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Form **990-PF**

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

OMB No. 1545-0052

2009

Department of the Treasury
Internal Revenue Service

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

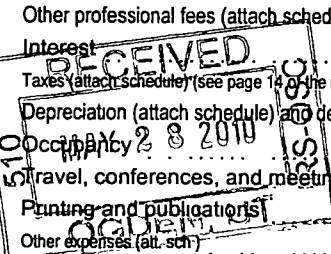
For calendar year 2009, or tax year beginning **05/01/09**, and ending **04/30/10**

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 RATHERT FOUNDATION		A Employer identification number 48-0963083
	Number and street (or P.O. box number if mail is not delivered to street address) Room/suite PO BOX 265		B Telephone number (see page 10 of the instructions) 785-282-6682
	City or town, state, and ZIP code SMITH CENTER KS 669670265		C If exemption application is pending, check here <input type="checkbox"/> D 1. Foreign organizations, check here <input type="checkbox"/> 2. Foreign organizations meeting the 85% test, check here and attach computation <input type="checkbox"/> 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"/>
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			
I Fair market value of all assets at end of year (from Part II, col. (c), line 16) ▶ \$ 869,070		J Accounting method: <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify) _____	

Part I Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (see page 11 of the instructions))		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
Revenue	1 Contributions, gifts, grants, etc., received (attach schedule)				
	2 Check <input checked="" type="checkbox"/> if the foundation is not required to attach Sch. B				
	3 Interest on savings and temporary cash investments				
	4 Dividends and interest from securities	20,530	20,530		
	5a Gross rents	23,450	23,450		
	b Net rental income or (loss) 15,947				
	6a Net gain or (loss) from sale of assets not on line 10	-4,063			
	b Gross sales price for all assets on line 6a 220,817				
	7 Capital gain net income (from Part IV, line 2)		0		
	8 Net short-term capital gain			0	
	9 Income modifications				
	10a Gross sales less returns & allowances				
b Less: Cost of goods sold					
c Gross profit or (loss) (attach schedule)					
11 Other income (attach schedule) stmt 1	3				
12 Total. Add lines 1 through 11	39,920	43,980	0		
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc.				
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees (attach schedule)				
	b Accounting fees (attach schedule) stmt 2	908	91		817
	c Other professional fees (attach schedule) stmt 3	4,938	4,626		312
	17 Interest				
	18 Taxes (attach schedule) (see page 14 of the instructions) stmt 4	-426			
	19 Depreciation (attach schedule) and depletion				
	20 Occupancy 282010	3,354	3,354		
21 Travel, conferences, and meetings	175			175	
22 Printing and publications					
23 Other expenses (att. sch) stmt 5	2,335	2,335			
24 Total operating and administrative expenses. Add lines 13 through 23	11,284	10,406		1,304	
25 Contributions, gifts, grants paid	29,581			29,581	
26 Total expenses and disbursements. Add lines 24 and 25	40,865	10,406	0	30,885	
27 Subtract line 26 from line 12:					
a Excess of revenue over expenses and disbursements	-945				
b Net investment income (if negative, enter -0-)		33,574			
c Adjusted net income (if negative, enter -0-)			0		

SCANNED JUN 29 2010



Part II Balance Sheets

Attached schedules and amounts in the description column should be for end-of-year amounts only (See instructions.)

	Beginning of year	End of year		
		(a) Book Value	(b) Book Value	(c) Fair Market Value
Assets				
1 Cash—non-interest-bearing	48	47	47	
2 Savings and temporary cash investments	99,736	106,070	106,070	
3 Accounts receivable ▶ Less: allowance for doubtful accounts ▶				
4 Pledges receivable ▶ Less: allowance for doubtful accounts ▶				
5 Grants receivable				
6 Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see page 16 of the instructions)				
7 Other notes and loans receivable (att. schedule) ▶ Less: allowance for doubtful accounts ▶				
8 Inventories for sale or use				
9 Prepaid expenses and deferred charges				
10a Investments—U S and state government obligations (attach schedule) Stmt 6	296,309	249,373	253,082	
b Investments—corporate stock (attach schedule) See Stmt 7	117,673	129,672	152,030	
c Investments—corporate bonds (attach schedule) See Stmt 8	16,822	44,481	48,197	
11 Investments—land, buildings, and equipment basis ▶ Less: accumulated depreciation (attach sch) ▶				
12 Investments—mortgage loans				
13 Investments—other (attach schedule)				
14 Land, buildings, and equipment basis ▶ 147,000 Less: accumulated depreciation (attach sch) ▶ Stmt 9	147,000	147,000	308,130	
15 Other assets (describe ▶ See Statement 10)	1,514	1,514	1,514	
16 Total assets (to be completed by all filers—see the instructions. Also, see page 1, item I)	679,102	678,157	869,070	
Liabilities				
17 Accounts payable and accrued expenses				
18 Grants payable				
19 Deferred revenue				
20 Loans from officers, directors, trustees, and other disqualified persons				
21 Mortgages and other notes payable (attach schedule)				
22 Other liabilities (describe ▶)				
23 Total liabilities (add lines 17 through 22)	0	0		
Net Assets or Fund Balances				
Foundations that follow SFAS 117, check here ▶ <input type="checkbox"/> and complete lines 24 through 26 and lines 30 and 31.				
24 Unrestricted				
25 Temporarily restricted				
26 Permanently restricted				
Foundations that do not follow SFAS 117, check here ▶ <input checked="" type="checkbox"/> and complete lines 27 through 31.				
27 Capital stock, trust principal, or current funds	549,564	549,564		
28 Paid-in or capital surplus, or land, bldg., and equipment fund				
29 Retained earnings, accumulated income, endowment, or other funds	129,538	128,593		
30 Total net assets or fund balances (see page 17 of the instructions)	679,102	678,157		
31 Total liabilities and net assets/fund balances (see page 17 of the instructions)	679,102	678,157		

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	679,102
2 Enter amount from Part I, line 27a	2	-945
3 Other increases not included in line 2 (itemize) ▶	3	
4 Add lines 1, 2, and 3	4	678,157
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	678,157

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 See Worksheet				
b				
c				
d				
e				
(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)	
a				
b				
c				
d				
e				
Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69				(l) Gains (Col. (h) gain minus col. (k), but not less than -0-) or Losses (from col. (h))
(i) F.M.V. as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col. (i) over col. (j), if any		
a				
b				
c				
d				
e				
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 -4,063
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 pages 13 and 17 of the instructions). If (loss), enter -0- in Part I, line 8]		3 519

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

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

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

Was the foundation liable for the section 4942 tax on the distributable amount of any year in the base period? Yes No

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

1 Enter the appropriate amount in each column for each year; see page 18 of the instructions before making any entries.

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col. (b) divided by col. (c))
2008	36,280	750,508	0.048341
2007	35,984	770,564	0.046698
2006	33,660	729,949	0.046113
2005	34,654	665,036	0.052108
2004	32,913	671,275	0.049031
2 Total of line 1, column (d)			2 0.242291
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 0.048458
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5			4 797,236
5 Multiply line 4 by line 3			5 38,632
6 Enter 1% of net investment income (1% of Part I, line 27b)			6 336
7 Add lines 5 and 6			7 38,968
8 Enter qualifying distributions from Part XII, line 4			8 30,885

If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate. See the Part VI instructions on page 18.

Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948—see page 18 of 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 instructions)		
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here <input type="checkbox"/> and enter 1% of Part I, line 27b	1	671
c	All other domestic foundations enter 2% of line 27b Exempt foreign organizations enter 4% of Part I, line 12, col. (b)		
2	Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	2	0
3	Add lines 1 and 2	3	671
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	4	0
5	Tax based on investment income. Subtract line 4 from line 3. If zero or less, enter -0-	5	671
6	Credits/Payments.		
a	2009 estimated tax payments and 2008 overpayment credited to 2009	6a	340
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	340
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	331
10	Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	
11	Enter the amount of line 10 to be: Credited to 2010 estimated tax <input type="checkbox"/> Refunded <input type="checkbox"/>	11	

Part VII-A Statements Regarding Activities

	Yes	No
1a		X
1b		X
1c		X
2		X
3		X
4a		X
4b		N/A
5		X
6	X	
7	X	
8a		
8b	X	
9		X
10		X

Part VII-A Statements Regarding Activities (continued)

11	At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see page 20 of the instructions)	11		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address ▶ N/A	13	X	
14	The books are in care of ▶ THE PEOPLES BANK 136 S. MAIN Located at ▶ SMITH CENTER, KS	Telephone no. ▶ 785-282-6682 ZIP+4 ▶ 66967		
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041—Check here and enter the amount of tax-exempt interest received or accrued during the year	▶ 15		

Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required

File Form 4720 if any item is checked in the "Yes" column, unless an exception applies.

		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? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	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 ▶ 20 , 20 , 20 , 20		
b	Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement—see page 20 of the instructions.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No 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. ▶ 20 , 20 , 20 , 20		
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"/> Yes <input checked="" type="checkbox"/> No 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

Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required (continued)

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

(1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))? Yes No

(2) Influence the outcome of any specific public election (see section 4955); or to carry on, directly or indirectly, any voter registration drive? Yes No

(3) Provide a grant to an individual for travel, study, or other similar purposes? Yes No

(4) Provide a grant to an organization other than a charitable, etc., organization described in section 509(a)(1), (2), or (3), or section 4940(d)(2)? (see page 22 of the instructions) Yes No

(5) Provide for any purpose other than religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals? Yes No

b If any answer is "Yes" to 5a(1)-(5), did any of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see page 22 of the instructions)? 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? Yes No **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 (see page 22 of the instructions).

(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation (if not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
See Statement 11				

2 Compensation of five highest-paid employees (other than those included on line 1—see page 23 of the instructions). If none, enter "NONE."

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

Total number of other employees paid over \$50,000

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors (continued)

3 Five highest-paid independent contractors for professional services (see page 23 of the instructions). If none, enter "NONE."

(a) Name and address of each person paid more than \$50,000	(b) Type of service	(c) Compensation
NONE		

Total number of others receiving over \$50,000 for professional services ▶

Part IX-A Summary of Direct Charitable Activities

List the foundation's four largest direct charitable activities during the tax year. Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc

	Expenses
1 N/A	
2	
3	
4	

Part IX-B Summary of Program-Related Investments (see page 24 of the instructions)

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

	Amount
1 N/A	
2	
All other program-related investments. See page 24 of the instructions. 3	

Total. Add lines 1 through 3 ▶

Part X Minimum Investment Return (All domestic foundations must complete this part. Foreign foundations, see page 24 of the instructions.)

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	727,567
b	Average of monthly cash balances	1b	81,810
c	Fair market value of all other assets (see page 24 of the instructions)	1c	0
d	Total (add lines 1a, b, and c)	1d	809,377
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	809,377
4	Cash deemed held for charitable activities. Enter 1½ % of line 3 (for greater amount, see page 25 of the instructions)	4	12,141
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	797,236
6	Minimum investment return. Enter 5% of line 5	6	39,862

Part XI Distributable Amount (see page 25 of the instructions) (Section 4942(j)(3) and (j)(5) private operating foundations and certain foreign organizations check here and do not complete this part)

1	Minimum investment return from Part X, line 6	1	39,862
2a	Tax on investment income for 2009 from Part VI, line 5	2a	671
b	Income tax for 2009. (This does not include the tax from Part VI.)	2b	
c	Add lines 2a and 2b	2c	671
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	39,191
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	39,191
6	Deduction from distributable amount (see page 25 of the instructions)	6	
7	Distributable amount as adjusted Subtract line 6 from line 5. Enter here and on Part XIII, line 1.	7	39,191

Part XII Qualifying Distributions (see page 25 of the 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	30,885
b	Program-related investments—total from Part IX-B	1b	
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	Qualifying distributions. Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	30,885
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 page 26 of the instructions)	5	0
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	30,885

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

Part XIII Undistributed Income (see page 26 of the instructions)

	(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1 Distributable amount for 2009 from Part XI, line 7				39,191
2 Undistributed income, if any, as of the end of 2009:				
a Enter amount for 2008 only			1,998	
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				
4 Qualifying distributions for 2009 from Part XII, line 4: ▶ \$ <u>30,885</u>				
a Applied to 2008, but not more than line 2a			1,998	
b Applied to undistributed income of prior years (Election required—see page 26 of the instructions)				
c Treated as distributions out of corpus (Election required—see page 26 of the instructions)				
d Applied to 2009 distributable amount				28,887
e Remaining amount distributed out of corpus				
5 Excess distributions carryover applied to 2009 (If an amount appears in column (d), the same amount must be shown in column (a).)				
6 Enter the net total of each column as indicated below:				
a Corpus. Add lines 3f, 4c, and 4e. Subtract line 5				
b Prior years' undistributed income. Subtract line 4b from line 2b				
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed				
d Subtract line 6c from line 6b. Taxable amount—see page 27 of the instructions				
e Undistributed income for 2008. Subtract line 4a from line 2a. Taxable amount—see page 27 of the instructions				
f Undistributed income for 2009. Subtract lines 4d and 5 from line 1. This amount must be distributed in 2010				10,304
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see page 27 of the instructions)				
8 Excess distributions carryover from 2004 not applied on line 5 or line 7 (see page 27 of the instructions)				
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a				
10 Analysis of line 9				
a Excess from 2005				
b Excess from 2006				
c Excess from 2007				
d Excess from 2008				
e Excess from 2009				

Part XIV Private Operating Foundations (see page 27 of the instructions and Part VII-A, question 9)

1a If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2009, enter the date of the ruling ▶

b Check box to indicate whether the foundation is a private operating foundation described in section 4942(j)(3) or 4942(j)(5)

	Tax year	Prior 3 years			(e) Total
	(a) 2009	(b) 2008	(c) 2007	(d) 2006	
2a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed					
b 85% of line 2a					
c Qualifying distributions from Part XII, line 4 for each year listed					
d Amounts included in line 2c not used directly for active conduct of exempt activities					
e Qualifying distributions made directly for active conduct of exempt activities. Subtract line 2d from line 2c					
3 Complete 3a, b, or c for the alternative test relied upon:					
a "Assets" alternative test—enter:					
(1) Value of all assets					
(2) Value of assets qualifying under section 4942(j)(3)(B)(i)					
b "Endowment" alternative test—enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed					
c "Support" alternative test—enter:					
(1) Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)					
(2) Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii)					
(3) Largest amount of support from an exempt organization					
(4) Gross investment income					

Part XV Supplementary Information (Complete this part only if the foundation had \$5,000 or more in assets at any time during the year—see page 28 of the instructions.)

1 Information Regarding Foundation Managers:

a List any managers of the foundation who have contributed more than 2% of the total contributions received by the foundation before the close of any tax year (but only if they have contributed more than \$5,000) (See section 507(d)(2))
N/A

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.
N/A

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 page 28 of the instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d

a The name, address, and telephone number of the person to whom applications should be addressed:
THE PEOPLES BANK 785-282-6682
136 S. MAIN SMITH CENTER KS 66967

b The form in which applications should be submitted and information and materials they should include:
See Statement 12

c Any submission deadlines:
MAY 1ST

d Any restrictions or limitations on awards, such as by geographical areas, charitable fields, kinds of institutions, or other factors:
See Statement 13

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 14				29,581
Total			▶ 3a	29,581
b Approved for future payment N/A				
Total			▶ 3b	

Capital Gains and Losses for Tax on Investment Income

Form **990-PF****2009**

For calendar year 2009, or tax year beginning

05/01/09 , and ending 04/30/10

Name

Employer Identification Number

RATHERT FOUNDATION**48-0963083**

(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.)
(1) COMMERCE BANCSHARES INC	P	05/26/09	08/19/09
(2) FEDERAL HOME LOAN MORTGAGE	P	07/31/09	11/19/09
(3) FEDERAL NATL MORTGAGE ASSN	P	05/26/09	03/17/10
(4) WELLS FARGO & CO	P	01/26/09	10/14/09
(5) FEDERAL HOME LOAN MORTGAGE	P	06/12/08	09/21/09
(6) FEDERAL HOME LOAN BANK	P	07/10/07	07/20/09
(7) FEDERAL NATL MORTGAGE ASSN	P	02/14/08	03/26/10
(8) VANGUARD GROWTH INDEX	P	12/24/07	11/27/09
(9) WELLS FARGO & CO	P	11/21/06	10/14/09
(10)			
(11)			
(12)			
(13)			
(14)			
(15)			

(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)
(1) 2,265		1,838	427
(2) 5,000		5,000	
(3) 41,000		40,910	90
(4) 3		1	2
(5) 20,000		19,943	57
(6) 80,000		80,000	
(7) 70,437		69,822	615
(8) 1,500		1,915	-415
(9) 612		5,451	-4,839
(10)			
(11)			
(12)			
(13)			
(14)			
(15)			

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))
(1)			427
(2)			
(3)			90
(4)			2
(5)			57
(6)			
(7)			615
(8)			-415
(9)			-4,839
(10)			
(11)			
(12)			
(13)			
(14)			
(15)			

Federal Statements

Statement 1 - Form 990-PF, Part I, Line 11 - Other Income

Description	Revenue per Books	Net Investment Income	Adjusted Net Income
OTHER INCOME	\$ 3	\$ 0	\$ 0
Total	\$ 3	\$ 0	\$ 0

Statement 2 - Form 990-PF, Part I, Line 16b - Accounting Fees

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
GAREN L KUHLMANN CPA CHTD	\$ 908	\$ 91	\$ 0	\$ 817
Total	\$ 908	\$ 91	\$ 0	\$ 817

Statement 3 - Form 990-PF, Part I, Line 16c - Other Professional Fees

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
FIDUCIARY FEES	\$ 3,124	\$ 2,812	\$ 0	\$ 312
FARM	1,814	1,814	0	0
Total	\$ 4,938	\$ 4,626	\$ 0	\$ 312

Statement 4 - Form 990-PF, Part I, Line 18 - Taxes

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
FRANCHISE TAX	\$ 40	\$ 0	\$ 0	\$ 0
FEDERAL EXCISE TAX	-466	0	0	0
Total	\$ -426	\$ 0	\$ 0	\$ 0

Federal Statements

Statement 5 - Form 990-PF, Part I, Line 23 - Other Expenses

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
FARM	\$	\$	\$	\$
FERTILIZER	2,335	2,335		
Total	<u>2,335</u>	<u>2,335</u>	<u>0</u>	<u>0</u>

Federal Statements

Statement 6 - Form 990-PF, Part II, Line 10a - US and State Government Investments

<u>Description</u>	<u>Beginning of Year</u>	<u>End of Year</u>	<u>Basis of Valuation</u>	<u>Fair Market Value</u>
US GOVT AGENCIES/STATE EXEMPT	\$ 155,123	\$ 75,082	Market	\$ 78,583
US GOVT AGENCIES/STATE TAXABLE	141,186	67,415	Market	67,353
TAX FREE SECURITIES		25,499	Market	25,875
MUNICIPAL BONDS TAXABLE		72,377	Market	72,263
GNMA FUNDS		9,000	Market	9,008
Total	\$ 296,309	\$ 249,373		\$ 253,082

Statement 7 - Form 990-PF, Part II, Line 10b - Corporate Stock Investments

<u>Description</u>	<u>Beginning of Year</u>	<u>End of Year</u>	<u>Basis of Valuation</u>	<u>Fair Market Value</u>
COMMON STOCK	\$ 111,771	\$ 125,685	Market	\$ 148,210
STOCK FUNDS	5,902	3,987	Market	3,820
Total	\$ 117,673	\$ 129,672		\$ 152,030

Statement 8 - Form 990-PF, Part II, Line 10c - Corporate Bond Investments

<u>Description</u>	<u>Beginning of Year</u>	<u>End of Year</u>	<u>Basis of Valuation</u>	<u>Fair Market Value</u>
CORPORATE BOND FUND	\$ 6,537	\$ 6,537	Market	\$ 7,297
CORPORATE SECURITIES	10,285	17,744	Market	19,190
CORPORATE/MORTGAGE BACKED FDS		6,700	Market	7,648
FOREIGN BOND FUNDS		4,500	Market	4,888
GOVERNMENT FUNDS		9,000	Market	9,174
Total	\$ 16,822	\$ 44,481		\$ 48,197

Federal Statements

Statement 9 - Form 990-PF, Part II, Line 14 - Land, Building, and Equipment

Description	Beginning Net Book	End Cost / Basis	End Accumulated Depreciation	Net FMV
LAND	\$ 147,000	\$ 147,000	\$	\$ 308,130
Total	\$ 147,000	\$ 147,000	\$	\$ 308,130

Federal Statements**Statement 10 - Form 990-PF, Part II, Line 15 - Other Assets**

<u>Description</u>	<u>Beginning of Year</u>	<u>End of Year</u>	<u>Fair Market Value</u>
SUNDRY ASSETS	\$ <u>1,514</u>	\$ <u>1,514</u>	\$ <u>1,514</u>
Total	\$ <u>1,514</u>	\$ <u>1,514</u>	\$ <u>1,514</u>

Federal Statements

Statement 11 - Form 990-PF, Part VIII, Line 1 - List of Officers, Directors, Trustees,
Etc.

Name and Address	Title	Average Hours	Compensation	Benefits	Expenses
DON WIENS 220 N LINCOLN KENSINGTON KS 66951	TRUSTEE	0.00	0	0	0
JOLENE BECKMAN 125 N ADAMS KENSINGTON KS 66951	SECRETARY	0.00	0	0	0
JOHN TERRILL 805 E KANSAS AVE SMITH CENTER KS 66967	TRUSTEE	0.00	0	0	0
ALICE RIETZKE 515 N MAIN KENSINGTON KS 66951	TRUSTEE	0.00	0	0	0
LOVELLE KIRCHHOFF 306 S BURR TERR SMITH CENTER KS 66967	TRUSTEE	0.00	0	0	0

Federal Statements

Statement 12 - Form 990-PF, Part XV, Line 2b - Application Format and Required Contents

Description

LETTER, TYPE OF DISASTER, GEOGRAPHICAL AREA, WHAT FUNDS
WOULD BE USED FOR.

Form 990-PF, Part XV, Line 2c - Submission Deadlines

Description

MAY 1ST

Statement 13 - Form 990-PF, Part XV, Line 2d - Award Restrictions or Limitations

Description

FOUNDATION MAKES CONTRIBUTIONS ONLY TO SMITH & PHILLIPS
COUNTY, KS DISASTER OR MEDICAL HARDSHIP CASES,
EDUCATIONAL, AND RELIGIOUS PURPOSES.

674000 RATHERT FOUNDATION
 48-0963083
 FYE: 4/30/2010

5/14/2010 11:14 AM

Federal Statements

Statement 14 - Form 990-PF, Part XV, Line 3a - Grants and Contributions Paid During the Year

Name	Address	Relationship	Status	Purpose	Amount
KANSAS STATE UNIVERSITY	119 ANDERSON HALL	NONE	PUBLIC	EDUCATIONAL	343
MANHATTAN KS 66506					
FORT HAYS STATE UNIVERSIT	600 PARK STREET	NONE	PUBLIC	EDUCATIONAL	343
HAYS KS 67601-4099					
SMITH CO MEMORIAL HOSPITA	614 S MAIN	NONE	PUBLIC	MEDICAL	2,063
SMITH CENTER KS 66967					
HOSPICE SERVICES INC					
SMITH CENTER KS 66967		NONE	PUBLIC	MEDICAL	1,500
SMITH CO FAIR BOARD					
SMITH CENTER KS 66967		NONE	PUBLIC	CHARITABLE	3,066
SMITH COUNTY 4-H COUNCIL					
SMITH CENTER KS 66967		NONE	PUBLIC	CHARITABLE	600
GARDNER WELLNESS & PHYSIC	614 S MAIN	NONE	PUBLIC	MEDICAL	1,000
SMITH CENTER KS 66967					
WASHBURN UNIVERSITY	1700 SW COLLEGE AVE	NONE	PUBLIC	EDUCATIONAL	343
TOPEKA KS 66621					
BUTLER COMMUNITY COLLEGE	901 S HAVERHILL RD	NONE	PUBLIC	EDUCATIONAL	343
EL DORADO KS 67042					
COLBY COMMUNITY COLLEGE	1255 S RANGE AVE	NONE	PUBLIC	EDUCATIONAL	343
COLBY KS 67701					
SHRINERS HOSPITAL	2900 ROCKY POINT DR	NONE	PUBLIC	MEDICAL	2,063
TAMPA FL 33607					
KENSINGTON LIONS CLUB					
KENSINGTON KS 66951		NONE	PUBLIC	CHARITABLE	2,063
PROJECT ROSE					
HAYS KS 67601		NONE	PUBLIC	CHARITABLE	2,063
FIRST ST JOHN LUTHERAN CH	332 N ADAMS	NONE	PUBLIC	RELIGIOUS	1,031
KENSINGTON KS 66951					
THE LUTHERAN CHURCH SYNOD					
SEWARD NE 68434		NONE	PUBLIC	RELIGIOUS	1,031
CENTER THEATRE INC	217 S MAIN	NONE	PUBLIC	RECREATIONAL	2,500
SMITH CENTER KS 66967					
CITY OF KENSINGTON	101 S MAIN	NONE	PUBLIC	CHARITABLE	2,400
KENSINGTON KS 66951					
LEBANON VOLUNTEER FIRST R					
LEBANON KS 66952		NONE	PUBLIC	CHARITABLE	2,000

Federal Statements

Statement 14 - Form 990-PF, Part XV, Line 3a - Grants and Contributions Paid During the
Year (continued)

Name	Address	Relationship	Status	Purpose	Amount
CITY OF ATHOL	ATHOL KS 66932	NONE	PUBLIC	CHARITABLE	2,000
GAYLORD CEMETERY	GAYLORD KS 67638	NONE	PUBL;IC	CHARITABLE	200
SMITH CENTER TENNIS ASSOC	SMITH CENTER KS 66967	NONE	PUBLIC	RECREATIONAL	1,600
CLOUD COUNTY COMMUNITY CO	CONCORDIA KS 66901	NONE	PUBLIC	EDUCATIONAL	686
Total					<u>29,581</u>