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

Department of the Treasury  
Internal Revenue Service

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

, and ending

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

<b>Use the IRS label. Otherwise, print or type. See Specific Instructions.</b>	<b>Name of foundation</b> <b>Beryl Lowe Rice &amp; John W Rice Foundation</b>		<b>A Employer identification number</b> <b>74-2960699</b>
	<b>Number and street (or P O box number if mail is not delivered to street address)</b> <b>PO Box 539</b>		<b>Room/suite</b>
	<b>City or town, state, and ZIP code</b> <b>Fowlerton, TX 78021</b>		
<b>H Check type of organization</b> <input checked="" type="checkbox"/> <b>Section 501(c)(3) exempt private foundation</b> <input type="checkbox"/> <b>Section 4947(a)(1) nonexempt charitable trust</b> <input type="checkbox"/> <b>Other taxable private foundation</b>		<b>C If exemption application is pending, check here</b> ► <input type="checkbox"/> <b>D 1. Foreign organizations, check here</b> ► <input type="checkbox"/> <b>2. Foreign organizations meeting the 85% test, check here and attach computation</b> ► <input type="checkbox"/>	
<b>I Fair market value of all assets at end of year</b> <b>(\$ 628,178.)</b> <small>(from Part II, col. (c), line 16)</small> <b>J Accounting method</b> <input checked="" type="checkbox"/> <b>Cash</b> <input type="checkbox"/> <b>Accrual</b> <input type="checkbox"/> <b>Other (specify)</b> _____		<b>E If private foundation status was terminated under section 507(b)(1)(A), check here</b> ► <input type="checkbox"/> <b>F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here</b> ► <input type="checkbox"/>	

<b>Part I</b>	<b>Analysis of Revenue and Expenses</b> (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a))		<b>(a) Revenue and expenses per books</b>	<b>(b) Net investment income</b>	<b>(c) Adjusted net income</b>	<b>(d) Disbursements for charitable purposes (cash basis only)</b>
<b>Revenue</b> <b>1 Contributions, gifts, grants, etc., received</b> <b>2 Check ► <input checked="" type="checkbox"/> if the foundation is not required to attach Sch B</b> <b>3 Interest on savings and temporary cash investments</b> <b>4 Dividends and interest from securities</b> <b>5a Gross rents</b> <b>b Net rental income or (loss)</b> <b>6a Net gain or (loss) from sale of assets not on line 10</b> <b>b Gross sales price for all assets on line 6a</b> <b>132,070.</b> <b>7 Capital gain net income (from Part IV, line 2)</b> <b>8 Net short-term capital gain</b> <b>9 Income modifications</b> <b>10a Gross sales less returns and allowances</b> <b>b Less Cost of goods sold</b> <b>c Gross profit or (loss)</b> <b>11 Other income</b> <b>12 Total. Add lines 1 through 11</b>	<b>13 Compensation of officers, directors, trustees, etc</b> <b>14 Other employee salaries and wages</b> <b>15 Pension plans, employee benefits</b> <b>16a Legal fees</b> <b>b Accounting fees</b> <b>Stmt 4</b> <b>2,600.</b> <b>c Other professional fees</b> <b>17 Interest</b> <b>Stmt 5</b> <b>64.</b> <b>18 Taxes</b> <b>312.</b> <b>19 Depreciation and depletion</b> <b>20 Occupancy</b> <b>21 Travel, conferences, and meetings</b> <b>22 Printing and publications</b> <b>23 Other expenses</b> <b>Stmt 6</b> <b>2,338.</b> <b>24 Total operating and administrative expenses. Add lines 13 through 23</b> <b>5,314.</b> <b>25 Contributions, gifts, grants paid</b> <b>26,300.</b> <b>26 Total expenses and disbursements. Add lines 24 and 25</b> <b>31,614.</b> <b>27 Subtract line 26 from line 12</b> <b>-71,768.</b> <b>a Excess of revenue over expenses and disbursements</b> <b>b Net investment income (if negative, enter -0-)</b> <b>c Adjusted net income (if negative, enter -0-)</b>	<b>646.</b> <b>646.</b> <b>13,847.</b> <b>13,847.</b> <b>-54,995.</b> <b>0.</b> <b>348.</b> <b>348.</b> <b>-40,154.</b> <b>14,841.</b> <b>0.</b> <b>2,600.</b> <b>64.</b> <b>64.</b> <b>312.</b> <b>2,338.</b> <b>5,314.</b> <b>26,300.</b> <b>31,614.</b> <b>9,527.</b> <b>N/A</b>	<b>N/A</b> <b>Statement 1</b> <b>Statement 2</b> <b>RECEIVED</b> <b>SEP 01 2010</b> <b>E2-644</b> <b>OGDEN, UT</b> <b>STATE</b> <b>0.</b>			

<b>Part II</b> <b>Balance Sheets</b> <small>Attached schedules and amounts in the description column should be for end-of-year amounts only</small>		Beginning of year	End of year
		(a) Book Value	(b) Book Value
1	Cash - non-interest-bearing		
2	Savings and temporary cash investments	63,171.	18,089.
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		
7	Other notes and loans receivable ►		
	Less allowance for doubtful accounts ►		
8	Inventories for sale or use	2,535.	2,535.
9	Prepaid expenses and deferred charges		
10a	Investments - U S and state government obligations		
b	Investments - corporate stock	Stmt 7	616,749.
c	Investments - corporate bonds		590,071.
11	Investments - land, buildings, and equipment basis ►		607,274.
	Less: accumulated depreciation ►		
12	Investments - mortgage loans		
13	Investments - other		
14	Land, buildings, and equipment basis ►		
	Less: accumulated depreciation ►		
15	Other assets (describe ► <u>Excise tax deposits</u> )	288.	280.
16	<b>Total assets (to be completed by all filers)</b>	682,743.	610,975.
			628,178.
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		
22	Other liabilities (describe ► _____)		
23	<b>Total liabilities (add lines 17 through 22)</b>	0.	0.
	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	0.	0.
28	Paid-in or capital surplus, or land, bldg , and equipment fund	0.	0.
29	Retained earnings, accumulated income, endowment, or other funds	682,743.	610,975.
30	<b>Total net assets or fund balances</b>	682,743.	610,975.
31	<b>Total liabilities and net assets/fund balances</b>	682,743.	610,975.

**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	682,743.
2	Enter amount from Part I, line 27a	2	-71,768.
3	Other increases not included in line 2 (itemize) ►	3	0.
4	Add lines 1, 2, and 3	4	610,975.
5	Decreases not included in line 2 (itemize) ►	5	0.
6	<b>Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30</b>	6	610,975.

**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					
b	See Attached Statements				
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					
b					
c					
d					
e	132,070.		187,065.	-54,995.	
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		
a					
b					
c					
d					
e				-54,995.	
2 Capital gain net income or (net capital loss)	{ If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7 }			2	-54,995.
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6) If gain, also enter in Part I, line 8, column (c) If (loss), enter -0- in Part I, line 8				3	N/A

**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 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	13,260.	737,397.	.017982
2007	37,456.	819,994.	.045678
2006	38,820.	784,766.	.049467
2005	11,446.	720,603.	.015884
2004	9,276.	676,307.	.013716

2 Total of line 1, column (d)

2 .142727

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 .028545

4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5

4 562,342.

5 Multiply line 4 by line 3

5 16,052.

6 Enter 1% of net investment income (1% of Part I, line 27b)

6 95.

7 Add lines 5 and 6

7 16,147.

8 Enter qualifying distributions from Part XII, line 4

8 26,300.

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

**Part VI | Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948 - see instructions)**

1a	Exempt operating foundations described in section 4940(d)(2), check here ► <input type="checkbox"/> and enter "N/A" on line 1.	1 2 3 4 5	95. 0. 95. 0. 95.
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		
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-)		
3	Add lines 1 and 2		
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		
5	Tax based on Investment Income. Subtract line 4 from line 3 If zero or less, enter -0-		
6	Credits/Payments		
a	2009 estimated tax payments and 2008 overpayment credited to 2009	6a 6b 6c 6d	280. 0. 0. 0.
b	Exempt foreign organizations - tax withheld at source		
c	Tax paid with application for extension of time to file (Form 8868)		
d	Backup withholding erroneously withheld		
7	Total credits and payments Add lines 6a through 6d		
8	Enter any penalty for underpayment of estimated tax Check here <input type="checkbox"/> if Form 2220 is attached		
9	Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	► 9 ► 10	280. 0. 185.
10	Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid		
11	Enter the amount of line 10 to be Credited to 2010 estimated tax ► 185.   Refunded ► 0.		

**Part VII-A | Statements Regarding Activities**

1a	During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?	1a 1b 1c	Yes X Yes X
b	Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see instructions for definition)? <i>If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities.</i>		
c	Did the foundation file Form 1120-POL for this year?		
d	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year (1) On the foundation ► \$ _____ 0. (2) On foundation managers ► \$ _____ 0.		
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers ► \$ _____ 0.		
2	Has the foundation engaged in any activities that have not previously been reported to the IRS? <i>If "Yes," attach a detailed description of the activities.</i>	N/A	2 3 4a 4b 5 6 7 8b 9 10
3	Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? <i>If "Yes," attach a conformed copy of the changes</i>		
4a	Did the foundation have unrelated business gross income of \$1,000 or more during the year?		
b	If "Yes," has it filed a tax return on Form 990-T for this year?		
5	Was there a liquidation, termination, dissolution, or substantial contraction during the year? <i>If "Yes," attach the statement required by General Instruction T.</i>		
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?		
7	Did the foundation have at least \$5,000 in assets at any time during the year? <i>If "Yes," complete Part II, col. (c), and Part XV</i>		
8a	Enter the states to which the foundation reports or with which it is registered (see instructions) ► TX		
b	If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by General Instruction G? <i>If "No," attach explanation</i>		
9	Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 2009 or the taxable year beginning in 2009 (see instructions for Part XIV)? <i>If "Yes," complete Part XIV</i>		
10	Did any persons become substantial contributors during the tax year? <i>If "Yes," attach a schedule listing their names and addresses</i>		

**Part VII-A Statements Regarding Activities (continued)**

11 At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see instructions)

11		X
----	--	---

12 Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?

12		X
----	--	---

13 Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address ► N/A

13	X	
----	---	--

14 The books are in care of ► Leighton Donnell Telephone no ► 830-373-4489  
Located at ► PO Box 539, Fowlerton, TX ZIP+4 ► 78021

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 | N/A ► [ ]

**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?

<input type="checkbox"/>	Yes	X	No
--------------------------	-----	---	----

(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person?

<input type="checkbox"/>	Yes	X	No
--------------------------	-----	---	----

(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person?

<input type="checkbox"/>	Yes	X	No
--------------------------	-----	---	----

(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person?

<input type="checkbox"/>	Yes	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)?

<input type="checkbox"/>	Yes	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)

<input type="checkbox"/>	Yes	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)?

N/A	1b
-----	----

Organizations relying on a current notice regarding disaster assistance check here ► [ ]

c Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2009?

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))

<input type="checkbox"/>	Yes	X	No
--------------------------	-----	---	----

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?

<input type="checkbox"/>	Yes	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 instructions)

N/A	2b
-----	----

c If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here ► \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

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	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.)

N/A	3b
-----	----

4a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?

<input type="checkbox"/>	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?

<input type="checkbox"/>	4b	X
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## Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required (continued)

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

(1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))?  
 Yes  No  
 (2) Influence the outcome of any specific public election (see section 4955), or to carry on, directly or indirectly, any voter registration drive?  
 Yes  No  
 (3) Provide a grant to an individual for travel, study, or other similar purposes?  
 Yes  No  
 (4) Provide a grant to an organization other than a charitable, etc., organization described in section 509(a)(1), (2), or (3), or section 4940(d)(2)?  
 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

Yes  No  
 Yes  No  
 Yes  No  
 Yes  No  
 Yes  No

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

N/A

5b

► 

Organizations relying on a current notice regarding disaster assistance check here

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

N/A

Yes  No

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

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

Yes  No

6b

X

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

If "Yes" to 6b, file Form 8870.

Yes  No

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

Yes  No

N/A

7b

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

## 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.

(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
Leighton Donnell PO Box 539 Fowlerton, TX 78021	Director 0.00	0.	0.	0.
James L Donnell PO Box 539 Fowlerton, TX 78021	Director 0.00	0.	0.	0.
Cydney C Donnell 309 W Shubert Fredericksburg, TX 78624	Director 0.00	0.	0.	0.
James L Donnell Jr PO Box 539 Fowlerton, TX 78021	Director 0.00	0.	0.	0.

2 Compensation of five highest-paid employees (other than those included on line 1). 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

►

0

**Part VIII** **Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors (continued)**
**3 Five highest-paid independent contractors for professional services. 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 ► 0

**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.

**1 All this foundation's charitable activities are in the form of contributions, which are summarized in part XV, supplementary information.**

**2**  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
**3**  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
**4**  
\_\_\_\_\_  
\_\_\_\_\_

Expenses

0.

**Part IX-B** **Summary of Program-Related Investments**

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2

**1** **N/A**  
\_\_\_\_\_  
\_\_\_\_\_  
**2**  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Amount

All other program-related investments. See instructions

**3**  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Total. Add lines 1 through 3** ► **0.**

Form 990-PF (2009)

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

1 Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes		
a Average monthly fair market value of securities	1a	541,471.
b Average of monthly cash balances	1b	29,435.
c Fair market value of all other assets	1c	
d Total (add lines 1a, b, and c)	1d	570,906.
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	570,906.
4 Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	8,564.
5 Net value of noncharitable-use assets. Subtract line 4 from line 3 Enter here and on Part V, line 4	5	562,342.
6 Minimum Investment return. Enter 5% of line 5	6	28,117.

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

1 Minimum investment return from Part X, line 6	1	28,117.
2a Tax on investment income for 2009 from Part VI, line 5	2a	95.
b Income tax for 2009 (This does not include the tax from Part VI)	2b	
c Add lines 2a and 2b	2c	95.
3 Distributable amount before adjustments Subtract line 2c from line 1	3	28,022.
4 Recoveries of amounts treated as qualifying distributions	4	0.
5 Add lines 3 and 4	5	28,022.
6 Deduction from distributable amount (see instructions)	6	0.
7 Distributable amount as adjusted Subtract line 6 from line 5 Enter here and on Part XIII, line 1	7	28,022.

**Part XII Qualifying Distributions** (see instructions)

1 Amounts paid (including administrative expenses) to accomplish charitable, etc., purposes		
a Expenses, contributions, gifts, etc - total from Part I, column (d), line 26	1a	26,300.
b Program-related investments - total from Part IX-B	1b	0.
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	26,300.
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	5	95.
6 Adjusted qualifying distributions. Subtract line 5 from line 4	6	26,205.

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

**Part XIII Undistributed Income** (see instructions)

	(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1 Distributable amount for 2009 from Part XI, line 7				28,022.
2 Undistributed income, if any, as of the end of 2009			25,368.	
a Enter amount for 2008 only				
b Total for prior years		0.		
3 Excess distributions carryover, if any, to 2009				
a From 2004				
b From 2005				
c From 2006				
d From 2007				
e From 2008				
f Total of lines 3a through e	0.			
4 Qualifying distributions for 2009 from Part XII, line 4 ► \$ 26,300.			25,368.	
a Applied to 2008, but not more than line 2a				
b Applied to undistributed income of prior years (Election required - see instructions)		0.		
c Treated as distributions out of corpus (Election required - see instructions)	0.			
d Applied to 2009 distributable amount	0.			932.
e Remaining amount distributed out of corpus	0.			0.
5 Excess distributions carryover applied to 2009 (If an amount appears in column (d), the same amount must be shown in column (a))				
6 Enter the net total of each column as indicated below:	0.			
a Corpus Add lines 3f, 4c, and 4e Subtract line 5				
b Prior years' undistributed income Subtract line 4b from line 2b		0.		
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed			0.	
d Subtract line 6c from line 6b Taxable amount - see instructions			0.	
e Undistributed income for 2008 Subtract line 4a from line 2a Taxable amount - see instr				0.
f Undistributed income for 2009 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2010				27,090.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3)	0.			
8 Excess distributions carryover from 2004 not applied on line 5 or line 7	0.			
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a	0.			
10 Analysis of line 9				
a Excess from 2005				
b Excess from 2006				
c Excess from 2007				
d Excess from 2008				
e Excess from 2009				

**Part XIV** **Private Operating Foundations** (see instructions and Part VII-A, question 9) **N/A**

1 a If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2009, enter the date of the ruling	► <input type="checkbox"/> 4942(j)(3) or <input type="checkbox"/> 4942(j)(5)			
b Check box to indicate whether the foundation is a private operating foundation described in section				
2 a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed	Tax year			
b 85% of line 2a	Prior 3 years			
c Qualifying distributions from Part XII, line 4 for each year listed	(a) 2009	(b) 2008	(c) 2007	(d) 2006
d Amounts included in line 2c not used directly for active conduct of exempt activities				
e Qualifying distributions made directly for active conduct of exempt activities				
Subtract line 2d from line 2c				
3 Complete 3a, b, or c for the alternative test relied upon				
a "Assets" alternative test - enter.				
(1) Value of all assets				
(2) Value of assets qualifying under section 4942(j)(3)(B)(i)				
b "Endowment" alternative test - enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed				
c "Support" alternative test - enter				
(1) Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)				
(2) Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii)				
(3) Largest amount of support from an exempt organization				
(4) Gross investment income				

**Part XV** **Supplementary Information** (Complete this part only if the foundation had \$5,000 or more in assets at any time during the year-see 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 ►  if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the foundation makes gifts, grants, etc (see instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d

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

Leighton Donnell, 830-373-4489  
PO Box 539, Fowlerton, TX 78021

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

**Nature of Charity and Application of Funds**

c Any submission deadlines

**Reviewed Continuously**

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

**All Charities Considered**

**Part XV** **Supplementary Information** (continued)

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

3 Grants and Contributions Paid During the Year or Approved for Future Payment				
Recipient	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
Name and address (home or business)				
<i>a Paid during the year</i>				
<i>b Approved for future payment</i>				
<b>See Statement 8</b>				
<b>Total</b>			► 3a	<b>26,300.</b>
<b>None</b>				
<b>Total</b>			► 3b	<b>0.</b>

## 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
	(a) Business code	(b) 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	646.
4 Dividends and interest from securities			14	13,847.
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			14	348.
8 Gain or (loss) from sales of assets other than inventory				-54,995.
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.	14,841.	-54,995.
13 Total. Add line 12, columns (b), (d), and (e)			13	-40,154.

## Relationship of Activities to the Accomplishment of Exempt Purposes



## 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	500 Proshares	P	12/15/08	12/29/09
b	48 Abbott Labs	P	11/11/05	03/10/09
c	103 Accenture	P	11/15/08	12/16/09
d	60 Amazon	P	10/27/08	07/10/09
e	53 Baxter Int	P	11/15/08	11/20/09
f	119 CVS Caremark	P	10/03/07	12/15/09
g	104 Carnival Corp	P	02/25/08	11/19/09
h	57 Conoco	P	02/15/06	08/21/09
i	314 General Electric	P	08/15/06	02/24/09
j	43 Grainger	P	11/15/08	02/03/09
k	95 Honda	P	06/22/04	04/04/09
l	54 iShares Tr Utilities	P	10/30/02	08/27/09
m	283 iShares Tr small cap	P	01/01/08	02/25/09
n	128 iShares Tr Technology	P	02/27/04	05/06/09
o	62 Johnson and Johnson	P	02/27/04	10/20/09

(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 3,516.		18,504.	-14,988.
b 2,213.		2,114.	99.
c 4,255.		3,429.	826.
d 4,621.		3,124.	1,497.
e 2,844.		3,237.	-393.
f 3,744.		4,596.	-852.
g 3,279.		4,387.	-1,108.
h 2,470.		3,718.	-1,248.
i 2,821.		10,434.	-7,613.
j 3,136.		3,413.	-277.
k 2,560.		2,173.	387.
l 3,808.		2,510.	1,298.
m 9,816.		17,813.	-7,997.
n 5,382.		4,149.	1,233.
o 3,372.		3,521.	-149.

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) Losses (from col (h)) Gains (excess of col (h) gain over col (k), but not less than "-0-")
a			-14,988.
b			99.
c			826.
d			1,497.
e			-393.
f			-852.
g			-1,108.
h			-1,248.
i			-7,613.
j			-277.
k			387.
l			1,298.
m			-7,997.
n			1,233.
o			-149.

2 Capital gain net income or (net capital loss) { If gain, also enter in Part I, line 7  
If (loss), enter "-0-" in Part I, line 7 }

2

3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6)  
If gain, also enter in Part I, line 8, column (c)  
If (loss), enter "-0-" in Part I, line 8 }

3

## 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)
a 66 Kimberly Clark			P	02/27/08	09/25/09
b 72 Pepsico			P	06/15/05	01/15/09
c 69 Raytheon			P	01/17/08	11/18/09
d 259 Select Sector - Health Care			P	09/24/08	02/06/09
e 293 Select Sector Spdr Amex			P	05/15/06	09/02/09
f 719 Sector Spdr Tr - Technology			P	05/24/07	07/09/09
g 316 Spdr Ser Tr KBW Bank			P	03/13/08	02/09/09
h 655 Spdr Ser Tr - Regional Banking			P	01/30/08	03/16/09
i 74 Varian Med			P	10/15/08	07/23/09
j 44 V R Corp			P	08/20/08	09/24/09
k 918.03 Forward Hoover Mini-cap			P	12/31/04	10/29/09
l					
m					
n					
o					

(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 3,782.		4,417.	-635.
b 3,600.		3,813.	-213.
c 3,442.		4,353.	-911.
d 6,989.		7,942.	-953.
e 8,605.		7,205.	1,400.
f 11,919.		13,319.	-1,400.
g 4,973.		12,560.	-7,587.
h 12,369.		23,044.	-10,675.
i 2,522.		3,338.	-816.
j 3,085.		2,927.	158.
k 12,947.		17,025.	-4,078.
l			
m			
n			
o			

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(i) Losses (from col (h)) Gains (excess of col (h) gain over col (k), but not less than "-0-")
(l) F M V as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (l) over col (j), if any	
a			-635.
b			-213.
c			-911.
d			-953.
e			1,400.
f			-1,400.
g			-7,587.
h			-10,675.
i			-816.
j			158.
k			-4,078.
l			
m			
n			
o			

2 Capital gain net income or (net capital loss) { If gain, also enter in Part I, line 7 If (loss), enter "-0-" in Part I, line 7 }	2	-54,995.
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6) If gain, also enter in Part I, line 8, column (c) If (loss), enter "-0-" in Part I, line 8 }	3	N/A

## Form 990-PF Interest on Savings and Temporary Cash Investments Statement 1

Source	Amount
Marfa National Bank	644.
Sendero	2.
Total to Form 990-PF, Part I, line 3, Column A	646.

## Form 990-PF Dividends and Interest from Securities Statement 2

Source	Gross Amount	Capital Gains Dividends	Column (A) Amount
Ameriprise	7,384.	0.	7,384.
Sendero	6,463.	0.	6,463.
Total to Fm 990-PF, Part I, ln 4	13,847.	0.	13,847.

## Form 990-PF Other Income Statement 3

Description	(a) Revenue Per Books	(b) Net Invest- ment Income	(c) Adjusted Net Income
Royalty trust	325.	325.	
Miscellaneous	23.	23.	
Total to Form 990-PF, Part I, line 11	348.	348.	

## Form 990-PF Accounting Fees Statement 4

Description	(a) Expenses Per Books	(b) Net Invest- ment Income	(c) Adjusted Net Income	(d) Charitable Purposes
Accounting	2,600.	2,600.		0.
To Form 990-PF, Pg 1, ln 16b	2,600.	2,600.		0.

Form 990-PF

Taxes

Statement 5

Description	(a) Expenses Per Books	(b) Net Invest- ment Income	(c) Adjusted Net Income	(d) Charitable Purposes
Foreign Tax Paid	312.	312.		0.
To Form 990-PF, Pg 1, ln 18	312.	312.		0.

Form 990-PF

Other Expenses

Statement 6

Description	(a) Expenses Per Books	(b) Net Invest- ment Income	(c) Adjusted Net Income	(d) Charitable Purposes
Investment fees	2,314.	2,314.		0.
Bank charges	24.	24.		0.
To Form 990-PF, Pg 1, ln 23	2,338.	2,338.		0.

Form 990-PF

Corporate Stock

Statement 7

Description	Book Value	Fair Market Value
94 Abbott Labs	4,135.	5,075.
222 Bank of NY Mellon Corp	7,545.	6,209.
103 Canon	3,831.	4,359.
269 Walt Disney Co Holding Co	6,788.	8,675.
54 Ishares Tr US Utilities	0.	0.
189 Ishares Tr US Technology	8,494.	10,875.
183 Honda Motor Co	4,198.	6,204.
57 Johnson & Johnson	3,122.	3,671.
140 Novartis	7,619.	7,620.
58 Pepsico	3,264.	3,526.
137 Proctor and Gamble	7,479.	8,306.
226 Select Sector Spdr Amex	7,134.	7,011.
719 Sector Spdr Tr	0.	0.
268 San Juan Basin	4,075.	4,620.
1037.851 Forward Hoover Mini-cap	0.	0.
100 Clorox	4,462.	6,100.
200 Corning	3,522.	3,862.
100 Dell	2,444.	1,436.
200 Dominion Res Bl Warrior	4,965.	2,857.
100 Du Pont	4,286.	3,367.

200 Duke	4,353.	3,442.
100 El Paso Corp	5,791.	983.
500 Enerplus Resource	9,709.	11,480.
200 Exxon Mobil	8,152.	13,638.
400 General Electric	16,706.	6,052.
300 Home Depot	9,598.	8,679.
100 Intel	3,380.	2,040.
200 IBM	16,610.	26,180.
400 Johnson & Johnson	20,837.	25,764.
39 Alcatel-Lucent	4,156.	129.
1000 Luminex	8,214.	14,930.
200 Merck	12,098.	7,308.
200 Microsoft	5,005.	6,096.
300 Mirant	6,259.	1.
200 Oracle	4,304.	4,906.
300 Pfizer	9,767.	5,457.
100 Proctor & Gamble	5,484.	6,063.
100 Royal Dutch	5,205.	6,011.
400 Sabine Royalty Tr	9,939.	16,396.
325 San Juan Basin	5,048.	5,603.
300 SW Airlines	5,675.	3,429.
1500 Tri-Continental	27,515.	17,280.
400 Walt Disney	10,665.	12,900.
600 Williams Companies	16,588.	12,648.
8 Worldcom	3,188.	0.
24 Medco Health Solutions	1.	3,068.
34 Mirant Corp	605.	135.
254 TD Ameritrade Hldg Corp	3,958.	4,923.
124 AT&T	4,226.	3,476.
67 Chevron Corporation	4,109.	5,158.
57 ConocoPhillips	0.	0.
314 General Electric	0.	0.
161 Paycheck Inc	6,266.	4,933.
69 Becton Dickinson	5,094.	5,441.
119 CVS Caremark	0.	0.
64 Colgate	4,637.	5,258.
60 Devon Energy	4,561.	4,410.
136 Encore	4,778.	6,531.
636 Ishares Index	36,789.	34,802.
130 Safeway	4,653.	2,768.
167 Verizon	6,320.	5,533.
100 Spectra Energy	3,246.	2,051.
100 Ultrashort Real Est Proshares	0.	0.
100 Petrohawk Energy Corp	1,599.	2,399.
60 Amazon.com Inc	0.	0.
103 Accenture Ltd	0.	0.
53 Baxter International Inc	0.	0.
104 Carnival Corp	0.	0.
213 Cisco Systems Inc	5,639.	5,099.
92 E I Du Pont De Nemours & Co	4,302.	3,098.
90 Ecolab Inc	4,360.	4,012.
43 W W Grainger Inc	0.	0.
121 Harsco Corp	3,275.	3,900.
66 Kimberly Clark Corp	0.	0.

## Beryl Lowe Rice &amp; John W Rice Foundation

74-2960699

133 Marathon Oil Corp	5,012.	4,152.
193 Oracle Corp	4,484.	4,736.
69 Raytheon Co	0.	0.
259 Select Sector Spdr Fd	0.	0.
655 KBW Regional Banking	0.	0.
316 Spdr KBW Bank	0.	0.
647 Southwest Airlines Co	6,023.	7,395.
300 Starbucks Corp	4,022.	6,918.
197 Sysco Corp	5,631.	5,504.
70 Telefonica SA	5,557.	5,846.
74 Varian Medical Systems Inc	0.	0.
44 V R Corp	0.	0.
78 Wal-Mart Stores	4,544.	4,169.
347 Williams Sonoma Inc	3,124.	7,211.
49 Teck Cominco Limited	1.	1,714.
232 Lowes	5,044.	5,426.
104 McKesson	4,223.	6,500.
60 Medco	2,578.	3,835.
231 News Corp	2,740.	3,162.
75 Northern Trust	4,320.	3,930.
84 Qualcomm	2,643.	2,961.
225 Raymond James	3,725.	5,348.
76 St Jude Medical	2,866.	2,795.
73 Sony	2,174.	2,117.
69 3M Company	4,209.	5,704.
126 Torchmark Corp	5,554.	5,538.
68 Travlers	3,254.	3,390.
136 Treehouse Foods	3,733.	5,285.
180 Unilever	5,101.	5,742.
145 Unitedhealth	4,253.	4,420.
138 Walgreens	4,398.	5,067.
137 American Financial	2,825.	3,418.
84 Amgen	4,580.	4,752.
132 Berkley WR Corp	3,230.	3,252.
167 Charles Schwab Corp	2,497.	3,143.
413 China Unicom	5,878.	5,414.
73 Chubb	2,963.	3,590.
299 Comcast	4,515.	5,041.
92 Eaton	4,197.	5,853.
46 EOG Res Inc	2,732.	4,476.
208 EMC	2,687.	3,634.
42 Entergy Corp	3,411.	3,437.
121 EQT Corp	4,943.	5,314.
39 ExxonMobil	2,707.	2,659.
54 Fedex	4,494.	4,506.
80 FMC Corp	3,793.	4,461.
406 Continental Airlines	5,379.	7,276.

Total to Form 990-PF, Part II, line 10b

590,071.

607,274.

Form 990-PF

Grants and Contributions  
Paid During the Year

Statement 8

Recipient Name and Address	Recipient Relationship and Purpose of Grant	Recipient Status	Amount
TSCRA Foundation 1301 W Seventh St Ft Worth, TX 76102	None General operations		2,500.
Berkshire Choral Festival 245 North Undermountain Rd Sheffield, MA 01257	None General operations		2,500.
McMullen Co Fire Dept General Delivery Tilden, TX 78072	None General operations		3,500.
St Stephens Episcopal School 2900 Bunny Run Austin, TX 78746	None General operations		1,000.
San Antonio Academy 117 East French Place San Antonio, TX 78212	None General operations		1,000.
Sul Ross State University Box C-101 Alpine, TX 79832	None Museum of the Big Bend		7,500.
Texas Military Institute 20955 West Tejas Trail San Antonio, TX 78257	None General operations		1,000.
The Marbridge Foundation PO Box 2250 Manchaca, TX 78652	None General operations		1,000.

The Academy of Medicine, Engineering and Science of Texas PO Box 7247 Austin, TX 78713-7247	None General operations	2,500.
Compadres del Rancho Grande PO Box 314 Fort Davis, TX 79734	None General operations	500.
Sunshine Cottage 603 Hildabrand San Antonio, TX 78212	None General operations	500.
Majesty Outdoors c/o Bill Blodgett, 108 Duck Lake Lakeway, TX 78734	None General operations	2,000.
Tilden Baptist Church PO box 212 Tilden, TX 78072	None General operations	800.
Total to Form 990-PF, Part XV, line 3a		<hr/> <hr/> 26,300.

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  ► **X**
- 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	Employer identification number
File by the due date for filing your return. See instructions	Beryl Lowe Rice & John W Rice Foundation	74-2960699
	Number, street, and room or suite no. If a P.O. box, see instructions. PO Box 539	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. Fowlerton, TX 78021	

**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

Leighton Donnell

- The books are in the care of ► PO Box 539, Fowlerton, TX - 78021

Telephone No. ► 830-373-4489 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 August 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	\$ 280.
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	\$ 280.
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	\$ 0.

**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.

- If you are filing for an **Additional (Not Automatic) 3-Month Extension**, complete only Part II and check this box



**Note.** Only complete Part II if you have already been granted an automatic 3-month extension on a previously filed Form 8868.

- If you are filing for an **Automatic 3-Month Extension**, complete only Part I (on page 1)

<b>Part II Additional (Not Automatic) 3-Month Extension of Time.</b> Only file the original (no copies needed)		
<b>Type or print</b> File by the extended due date for filing the return. See instructions	Name of Exempt Organization  <b>Beryl Lowe Rice &amp; John W Rice Foundation</b>	Employer identification number  <b>74-2960699</b>
	Number, street, and room or suite no. If a P.O. box, see instructions  <b>PO Box 539</b>	For IRS use only
	City, town or post office, state, and ZIP code. For a foreign address, see instructions  <b>Fowlerton, TX 78021</b>	

**Check type of return to be filed** (File a separate application for each return)

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

**STOP! Do not complete Part II if you were not already granted an automatic 3-month extension on a previously filed Form 8868.**

**Leighton Donnell**

- The books are in the care of ► **PO Box 539, Fowlerton, TX - 78021**

Telephone No ► **830-373-4489**

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 is for

**4** I request an additional 3-month extension of time until **November 15, 2010**

**5** For calendar year **2009**, or other tax year beginning \_\_\_\_\_, and ending \_\_\_\_\_

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

**7** State in detail why you need the extension

**Additional time is required to assemble accounting information necessary to file an accurate return.**

<b>8a</b> 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.	<b>8a</b>	\$ <b>280.</b>
<b>b</b> If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit and any amount paid previously with Form 8868.	<b>8b</b>	\$ <b>280.</b>
<b>c</b> <b>Balance Due.</b> Subtract line 8b from line 8a. 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	<b>8c</b>	\$ <b>0.</b>

#### Signature and Verification

Under penalties of perjury, I declare that I have examined this form, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and that I am authorized to prepare this form

Signature ► *Leighton Donnell*

Title ► *CA*

Date ► *8/12/10*

Form 8868 (Rev. 4-2009)