5	0.			
b Prior years' undistributed income. Subtract line 4b from line 2b				
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.				64,439.
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)				
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a	0.			
10 Analysis of line 9.				
a Excess from 2005				
b Excess from 2006				
c Excess from 2007				
d Excess from 2008				
e Excess from 2009				0.

Part XIV Private Operating Foundations (see page 27 of the instructions and Part VII-A, question 9) NOT APPLICABLE

- 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)

Table with 5 columns: Tax year (a) 2009, (b) 2008, (c) 2007, (d) 2006, (e) Total. Rows include 2a (Adjusted net income), 2b (85% of line 2a), 2c (Qualifying distributions), 2d (Amounts included), 2e (Qualifying distributions), 3 (Alternative tests), 3a (Assets), 3b (Endowment), 3c (Support).

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).)
NONE

- b List any managers of the foundation who own 10% or more of the stock of a corporation (or an equally large portion of the ownership of a partnership or other entity) of which the foundation has a 10% or greater interest.
NONE

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

Check here [X] if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the foundation makes gifts, grants, etc. (see 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:
b The form in which applications should be submitted and information and materials they should include
c Any submission deadlines
d Any restrictions or limitations on awards, such as by geographical areas, charitable fields, kinds of institutions, or other factors:

**Part XV Supplementary Information (continued)**

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

Recipient Name and address (home or business)	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
a <i>Paid during the year</i> SEE ATTACHMENT 11				90,052.
<b>Total. . . . .</b>				<b>90,052.</b>
b <i>Approved for future payment</i>				
<b>Total. . . . .</b>				

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated.

Table with 5 columns: (a) Business code, (b) Amount, (c) Exclusion code, (d) Amount, (e) Related or exempt function income. Rows include Program service revenue, Membership dues, Interest on savings, Dividends, Net rental income, Gain or loss from sales, and Subtotal.

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

Table with 2 columns: 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.



**Schedule of Contributors**

▶ Attach to Form 990, 990-EZ, or 990-PF.

**2009**

<b>Name of the organization</b> DAVID B. TERK FOUNDATION	<b>Employer identification number</b> 74-2640710
---	---

**Organization type (check one)**

**Filers of:**

**Section:**

Form 990 or 990-EZ

- 501(c)( ) (enter number) organization
- 4947(a)(1) nonexempt charitable trust **not** treated as a private foundation
- 527 political organization

Form 990-PF

- 501(c)(3) exempt private foundation
- 4947(a)(1) nonexempt charitable trust treated as a private foundation
- 501(c)(3) taxable private foundation

Check if your organization is covered by the **General Rule** or a **Special Rule**.

**Note.** Only a section 501(c)(7), (8), or (10) organization can check boxes for both the General Rule and a Special Rule. See instructions.

**General Rule**

- For an organization filing Form 990, 990-EZ, or 990-PF that received, during the year, \$5,000 or more (in money or property) from any one contributor. Complete Parts I and II.

**Special Rules**

- For a section 501(c)(3) organization filing Form 990 or 990-EZ that met the 33 1/3 % support test of the regulations under sections 509(a)(1) and 170(b)(1)(A)(vi), and received from any one contributor, during the year, a contribution of the greater of (1) \$5,000 or (2) 2% of the amount on (i) Form 990, Part VIII, line 1h or (ii) Form 990-EZ, line 1 Complete Parts I and II.
- For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, aggregate contributions of more than \$1,000 for use *exclusively* for religious, charitable, scientific, literary, or educational purposes, or the prevention of cruelty to children or animals. Complete Parts I, II, and III.
- For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, contributions for use *exclusively* for religious, charitable, etc., purposes, but these contributions did not aggregate to more than \$1,000. If this box is checked, enter here the total contributions that were received during the year for an *exclusively* religious, charitable, etc., purpose. Do not complete any of the parts unless the **General Rule** applies to this organization because it received nonexclusively religious, charitable, etc., contributions of \$5,000 or more during the year. . . . . ▶ \$ \_\_\_\_\_

**Caution.** An organization that is not covered by the General Rule and/or the Special Rules does not file Schedule B (Form 990, 990-EZ, or 990-PF), but it **must** answer "No" on Part IV, line 2 of its Form 990, or check the box on line H of its Form 990-EZ, or on line 2 of its Form 990-PF, to certify that it does not meet the filing requirements of Schedule B (Form 990, 990-EZ, or 990-PF).

Name of organization **DAVID B. TERK FOUNDATION**

Employer identification number  
74-2640710

**Part I** Contributors (see instructions)

(a) No.	(b) Name, address, and ZIP + 4	(c) Aggregate contributions	(d) Type of contribution
1	1992 TRUST  515 CONGRESS AVENUE, SUITE 1600  AUSTIN, TX 78701	\$ 5,340.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$ _____	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$ _____	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$ _____	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$ _____	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$ _____	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)

**FORM 990-PF - PART IV  
CAPITAL GAINS AND LOSSES FOR TAX ON INVESTMENT INCOME**

Kind of Property		Description				P or D	Date acquired	Date sold
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj. basis as of 12/31/69	Excess of FMV over adj basis		Gain or (loss)	
8,413.		AMAZON COM INC 4,658.				02/03/2004 3,755.	08/26/2009	
13,455.		APPLIED MATERIALS INC 18,198.				03/08/2006 -4,743.	08/26/2009	
15,270.		CAMECO CORP COM 20,404.				07/06/2006 -5,134.	10/23/2009	
15,270.		CAMECO CORP COM 6,700.				02/27/2009 8,570.	10/23/2009	
2.		CASH IN LIEU BIOSANTE PHARMACEUTICALS				VARIOUS 2.	10/16/2009	
18,602.		CATERPILLAR INC 30,311.				01/01/2007 -11,709.	08/26/2009	
4,650.		CATERPILLAR INCCATERPILLAR INC 2,882.				03/24/2009 1,768.	08/26/2009	
2,576.		CELL GENESYS INC COM 15,928.				12/11/2006 -13,352.	05/01/2009	
26,393.		FREEPORT MCMORAN COPPER & GOLD INC 26,497.				04/03/2007 -104.	VARIOUS	
7,154.		FREEPORT MCMORAN COPPER & GOLD INC 2,311.				01/26/2009 4,843.	09/28/2009	
27,111.		GILEAD SCIENCES INC 15,591.				11/01/2005 11,520.	VARIOUS	
13,365.		HARTE HANKS COMM INC 5,113.				03/24/2009 8,252.	09/28/2009	

**FORM 990-PF - PART IV  
CAPITAL GAINS AND LOSSES FOR TAX ON INVESTMENT INCOME**

Kind of Property		Description				P or D	Date acquired	Date sold
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj basis as of 12/31/69	Excess of FMV over adj basis		Gain or (loss)	
41,393.		INTERNATIONAL BANCSHARES CORP 29,376.				07/16/2009 12,017.	08/11/2009	
29,719.		INTUITIVE SURGICAL INC COM NEW 52,422.				VARIOUS -22,703.	07/16/2009	
44,579.		INTUITIVE SURGICAL INC COM NEW 36,788.				12/30/2008 7,791.	07/16/2009	
16,818.		KRAFT FOODS INC CL A 21,680.				02/13/2007 -4,862.	02/20/2009	
9,398.		LAS VEGAS SANDS CORP COM 50,323.				09/12/2007 -40,925.	09/28/2009	
12,570.		LINCOLN NATL CORP IND 7,692.				07/16/2009 4,878.	09/28/2009	
16,862.		SKILLSOFT PUB LTD CO 11,280.				01/01/2002 5,582.	VARIOUS	
7,825.		STARBUCKS CORP COM 8,108.				05/27/2007 -283.	09/28/2009	
23,913.		TEXAS INSTRUMENTS INC 34,891.				01/01/2002 -10,978.	09/28/2009	
5,780.		UNITED TECHNOLOGIES CORP 6,184.				01/01/2006 -404.	08/26/2009	
4,076.		VIVUS INC COM 3,965.				06/21/2006 111.	01/26/2009	
20,063.		WELLS FARGO & CO NEW COM 11,587.				02/27/2009 8,476.	04/30/2009	
TOTAL GAIN (LOSS) .....		.....					<u>-37,632.</u>	

ATTACHMENT 1

FORM 990PF, PART I - DIVIDENDS AND INTEREST FROM SECURITIES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>
KERCHEVILLE & COMPANY	51,485.	51,485.
TOTAL	<u>51,485.</u>	<u>51,485.</u>

ATTACHMENT 2

FORM 990PF, PART I - LEGAL FEES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>	<u>ADJUSTED NET INCOME</u>	<u>CHARITABLE PURPOSES</u>
FIZER BECK	5,584.	0.	0.	5,584.
TOTALS	<u>5,584.</u>	<u>0.</u>	<u>0.</u>	<u>5,584.</u>

ATTACHMENT 3

FORM 990PF, PART I - ACCOUNTING FEES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>	<u>ADJUSTED NET INCOME</u>	<u>CHARITABLE PURPOSES</u>
PEÑA BRIONES & CO	3,250.	0.	0.	3,250.
TOTALS	<u>3,250.</u>	<u>0.</u>	<u>0.</u>	<u>3,250.</u>

FORM 990PF, PART I - INTEREST EXPENSE

REVENUE  
AND  
EXPENSES  
PER BOOKS

DESCRIPTION

KERCHEILLE & COMPANY, INC.

0

TOTALS

ATTACHMENT 5

FORM 990PF, PART I - TAXES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>	<u>ADJUSTED NET INCOME</u>	<u>CHARITABLE PURPOSES</u>
FOREIGN TAXES WITHHELD	28.	0.	0.	28.
FEDERAL INCOME TAXES	-508.	0.	0.	0.
<b>TOTALS</b>	<u>-480.</u>	<u>0.</u>	<u>0.</u>	<u>28.</u>

ATTACHMENT 6

FORM 990PF, PART I - OTHER EXPENSES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	ADJUSTED NET INCOME	CHARITABLE PURPOSES
OFFICE SUPPLIES & POSTAGE	338.	0.	0.	338.
TOTALS	<u>338.</u>	<u>0.</u>	<u>0.</u>	<u>338.</u>

FORM 990PF, PART II - CORPORATE STOCKATTACHMENT 7

<u>DESCRIPTION</u>	<u>ENDING BOOK VALUE</u>	<u>ENDING FMV</u>
ABBOTT LABS	28,361.	26,995.
ALTRIA GROUP	9,919.	9,815.
AMAZON	18,632.	53,808.
APPLE INC COM	35,578.	84,344.
APPLIED MATERIALS INC	8,692.	13,940.
BANK OF AMERICA COM	12,945.	15,060.
BIOSANTE PHARMACEUTICALS INC	21,463.	1,589.
CAMECO CORP	0.	0.
CASH AMERICAN INTERNATIONAL	4,052.	17,480.
CATERPILLAR	14,412.	28,495.
CELL GENESYS INC	0.	0.
CHESAPEAKE ENERGY	35,637.	25,880.
CISCO SYSTEMS INC	27,299.	23,940.
COSTCO	60,134.	59,170.
CROCS INC	46,552.	11,500.
CYPRESS SEMICONDUCTOR CORP	10,746.	21,120.
FREEMPORT MCMORMAN	11,557.	40,145.
GILEAD SCIENCES INC	10,394.	17,312.
GOLDMAN SACHS	101,730.	84,420.
HARTE HANKS COMM INC	15,429.	32,340.
IMMUNOGEN INC	25,143.	31,440.
INTEL	51,183.	40,800.
INTUITIVE SURGICAL INC COM NEW	0.	0.
KINETIC CONCEPTS	29,554.	37,650.
KRAFT FOODS	0.	0.
LAS VEGAS SANDS	49,861.	37,350.
LINCOLN NATL CORP INC	7,692.	12,440.
MEDASSETS INC COM	42,613.	42,420.
MICROSOFT	28,310.	30,490.
MICRON TECHNOLOGIES	14,180.	10,560.
PHILIP MORIS INTL INC COM	22,602.	24,095.

FORM 990PF, PART II - CORPORATE STOCK

ATTACHMENT 7 (CONT'D)

<u>DESCRIPTION</u>	<u>ENDING BOOK VALUE</u>	<u>ENDING FMV</u>
PROCTER & GAMBLE CO COM	58,743.	60,630.
SCHLUMBERGER	44,313.	32,545.
SKILLSOFT	11,279.	20,960.
SOUTHWEST AIRLINES	11,892.	22,860.
STARBUCKS	32,430.	36,896.
SUNPOWER CORP COM CL A	32,379.	11,840.
SUNPOWER CORP COM CL B	26,996.	10,475.
TEXAS INSTRUMENTS INC	0.	0.
UNITED TECHNOLOGIES CORP	26,743.	27,764.
VIVUS INC	7,929.	18,380.
WELLS FARGO & CO NEW COM	16,192.	26,990.
XTO ENERGY	5,106.	46,530.
TOTALS	<u>1,018,672.</u>	<u>1,150,468.</u>

FORM 990PF, PART II - OTHER ASSETS

ATTACHMENT 8

DESCRIPTION

<u>ENDING BOOK VALUE</u>	<u>ENDING FMV</u>
------------------------------	-----------------------

MUTUAL FUNDS:		
CAPITAL INCOME BUILDER FUND	660,655.	596,689.
FRANKLIN TEMPLETON FOUNDING	518,404.	404,393.
TOTALS	<u>1,179,059.</u>	<u>1,001,082.</u>

FORM 990PF, PART III - OTHER INCREASES IN NET WORTH OR FUND BALANCES

<u>DESCRIPTION</u>	<u>AMOUNT</u>
PRIOR YEAR VOIDED CHECK	1,000.
TOTAL	<u>1,000.</u>

DAVID B. TERK FOUNDATION

74-2640710

FORM 990PF, PART VIII - LIST OF OFFICERS, DIRECTORS, AND TRUSTEES

ATTACHMENT 10

NAME AND ADDRESS	TITLE AND AVERAGE HOURS PER WEEK DEVOTED TO POSITION	COMPENSATION	CONTRIBUTIONS TO EMPLOYEE BENEFIT PLANS	EXPENSE ACCT AND OTHER ALLOWANCES
KIMBERLY T. MURPHY 6 MERRIVALE PLACE SAN ANTONIO, TX 78257	DIR/PRES	5,000.	0.	0.
KRISTEN R. BELT 1389 ENCHANTED OAKS DRIFTWOOD, TX 78619	DIR/V.PRES/TREAS	5,000.	0.	0.
MITCHELL MURPHY 6 MERRIVALE PLACE SAN ANTONIO, TX 78257	BOARD MEMBER	5,000.	0.	0.
WHEAT BELT 1389 ENCHANTED OAKS DRIFTWOOD, TX 78619	BOARD MEMBER	5,000.	0.	0.
GRAND TOTALS		20,000.	0.	0.

## FORM 990PF, PART XV - GRANTS AND CONTRIBUTIONS PAID DURING THE YEAR

<u>RECIPIENT NAME AND ADDRESS</u>	<u>RELATIONSHIP TO CONTRIBUTOR AND STATUS OF RECIPIENT</u>	<u>PURPOSE OF GRANT OR CONTRIBUTION</u>	<u>AMOUNT</u>
African Wildlife Foundation 1400 16th Street, NW, Suite 120 Washington, DC 20036	None 501(c)(3)	Wildlife preservation	500
American Cancer Society 3005 Bowman Avenue Austin, TX 78703	None 501(c)(3)	Health education and research	3,500
American Red Cross 127 Foster Drive Del Rio, TX 78840	None 501(c)(3)	Disaster relief	1,000
Any Baby Can 1121 East 7th Street Austin, TX 78702	None 501(c)(3)	Care & education of small children	500
APDA Alamo Area PDSG 8507 Cheshum San Antonio, TX 78254	None 501(c)(3)	Research and education on Parkinson's disease	500
Austin Museum of Art 823 Congress Avenue Austin, TX 78701	None 501(c)(3)	Promote art & culture	750
Austin Theatre Alliance P. O. Box 1566 Austin, TX 78767	None 501(c)(3)	Promote art & culture	500
Big Brothers and Big Sisters 1400 Tiller Street Austin, TX 78721	None 501(c)(3)	Education and mentoring of children	750
Black Horse Troop A 1300 Academy Road Culver, IN 46511-9980	None 501(c)(3)	Education	10,000
Bluebonnet Equine Humane Society - Texas Branch 1300 Academy Road Culver, IN 46511-9980	None 501(c)(3)	Promoting respect for animal life and abuse prevention	1,000
Cancer Therapy & Research Center P.O. Box 1657 San Antonio, TX 78296-1657	None 501(c)(3)	Support disease research	750
Capitol Area Food Bank of Texas 8201 S. Congress Ave. Austin, TX 78745	None 501(c)(3)	Food for the needy	1,000
Caritas of Austin P.O. Box 1947 Austin, TX 78767	None 501(c)(3)	Shelter & care for homeless	750
Communities in Schools of Central Texas 3000 South IH-35, Suite 200 Austin, TX 78704	None 501(c)(3)	Education	2,500

## FORM 990PF, PART XV - GRANTS AND CONTRIBUTIONS PAID DURING THE YEAR

<u>RECIPIENT NAME AND ADDRESS</u>	<u>RELATIONSHIP TO CONTRIBUTOR AND STATUS OF RECIPIENT</u>	<u>PURPOSE OF GRANT OR CONTRIBUTION</u>	<u>AMOUNT</u>
Conservation Force 3240 S I-10 Service Road W, Suite 200 Metairie, LA 70001	None 501(c)(3)	Conservation of wildlife and wild places	2,526
Culver Academy 1300 Academy Road #44 Culver, IN 46511	None 501(c)(3)	Support of educational activities	5,000
Dell Children's Hospital of Austin 1301 Barbara Jordan Blvd., Suite 401 Austin, TX 78723	None 501(c)(3)	Health care for children	1,026
Foundation for North American Wild Sheep 720 Allen Avenue Cody, WY 82414	None 501(c)(3)	Enhance wild sheep populations	1,000
Humane Society 124 W. Anderson Lane Austin, TX 78752	None 501(c)(3)	Promoting respect for animal life and abuse prevention	1,000
Hunt of a Lifetime 6297 Buffalo Road Harborcreek, PA 16421	None 501(c)(3)	Hunting & fishing adventures for seriously ill children	500
Jane Goodall Institute 4245 North Fairfax Drive, Suite 600 Arlington, VA 22203	None 501(c)(3)	Wildlife education and conservation	500
KLRU - TV P.O. Box 7158 Austin, TX 78713	None 501(c)(3)	Public television	2,500
Leadership Austin 1609 Shoal Creek Blvd., Suite 202 Austin, TX 78701	None 501(c)(3)	Educational programs in civic leadership	1,000
Leukemia & Lymphoma Society of Central TX 9211 Waterford Centre Blve., Suite 275 Austin, TX 78758	None 501(c)(3)	Development department	5,000
Lymphoma Research Foundation 111 Broadway, 19th Floor New York, NY 10006	None 501(c)(3)	Disease research	1,000
Marywood Children & Family Services 510 W. 26th Street Austin, TX 78705	None 501(c)(3)	Foster care for children	250
MD Anderson P.O. Box 4464 Houston, TX 77210	None 501(c)(3)	Breast cancer research	1,000
National Audubon Society 700 Broadway New York, NY 10003	None 501(c)(3)	Conserve & restore natural ecosystems, protect birds & wildlife	250

## FORM 990PF, PART XV - GRANTS AND CONTRIBUTIONS PAID DURING THE YEAR

<u>RECIPIENT NAME AND ADDRESS</u>	<u>RELATIONSHIP TO CONTRIBUTOR AND STATUS OF RECIPIENT</u>	<u>PURPOSE OF GRANT OR CONTRIBUTION</u>	<u>AMOUNT</u>
National Fish & Wildlife Foundation 1120 Connecticut Avenue NW, Suite 900 Washington, DC 20036	None 501(c)(3)	Conservation of fish, wildlife & plant resources	250
National Wildlife Federation 11100 Wildlife Center Drive Reston, VA 20190-5362	None 501(c)(3)	Wildlife conservation	250
Nature Conservancy 4245 Fairfax Drive, Suite 100 Arlington, VA 22203	None 501(c)(3)	Preserve plants, animals and natural communities	250
Northside Education Foundation 23881 I H 10 W San Antonio, TX 78257	None 501(c)(3)	Education	10,000
One World Theatre 7701 Bee Caves Road Austin, TX 78746	None 501(c)(3)	Outreach program promoting art & culture education	500
Operation Blue Santa P.O. Box 689001 Austin, TX 78768-9001	None 501(c)(3)	Donation of gifts for needy children	500
People's Community Clinic 2909 North IH-35 Austin, TX 78722	None 501(c)(3)	Development department	500
Ronald McDonald House of Austin/Central TX 1315 Barbara Jordon Blvd. Austin, TX 78723	None 501(c)(3)	Development department	500
Safe Place P.O. Box 19454 Austin, TX 78760	None 501(c)(3)	Provide shelter for women & children	500
Salvation Army 501 East 8th Street Austin, TX 78701	None 501(c)(3)	Provide family support services for the community	500
Scripps Research 10550 North Torrey Pines Road, TPC2 La Jolla, CA 92037	None 501(c)(3)	Parkinson's disease medical research	750
St. Jude Children's Research Hospital 4543 Post Oak Place, Suite 125 Houston, TX 77027	None 501(c)(3)	Children cancer research and treatment	5,250
Star of Texas Fair & Rodeo 9100 Decker Lake Rd. Austin, TX 78724	None 501(c)(3)	Promote children's activity in rodeo	250
Stephen F. Austin State University P.O. Box 6092 - SFA Station Nacogdoches, TX 75962	None 501(c)(3)	Communications department	250

## FORM 990PF, PART XV - GRANTS AND CONTRIBUTIONS PAID DURING THE YEAR

<u>RECIPIENT NAME AND ADDRESS</u>	<u>RELATIONSHIP TO CONTRIBUTOR AND STATUS OF RECIPIENT</u>	<u>PURPOSE OF GRANT OR CONTRIBUTION</u>	<u>AMOUNT</u>
Stevenson School 3152 Forest Lake Road Pebble Beach, CA 93953	None 501(c)(3)	In honor of Morgan Rebecca Turk Murphy	10,000
Texas Bighorn Society 4920 Caton Drive Fort Worth, TX 76180	None 501(c)(3)	Conservation & preservation of bighorn sheep in Texas	500
Texas Book Festival 610 Brazos, Suite 200 Austin, TX 78701	None 501(c)(3)	Promote literacy	500
Texas Deer Association 403 East Ramsey Road, Suite 204 San Antonio, TX 78216	None 501(c)(3)	Conservation & preservation of improvement of deer herds	500
Texas Parks & Wildlife Expo 4200 Smith School Road Austin, TX 78744	None 501(c)(3)	Education of hunters' role in conservation	500
Texas Tech University Health Sciences Center 3601 4th Street, Mail Stop 6238 Lubbock, TX 79430	None 501(c)(3)	Parkinson's disease research	500
Texas Wildlife Association Foundation 2800 NE Loop 410 San Antonio, TX 78218	None 501(c)(3)	Conservation wildlife and wildlife habitat	500
The Conservation Fund 1655 N. Fort Myer Drive, Suite 1300 Arlington, VA 22209	None 501(c)(3)	Preservation of outdoor heritage	250
The Fund for John Hopkins Medicine One Charles Center 100 North Charles Street Baltimore, MD 21201	None 501(c)(3)	Parkinson's disease medical research	1,000
United Way Capital Area 2000 E. MLK Jr. Blvd. Austin, TX 78702	None 501(c)(3)	Undesignated	500
United Way of San Antonio 700 S. Alamo Street San Antonio, TX 78205	None 501(c)(3)	Undesignated	2,500
University of Texas at Austin Longhorn Foundation P.O. Box 13178 Austin, TX 78711-3178	None 501(c)(3)	Support for education	2,000
University of Texas at Austin Longhorn Legacy P.O. Box 13178 Austin, TX 78711-3178	None 501(c)(3)	Support for education	1,000
University of Texas at Austin President's Associates P.O. Box 13178 Austin, TX 78711-3178	None 501(c)(3)	Support for education	1,000

FORM 990PF, PART XV - GRANTS AND CONTRIBUTIONS PAID DURING THE YEAR

RECIPIENT NAME AND ADDRESS	RELATIONSHIP TO CONTRIBUTOR AND STATUS OF RECIPIENT	PURPOSE OF GRANT OR CONTRIBUTION	AMOUNT
University of Texas at Austin College of Fine Arts P.O. Box 13178 Austin, TX 78711-3178	None 501(c)(3)	Blanton Museum of Art	1,500
World Wildlife Fund 1250 24th Street, NW Washington, DC 20037	None 501(c)(3)	Conservation and protection of wildlife	250
Zachary Scott Theatre 1510 Toomey Road Austin, TX 78704	None 501(c)(3)	Promote performing arts and education	250
TOTAL			<u>90,052</u>

# Application for Extension of Time To File an Exempt Organization Return

File a separate application for each return.

- If you are filing for an Automatic 3-Month Extension, complete only Part I and check this box
- If you are filing for an Additional (Not Automatic) 3-Month Extension, complete only Part II (on page 2 of this form). Do not complete Part II unless you have already been granted an automatic 3-month extension on a previously filed Form 8868.

### Part I Automatic 3-Month Extension of Time. Only submit original (no copies needed).

A corporation required to file Form 990-T and requesting an automatic 6-month extension - check this box and complete Part I only

All other corporations (including 1120-C filers), partnerships, REMICs, and trusts must use Form 7004 to request an extension of time to file income tax returns.

**Electronic Filing (e-file).** Generally, you can electronically file Form 8868 if you want a 3-month automatic extension of time to file one of the returns noted below (6 months for a corporation required to file Form 990-T). However, you cannot file Form 8868 electronically if (1) you want the additional (not automatic) 3-month extension or (2) you file Forms 990-BL, 6069, or 8870, group returns, or a composite or consolidated Form 990-T. Instead, you must submit the fully completed and signed page 2 (Part II) of Form 8868. For more details on the electronic filing of this form, visit [www.irs.gov/efile](http://www.irs.gov/efile) and click on e-file for Charities & Nonprofits.

Type or print	Name of Exempt Organization DAVID B. TERK FOUNDATION	Employer identification number 74-2640710
	Number, street, and room or suite no. If a P.O. box, see instructions. 2611 N. LOOP 1604 WEST	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. SAN ANTONIO, TX 78258	

Check type of return to be filed (file a separate application for each return):

- |   |   |                                    |
|---|---|------------------------------------|
| <input type="checkbox"/> Form 990               | <input type="checkbox"/> Form 990-T (corporation)                 | <input type="checkbox"/> Form 4720 |
| <input type="checkbox"/> Form 990-BL            | <input type="checkbox"/> Form 990-T (sec. 401(a) or 408(a) trust) | <input type="checkbox"/> Form 5227 |
| <input type="checkbox"/> Form 990-EZ            | <input type="checkbox"/> Form 990-T (trust other than above)      | <input type="checkbox"/> Form 6069 |
| <input checked="" type="checkbox"/> Form 990-PF | <input type="checkbox"/> Form 1041-A                              | <input type="checkbox"/> Form 8870 |

The books are in the care of KIMBERLY MURPHY

Telephone No. 210 408-0800 FAX No. \_\_\_\_\_

- If the organization does not have an office or place of business in the United States, check this box
- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) \_\_\_\_\_. If this is for the whole group, check this box . If it is for part of the group, check this box  and attach a list with the names and EINs of all members the extension will cover.

1 I request an automatic 3-month (6 months for a corporation required to file Form 990-T) extension of time until 08/15 2010, to file the exempt organization return for the organization named above. The extension is for the organization's return for:

- calendar year 2009 or
- tax year beginning \_\_\_\_\_, \_\_\_\_\_, and ending \_\_\_\_\_.

2 If this tax year is for less than 12 months, check reason:  Initial return  Final return  Change in accounting period

3a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions.	3a	\$ <u>652</u>
b If this application is for Form 990-PF or 990-T, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit.	3b	\$ <u>652</u>
c Balance Due. Subtract line 3b from line 3a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions.	3c	\$ <u>0</u>

Caution. If you are going to make an electronic fund withdrawal with this Form 8868, see Form 8453-EO and Form 8879-EO for payment instructions.

For Privacy Act and Paperwork Reduction Act Notice, see Instructions.