



See a Social Security Number? Say Something!
Report Privacy Problems to <https://public.resource.org/privacy>
Or call the IRS Identity Theft Hotline at 1-800-908-4490



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

OMB No 1545-0052

2009

Department of the Treasury
Internal Revenue Service

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

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

G Check all that apply: ☐ Initial return ☐ Initial Return of a former public charity ☐ Final return
☐ Amended return ☐ Address change ☐ Name changeUse the
IRS label.
Otherwise,
print
or type.
See Specific
Instructions.ED AND MARY HEATH FOUNDATION
P. O. BOX 338
TYLER, TX 75710

A Employer identification number

75-6021506

B Telephone number (see the instructions)

C If exemption application is pending, check here ☐D 1 Foreign organizations, check here. ☐2 Foreign organizations meeting the 85% test, check here and attach computation ☐E If private foundation status was terminated under section 507(b)(1)(A), check here ☐F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here ☐H Check type of organization. ☒ Section 501(c)(3) exempt private foundation
☐ Section 4947(a)(1) nonexempt charitable trust ☐ Other taxable private foundation

I Fair market value of all assets at end of year (from Part II, column (c), line 16)

\$ 2,200,491.

J Accounting method: ☒ Cash ☐ Accrual
☐ Other (specify) _____

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

Part I Analysis of Revenue and

Expenses (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (see the instructions).)

(a) Revenue and expenses per books

(b) Net investment income

(c) Adjusted net income

(d) Disbursements for charitable purposes (cash basis only)

1 Contributions, gifts, grants, etc., received (att sch)

2 Ch ☒ if the foundn is not req to att Sch B

3 Interest on savings and temporary cash investments

4 Dividends and interest from securities

5a Gross rents

b Net rental income or (loss) 4,500.

6a Net gain/(loss) from sale of assets not on line 10

b Gross sales price for all assets on line 6a

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/(loss) (att sch)

11 Other income (attach schedule)

SEE STATEMENT 1

12 Total. Add lines 1 through 11

13 Compensation of officers, directors, trustees, etc

14 Other employee salaries and wages

15 Pension plans, employee benefits

16a Legal fees (attach schedule)

b Accounting fees (attach sch) SEE ST 2

c Other prof fees (attach sch) SEE ST 3

17 Interest

18 Taxes (attach schedule)(see instr) SEE STM 4

19 Depreciation (attach sch) and depletion

20 Occupancy

21 Travel, conferences, and meetings

22 Printing and publications

23 Other expenses (attach schedule)

SEE STATEMENT 5

24 Total operating and administrative expenses. Add lines 13 through 23

25 Contributions, gifts, grants paid PART XV

26 Total expenses and disbursements. Add lines 24 and 25

27 Subtract line 26 from line 12:

a Excess of revenue over expenses and disbursements

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

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

SCANNED MAY 24 2010

ADMINISTRATIVE AND OPERATING EXPENSES

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
A S S E T S	1 Cash – non-interest-bearing	21,608.	37,942.	37,942.
	2 Savings and temporary cash investments	105,192.	163,239.	163,239.
	3 Accounts receivable 261.			
	Less: allowance for doubtful accounts 261.	619.	261.	261.
	4 Pledges receivable			
	Less: allowance for doubtful accounts			
	5 Grants receivable			
	6 Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see the instructions)			
	7 Other notes and loans receivable (attach sch)			
	Less: allowance for doubtful accounts			
	8 Inventories for sale or use			
	9 Prepaid expenses and deferred charges			
	10a Investments – U.S. and state government obligations (attach schedule)			
	b Investments – corporate stock (attach schedule)			
	c Investments – corporate bonds (attach schedule)			
	11 Investments – land, buildings, and equipment basis			
Less: accumulated depreciation (attach schedule)				
12 Investments – mortgage loans	1,785,455.	1,735,359.	1,735,359.	
13 Investments – other (attach schedule) STATEMENT 6	116,237.	117,383.	120,000.	
14 Land, buildings, and equipment basis 17,696.				
Less: accumulated depreciation (attach schedule) SEE STMT 7. 16,674.	1,704.	1,022.	1,022.	
15 Other assets (describe See Statement 10)	-1.		142,668.	
16 Total assets (to be completed by all filers – see instructions. Also, see page 1, item I)	2,030,814.	2,055,206.	2,200,491.	
L I A B I L I T I E S	17 Accounts payable and accrued expenses	1,553.	2,463.	
	18 Grants payable			
	19 Deferred revenue			
	20 Loans from officers, directors, trustees, & other disqualified persons			
	21 Mortgages and other notes payable (attach schedule)			
	22 Other liabilities (describe 1.)	1.		
	23 Total liabilities (add lines 17 through 22)	1,554.	2,463.	
N E T A S S E T B A L A N C E S	Foundations that follow SFAS 117, check here and complete lines 24 through 26 and lines 30 and 31. ☒			
	24 Unrestricted	2,029,260.	2,052,743.	
	25 Temporarily restricted			
	26 Permanently restricted			
	Foundations that do not follow SFAS 117, check here and complete lines 27 through 31. ☐			
	27 Capital stock, trust principal, or current funds			
	28 Paid-in or capital surplus, or land, building, and equipment fund			
	29 Retained earnings, accumulated income, endowment, or other funds			
	30 Total net assets or fund balances (see the instructions)	2,029,260.	2,052,743.	
	31 Total liabilities and net assets/fund balances (see the instructions)	2,030,814.	2,055,206.	

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	2,029,260.
2 Enter amount from Part I, line 27a	2	23,483.
3 Other increases not included in line 2 (itemize) -----	3	
4 Add lines 1, 2, and 3	4	2,052,743.
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	2,052,743.

Part IV Capital Gains and Losses for Tax on Investment Income

(a) List and describe the kind(s) of property sold (e.g., real estate, 2-story brick warehouse, or common stock, 200 shares MLC Company)		(b) How acquired P — Purchase D — Donation	(c) Date acquired (month, day, year)	(d) Date sold (month, day, year)
1 a N/A				
b				
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			

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Gains (Column (h) gain minus column (k), but not less than -0-) or Losses (from column (h))
(i) Fair Market Value as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of column (i) over column (j), if any	
a			
b			
c			
d			
e			

2 Capital gain net income or (net capital loss)	— [If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7] —	2	
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6):	— [If gain, also enter in Part I, line 8, column (c) (see the instructions) If (loss), enter -0- in Part I, line 8] —	3	

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

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

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

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

☐ Yes ☒ No

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

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

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (column (b) divided by column (c))
2008	114,832.	2,162,212.	0.053109
2007	81,318.	2,137,357.	0.038046
2006	91,983.	2,171,805.	0.042353
2005	97,019.	2,096,172.	0.046284
2004	92,733.	2,056,835.	0.045085

2 Total of line 1, column (d)	2	0.224877
3 Average distribution ratio for the 5-year base period — divide the total on line 2 by 5, or by the number of years the foundation has been in existence if less than 5 years	3	0.044975
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	2,125,082.
5 Multiply line 4 by line 3	5	95,576.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	1,367.
7 Add lines 5 and 6	7	96,943.
8 Enter qualifying distributions from Part XII, line 4	8	112,771.

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

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

1 a Exempt operating foundations described in section 4940(d)(2), check here ☐ and enter 'N/A' on line 1 Date of ruling or determination letter: _____ (attach copy of letter if necessary - see instr.)			
b Domestic foundations that meet the section 4940(e) requirements in Part V, check here ☒ and enter 1% of Part I, line 27b		1	1,367.
c All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, column (b).			
2 Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		2	0.
3 Add lines 1 and 2		3	1,367.
4 Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		4	0.
5 Tax based on investment income. Subtract line 4 from line 3. If zero or less, enter -0-		5	1,367.
6 Credits/Payments:			
a 2009 estimated tax pmts and 2008 overpayment credited to 2009	6a	1,480.	
b Exempt foreign organizations – tax withheld at source	6b		
c Tax paid with application for extension of time to file (Form 8868)	6c		
d Backup withholding erroneously withheld	6d		
7 Total credits and payments Add lines 6a through 6d	7	1,480.	
8 Enter any penalty for underpayment of estimated tax Check here ☐ if Form 2220 is attached	8		
9 Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	9	0.	
10 Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	113.	
11 Enter the amount of line 10 to be Credited to 2010 estimated tax	113.	Refunded	0.

Part VII-A Statements Regarding Activities

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

BAA

Form 990-PF (2009)

Part VII-A Statements Regarding Activities Continued

11	At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If 'Yes', attach schedule (see instructions)	11		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address <u>N/A</u>	13	X	
14	The books are in care of <u>GREGG P. BONHAM</u> Telephone no <u>903-597-7436</u> Located at <u>P. O. BOX 338 TYLER, TEXAS</u> ZIP + 4 <u>75710</u>			
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 - Check here and enter the amount of tax-exempt interest received or accrued during the year <u>N/A</u>		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.

	Yes	No
1 a During the year did the foundation (either directly or indirectly):		
(1) Engage in the sale or exchange, or leasing of property with a disqualified person? ☒ Yes ☐ No		
(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? ☐ Yes ☒ No		
(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? ☐ Yes ☒ No		
(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? ☒ Yes ☐ No		
(5) Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)? ☐ Yes ☒ No		
(6) Agree to pay money or property to a government official? (Exception. Check 'No' if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days) ☐ Yes ☒ No		
b If any answer is 'Yes' to 1a(1)-(6), did any of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see the instructions)? Organizations relying on a current notice regarding disaster assistance check here ☐	1 b	X
c Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2009?	1 c	X
2 Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5)):		
a At the end of tax year 2009, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2009? ☐ Yes ☒ No If 'Yes,' list the years <u>20__</u> , <u>20__</u> , <u>20__</u> , <u>20__</u>		
b Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer 'No' and attach statement - see the instructions) ☐ Yes ☒ No	2 b	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. <u>20__</u> , <u>20__</u> , <u>20__</u> , <u>20__</u>		
3 a Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? ☐ Yes ☒ No		
b If 'Yes,' did it have excess business holdings in 2009 as a result of (1) any purchase by the foundation or disqualified persons after May 26, 1969; (2) the lapse of the 5-year period (or longer period approved by the Commissioner under section 4943(c)(7)) to dispose of holdings acquired by gift or bequest, or (3) the lapse of the 10-, 15-, or 20-year first phase holding period? (Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2009)	3 b	N/A
4 a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4 a	X
b Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2009?	4 b	X

BAA

Form 990-PF (2009)

Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required (continued)**5a** During the year did the foundation pay or incur any amount to

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

☐ Yes ☒ No

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

☐ Yes ☒ No

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

☐ Yes ☒ No

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

☐ Yes ☒ No

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

☐ Yes ☒ No**b** If any answer is 'Yes' to 5a(1)-(5), did **any** of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see instructions)?

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?

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?

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 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
SEE STATEMENT 8		60,000.	5,048.	0.

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

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

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 – (see instructions). If none, enter 'NONE'.

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

	Expenses
1 N/A	
2	
3	
4	

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

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2.	Amount
1 N/A	
2	
All other program-related investments See instructions.	
3	
Total. Add lines 1 through 3	0.

BAA

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	
b Average of monthly cash balances	1b	158,133.
c Fair market value of all other assets (see instructions)	1c	1,999,311.
d Total (add lines 1a, b, and c)	1d	2,157,444.
e Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1e	0.
2 Acquisition indebtedness applicable to line 1 assets	2	0.
3 Subtract line 2 from line 1d	3	2,157,444.
4 Cash deemed held for charitable activities. Enter 1-1/2% of line 3 (for greater amount, see instructions).	4	32,362.
5 Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	2,125,082.
6 Minimum investment return. Enter 5% of line 5	6	106,254.

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	106,254.
2a Tax on investment income for 2009 from Part VI, line 5	2a	1,367.
b Income tax for 2009 (This does not include the tax from Part VI.)	2b	
c Add lines 2a and 2b	2c	1,367.
3 Distributable amount before adjustments. Subtract line 2c from line 1	3	104,887.
4 Recoveries of amounts treated as qualifying distributions	4	
5 Add lines 3 and 4	5	104,887.
6 Deduction from distributable amount (see instructions)	6	
7 Distributable amount as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1	7	104,887.

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	112,771.
b Program-related investments — total from Part IX-B	1b	
2 Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3 Amounts set aside for specific charitable projects that satisfy the:		
a Suitability test (prior IRS approval required)	3a	
b Cash distribution test (attach the required schedule)	3b	
4 Qualifying distributions. Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	112,771.
5 Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income. Enter 1% of Part I, line 27b (see instructions).	5	1,367.
6 Adjusted qualifying distributions. Subtract line 5 from line 4	6	111,404.

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.

BAA

Form 990-PF (2009)

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				104,887.
2 Undistributed income, if any, as of the end of 2009:				
a Enter amount for 2008 only			83,175.	
b Total for prior years: 20____, 20____, 20____		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 ▶ \$ 112,771.				
a Applied to 2008, but not more than line 2a			83,175.	
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				29,596.
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		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 instructions			0.	
f Undistributed income for 2009. Subtract lines 4d and 5 from line 1. This amount must be distributed in 2010				75,291.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see instructions)	0.			
8 Excess distributions carryover from 2004 not applied on line 5 or line 7 (see instructions)	0.			
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a	0.			
10 Analysis of line 9:				
a Excess from 2005				
b Excess from 2006				
c Excess from 2007				
d Excess from 2008				
e Excess from 2009				

Part XV Supplementary Information (continued)**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>				
SEE ATTACHED SCHEDULE 1		N/A	COMMUNITY SERVICE & OTHER	51,900.
,				
SEE ATTACHED SCHEDULE 1		N/A	RELIGIOUS	33,750.
,				
SEE ATTACHED SCHEDULE 1		N/A	EDUCATION	500.
,				
Total			3a	86,150.
<i>b Approved for future payment</i>				
Total			3b	

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated

Enter gross amounts unless otherwise indicated		Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income (see the instructions)
		(a) Business code	(b) Amount	(c) Exclu- sion code	(d) Amount	
1	Program service revenue.					
a						
b						
c						
d						
e						
f						
g	Fees and contracts from government agencies					
2	Membership dues and assessments					
3	Interest on savings and temporary cash investments			14	1,047.	
4	Dividends and interest from securities					
5	Net rental income or (loss) from real estate					
a	Debt-financed property					
b	Not debt-financed property			16	4,500.	
6	Net rental income or (loss) from personal property					
7	Other investment income					
8	Gain or (loss) from sales of assets other than inventory					
9	Net income or (loss) from special events					
10	Gross profit or (loss) from sales of inventory					
11	Other revenue.					
a	INTEREST ON NOTES			14	158,229.	
b	MISCELLANEOUS INCOME			14	1.	
c	OIL ROYALTIES			15	54,188.	
d						
e						
12	Subtotal. Add columns (b), (d), and (e)				217,965.	
13	Total. Add line 12, columns (b), (d), and (e)				217,965.	

(See worksheet in the instructions for line 13 to verify calculations)

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

[illegible]

2009

FEDERAL STATEMENTS

PAGE 1

CLIENT 35270

ED AND MARY HEATH FOUNDATION

75-6021506

5/13/10

11:29AM

STATEMENT 1
FORM 990-PF, PART I, LINE 11
OTHER INCOME

	(A) REVENUE PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME
INTEREST ON NOTES	\$ 158,229.	\$ 158,229.	
MISCELLANEOUS INCOME	1.	1.	
OIL ROYALTIES	54,188.	54,188.	
TOTAL	\$ 212,418.	\$ 212,418.	0.

STATEMENT 2
FORM 990-PF, PART I, LINE 16B
ACCOUNTING FEES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
AUDIT AND TAX PREPARATION	\$ 6,968.	\$ 6,968.		
TOTAL	\$ 6,968.	\$ 6,968.		0.

STATEMENT 3
FORM 990-PF, PART I, LINE 16C
OTHER PROFESSIONAL FEES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
LEGAL EXPENSE	\$ 3,218.	\$ 3,218.		
TOTAL	\$ 3,218.	\$ 3,218.		0.

STATEMENT 4
FORM 990-PF, PART I, LINE 18
TAXES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
AD VALOREM TAXES-ROYALTIES	\$ 1,086.	\$ 1,086.		
FEDERAL EXCISE TAX	470.			
OTHER TAXES	2,364.	2,364.		
PAYROLL TAXES	5,244.	3,577.		\$ 1,667.
TOTAL	\$ 9,164.	\$ 7,027.		\$ 1,667.

CLIENT 35270

ED AND MARY HEATH FOUNDATION

75-6021506

5/13/10

11:29AM

STATEMENT 5
FORM 990-PF, PART I, LINE 23
OTHER EXPENSES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
DUES & SUBSCRIPTIONS	\$ 350.			\$ 350.
FORECLOSURE PROPERTY EXPENSES	3,849.	\$ 3,849.		
INSURANCE	1,582.	1,424.		158.
MISCELLANEOUS	491.	442.		49.
OFFICE EXPENSE	900.	810.		90.
POSTAGE	452.	407.		45.
REPAIRS	923.	831.		92.
TELEPHONE	1,959.	1,763.		196.
TOTAL	\$ 10,506.	\$ 9,526.		\$ 980.

STATEMENT 6
FORM 990-PF, PART II, LINE 13
INVESTMENTS - OTHER

	VALUATION METHOD	BOOK VALUE	FAIR MARKET VALUE
<u>OTHER INVESTMENTS</u>			
FORECLOSED PROPERTY	COST	\$ 117,383.	\$ 120,000.
TOTAL		\$ 117,383.	\$ 120,000.

STATEMENT 7
FORM 990-PF, PART II, LINE 14
LAND, BUILDINGS, AND EQUIPMENT

CATEGORY	BASIS	ACCUM. DEPREC.	BOOK VALUE	FAIR MARKET VALUE
FURNITURE AND FIXTURES	\$ 17,696.	\$ 16,674.	\$ 1,022.	\$ 1,022.
TOTAL	\$ 17,696.	\$ 16,674.	\$ 1,022.	\$ 1,022.

STATEMENT 8
FORM 990-PF, PART VIII, LINE 1
LIST OF OFFICERS, DIRECTORS, TRUSTEES, AND KEY EMPLOYEES

NAME AND ADDRESS	TITLE AND AVERAGE HOURS PER WEEK DEVOTED	COMPEN- SATION	CONTRI- BUTION TO EBP & DC	EXPENSE ACCOUNT/ OTHER
JIM ECHOLS P.O. BOX 240 TYLER, TX 75710-0240	SECRETARY-TREAS 0	\$ 0.	\$ 0.	\$ 0.

2009

FEDERAL STATEMENTS

PAGE 3

CLIENT 35270

ED AND MARY HEATH FOUNDATION

75-6021506

5/13/10

11 29AM

STATEMENT 8 (CONTINUED)
FORM 990-PF, PART VIII, LINE 1
LIST OF OFFICERS, DIRECTORS, TRUSTEES, AND KEY EMPLOYEES

NAME AND ADDRESS	TITLE AND AVERAGE HOURS PER WEEK DEVOTED	COMPEN- SATION	CONTRI- BUTION TO EBP & DC	EXPENSE ACCOUNT/ OTHER
BOBBY HICKS 3919 SOUTH BROADWAY AVENUE TYLER, TX 75701	DIRECTOR 0	\$ 0.	\$ 0.	\$ 0.
MARTIN HEINES P.O. BOX 2031 TYLER, TX 75710-2031	DIRECTOR 0	0.	0.	0.
GREGG P. BONHAM PO BOX 881 TYLER, TX 75710-0881	CHAIRMAN 40.00	60,000.	5,048.	0.
CHARLES WHITE 2510 POUNDS AVE TYLER, TX 75701	VICE CHAIRMAN 0	0.	0.	0.
PAT MALLOY 3533 WOODS BLVD. TYLER, TX 75707-1653	DIRECTOR 0	0.	0.	0.
MIKE MASSAR 4619 WILLOW POND COURT SUGAR LAND, TX 77479	DIRECTOR 0	0.	0.	0.
TOTAL		\$ 60,000.	\$ 5,048.	\$ 0.

STATEMENT 9
FORM 990-PF, PART XV, LINE 2A-D
APPLICATION SUBMISSION INFORMATION

NAME OF GRANT PROGRAM:	ED & MARY HEATH FOUNDATION
NAME:	
CARE OF:	
STREET ADDRESS:	P. O. BOX 338
CITY, STATE, ZIP CODE:	TYLER, TX 75710
TELEPHONE:	903-597-7436
FORM AND CONTENT:	LETTER-INFORMATION ON ORGANIZATION AND PURPOSE OF FUNDS REQUESTED.
SUBMISSION DEADLINES:	
RESTRICTIONS ON AWARDS:	

**ED AND MARY HEATH FOUNDATION
SCHEDULE OF CONTRIBUTIONS
FOR THE YEAR ENDED DECEMBER 31, 2009**

SCHEDULE "1"

	<u>2009</u>
<u>COMMUNITY SERVICES AND OTHER ACTIVITIES</u>	
Alzheimer's Alliance of Northeast Texas 3613 S Broadway Ave Tyler, TX 75701	\$ 1,200
American Cancer Society, Inc 1301 S. Broadway Ave Tyler, TX 75701	1,000
American Red Cross 320 E Rieck Road Tyler, TX 75711	1,000
Association for Retarded Citizens 810 Vine Heights Tyler, TX 75701	1,000
Azelway Boys Ranch, Inc. 15892 CR 26 Tyler, TX 75707	1,000
Ballet Tyler, Inc P O. Box 9494 Tyler TX 75711-9494	500
Tyler Faith Based Health Clinic 409 W. Ferguson St Tyler, TX 75702	1,000
Camp Tyler Foundation 15143 Camp Tyler Rd Whitehouse, TX 75791	1,500
Cancer Foundation for Life, Inc 215 Winchester Drive Tyler, TX 75701	1,500
CASA for Kids of East Texas, Inc 318 E. Fifth St Tyler, TX 75701	1,000
Chapel Hill Community Service Organization 15140 FM 2767 Tyler, TX 75705	750
Child Evangelism Fellowship, Inc 2210 Frankston Hwy Tyler, TX 75701	800
Children's Village & Family Service Agency P O Box 6564 Tyler, TX 75711-6564	1,000

**ED AND MARY HEATH FOUNDATION
SCHEDULE OF CONTRIBUTIONS
FOR THE YEAR ENDED DECEMBER 31, 2009**

SCHEDULE "1"

	<u>2009</u>
<u>COMMUNITY SERVICES AND OTHER ACTIVITIES - CONT'D</u>	
Christian Record Services, Inc P O Box 6097 Lincoln, NE 68506-6097	\$ 1,000
Circle of Ten - The Process of Collaboration 205 East Commerce #205 Jacksonville, TX 75766	1,500
Conference of South West Foundations 3102 Maple Ave , Suite 260 Dallas, TX 75201	100
Cystic Fibrosis Foundation 122 S College Ave Tyler, TX 75702	500
Discovery Science Place 308 N. Broadway Tyler, TX 75702	1,200
East Texas Animal Rescue Fund P O. Box 338 Mineola, TX 75773-0338	1,000
East Texas Area Council Boy Scouts 1331 E Fifth St Tyler, TX 75701	750
East Texas Crisis Center P O. Box 7060 Tyler, TX 75711	1,000
East Texas Food Bank P O Box 6974 Tyler, TX 75711	2,500
Gideon International P O Box 131993 Tyler, TX 75713-1993	600
Girl Scouts of Northeast Texas P O Box 797447 Dallas, TX 75379-7447	500
Habitat for Humanity of Smith County 324 E Locust Street Tyler, TX 75702	2,000
Heart of Tyler, Inc 110 N College Tyler, TX 75702	1,500

**ED AND MARY HEATH FOUNDATION
SCHEDULE OF CONTRIBUTIONS
FOR THE YEAR ENDED DECEMBER 31, 2009**

SCHEDULE "1"

	<u>2009</u>
<u>COMMUNITY SERVICES AND OTHER ACTIVITIES - CONT'D</u>	
Historic Aviation Memorial Foundation 2129 CR 1143 Tyler, TX 75704	\$ 750
Literacy Council of Tyler, Inc 106 E Elm Tyler, TX 75702	1,000
Meals on Wheels Ministry, Inc 3001 Robertson Road Tyler, TX 75701	1,500
Outer Courts Ministries, Inc 3011 West Marshall Ave Longview, TX 75604	1,000
Parents Services Center, Inc 120 West Fifth Street Tyler, TX 75701	750
PATH - People Attempting to Help 402 W Front Street Tyler, TX 75702	6,000
Pilot Club of Tyler Foundation P O Box 8544 Tyler, TX 75711	1,000
Saint Paul Children's Foundation, Inc P O Box 1238 Tyler, TX 75710	1,000
Shriner's Hospital for Crippled Children 6977 Main Street Houston, TX 77030-3701	500
Texas Chest Foundation P O Box 6554 Tyler, TX 75711	1,000
The Salvation Army 633 N Broadway Tyler, TX 75702	5,000
Tyler Day Nursery 2901 West Gentry Parkway Tyler, TX 75702	1,500
Tyler Museum of Art 1300 Mahon Ave Tyler, TX 75701	1,000

**ED AND MARY HEATH FOUNDATION
SCHEDULE OF CONTRIBUTIONS
FOR THE YEAR ENDED DECEMBER 31, 2009**

SCHEDULE "1"

	<u>2009</u>
<u>COMMUNITY SERVICES AND OTHER ACTIVITIES - CONT'D</u>	
York Rite Masonic Charitable Trust P O Box 952 Tyler, TX 75710-0952	\$ 1,500
Young Men's Christian Association of Tyler 225 South Vine Ave Tyler, TX 75702	1,000
Total Community Services and Other Activities	<u>51,900</u>

CHURCH AND RELIGIOUS ACTIVITIES

Antioch Baptist Church 19584 CR 131 Tyler, TX 75703	300
Baileys Temple 818 West 28th Street Tyler, TX 75702	2,500
Bethlehem Baptist Church P O Box 120071 Tyler, TX 75712	300
Chandler Church of Christ 314 FM 2010 Chandler, TX 75758	500
Christ Episcopal Church 118 S Bois D Arc Tyler, TX 75702	400
Church Hill COGIC 1004 Church hill Street Jacksonville, TX 75766-3967	300
Church of the Living God 1326 N Palace Ave Tyler, TX 75702	600
Englewood COGIC Church 909 S Englewood Tyler, TX 75701	500
Fairwood United Methodist Church 1712 Old Omen Road Tyler, TX 75701	350
Fifth Street Presbyterian Church 1616 E Fifth Street Tyler, TX 75701	400

**ED AND MARY HEATH FOUNDATION
SCHEDULE OF CONTRIBUTIONS
FOR THE YEAR ENDED DECEMBER 31, 2009**

SCHEDULE "1"

	<u>2009</u>
<u>CHURCH AND RELIGIOUS ACTIVITIES - CONT'D</u>	
First Baptist Church - Tyler 301 W Ferguson Tyler, TX 75702	\$ 13,000
Full Gospel/Sisters in Christ Helping 1000 North Belt Line Road, Suite 201 Irving, TX 75061	1,950
Jackson Sprng Hill Baptist Church Lake Placid Rd Tyler, TX 75701	850
Jones Valley COGIC P O Box 4395 Tyler, TX 75712	300
Kingdom Family Church 4218 Chandler Highway Tyler, TX 75702-7600	500
Lake Tyler Baptist Church 13230 County Road 285 Tyler, TX 75707-6643	350
Little Zion Baptist Church 301 FM 757 Tyler, TX 75705	300
Live Coal Church of God in Christ Rt 1, Box 138 LaRue, TX 75770	350
Marvin United Methodist Church 300 W Erwin St Tyler, TX 75702	1,000
Midway Baptist Church 13798 State Hwy 155 S. Tyler, TX 75703-6628	400
Mitchell COGIC 812 N Bois D' Arc Tyler, TX 75702	400
Mt. Carmel Baptist Church 10519 FM 344 E Whitehouse, TX 75791	400
Mt. Sylvan United Methodist 13090 County Road 434 Lindale, TX 75771	400

**ED AND MARY HEATH FOUNDATION
SCHEDULE OF CONTRIBUTIONS
FOR THE YEAR ENDED DECEMBER 31, 2009**

SCHEDULE "1"

	<u>2009</u>
<u>CHURCH AND RELIGIOUS ACTIVITIES - CONT'D</u>	
New Baptist Evangelistic Church 128 Willowbrook Tyler, TX 75702	\$ 300
New Beginnings COGIC 1602 North Parkdale Tyler, TX 75702	300
New Days Community Church, Inc P O Box 4728 Tyler, TX 75712-4728	400
New Zion #1 Baptist Church 2501 Galloway Tyler, TX 75707	1,250
Pentecostal Assembly Church 1403 S Peach St Tyler, TX 75701	250
Prince of Peace Catholic Mission Church 14588 Hwy 110 S Tyler, TX 75791	600
Red Springs Baptist Church 1878 FM Rd 16W Tyler, TX 75706	400
Shiloh Church of God in Chrst 13915 County Road 46 Tyler, TX 75704	400
Silone Baptist Church 1611 N Confederate Tyler, TX 75702	300
Southside Baptist Church 8875 Old Jacksonville Hwy Tyler, TX 75703	400
Spring Creek Baptist Church 618 W 28th Tyler, TX 75702	550
St. Titus Gospel Church 14383 FM 2767 Tyler, TX 75705	300
St Violet Baptist Church P O. Box 132122 Tyler, TX 75713-2122	350

**ED AND MARY HEATH FOUNDATION
SCHEDULE OF CONTRIBUTIONS
FOR THE YEAR ENDED DECEMBER 31, 2009**

SCHEDULE "1"

	<u>2009</u>
<u>CHURCH AND RELIGIOUS ACTIVITIES - CONT'D</u>	
Victory Temple COGIC 1700 Moore Ave Tyler, TX 75702	\$ 500
Vineyard Christian Fellowship Church 5201 South Broadway Ave , Ste 250 Tyler, TX 75703-3748	400
Welcome Temple COGIC 9295 CR 429 Tyler, TX 75704	350
White's Temple COGIC 115 Ladd Jacksonville, TX 75766	350
Total Church and Religious Activities	<u>33,750</u>
 <u>EDUCATIONAL ACTIVITIES</u>	
Texas College P O Box 5201 Tyler, TX 75712-5201	500
Total Educational Activities	<u>500</u>
 TOTAL	 <u><u>\$ 86,150</u></u>

None of the donees above are related by blood, marriage or employment to any disqualified person of this Foundation