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

2009

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

For calendar year 2009, or tax year beginning MAY 1, 2009, and ending APR 30, 2010

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

Use the IRS label. Otherwise, print or type. See Specific Instructions	Name of foundation <b>PRATT-HEINS FOUNDATION</b>		A Employer identification number <b>47-6042232</b>
	Number and street (or P.O. box number if mail is not delivered to street address) <b>PO BOX 636</b>		B Telephone number <b>(308) 237-3155</b>
	City or town, state, and ZIP code <b>KEARNEY, NE 68848</b>		C If exemption application is pending, check here <input type="checkbox"/>
	H Check type of organization: <input checked="" type="checkbox"/> Section 501(c)(3) exempt private foundation <input type="checkbox"/> Section 4947(a)(1) nonexempt charitable trust <input type="checkbox"/> Other taxable private foundation		D 1. Foreign organizations, check here <input type="checkbox"/> 2. Foreign organizations meeting the 85% test, check here and attach computation <input type="checkbox"/>
I Fair market value of all assets at end of year (from Part II, col. (c), line 16) <b>\$ 538555.</b> (Part I, column (d) must be on cash basis)		J Accounting method: <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify) _____	E If private foundation status was terminated under section 507(b)(1)(A), check here <input type="checkbox"/>
			F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <input type="checkbox"/>

Part I Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a))		(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				N/A	
2 Check <input checked="" type="checkbox"/> if the foundation is not required to attach Sch. B					
3 Interest on savings and temporary cash investments		1156.	1156.		Statement 1
4 Dividends and interest from securities		14400.	14400.		Statement 2
5a Gross rents					
b Net rental income or (loss)					
6a Net gain or (loss) from sale of assets not on line 10		3841.			
b Gross sales price for all assets on line 6a		113969.			
7 Capital gain net income (from Part IV, line 2)			3841.		
8 Net short-term capital gain					
9 Income modifications					
10a Gross sales less returns and allowances					
b Less Cost of goods sold					
c Gross profit or (loss)					
11 Other income					
12 Total. Add lines 1 through 11		19397.	19397.		
13 Compensation of officers, directors, trustees, etc.		0.	0.		0.
14 Other employee salaries and wages					
15 Pension plans, employee benefits					
16a Legal fees					
b Accounting fees Stmt 3		1390.	1390.		0.
c Other professional fees					
17 Interest					
18 Taxes					
19 Depreciation and depletion					
20 Occupancy		9600.	9600.		0.
21 Travel, conferences, and meetings					
22 Printing and publications					
23 Other expenses Stmt 4		3782.	3782.		0.
24 Total operating and administrative expenses. Add lines 13 through 23		14772.	14772.		0.
25 Contributions, gifts, grants paid		34500.			34500.
26 Total expenses and disbursements. Add lines 24 and 25		49272.	14772.		34500.
27 Subtract line 26 from line 12:					
a Excess of revenue over expenses and disbursements		-29875.			
b Net investment income (if negative, enter -0-)			4625.		
c Adjusted net income (if negative, enter -0-)				N/A	

P20

Part II Balance Sheets		Attached schedules and amounts in the description column should be for end-of-year amounts only		Beginning of year	End of year	
		(a) Book Value	(b) Book Value	(c) Fair Market Value		
Assets	1 Cash - non-interest-bearing					
	2 Savings and temporary cash investments			6769.	5914.	5914.
	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					
	9 Prepaid expenses and deferred charges					
	10a Investments - U.S. and state government obligations					
	b Investments - corporate stock Stmt 5	195188.	154914.	183429.		
	c Investments - corporate bonds Stmt 6	0.	15661.	15067.		
Liabilities	11 Investments - land, buildings, and equipment basis ▶					
	Less: accumulated depreciation ▶					
	12 Investments - mortgage loans					
	13 Investments - other Stmt 7	325687.	319096.	324213.		
	14 Land, buildings, and equipment: basis ▶					
	Less: accumulated depreciation ▶					
	15 Other assets (describe ▶ LOAN - ILIT )	5000.	9932.	9932.		
	16 Total assets (to be completed by all filers)	532644.	505517.	538555.		
	17 Accounts payable and accrued expenses					
	18 Grants payable					
Net Assets or Fund Balances	19 Deferred revenue					
	20 Loans from officers, directors, trustees, and other disqualified persons					
	21 Mortgages and other notes payable					
	22 Other liabilities (describe ▶ Statement 8 )	0.	2748.			
23 Total liabilities (add lines 17 through 22)	0.	2748.				
Foundations that follow SFAS 117, check here ▶ <input type="checkbox"/>	24 Unrestricted					
	25 Temporarily restricted					
	26 Permanently restricted					
	Foundations that do not follow SFAS 117, check here ▶ <input checked="" type="checkbox"/>					
	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	532644.	502769.			
	30 Total net assets or fund balances	532644.	502769.			
31 Total liabilities and net assets/fund balances	532644.	505517.				

## 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	532644.
2 Enter amount from Part I, line 27a	2	-29875.
3 Other increases not included in line 2 (itemize) ▶	3	0.
4 Add lines 1, 2, and 3	4	502769.
5 Decreases not included in line 2 (itemize) ▶	5	0.
6 Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	502769.

**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 Statement			
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 113969.		110128.	3841.

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69

(i) F.M.V. as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col. (i) over col. (j), if any	(l) Gains (Col. (h) gain minus col. (k), but not less than -0-) or Losses (from col. (h))
a			
b			
c			
d			
e			3841.

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	3841.
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	28466.	527294.	.053985
2007	50164.	700651.	.071596
2006	32894.	682327.	.048209
2005	30357.	662022.	.045855
2004	21163.	635373.	.033308

2 Total of line 1, column (d)	2	.252953
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	.050591
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	499961.
5 Multiply line 4 by line 3	5	25294.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	46.
7 Add lines 5 and 6	7	25340.
8 Enter qualifying distributions from Part XII, line 4	8	34500.

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. Date of ruling or determination letter: _____ (attach copy of letter if necessary-see instructions)		1	46.
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		2	0.
c All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, col. (b)		3	46.
2 Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)		4	0.
3 Add lines 1 and 2		5	46.
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	560.	
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	560.	
8 Enter any penalty for underpayment of estimated tax. Check here <input type="checkbox"/> if Form 2220 is attached	8		
9 Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	9		
10 Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	514.	
11 Enter the amount of line 10 to be: Credited to 2010 estimated tax	11	0.	

**Part VII-A Statements Regarding Activities**

	Yes	No
1a During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?		X
1b Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see instructions for definition)? If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities.		X
1c Did the foundation file Form 1120-POL for this year?		X
2 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
4a Did the foundation have unrelated business gross income of \$1,000 or more during the year?		X
b If "Yes," has it filed a tax return on Form 990-T for this year?		
5 Was there a liquidation, termination, dissolution, or substantial contraction during the year? If "Yes," attach the statement required by General Instruction T.		X
6 Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either: • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?		X
7 Did the foundation have at least \$5,000 in assets at any time during the year? If "Yes," complete Part II, col (c), and Part XV.	X	
8a Enter the states to which the foundation reports or with which it is registered (see instructions) NE		
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

N/A

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 ► N/A	13	X	
14	The books are in care of ► TOM W TYE II Located at ► 1419 CENTRAL AVE, KEARNEY, NE	Telephone no. ► (308) 237-3155 ZIP+4 ► 68847		
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.

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

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)?

☐ 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)?

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

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

6b

X

If "Yes" to 6b, file Form 8870

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

☐ Yes ☒ No

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

N/A

7b

**Part VIII** Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors

1 List all officers, directors, trustees, foundation managers and their compensation.

(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 9		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

Form 990-PF (2009)

**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.

	Expenses
1 N/A	
2	
3	
4	

**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.

	Amount
1 N/A	
2	
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	502204.
b Average of monthly cash balances	1b	5371.
c Fair market value of all other assets	1c	
d Total (add lines 1a, b, and c)	1d	507575.
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	507575.
4 Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	7614.
5 Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	499961.
6 Minimum investment return. Enter 5% of line 5	6	24998.

**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	24998.
2a Tax on investment income for 2009 from Part VI, line 5	2a	46.
b Income tax for 2009. (This does not include the tax from Part VI.)	2b	
c Add lines 2a and 2b	2c	46.
3 Distributable amount before adjustments. Subtract line 2c from line 1	3	24952.
4 Recoveries of amounts treated as qualifying distributions	4	0.
5 Add lines 3 and 4	5	24952.
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	24952.

**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	34500.
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	34500.
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	46.
6 Adjusted qualifying distributions. Subtract line 5 from line 4	6	34454.

**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.

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				24952.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			0.	
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	919.			
e From 2008	2479.			
f Total of lines 3a through e	3398.			
4 Qualifying distributions for 2009 from Part XII, line 4: ► \$	34500.			
a Applied to 2008, but not more than line 2a			0.	
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				24952.
e Remaining amount distributed out of corpus	9548.			
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	12946.			
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				0.
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	12946.			
10 Analysis of line 9:				
a Excess from 2005				
b Excess from 2006				
c Excess from 2007	919.			
d Excess from 2008	2479.			
e Excess from 2009	9548.			

N/A

- ▶

☐ 4942(1)(3) or ☐ 4942(1)(5)

- [illegible]

### 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:

TOM W. TYE II, 308-237-3155  
1419 CENTRAL AVENUE, KEARNEY, NE 68847

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

STATUS OF DONEE, PRIOR TAX RETURN, EXEMPT STATUS PROOF, PURPOSE

- c Any submission deadlines:**

N/A

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

N/A

**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)							
a Paid during the year							
See Statement 10				34500.			
b Approved for future payment							
None				0.			

**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	(c) Exclu- sion code	(d) Amount		
<b>1</b> Program service revenue:						
<b>a</b> _____						
<b>b</b> _____						
<b>c</b> _____						
<b>d</b> _____						
<b>e</b> _____						
<b>f</b> _____						
<b>g</b> Fees and contracts from government agencies						
<b>2</b> Membership dues and assessments						
<b>3</b> Interest on savings and temporary cash investments			14	1156.		
<b>4</b> Dividends and interest from securities			14	14400.		
<b>5</b> Net rental income or (loss) from real estate:						
<b>a</b> Debt-financed property						
<b>b</b> Not debt-financed property						
<b>6</b> Net rental income or (loss) from personal property						
<b>7</b> Other investment income						
<b>8</b> Gain or (loss) from sales of assets other than inventory						3841.
<b>9</b> Net income or (loss) from special events						
<b>10</b> Gross profit or (loss) from sales of inventory						
<b>11</b> Other revenue:						
<b>a</b> _____						
<b>b</b> _____						
<b>c</b> _____						
<b>d</b> _____						
<b>e</b> _____						
<b>12</b> Subtotal. Add columns (b), (d), and (e)		0.		15556.		3841.
<b>13</b> Total. Add line 12, columns (b), (d), and (e)					13	19397.

(See worksheet in line 13 instructions to verify calculations.)

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

[illegible]

## Part XVII

## Information Regarding Transfers To and Transactions and Relationships With Noncharitable Exempt Organizations


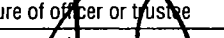
- |          |  | Yes   | No |
|----------|--|-------|----|
| <b>1</b> | Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political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

[illegible]

- 2a** Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527? ☐ Yes ☒ No
- b** If "Yes," complete the following schedule.

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

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

Sign Here	Signature of officer or trustee		Date	Title	
			5.26.2010	Trustee	
Paid Preparer's Use Only	Preparer's signature		Date	Check if self-employed <input type="checkbox"/>	Preparer's identifying number
			05/19/10		
Firm's name (or yours if self-employed), address, and ZIP code				EIN	
MCDERMOTT AND MILLER, P.C. 404 E 25TH STREET KEARNEY, NE 68847				Phone no. 308 234-5565	

**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	AMERICAN BALANCED FUND	P	Various	Various
b	AMERICAN HIGH INCOME TRUST FD	P	Various	Various
c	WASHINGTON MUTUAL INVESTORS	P	Various	Various
d	AMERICAN EXPRESS CO	P	Various	Various
e	BERKSHIRE HATHAWAY INC	P	Various	Various
f	JP MORGAN CHASE & CO	P	Various	Various
g	PEPSICO INC	P	Various	Various
h	TEXAS INSTRUMENTS	P	Various	Various
i	WELLS FARGO & CO	P	Various	Various
j				
k				
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 11000.		10651.	349.
b 20661.		25491.	-4830.
c 11000.		12206.	-1206.
d 10196.		10413.	-217.
e 25649.		15107.	10542.
f 4168.		5706.	-1538.
g 4787.		3025.	1762.
h 4702.		11787.	-7085.
i 21806.		15742.	6064.
j			
k			
l			
m			
n			
o			

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Losses (from col. (h)) Gains (excess of col. (h) gain over col. (k), but not less than "-0-")
(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			349.
b			-4830.
c			-1206.
d			-217.
e			10542.
f			-1538.
g			1762.
h			-7085.
i			6064.
j			
k			
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	3841.
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

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

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Source	Amount
EDWARD JONES INTEREST	1156.
Total to Form 990-PF, Part I, line 3, Column A	1156.

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Form 990-PF Dividends and Interest from Securities Statement 2

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Source	Gross Amount	Capital Gains Dividends	Column (A) Amount
EDWARD JONES DIVIDENDS	14400.	0.	14400.
Total to Fm 990-PF, Part I, ln 4	14400.	0.	14400.

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Form 990-PF Accounting Fees Statement 3

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Description	(a) Expenses Per Books	(b) Net Invest- ment Income	(c) Adjusted Net Income	(d) Charitable Purposes
ACCOUNTING FEES	1390.	1390.		0.
To Form 990-PF, Pg 1, ln 16b	1390.	1390.		0.

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Form 990-PF Other Expenses Statement 4

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Description	(a) Expenses Per Books	(b) Net Invest- ment Income	(c) Adjusted Net Income	(d) Charitable Purposes
OFFICE EXPENSES	3782.	3782.		0.
To Form 990-PF, Pg 1, ln 23	3782.	3782.		0.

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Form 990-PF	Corporate Stock	Statement	5
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Description	Book Value	Fair Market Value
CORPORATE STOCK	154914.	183429.
Total to Form 990-PF, Part II, line 10b	154914.	183429.

Form 990-PF	Corporate Bonds	Statement	6
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Description	Book Value	Fair Market Value
CORPORATE BONDS	15661.	15067.
Total to Form 990-PF, Part II, line 10c	15661.	15067.

Form 990-PF	Other Investments	Statement	7
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Description	Valuation Method	Book Value	Fair Market Value
MUTUAL FUNDS	COST	319096.	324213.
Total to Form 990-PF, Part II, line 13		319096.	324213.

Form 990-PF	Other Liabilities	Statement	8
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Description	BOY Amount	EOY Amount
LOAN FROM EDWARD JONES	0.	2748.
Total to Form 990-PF, Part II, line 22	0.	2748.

Form 990-PF      Part VIII - List of Officers, Directors      Statement      9  
 Trustees and Foundation Managers

Name and Address	Title and Avrg Hrs/Wk	Compen- sation	Employee Ben Plan Expense Contrib Account
THOMAS W TYE 4225 S. WESTCOTTA DRIVE GREEN VALLEY, AZ 85614	TRUSTEE 3.00	0.	0.      0.
GLORIA G TYE 4225 S. WESTCOTTA DRIVE GREEN VALLEY, AZ 85614	TRUSTEE 1.00	0.	0.      0.
THOMAS W TYE II 1026 WEST 22ND STREET KEARNEY, NE 68845	TRUSTEE 1.00	0.	0.      0.
MICHAEL J TYE 4607 PARKLANE DR KEARNEY, NE 68847	TRUSTEE 1.00	0.	0.      0.
DEBORAH S TYE BREKKE 1407 12th STREET EAST MOBRIDGE, SD 57601	TRUSTEE 1.00	0.	0.      0.
MATTHEW H TYE ONE ROCKWELL PLACE, APT 4D BROOKLYN, NY 11217	TRUSTEE 1.00	0.	0.      0.
Totals included on 990-PF, Page 6, Part VIII		0.	0.      0.

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Form 990-PF	Grants and Contributions Paid During the Year	Statement 10
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Recipient Name and Address	Recipient Relationship and Purpose of Grant	Recipient Status	Amount
RELAY FOR LIFE	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	250.
MUSEUM OF NEBRASKA ART	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	1000.
BARRYVILLE GREEN MARKET	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	8000.
CENTRAL ELEMENTARY	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	1500.
COLLEGE OF NURSING UAF	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	
CREIGHTON UNIVERSITY - WILLING TO LEAD	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	
HETRICK MARTIN INSTITUTE	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	
KEARNEY AREA COMMUNITY FOUNDATION	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	5000.

KEARNEY COMMUNITY CONCERT ASSOCIATION	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	1000.
KEARNEY PUBLIC LIBRARY FOUNDATION	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	
KEARNEY PUBLIC SCHOOLS FOUNDATION	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	5250.
MOBRIDGE SCHOOL DISTRICT	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	3750.
NEBRASKA GAMES AND PARKS FOUNDATION	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	
NEW YORK WOMEN'S FUND	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	1500.
OMAHA PERFORMING ARTS SOCIETY	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	
WJFF RADIO CATSKILLS	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	1500.
THE CHILDREN'S HOSPITAL	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	500.
YANNEY HERITAGE PARK FOUNDATION KEARNEY, NE	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	2500.

PRATT-HEINS FOUNDATION

47-6042232

GREEN VALLEY, AZ FIRE DEPARTMENT	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	1500.
CENTRAL ASIA INSTITUTE	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	1000.
UPPER PLAINS CARDIO REHAB ASSOCIATION	NONE GENERAL CHARITABLE SUPPORT	509(A)(1)	250.

Total to Form 990-PF, Part XV, line 3a

34500.

PRATT-HEINS FOUNDATION  
FEIN #47-6042232  
05/01/2009- 04/30/2010  
STATEMENT 6 & 7

	BEGINNING COST	ENDING COST	
	BALANCE	BALANCE	FMV
INVESTMENT DESCRIPTION	5/1/2009	4/30/2010	4/30/2010
STOCK			
AMERICAN EXPRESS CO	10,413.00	-	-
BERKSHIRE HATHAWAY INC - B	28,325.00	13,218.33	26,950.00
BUCKLE INC	-	11,266.39	14,472.00
EXXON	2,545.01	2,545.01	13,570.00
GENERAL ELECTRIC	15,875.83	15,875.83	9,430.00
INTEL CORP	9,706.25	9,706.25	4,566.00
JOHNSON & JOHNSON	26,707.11	26,707.11	26,491.60
JP MORGAN CHASE & CO	11,412.50	5,706.25	4,258.00
MDU RESOURCES GROUP INC	13,490.46	13,614.95	17,166.96
MEDTRONIC INC	4,413.00	4,413.00	4,369.00
MICROSOFT CORP	16,787.50	16,787.50	12,216.00
PEPSICO	13,917.43	10,891.90	23,479.20
TEXAS INSTRUMENTS INC.	11,787.50	-	-
VERIZON WIRELESS	-	10,115.94	9,822.60
WELLS FARGO & CO	19,677.31	3,935.46	6,622.00
BANK ONE CAPITAL TR VI	10,130.00	10,130.00	10,016.00
LINCOLN NATL CAPITAL V	-	-	-
SUBTOTALS	195,187.90	154,913.92	183,429.36
MUTUAL FUNDS			
AMERICAN BALANCED FUND	45,591.02	40,069.59	41,420.33
AMERICAN HIGH INCOME TRUST FD A	40,217.15	14,726.54	13,323.89
BOND FUND OF AMERICA	24,218.65	24,218.65	22,324.48
CAPITAL WORLD BOND FUND	23,836.86	23,836.86	24,943.69
CAPITAL WORLD GROWTH & INCOME	25,310.65	45,148.16	44,291.66
GROWTH FUND OF AMERICA	13,738.63	13,738.63	16,918.60
INVESTMENT CO OF AMERICA	48,837.84	50,367.61	47,170.38
NEW PERSPECTIVE FUND	18,590.18	18,590.18	20,853.58
SMALLCAP WORLD FUND	-	5,000.00	5,875.46
WASHINGTON MUTUAL INVESTORS	45,480.33	38,403.67	35,214.83
INCOME FUND OF AMERICA	39,866.18	44,995.95	51,876.40
SUBTOTALS	325,687.49	319,095.84	324,213.30
CORPORATE BONDS			
WATERBURY TAXABLE GO BOND	-	15,661.20	15,067.05
LOAN BALANCE	-	(2,748.24)	(2,748.24)
GRAND TOTAL	520,875.39	486,922.72	519,961.47
MONEY MARKET			

Lines 18 Times 3 Amount \$ 26 30

### AFFIDAVIT OF PUBLICATION

The State of Nebraska }  
The County of Buffalo } ss:

Lori Guthard, being first duly sworn, says that she is Advertising Manager of The KEARNEY HUB, a daily newspaper printed in whole and published in its entirety at its office maintained in Kearney, in said county and of general circulation therein and been published for more than 52 weeks in said county prior to the first publication of the annexed notice and has a bona fide circulation of more than 300 copies, and that the notice, a true copy of which is hereto annexed, was published in said paper as follows:

the first publication being on the 11 day of May, 2010,  
and subsequent publication(s) on the

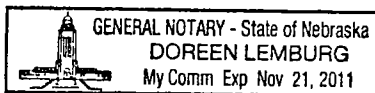
18 day of May, 2010  
25 day of May, 2010  
\_\_\_\_ day of \_\_\_\_\_, 2010  
\_\_\_\_ day of \_\_\_\_\_, 2010  
\_\_\_\_ day of \_\_\_\_\_, 2010

*Lori Guthard*

Subscribed in my presence and sworn to before me this

25 day of May, 2010

*Doreen Lemberg*  
Notary Public



#### PUBLIC NOTICE

The annual report of the Pratt-Heins Foundation is available at the address noted below for inspection during regular business hours by any citizen who so requests within one hundred eighty (180) days after publication of this notice of its availability. The principal managers are Thomas W. Tye, II and Michael J. Tye, Trustees.

#### PRATT-HEINS FOUNDATION

1419 Central Avenue

P.O. Box 636

Kearney, NE 68848-0636

(308) 237-3155

TYE & RADEMACHER, P.C., L.L.C.  
Counselors and Attorneys at Law

Kearney, Nebraska  
My 11, 18, 25