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

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 **2/01**, 2009, and ending **1/31**, 2010

G Check all that apply.

<input type="checkbox"/> Initial return	<input type="checkbox"/> Initial Return of a former public charity	<input type="checkbox"/> Final return
<input type="checkbox"/> Amended return	<input type="checkbox"/> Address change	<input type="checkbox"/> Name change

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

DAVID AND MARY P. RUSH EDUCATIONAL TRUST  
C/O DENNIS BIEKER, TRUSTEE  
P.O. BOX 579  
HAYS, KS 67601

<b>A</b>	Employer identification number <b>48-6243254</b>
<b>B</b>	Telephone number (see the instructions) <b>785-625-3537</b>
<b>C</b>	If exemption application is pending, check here ► <input type="checkbox"/>
<b>D</b>	1 Foreign organizations, check here ► <input type="checkbox"/>
	2 Foreign organizations meeting the 85% test, check here and attach computation ► <input type="checkbox"/>
<b>E</b>	If private foundation status was terminated under section 507(b)(1)(A), check here ► <input type="checkbox"/>
<b>F</b>	If the foundation is in a 60-month termination under section 507(b)(1)(B), check here ► <input type="checkbox"/>

**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) **J** Accounting method.  Cash  Accrual  
► \$ **4,457,439.**  Other (specify) **(Part I, column (d) must be on cash basis.)**

<b>Part I 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) (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 Ck ► <input checked="" type="checkbox"/> if the foundn is not req to att Sch B					
3 Interest on savings and temporary cash investments		18,152.	18,152.	N/A	
4 Dividends and interest from securities		52,881.	52,881.		
5a Gross rents		117,288.	117,288.		
b Net rental income or (loss) <b>99,546.</b>					
6a Net gain/(loss) from sale of assets not on line 10		-6,952.			
b Gross sales price for all assets on line 6a <b>106,672.</b>					
7 Capital gain net income (from Part IV, line 2)			0.		
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)					
<b>SEE STATEMENT 1</b>		210,468.	204,470.		
12 Total. Add lines 1 through 11		391,837.	392,791.		
13 Compensation of officers, directors, trustees, etc		20,115.	14,081.		6,034.
14 Other employee salaries and wages					
15 Pension plans, employee benefits					
16a Legal fees (attach schedule) <b>SEE ST 2</b>		20,280.	14,196.		6,084.
b Accounting fees (attach sch) <b>SEE ST 3</b>		8,910.	6,237.		2,673.
c Other prof fees (attach sch) <b>SEE ST 4</b>		250.	175.		75.
17 Interest					
18 Taxes (attach schedule)(see instr) <b>SEE STMT 5</b>		14,531.	11,233.		
19 Depreciation (attach sch) and depletion		492.	492.		
20 Occupancy					
21 Travel, conferences, and meetings					
22 Printing and publications					
23 Other expenses (attach schedule)					
<b>SEE STATEMENT 6</b>		22,659.	22,027.		632.
24 Total operating and administrative expenses. Add lines 13 through 23		87,237.	68,441.		15,498.
25 Contributions, gifts, grants paid <b>PART XV</b>		244,500.			244,500.
26 Total expenses and disbursements. Add lines 24 and 25		331,737.	68,441.		259,998.
27 Subtract line 26 from line 12:					
a Excess of revenue over expenses and disbursements		60,100.			
b Net investment income (if negative, enter 0)			324,350.		
c Adjusted net income (if negative, enter 0)					

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ADMINISTRATIVE EXPENSES

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<b>Part II</b> 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
1 Cash – non-interest-bearing	90,472.	43,598.	43,598.	
2 Savings and temporary cash investments	778,021.	873,725.	873,725.	
3 Accounts receivable	38,941.			
Less. allowance for doubtful accounts	40,398.	38,941.	38,941.	
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	53,219.	48,520.	48,520.	
9 Prepaid expenses and deferred charges				
10a Investments – U.S. and state government obligations (attach schedule)				
b Investments – corporate stock (attach schedule) <b>STATEMENT 7</b>	1,523,568.	1,586,230.	1,365,834.	
c Investments – corporate bonds (attach schedule)	50,003.			
11 Investments – land, buildings, and equipment basis				
Less accumulated depreciation (attach schedule)				
12 Investments – mortgage loans				
13 Investments – other (attach schedule) <b>STATEMENT 8</b>	18,880.	16,640.	531,471.	
14 Land, buildings, and equipment basis	1,406,251.			
Less accumulated depreciation (attach schedule) <b>SEE STMT 9</b>	2,642.	1,404,100.	1,403,609.	
15 Other assets (describe <b>SEE STATEMENT 10</b> )	719.	1,225.	1,225.	
16 Total assets (to be completed by all filers – see instructions Also, see page 1, item I)	3,959,380.	4,012,488.	4,457,439.	
<b>L</b>	17 Accounts payable and accrued expenses	20,943.	13,951.	
<b>A</b>	18 Grants payable			
<b>B</b>	19 Deferred revenue			
<b>L</b>	20 Loans from officers, directors, trustees, & other disqualified persons			
<b>I</b>	21 Mortgages and other notes payable (attach schedule)			
<b>T</b>	22 Other liabilities (describe <b>SEE STATEMENT 10</b> )			
<b>E</b>	23 Total liabilities (add lines 17 through 22)	20,943.	13,951.	
<b>F</b>	Foundations that follow SFAS 117, check here and complete lines 24 through 26 and lines 30 and 31.	<input type="checkbox"/>		
<b>U</b>	24 Unrestricted			
<b>N</b>	25 Temporarily restricted			
<b>D</b>	26 Permanently restricted			
<b>A</b>	Foundations that do not follow SFAS 117, check here and complete lines 27 through 31.	<input checked="" type="checkbox"/>		
<b>S</b>	27 Capital stock, trust principal, or current funds	3,181,792.	3,174,200.	
<b>B</b>	28 Paid-in or capital surplus, or land, building, and equipment fund			
<b>S</b>	29 Retained earnings, accumulated income, endowment, or other funds	756,645.	824,337.	
<b>E</b>	30 Total net assets or fund balances (see the instructions)	3,938,437.	3,998,537.	
<b>T</b>	31 Total liabilities and net assets/fund balances (see the instructions)	3,959,380.	4,012,488.	

**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	3,938,437.
2 Enter amount from Part I, line 27a	2	60,100.
3 Other increases not included in line 2 (itemize)	3	
4 Add lines 1, 2, and 3	4	3,998,537.
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	3,998,537.

**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)
1a SEE STATEMENT 11					
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			(i) 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	-6,952.	
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	2,819.	

**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	221,502.	4,233,144.	0.052326
2007	190,160.	4,427,769.	0.042947
2006	183,415.	4,280,095.	0.042853
2005	157,608.	3,320,711.	0.047462
2004	153,905.	3,325,854.	0.046275

2 Total of line 1, column (d)	2	0.231863
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	0.046373
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	4,176,170.
5 Multiply line 4 by line 3	5	193,662.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	3,244.
7 Add lines 5 and 6	7	196,906.
8 Enter qualifying distributions from Part XII, line 4 ..	8	259,998.

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)**

1a	Exempt operating foundations described in section 4940(d)(2), check here ► <input type="checkbox"/> and enter 'N/A' on line 1 Date of ruling or determination letter _____ (attach copy of letter if necessary - see instr.)	1	3,244.
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, 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	3,244.
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	4	0.
5	<b>Tax based on investment income.</b> Subtract line 4 from line 3. If zero or less, enter -0-	5	3,244.
6	<b>Credits/Payments</b>		
a	2009 estimated tax pmts and 2008 overpayment credited to 2009	6a	4,480.
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	4,480.
8	Enter any <b>penalty</b> for underpayment of estimated tax. Check here <input type="checkbox"/> if Form 2220 is attached	8	
9	Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	9	0.
10	Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	1,236.
11	Enter the amount of line 10 to be Credited to 2010 estimated tax ► <input type="checkbox"/> 1,236.   Refunded	11	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?

	Yes	No
1a	X	

b Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see the instructions for definition)?

	Yes	No
1b	X	

If the answer is 'Yes' to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities

	Yes	No
1c	X	

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.

	Yes	No
1d	0.	

(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.

	Yes	No
1e	0.	

2 Has the foundation engaged in any activities that have not previously been reported to the IRS?

	Yes	No
2	X	

If 'Yes,' attach a detailed description of the activities.

	Yes	No
2	X	

3 Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? If 'Yes,' attach a conformed copy of the changes

	Yes	No
3	X	

4a Did the foundation have unrelated business gross income of \$1,000 or more during the year?

	Yes	No
4a	X	

b If 'Yes,' has it filed a tax return on **Form 990-T** for this year?

	Yes	No
4b	N/A	

5 Was there a liquidation, termination, dissolution, or substantial contraction during the year?

	Yes	No
5	X	

If 'Yes,' attach the statement required by General Instruction T

6 Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either.

	Yes	No
6	X	

• By language in the governing instrument, or

	Yes	No
7	X	

• 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?

	Yes	No
8a	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

	Yes	No
8b	X	

8a Enter the states to which the foundation reports or with which it is registered (see the instructions) ► KS

	Yes	No
9	X	

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

	Yes	No
10	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

	Yes	No
10	X	

10 Did any persons become substantial contributors during the tax year? If 'Yes,' attach a schedule listing their names and addresses.

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

11		X
12		X
13	X	
Website address ► <u>N/A</u>		
14	Telephone no. ► <u>785-625-3537</u>	
Located at ► <u>111 WEST 13TH STREET, HAYS, KS 67601</u>		
15	N/A	► <input type="checkbox"/> N/A
and enter the amount of tax-exempt interest received or accrued during the year ► <u>15</u>		

**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
<b>1a</b>	During the year did the foundation (either directly or indirectly).		
(1)	Engage in the sale or exchange, or leasing of property with a disqualified person?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
(2)	Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
(3)	Furnish goods, services, or facilities to (or accept them from) a disqualified person?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
(4)	Pay compensation to, or pay or reimburse the expenses of, a disqualified person?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
(5)	Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
(6)	Agree to pay money or property to a government official? (Exception. Check 'No' if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days.)	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
<b>b</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)?	► <input type="checkbox"/>	N/A
Organizations relying on a current notice regarding disaster assistance check here			
<b>c</b>	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?		X
<b>2</b>	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))		
<b>a</b>	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	<input checked="" type="checkbox"/> No
If 'Yes,' list the years ► <u>20__ , 20__ , 20__ , 20__</u>			
<b>b</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.)		
<b>c</b>	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__ , 20__ , 20__ , 20__</u>			
<b>3a</b>	Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
<b>b</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.)		
<b>4a</b>	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?		
<b>b</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?		

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)?

5b X

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

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

N/A  Yes  No

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

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

 Yes  No

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

6b X

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

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

 Yes  No

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

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
KEITH RILEY 414 N 12TH AVE HILL CITY, KS 67642	TRUSTEE 2.00	6,705.	0.	0.
BRAD TREXLER 2977 US HWY 283 HILL CITY, KS 67642	TRUSTEE 2.00	6,705.	0.	0.
DENNIS BIEKER P.O. BOX 579 HAYS, KS 67601	TRUSTEE 2.00	6,705.	0.	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.**

---

**Total.** Add lines 1 through 3

0.

BAA

**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	1,981,244.
1b	123,654.
1c	2,134,868.
1d	4,239,766.

b Average of monthly cash balances

c Fair market value of all other assets (see instructions)

d **Total** (add lines 1a, b, and c)

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	4,239,766.
---	------------

4 Cash deemed held for charitable activities. Enter 1-1/2% of line 3  
(for greater amount, see instructions)

4	63,596.
---	---------

5 **Net value of noncharitable-use assets.** Subtract line 4 from line 3. Enter here and on Part V, line 4

5	4,176,170.
---	------------

6 **Minimum investment return.** Enter 5% of line 5

6	208,809.
---	----------

**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	208,809.
---	----------

2a Tax on investment income for 2009 from Part VI, line 5

2a	3,244.
----	--------

b Income tax for 2009. (This does not include the tax from Part VI.)

2b	
----	--

c Add lines 2a and 2b

2c	3,244.
----	--------

3 Distributable amount before adjustments. Subtract line 2c from line 1

3	205,565.
---	----------

4 Recoveries of amounts treated as qualifying distributions

4	5,998.
---	--------

5 Add lines 3 and 4

5	211,563.
---	----------

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	211,563.
---	----------

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

1 Amounts paid (including administrative expenses) to accomplish charitable, etc, purposes:

1a	259,998.
----	----------

a Expenses, contributions, gifts, etc – total from Part I, column (d), line 26

1b	
----	--

b Program-related investments – total from Part IX-B

2	
---	--

2 Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc, purposes

3a	
----	--

3 Amounts set aside for specific charitable projects that satisfy the.

3b	
----	--

a Suitability test (prior IRS approval required)

4	259,998.
---	----------

b Cash distribution test (attach the required schedule)

5	3,244.
---	--------

4 **Qualifying distributions.** Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4

6	256,754.
---	----------

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	3,244.
---	--------

6 **Adjusted qualifying distributions.** Subtract line 5 from line 4

6	256,754.
---	----------

**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				211,563.
2 Undistributed income, if any, as of the end of 2009:			202,589.	
a Enter amount for 2008 only		0.		
b Total for prior years: 20____, 20____, 20____				
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. ► \$ 259,998.			202,589.	
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				57,409.
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				154,154.
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 STATEMENT 13				
<b>Total</b>				► 3a 244,500.
<i>b Approved for future payment</i>				
<b>Total</b>				► 3b

## Part XVI-A Analysis of Income-Producing Activities

	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	
<b>1 Program service revenue:</b>					
a					
b					
c					
d					
e					
f					
<b>g Fees and contracts from government agencies</b>					
<b>2 Membership dues and assessments</b>					
<b>3 Interest on savings and temporary cash investments</b>			<b>14</b>	<b>18,152.</b>	
<b>4 Dividends and interest from securities</b>			<b>14</b>	<b>52,881.</b>	
<b>5 Net rental income or (loss) from real estate:</b>					
a Debt-financed property					
b Not debt-financed property			<b>16</b>	<b>99,546.</b>	
<b>6 Net rental income or (loss) from personal property</b>					
<b>7 Other investment income</b>					
<b>8 Gain or (loss) from sales of assets other than inventory</b>			<b>18</b>	<b>-6,952.</b>	
<b>9 Net income or (loss) from special events</b>					
<b>10 Gross profit or (loss) from sales of inventory</b>					
<b>11 Other revenue:</b>					
a <b>OIL ROYALTY</b>			<b>15</b>	<b>204,470.</b>	
b <b>REFUNDED SCHOLARSHIP</b>					<b>5,998.</b>
c					
d					
e					
<b>12 Subtotal Add columns (b), (d), and (e)</b>				<b>368,097.</b>	<b>5,998.</b>
<b>13 Total Add line 12, columns (b), (d), and (e)</b>					<b>374,095.</b>

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

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

Line No. ▼	Explain below how each activity for which income is reported in column (e) of Part XVI-A contributed importantly to the accomplishment of the foundation's exempt purposes (other than by providing funds for such purposes). (See the instructions.)
11B	<b>SCHOLARSHIP DISTRIBUTIONS WERE REFUNDED BECAUSE THE STUDENT DID NOT ENROLL AT THE SPECIFIED EDUCATIONAL INSTITUTION.</b>

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

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

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

**2a** Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527? \_\_\_\_\_.

Yes  No

**b** If 'Yes,' complete the following schedule.

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

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

Signature of officer or trustee		3-9-10	► TRUSTEE	
		Date	Title	
Paid Pre- parer's Use Only	Preparer's signature	Kathy J. Mitchell, CPA		Date 3-2-10
	Firm's name (or yours if self employed), address, and ZIP code	BRUNGARDT FLOWER		Check if self employed ► <input type="checkbox"/> N/A
		WARD ELLIOTT & PFEIFER, L.C.		EIN ► N/A
	P.O. BOX 40		HAYS, KS 67601	
			Phone no ► (785) 628-8238	

**BAA**

Form 4562

Depreciation and Amortization  
(Including Information on Listed Property)

OMB No 1545 0172

2009

Attachment

Sequence No. 67

Department of the Treasury  
Internal Revenue Service (99)Name(s) shown on return DAVID AND MARY P. RUSH EDUCATIONAL TRUST  
C/O DENNIS BIEKER, TRUSTEEIdentifying number  
48-6243254

Business or activity to which this form relates

RENTAL ACTIVITY - FARM RENTAL, GRAHAM COUNTY, KS

## Part I Election To Expense Certain Property Under Section 179

Note: If you have any listed property, complete Part V before you complete Part I.

1 Maximum amount. See the instructions for a higher limit for certain businesses	1	\$250,000.
2 Total cost of section 179 property placed in service (see instructions)	2	
3 Threshold cost of section 179 property before reduction in limitation (see instructions)	3	\$800,000.
4 Reduction in limitation Subtract line 3 from line 2. If zero or less, enter -0.	4	
5 Dollar limitation for tax year. Subtract line 4 from line 1. If zero or less, enter -0. If married filing separately, see instructions	5	

6 (a) Description of property	(b) Cost (business use only)	(c) Elected cost	
7 Listed property. Enter the amount from line 29	7		
8 Total elected cost of section 179 property. Add amounts in column (c), lines 6 and 7	8		
9 Tentative deduction Enter the smaller of line 5 or line 8	9		
10 Carryover of disallowed deduction from line 13 of your 2008 Form 4562	10		
11 Business income limitation Enter the smaller of business income (not less than zero) or line 5 (see instrs)	11		
12 Section 179 expense deduction. Add lines 9 and 10, but do not enter more than line 11	12		
13 Carryover of disallowed deduction to 2010 Add lines 9 and 10, less line 12	13		

Note: Do not use Part II or Part III below for listed property. Instead, use Part V.

## Part II Special Depreciation Allowance and Other Depreciation (Do not include listed property.) (See instructions)

14 Special depreciation allowance for qualified property (other than listed property) placed in service during the tax year (see instructions)	14	
15 Property subject to section 168(f)(1) election	15	
16 Other depreciation (including ACRS)	16	492.

## Part III MACRS Depreciation (Do not include listed property.) (See instructions)

## Section A

17 MACRS deductions for assets placed in service in tax years beginning before 2009	17	
18 If you are electing to group any assets placed in service during the tax year into one or more general asset accounts, check here	► <input type="checkbox"/>	

## Section B – Assets Placed in Service During 2009 Tax Year Using the General Depreciation System

(a) Classification of property	(b) Month and year placed in service	(c) Basis for depreciation (business/investment use only — see instructions)	(d) Recovery period	(e) Convention	(f) Method	(g) Depreciation deduction
19a 3-year property						
b 5-year property						
c 7-year property						
d 10-year property						
e 15-year property						
f 20-year property						
g 25-year property		25 yrs			S/L	
h Residential rental property		27.5 yrs	MM	S/L		
		27.5 yrs	MM	S/L		
i Nonresidential real property		39 yrs	MM	S/L		
			MM	S/L		

## Section C – Assets Placed in Service During 2009 Tax Year Using the Alternative Depreciation System

20a Class life					S/L	
b 12-year		12 yrs			S/L	
c 40-year		40 yrs	MM	S/L		

## Part IV Summary (See instructions)

21 Listed property. Enter amount from line 28.	21	
22 Total Add amounts from line 12, lines 14 through 17, lines 19 and 20 in column (g), and line 21 Enter here and on the appropriate lines of your return. Partnerships and S corporations — see instructions	22	492.
23 For assets shown above and placed in service during the current year, enter the portion of the basis attributable to section 263A costs	23	

2009

## FEDERAL STATEMENTS

PAGE 1

DAVID AND MARY P. RUSH EDUCATIONAL TRUST  
C/O DENNIS BIEKER, TRUSTEE

48-6243254

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

	(A) REVENUE PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME
OIL ROYALTY REFUNDED SCHOLARSHIP	\$ 204,470. 5,998.		
TOTAL	<u>\$ 210,468.</u>	<u>\$ 0.</u>	<u>\$ 0.</u>

STATEMENT 2  
FORM 990-PF, PART I, LINE 16A  
LEGAL FEES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
DREILING BIEKER & HOFFMAN, ATTORNEYS	\$ 20,280.	\$ 14,196.		\$ 6,084.
TOTAL	<u>\$ 20,280.</u>	<u>\$ 14,196.</u>	<u>      </u>	<u>\$ 6,084.</u>

STATEMENT 3  
FORM 990-PF, PART I, LINE 16B  
ACCOUNTING FEES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
BRUNGARDT HOWER CPA'S	\$ 8,910.	\$ 6,237.		\$ 2,673.
TOTAL	<u>\$ 8,910.</u>	<u>\$ 6,237.</u>	<u>      </u>	<u>\$ 2,673.</u>

STATEMENT 4  
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
JOHN BIRD, GDN AD LITEM FEE	\$ 250.	\$ 175.		\$ 75.
TOTAL	<u>\$ 250.</u>	<u>\$ 175.</u>	<u>      </u>	<u>\$ 75.</u>

2009

## FEDERAL STATEMENTS

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DAVID AND MARY P. RUSH EDUCATIONAL TRUST  
C/O DENNIS BIEKER, TRUSTEE

48-6243254

STATEMENT 5  
FORM 990-PF, PART I, LINE 18  
TAXES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
EXCISE TAXES	\$ 3,298.			
PRODUCTION TAX, OIL ROYALTY	2,288.	\$ 2,288.		
PROPERTY TAXES	8,945.	8,945.		
<b>TOTAL</b>	<b>\$ 14,531.</b>	<b>\$ 11,233.</b>		<b>\$ 0.</b>

STATEMENT 6  
FORM 990-PF, PART I, LINE 23  
OTHER EXPENSES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
COST DEPLETION-ROYALTIES	\$ 2,240.	\$ 2,240.		
MISCELLANEOUS ADMIN COSTS	3,169.	2,537.		\$ 632.
RENTAL EXPENSES	17,250.	17,250.		
<b>TOTAL</b>	<b>\$ 22,659.</b>	<b>\$ 22,027.</b>		<b>\$ 632.</b>

STATEMENT 7  
FORM 990-PF, PART II, LINE 10B  
INVESTMENTS - CORPORATE STOCKS

CORPORATE STOCKS	VALUATION METHOD	BOOK VALUE	FAIR MARKET VALUE
FLAHERTY & CRUMRINE PFD INCOME FUND	COST	\$ 25,063.	\$ 14,297.
FLAHERTY & CRUMRINE PFD INC & OPP FUND	COST	24,999.	14,369.
INCOME FUND OF AMERICA CLASS C	COST	201,944.	187,667.
NUVEEN MULTI STRATEGY INCOME & GROWTH	COST	72,992.	35,498.
PIMCO CORPORATE OPPORTUNITY FUND	COST	49,820.	49,228.
WASHINGTON MUTUAL CL C	COST	77,251.	70,133.
WASHINGTON MUTUAL CL A	COST	130,003.	104,402.
CALAMOS INV TR NEW GROWTH FUND A	COST	0.	0.
HOTCHKIS & WILEY FDS MIDCAP VALUE	COST	11,558.	8,895.
ARTIO GLOBAL INVT INTL EQUITY CL I	COST	23,505.	15,528.
KINETICS SMALL CAP OPPORTUNITIES FUND	COST	0.	0.
LEGG MASON VALUE TRT/TR INC	COST	20,124.	10,467.
CAMBIAR OPPORTUNITY FD	COST	19,420.	15,502.
THORNBURG INVT TR INVT INC BUILDING FD C	COST	199,604.	173,507.
BLACKROCK FUNDS LARGE CAP VALUE FD CL A	COST	0.	0.
DWS DREMAN SMALL CAP VALUE CLASS SS	COST	8,044.	7,666.
ALGIER SMALL CAP RETIREMENT FUND	COST	0.	0.
QUANTITATIVE GROUP FDS FOREIGN VALUE FD	COST	13,404.	9,491.
RS INVT TR GLOBAL NATURAL RES FD	COST	0.	0.
HANCOCK JOHN INCOME SECS TR SBI	COST	26,396.	24,714.
JOHN HANCOCK PFD INCOME FUND 3	COST	22,941.	14,630.
PIONEER SER TR IV CLASSIC BAL CL C	COST	91,852.	83,925.
GROWTH FUND OF AMERICA CL A	COST	101,473.	87,495.
CAPITAL INCOME BUILDER FUND CL C	COST	94,905.	75,389.

STATEMENT 7 (CONTINUED)  
FORM 990-PF, PART II, LINE 10B  
INVESTMENTS - CORPORATE STOCKS

<u>CORPORATE STOCKS</u>	<u>VALUATION METHOD</u>	<u>BOOK VALUE</u>	<u>FAIR MARKET VALUE</u>
CAPITAL INCOME BUILDER FUND CL A	COST	\$ 192,785.	\$ 152,488.
OPPENHEIMER INTERNATIONAL GROWTH FD	COST	14,934.	19,460.
HARBOR INTERNATIONAL INSTL CLASS	COST	9,397.	11,693.
JOHN HANCOCK CLASSIC VALUE FUND CL I	COST	13,653.	15,107.
RS INVESTMENT FUNDS EMERGING MARKETS	COST	5,185.	8,711.
DELAWARE GROUP ADVISER FDS INC US GRWTH	COST	16,651.	20,456.
WELLS FARGO FDS TR SMALL CAP GROWTH	COST	5,719.	7,839.
TOUCHSTONE LARGE CAP GROWTH FD	COST	14,594.	14,873.
T ROWE PRICE MID-CAP GROWTH FD	COST	5,223.	6,597.
SECURITY EQUITY FD MIDCAP GROWTH	COST	5,493.	6,502.
AIM GLOBAL REAL ESTATE FD CL Y	COST	4,472.	4,134.
BLACKROCK FUNDS LARGE CAP FD INSTL CL	COST	15,449.	15,414.
MORGAN STANLEY INSTL FD MID CAP CL I	COST	8,547.	8,484.
PIMCO FDS PAC INVT MGMT INSTL CL	COST	6,761.	6,693.
INCOME FUND OF AMERICA CL A	COST	52,069.	64,580.
	<b>TOTAL</b>	<b>\$ 1,586,230.</b>	<b>\$ 1,365,834.</b>

STATEMENT 8  
FORM 990-PF, PART II, LINE 13  
INVESTMENTS - OTHER

<u>OTHER INVESTMENTS</u>	<u>VALUATION METHOD</u>	<u>BOOK VALUE</u>	<u>FAIR MARKET VALUE</u>
MINERAL INTERESTS, PRODUCING	COST	\$ 2,240.	\$ 446,697.
MINERAL INTERESTS, NONPRODUCING	COST	14,400.	84,774.
	<b>TOTAL</b>	<b>\$ 16,640.</b>	<b>\$ 531,471.</b>

STATEMENT 9  
FORM 990-PF, PART II, LINE 14  
LAND, BUILDINGS, AND EQUIPMENT

<u>CATEGORY</u>	<u>BASIS</u>	<u>ACCUM. DEPREC.</u>	<u>BOOK VALUE</u>	<u>FAIR MARKET VALUE</u>
IMPROVEMENTS	\$ 7,369.	\$ 2,642.	\$ 4,727.	\$ 7,369.
LAND	1,398,882.		1,398,882.	1,546,756.
	<b>TOTAL</b> \$ 1,406,251.	<b>\$ 2,642.</b>	<b>\$ 1,403,609.</b>	<b>\$ 1,554,125.</b>

2009

## FEDERAL STATEMENTS

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DAVID AND MARY P. RUSH EDUCATIONAL TRUST  
C/O DENNIS BIEKER, TRUSTEE

48-6243254

STATEMENT 10  
FORM 990-PF, PART II, LINE 15  
OTHER ASSETS

	BOOK VALUE	FAIR MARKET VALUE
COOP PATRONAGE ACCOUNT	\$ 1,225.	\$ 1,225.
TOTAL	<u>\$ 1,225.</u>	<u>\$ 1,225.</u>

STATEMENT 11  
FORM 990-PF, PART IV, LINE 1  
CAPITAL GAINS AND LOSSES FOR TAX ON INVESTMENT INCOME

ITEM	(A) DESCRIPTION	(B) HOW ACQUIRED	(C) DATE ACQUIRED	(D) DATE SOLD
1	50000 SHS GENL MOTORS ACCEPT CORP SMARTNOTES	PURCHASED	3/22/2004	3/16/2009
2	2211.86 SHS GOLDMAN SACHS TR FINL SQUARE MONEY MKT	PURCHASED	10/21/2008	VARIOUS
3	213.404 SHS ALGER INSTL FD SMALL CAP	PURCHASED	VARIOUS	9/16/2009
4	606.589 SHS BLACKROCK FUNDS LARGE CAP VALUE FUND	PURCHASED	6/22/2006	9/16/2009
5	210.282 SHS CALAMOS GROWTH FUND A	PURCHASED	7/07/2004	9/16/2009
6	28.666 SHS DWS VALUE SER INC	PURCHASED	10/17/2006	9/16/2009
7	14.120 SHS RS INVESTMENT FUNDS EMERGING MARKETS	PURCHASED	10/21/2008	9/16/2009
8	32.656 SHS HARBOR INTERNATIONAL INSTL CL	PURCHASED	10/21/2008	9/16/2009
9	184.121 SHS HOTCHKIS & WILEY FDS MIDCAP VALUE FD CL	PURCHASED	7/07/2004	9/16/2009
10	84.126 SHS ARTIO GLOBAL INVT EQUITY CLAS I	PURCHASED	7/07/2004	9/16/2009
11	337.159 SHS KINETICS SMALL CAP OPP FD	PURCHASED	7/07/2004	9/16/2009
12	182.706 SHS RS INVT TR GLOBAL NAT RES FD	PURCHASED	VARIOUS	9/16/2009
13	83.753 SHS SECURITY EQUITY FD MID CAP VALUE SER CL	PURCHASED	10/20/2008	9/16/2009
14	102.139 SHS T ROWE PRICE MID-CAP GROWTH FUND	PURCHASED	10/20/2008	9/16/2009
15	216.118 SHS WELLS FARGO FDS TR SMALL CAP GROWTH	PURCHASED	10/20/2008	9/16/2009
16	CAPITAL GAIN DISTRIBUTIONS-VSR	PURCHASED	VARIOUS	VARIOUS
17	38.889 SHS ALGER INSTL FD SMALL CAP	PURCHASED	10/21/2008	9/16/2009
18	55.704 SHS RS INVT TR GLOBAL NAT RES FD	PURCHASED	VARIOUS	9/16/2009

ITEM	(E) GROSS SALES	(F) DEPREC. ALLOWED	(G) COST BASIS	(H) GAIN (LOSS)	(I) FMV 12/31/69	(J) ADJ. 12/31/69	(K) EXCESS (I) - (J)	(L) GAIN (LOSS)
1	50,000.		50,003.	-3.				\$ -3.
2	2,212.		2,212.	0.				0.
3	4,569.		5,168.	-599.				-599.
4	8,010.		11,897.	-3,887.				-3,887.
5	8,804.		11,140.	-2,336.				-2,336.
6	869.		1,093.	-224.				-224.
7	306.		177.	129.				129.
8	1,750.		1,344.	406.				406.
9	3,336.		4,424.	-1,088.				-1,088.
10	2,549.		2,338.	211.				211.
11	6,726.		7,557.	-831.				-831.
12	5,200.		6,855.	-1,655.				-1,655.
13	2,246.		1,941.	305.				305.

**STATEMENT 11 (CONTINUED)**  
**FORM 990-PF, PART IV, LINE 1**  
**CAPITAL GAINS AND LOSSES FOR TAX ON INVESTMENT INCOME**

ITEM	(E) GROSS SALES	(F) DEPREC. ALLOWED	(G) COST BASIS	(H) GAIN (LOSS)	(I) FMV 12/31/69	(J) ADJ. BAS. 12/31/69	(K) EXCESS (I) - (J)	(L) GAIN (LOSS)
14	4,674.		3,898.	776.				\$ 776.
15	2,362.		1,755.	607.				607.
16	641.		0.	641.				641.
17	833.		655.	178.				178.
18	1,585.		1,167.	418.				418.
							TOTAL \$	<u>-6,952.</u>

**STATEMENT 12**  
**FORM 990-PF, PART XV, LINE 2A-D**  
**APPLICATION SUBMISSION INFORMATION**

NAME OF GRANT PROGRAM: DAVID AND MARY P RUSH EDUCATIONAL TRUST  
 NAME: DAVID AND MARY P RUSH EDUCATIONAL TRUST  
 CARE OF:  
 STREET ADDRESS: P.O. BOX 579  
 CITY, STATE, ZIP CODE: HAYS, KS 67601  
 TELEPHONE:  
 FORM AND CONTENT: DAVID AND MARY P RUSH EDUCATIONAL TRUST SCHOLARSHIP AND  
 GRANT APPLICATION  
 SUBMISSION DEADLINES: MAY 1  
 RESTRICTIONS ON AWARDS: GRADUATE OF GRAHAM CO, KS HS, FULL-TIME STUDENT, HIGH  
 SCHOOL AND COMMUNITY INVOLVEMENT, 2.0 GPA OR ABOVE AND  
 FINANCIAL NEED

**STATEMENT 13**  
**FORM 990-PF, PART XV, LINE 3A**  
**RECIPIENT PAID DURING THE YEAR**

NAME AND ADDRESS	DONEE RELATIONSHIP	FOUND- ATION STATUS	PURPOSE OF GRANT	AMOUNT
FORT HAYS STATE UNIVERSITY HAYS, KS 67601	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	\$ 76,000.
UNIVERSITY OF KANSAS LAWRENCE, KS 66045	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	37,500.
KANSAS STATE UNIVERSITY MANHATTAN, KS 66506	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	48,000.

STATEMENT 13 (CONTINUED)  
FORM 990-PF, PART XV, LINE 3A  
RECIPIENT PAID DURING THE YEAR

NAME AND ADDRESS	DONEE RELATIONSHIP	FOUND- ATION STATUS	PURPOSE OF GRANT	AMOUNT
KANSAS STATE UNIVERSITY-SALINA SALINA, KS 67401	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	\$ 3,500.
KANSAS WESLEYAN UNIVERSITY SALINA, KS 67401	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	7,000.
COLBY COMMUNITY COLLEGE COLBY, KS 67701	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	8,000.
EMPORIA STATE UNIVERSITY EMPORIA, KS 66801	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	3,500.
SALINA AREA TECHNICAL SCHOOL SALINA, KS 67401	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	1,500.
BETHANY COLLEGE LINDSBORG, KS 67456	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	4,000.
MCPHERSON COLLEGE MCPHERSON, KS 67460	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	6,500.
PITTSBURG STATE UNIVERSITY PITTSBURG, KS 66762	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	10,500.
JOHNSON CTY COMMUNITY COLLEGE OVERLAND PARK, KS 66210	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	4,000.
NC KS TECHNICAL INSTITUTE HAYS, KS 67601	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	6,000.
HAYS ACADEMY OF HAIR DESIGN HAYS, KS 67601	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	2,000.
CLOUD COUNTY COMMUNITY COLLEGE CONCORDIA, KS 66901	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	4,000.
BARTON COUNTY COMM. COLLEGE GREAT BEND, KS 67530	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	3,500.

STATEMENT 13 (CONTINUED)  
FORM 990-PF, PART XV, LINE 3A  
RECIPIENT PAID DURING THE YEAR

NAME AND ADDRESS	DONEE RELATIONSHIP	FOUND- ATION STATUS	PURPOSE OF GRANT	AMOUNT
STERLING COLLEGE 125 W. COOPER STERLING, KS 67579	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	\$ 4,500.
NORTH CENTRAL UNIVERSITY 910 ELLIOT AVENUE MINNEAPOLIS, MN 55404	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	3,000.
UNIVERSITY OF TEXAS - AUSTIN AUSTIN, TX 78712	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	3,000.
UNIVERSITY OF MISSOURI - KC KANSAS CITY, MO 64110	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	4,500.
TULSA WELDING SCHOOL TULSA, OK 74104	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	2,000.
NEOSHO COMMUNITY COLLEGE NEOSHO, KS 66720	NONE	501C3	SELECTED SCHOLARSHIP RECIPIENT AWARD	2,000.
				TOTAL \$ <u>244,500.</u>