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

2009

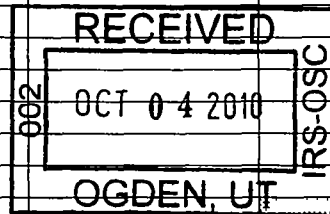
Note. The foundation may be able to use a copy of this return to satisfy state reporting requirements

For calendar year 2009, or tax year beginning JUL 1, 2009, and ending JUN 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 THE O'HERRON FAMILY FOUNDATION		A Employer identification number 13-3244207
	Number and street (or P.O. box number if mail is not delivered to street address) C/O LAZARD 30 ROCKEFELLER PLAZA		B Telephone number 212-632-6515
	City or town, state, and ZIP code NEW YORK, NY 10020-2102		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"/>
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			E If private foundation status was terminated under section 507(b)(1)(A), check here <input type="checkbox"/>
I Fair market value of all assets at end of year (from Part II, col. (c), line 16) \$ 69,546. (Part I, column (d) must be on cash basis.)			F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <input type="checkbox"/>
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))		(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	473,830.		N/A	
	2 Check <input 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	4.	4.		Statement 1
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain or (loss) from sale of assets not on line 10				
	b Gross sales price for all assets on line 6a				
	7 Capital gain net income (from Part IV, line 2)		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 or (loss)					
11 Other income					
12 Total. Add lines 1 through 11	473,834.	4.			
Operating and Administrative Expenses	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				
	c Other professional fees				
	17 Interest				
	18 Taxes				
	19 Depreciation and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
23 Other expenses Stmt 2	2,145.	0.		145.	
24 Total operating and administrative expenses. Add lines 13 through 23	2,145.	0.		145.	
25 Contributions, gifts, grants paid	412,000.			412,000.	
26 Total expenses and disbursements. Add lines 24 and 25	414,145.	0.		412,145.	
27 Subtract line 26 from line 12	59,689.				
a Excess of revenue over expenses and disbursements					
b Net investment income (if negative, enter -0-)		4.			
c Adjusted net income (if negative, enter -0-)			N/A		

SCANNED OCT 06 2010
Operating and Administrative Expenses

P 13

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	9,857.	69,546.	69,546.		
	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					
	c Investments - corporate bonds					
Liabilities	11 Investments - land, buildings, and equipment basis					
	Less: accumulated depreciation					
	12 Investments - mortgage loans					
	13 Investments - other					
	14 Land, buildings, and equipment basis					
	Less: accumulated depreciation					
	15 Other assets (describe)					
	16 Total assets (to be completed by all filers)	9,857.	69,546.	69,546.		
	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)					
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"/>					
	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	9,857.	69,546.			
30 Total net assets or fund balances	9,857.	69,546.				
31 Total liabilities and net assets/fund balances	9,857.	69,546.				

Statement 3

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	9,857.
2 Enter amount from Part I, line 27a	2	59,689.
3 Other increases not included in line 2 (itemize)	3	0.
4 Add lines 1, 2, and 3	4	69,546.
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	69,546.

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	NONE			
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) FMV 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			

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

Part 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	263,216.	64,604.	4.074299
2007	362,298.	55,635.	6.512052
2006	225,330.	79,576.	2.831633
2005	443,975.	71,752.	6.187632
2004	411,866.	54,110.	7.611643

2 Total of line 1, column (d)	2	27.217259
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	5.443452
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	30,767.
5 Multiply line 4 by line 3	5	167,479.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	0.
7 Add lines 5 and 6	7	167,479.
8 Enter qualifying distributions from Part XII, line 4 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	8	412,145.

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	0.
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	0.
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	0.
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 2,791.		
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	2,791.	
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	2,791.	
11 Enter the amount of line 10 to be Credited to 2010 estimated tax	11	2,791.	Refunded

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
d Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year (1) On the foundation <input type="checkbox"/> \$ 0. (2) On foundation managers <input type="checkbox"/> \$ 0.		
e Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers <input type="checkbox"/> \$ 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) <input type="checkbox"/> NY		
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

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 ► LAZARD, LLC Telephone no ► 212 632-6515 Located at ► 30 ROCKEFELLER PLAZA NEW YORK, NY ZIP+4 ► 10020			
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 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 ►		
b Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement - see instructions) N/A	2b	
c If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here ►		
3a Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? <input type="checkbox"/> Yes <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.) 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

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

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

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

☐ Yes ☒ No

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

☐ Yes ☒ No

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

☐ Yes ☒ No

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

☐ Yes ☒ No

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

☐ Yes ☒ No

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

Organizations relying on a current notice regarding disaster assistance check here

☒

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

N/A

☐ Yes ☐ No

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

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

☐ Yes ☒ No

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

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

6b

X

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
JONATHAN O'HERRON	PRES./DIR.			
C/O LAZARD 30 ROCKEFELLER PLAZA				
NEW YORK, NY 10020	0.00	0.	0.	0.
CHARLES M. STIEGLITZ	V.P./DIR.			
C/O LAZARD 30 ROCKEFELLER PLAZA				
NEW YORK, NY 10020	0.00	0.	0.	0.

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

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

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

0

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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.

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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	0.
b	Average of monthly cash balances	1b	31,236.
c	Fair market value of all other assets	1c	
d	Total (add lines 1a, b, and c)	1d	31,236.
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	31,236.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	469.
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	30,767.
6	Minimum investment return. Enter 5% of line 5	6	1,538.

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	1,538.
2a	Tax on investment income for 2009 from Part VI, line 5	2a	
b	Income tax for 2009 (This does not include the tax from Part VI)	2b	
c	Add lines 2a and 2b	2c	0.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	1,538.
4	Recoveries of amounts treated as qualifying distributions	4	0.
5	Add lines 3 and 4	5	1,538.
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	1,538.

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	412,145.
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	412,145.
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	0.
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	412,145.

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				1,538.
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	409,568.			
b From 2005	440,637.			
c From 2006	223,501.			
d From 2007	364,440.			
e From 2008	260,013.			
f Total of lines 3a through e	1,698,159.			
4 Qualifying distributions for 2009 from Part XII, line 4 ▶ \$	412,145.			
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				1,538.
e Remaining amount distributed out of corpus	410,607.			
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	2,108,766.			
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	409,568.			
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a	1,699,198.			
10 Analysis of line 9				
a Excess from 2005	440,637.			
b Excess from 2006	223,501.			
c Excess from 2007	364,440.			
d Excess from 2008	260,013.			
e Excess from 2009	410,607.			

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 4					
Total				▶ 3a	412,000.
b Approved for future payment					
None					
Total				▶ 3b	0.

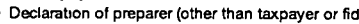



Part XVII Information Regarding Transfers To and Transactions and Relationships With Noncharitable Exempt Organizations

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?		Yes	No
a Transfers from the reporting foundation to a noncharitable exempt organization of			
(1) Cash	1a(1)		X
(2) Other assets	1a(2)		X
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
c Sharing of facilities, equipment, mailing lists, other assets, or paid employees		1c	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.			

[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.				
 Signature of officer or trustee		9/14/10 Date	PMS Title	
Sign Here Paid Preparer's Use Only	Preparer's signature 	Date	Check if self-employed <input type="checkbox"/>	Preparer's identifying number
	Firm's name (or yours if self-employed), address, and ZIP code 		EIN 	Phone no

Schedule B(Form 990, 990-EZ,
or 990-PF)Department of the Treasury
Internal Revenue Service**Schedule of Contributors**

▶ Attach to Form 990, 990-EZ, or 990-PF.

OMB No 1545-0047

2009

Name of the organization

THE O'HERRON FAMILY FOUNDATION

Employer identification number

13-3244207

Organization type (check one):

Filers of:

Section:

Form 990 or 990-EZ

☐ 501(c)() (enter number) organization☐ 4947(a)(1) nonexempt charitable trust **not** treated as a private foundation☐ 527 political organization

Form 990-PF

☒ 501(c)(3) exempt private foundation☐ 4947(a)(1) nonexempt charitable trust treated as a private foundation☐ 501(c)(3) taxable private foundationCheck if your organization is covered by the **General Rule** or a **Special Rule**.**Note.** Only a section 501(c)(7), (8), or (10) organization can check boxes for both the General Rule and a Special Rule. See instructions.**General Rule**

- ☒ For an organization filing Form 990, 990-EZ, or 990-PF that received, during the year, \$5,000 or more (in money or property) from any one contributor. Complete Parts I and II.

Special Rules

- ☐ For a section 501(c)(3) organization filing Form 990 or 990-EZ that met the 33 1/3% support test of the regulations under sections 509(a)(1) and 170(b)(1)(A)(vi), and received from any one contributor, during the year, a contribution of the greater of (1) \$5,000 or (2) 2% of the amount on (i) Form 990, Part VIII, line 1h or (ii) Form 990-EZ, line 1. Complete Parts I and II.
- ☐ For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, aggregate contributions of more than \$1,000 for use *exclusively* for religious, charitable, scientific, literary, or educational purposes, or the prevention of cruelty to children or animals. Complete Parts I, II, and III.
- ☐ For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, contributions for use *exclusively* for religious, charitable, etc., purposes, but these contributions did not aggregate to more than \$1,000. If this box is checked, enter here the total contributions that were received during the year for an *exclusively* religious, charitable, etc., purpose. Do not complete any of the parts unless the **General Rule** applies to this organization because it received nonexclusively religious, charitable, etc., contributions of \$5,000 or more during the year. ▶ \$ _____

Caution. An organization that is not covered by the General Rule and/or the Special Rules does not file Schedule B (Form 990, 990-EZ, or 990-PF), but it **must** answer "No" on Part IV, line 2 of its Form 990, or check the box on line H of its Form 990-EZ, or on line 2 of its Form 990-PF, to certify that it does not meet the filing requirements of Schedule B (Form 990, 990-EZ, or 990-PF).

LHA For Privacy Act and Paperwork Reduction Act Notice, see the Instructions
for Form 990, 990-EZ, or 990-PF.

Schedule B (Form 990, 990-EZ, or 990-PF) (2009)

Name of organization

Employer identification number

THE O'HERRON FAMILY FOUNDATION

13-3244207

Part I Contributors (see instructions)

(a) No.	(b) Name, address, and ZIP + 4	(c) Aggregate contributions	(d) Type of contribution
1	JONATHAN O' HERRON c/o LAZARD 30 ROCKEFELLER PLAZA NEW YORK, NY 10020	\$ 473,830.	Person <input checked="checked" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
			Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
			Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
			Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
			Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
			Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)

Form 990-PF	Dividends and Interest from Securities	Statement	1
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Source	Gross Amount	Capital Gains Dividends	Column (A) Amount
MONEY MARKET FUND	4.	0.	4.
Total to Fm 990-PF, Part I, ln 4	4.	0.	4.

Form 990-PF

Other Expenses

Statement 2

Description	(a) Expenses Per Books	(b) Net Invest- ment Income	(c) Adjusted Net Income	(d) Charitable Purposes
NEW YORK STATE FILING FEE	25.	0.		25.
SECRETARIAL SERVICES	2,000.	0.		0.
ANNUAL NOTICE	120.	0.		120.
To Form 990-PF, Pg 1, ln 23	2,145.	0.		145.

Form 990-PF	Other Funds	Statement	3
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Description	(A) Beginning of Year	(B) End of Year
Endowment Fund	9,857.	69,546.
Total to Form 990-PF, Part II, line 29	9,857.	69,546.

Form 990-PF

Grants and Contributions
Paid During the Year

Statement 4

Recipient Name and Address	Recipient Relationship and Purpose of Grant	Recipient Status	Amount
AMERICAN RED CROSS 520 WEST 49 STREET NEW YORK, NY 100193803	UNRESTRICTED	PUBLIC	20,000.
BILLY BURCHARD FOUNDATION 17 YARMOUTH ROAD ROWAYTON, CT 06853	UNRESTRICTED	PUBLIC	5,000.
BUILDERS BORDERS FUND 119 MAIN STREET KINGSTON, NM 88042	UNRESTRICTED	PUBLIC	1,000.
CATHOLIC CHARITIES OF THE ARCHDIOCESE OF NY 1011 FIRST AVENUE NEW YORK, NY 10022	UNRESTRICTED	PUBLIC	25,000.
COALITION FOR BUZZARDS BAY 620 BELLEVILLE AVENUE NEW BEDFORD, MA 02745	UNRESTRICTED	PUBLIC	5,000.
COMMUNITY FUND OF DARIEN PO BOX 926 DARIEN, CT 06820	UNRESTRICTED	PUBLIC	5,000.
DARIEN LAND TRUST BOX 1074 DARIEN, CT 06820	UNRESTRICTED	PUBLIC	500.
DEFOUCAULD FOUNDATION BOX 252 BRONX, NY 10471	UNRESTRICTED	PUBLIC	500.

THE O'HERRON FAMILY FOUNDATION

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FAITH IN THE FUTURE 51 SUTTON STREET BROOKLYN, NY 11222	UNRESTRICTED	PUBLIC	1,000.
FALMOUTH LAND TRUST 1570 LOCUST STREET FALMOUTH, MA 02540	UNRESTRICTED	PUBLIC	500.
FRIENDS OF GORHAM'S POND PO BOX 3336 DARIEN, CT 06820	UNRESTRICTED	PUBLIC	500.
HARVARD BUSINESS SCHOOL TEELE HALL SOLDIERS FIELD BOSTON, MA 02163	UNRESTRICTED	PUBLIC	2,000.
HORIZONS 545 PONUS RIDGE ROAD PO BOX 997 NEW CANAAN, CT 06840	UNRESTRICTED	PUBLIC	10,000.
HORIZONS CHRISTIAN FELLOWSHIP BOX 9070 RANCHO SANTE FE, CA 92067	UNRESTRICTED	PUBLIC	5,000.
INNER-CITY FOUNDATION FOR CHARITY & EDUCATION 238 JEWITT AVENUE BRIDGEPORT, CT 06606	UNRESTRICTED	PUBLIC	10,000.
INNER-CITY SCHOLARSHIP 1011 FIRST AVENUE NEW YORK, NY 10022	UNRESTRICTED	PUBLIC	3,700.
KOLBE CATHEDRAL HIGH SCHOOL 33 CALHOUN PLACE BRIDGEPORT, CT 06606	UNRESTRICTED	PUBLIC	16,000.
MARINE BIOLOGICAL LABORATORY 7 MBL STREET WOODS HOLE, MA 02543	UNRESTRICTED	PUBLIC	1,000.

THE O'HERRON FAMILY FOUNDATION

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MOUNTAIN VALLEY MEDICAL CLINIC PO BOX 310 LONDONDERRY, VT 051480310	UNRESTRICTED	PUBLIC	1,000.
NEIGHBORHOOD FALMOUTH FUND 84 SIDERS POND ROAD FALMOUTH, MA 02540	UNRESTRICTED	PUBLIC	1,000.
NEW CANAAN COUNTRY SCHOOL PO BOX 997 NEW CANAAN, CT 06840	UNRESTRICTED	PUBLIC	63,000.
NEW YORK MEDICAL COLLEGE SUNSHINE COTTAGE ROAD VALHALLA, NY 10595	UNRESTRICTED	PUBLIC	1,000.
ST LAWRENCE UNIVERSITY 23 ROMODA DRIVE CANTON, NY 13617	UNRESTRICTED	PUBLIC	5,000.
ST. JOHN'S CHURCH 1986 POST ROAD DARIEN, CT 06820	UNRESTRICTED	PUBLIC	10,000.
ST. PAUL'S SCHOOL 325 PLEASANT STREET CONCORD, NH 03301	UNRESTRICTED	PUBLIC	30,000.
ST. THOMAS MORE CHURCH 374 MIDDLESEX ROAD DARIEN, CT 06820	UNRESTRICTED	PUBLIC	19,000.
STAMFORD HOSPITAL 2015 WEST MAIN STREET STAMFORD, CT 06902	UNRESTRICTED	PUBLIC	1,000.
WESTMINSTER SCHOOL PO BOX 337 SIMSBURY, CT 060709886	UNRESTRICTED	PUBLIC	21,000.

THE O'HERRON FAMILY FOUNDATION

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WILLIAM COLLEGE 75 PARK STREET WILLIAMSTOWN, MA 01267	UNRESTRICTED-CAPITAL FUND	PUBLIC	20,000.
WILLIAM COLLEGE 75 PARK STREET WILLIAMSTOWN, MA 01267	UNRESTRICTED-ALUMNI FUND	PUBLIC	1,500.
WILLIAM COLLEGE 75 PARK STREET WILLIAMSTOWN, MA 01267	UNRESTRICTED-PARENTS FUND	PUBLIC	5,000.
WOODWAY SCHOLARSHIP FUND 540 HOYT STREET DARIEN, CT 06820	UNRESTRICTED	PUBLIC	500.
THIRTEEN ASSOCIATES 450 WEST 33RD STREET NEW YORK, NY 10001	UNRESTRICTED	PUBLIC	500.
WOMEN'S INSTITUTE FOR SECONDARY EDUCATION AND RESEARCH @ DUKE UNIVERSITY - 614 W MAIN STREET DURHAM, NC 27708	UNRESTRICTED	PUBLIC	1,000.
ST JOSEPH'S CHURCH 33 MILLFIELD STREET PO BOX 3 WOODS HOLE, MA 02543	UNRESTRICTED	PUBLIC	2,000.
WAVENY CARE NETWORK 3 FARM ROAD NEW CANAAN, CT 06840	UNRESTRICTED	PUBLIC	500.
DARIEN LIBRARY 35 LEROY AVENUE DARIEN, CT 06820	UNRESTRICTED	PUBLIC	20,000.
NATIVITY SCHOOL 44 SECOND AVENUE NEW YORK, NY 10003	UNRESTRICTED	PUBLIC	10,000.

THE O'HERRON FAMILY FOUNDATION		13-3244207
SAINT MARY'S SCHOOL 86 SHANNON STREET MIDDLEBURY, VT 05753	UNRESTRICTED	PUBLIC 12,500.
NEW YORK WEILL CORNELL MEDICAL CENTER 525 EAST 68TH STREET NEW YORK, NY 10065	UNRESTRICTED	PUBLIC 1,000.
DARIEN HISTORICAL SOCIETY 45 OLD KINGS HIGHWAY NORTH DARIEN, CT 06820	UNRESTRICTED	PUBLIC 300.
BRIGHAM AND WOMEN'S HOSPITAL 40 CARVER ROAD NEWTON HIGHLANDS, MA 02161	UNRESTRICTED	PUBLIC 5,000.
CAPE COD CONSERVATORY 60 HIGHFIELD DRIVE FALMOUTH, MA 02540	UNRESTRICTED	PUBLIC 1,000.
MALTA HOUSE INC 5 PROWITT STREET NORWALK, CT 06855	UNRESTRICTED	PUBLIC 1,000.
NATIONAL LEADERSHIP ROUNDTABLE ON CHURCH MANAGEMENT 1350 CONNECTICUT AVENUE NW SUITE 825 WASHINGTON, DC 200361701	UNRESTRICTED	PUBLIC 1,000.
NORWALK HOSPITAL FOUNDATION 34 MAPLE STREET NORWALK, CT 06856	UNRESTRICTED	PUBLIC 1,000.
YOUNG ISRAEL OF LAWRENCE-CEDARHURST 8 SPRUCE STREET CEDARHURST, NY 11516	UNRESTRICTED	PUBLIC 2,000.
CAPE COD HEALTHCARE FOUNDATION 348C GIFFORD STREET FALMOUTH, MA 02540	UNRESTRICTED	PUBLIC 30,000.

THE O'HERRON FAMILY FOUNDATION

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FALMOUTH PUBLIC LIBRARY BOX 401 FALMOUTH, MA 02541	UNRESTRICTED	PUBLIC	1,000.
HOSPITAL FOR SPECIAL SURGERY 535 EAST 70TH STREET NEW YORK, NY 10021	UNRESTRICTED	PUBLIC	1,000.
DIOCESE OF BRIDGEPORT 238 JEWETT AVENUE BRIDGEPORT, CT 06606	UNRESTRICTED	PUBLIC	10,000.
GREENWICH ACADEMY 200 NORTH MAPLE AVENUE GREENWICH, CT 06830	UNRESTRICTED	PUBLIC	1,000.
COTTAGE IN DARIEN BOX 2355 DARIEN, CT 06820	UNRESTRICTED	PUBLIC	1,000.
ST MARY'S CHURCH 178 GREENWICH AVENUE GREENWICH, CT 06830	UNRESTRICTED	PUBLIC	5,000.
ST MARGARET MARY SCHOOL 121 EAST 177 STREET BRONX, NY 10453	UNRESTRICTED	PUBLIC	5,000.
YOUNGLIVES FAIRFIELD COUNTY PO BOX 893 NORWALK, CT 06852	UNRESTRICTED	PUBLIC	1,000.
COMMISSION ON AGING, GALLIVANT TOWN HALL 2 RENSHAW ROAD DARIEN, CT 06820	UNRESTRICTED	PUBLIC	500.
HORIZONS AT GFA 35 BEACHSIDE AVENUE PO BOX 998 GREENS FARM, CT 06838	UNRESTRICTED	PUBLIC	1,000.

THE O'HERRON FAMILY FOUNDATION

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NORWALK EDUCATION FOUNDATION
125 EAST AVENUE NORWALK, CT
06851

UNRESTRICTED

PUBLIC

1,000.

DARIEN LION'S CLUB FOUNDATION
BOX 144 DARIEN, CT 06820

UNRESTRICTED

PUBLIC

5,000.

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

412,000.