



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



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

OMB No 1545-0052

2009

Department of the Treasury
Internal Revenue Service

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

For calendar year 2009, or tax year beginning

09-01, 2009, and ending

08-31, 2010

G Check all that apply.

☐ Initial return☐ Initial return of a former public charity☐ Final return☐ Amended return☐ Address change☐ Name changeUse the IRS
label.
Otherwise,
print
or type.
See Specific
Instructions.

Name of foundation

Eloisa Diaz Educational Foundation

Number and street (or P.O. box number if mail is not delivered to street address)

1439 W Mendoza

Room/suite

City or town, state, and ZIP code

Mesa, AZ 85202

A Employer identification number

86-1006606

B Telephone number (see page 10 of the instructions)

(480) 600-4661

C If exemption application is pending, check here

D 1. Foreign organizations, check here

2. Foreign organizations meeting the 85% test, check here and attach computation

E If private foundation status was terminated under section 507(b)(1)(A), check here

F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here

H Check type of organization

☒ Section 501(c)(3) exempt private foundation☐ Section 4947(a)(1) nonexempt charitable trust☐ Other taxable private foundation

I Fair market value of all assets at end of year (from Part II, col. (c), line 16) ▶ \$

1,731,589

J Accounting method

☒ Cash☐ Accrual☐ Other (specify) (Part I, column (d) must be on cash basis)**Part I Analysis of Revenue and Expenses**

(The total of

amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (see 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)

1 Contributions, gifts, grants, etc., received (attach schedule)

1,114

2 Check ☒ if the foundation is not required to attach Sch. B

3 Interest on savings and temporary cash investments

1

1

4 Dividends and interest from securities

42,989

42,989

42,989

5a Gross rents

b Net rental income or (loss)

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

(101,840)

b Gross sales price for all assets on line 6a

1,517,078

7 Capital gain net income (from Part IV, line 2)

8 Net short-term capital gain

8,882

9 Income modifications

10a Gross sales less returns and allowances

b Less Cost of goods sold

c Gross profit or (loss) (attach schedule)

11 Other income (attach schedule)

12 Total. Add lines 1 through 11

(57,736)

42,990

51,872

13 Compensation of officers, directors, trustees, etc.

14,000

1,400

5,600

14 Other employee salaries and wages

6,000

2,400

15 Pension plans, employee benefits

16a Legal fees (attach schedule)

b Accounting fees (attach schedule)

2,900

1,450

1,450

c Other professional fees (attach schedule)

13,200

13,200

13,200

17 Interest

18 Taxes (attach schedule) (see page 14 of the instructions)

3,092

107

612

19 Depreciation (attach schedule) and depletion

20 Occupancy

21 Travel, conferences, and meetings

22 Printing and publications

23 Other expenses (attach schedule)

1,693

37

24 Total operating and administrative expenses.

Add lines 13 through 23

40,885

16,157

14,650

8,649

25 Contributions, gifts, grants paid

123,000

123,000

26 Total expenses and disbursements. Add lines 24 and 25

163,885

16,157

14,650

131,649

27 Subtract line 26 from line 12:

a Excess of revenue over expenses and disbursements

(221,621)

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

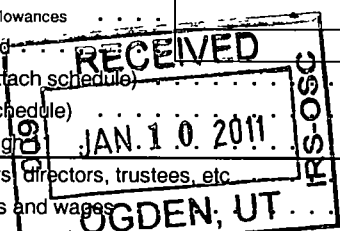
26,833

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

37,222

SCANNED • JAN 10 2011

ADDITIONAL INFORMATION



58

Part II Balance Sheets

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

A
s
s
e
t
sL
i
a
b
i
l
i
t
i
e
sF
u
n
d

A
s
s
e
t
s

B
a
l
a
n
c
e
s

	Beginning of year	End of year	
	(a) Book Value	(b) Book Value	(c) Fair Market Value
1 Cash - non-interest-bearing	8,551	16,094	16,094
2 Savings and temporary cash investments	36,129	16,563	16,563
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 (attach 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)			
b Investments - corporate stock (attach schedule) STM137	1,217,067	1,162,194	1,217,184
c Investments - corporate bonds (attach schedule) STM138	614,402	460,291	481,748
11 Investments - land, buildings, and equipment basis ▶ Less: accumulated depreciation (attach schedule) ▶			
12 Investments - mortgage loans			
13 Investments - other (attach schedule)			
14 Land, buildings, and equipment, basis ▶ Less: accumulated depreciation (attach schedule) ▶			
15 Other assets (describe ▶)			
16 Total assets (to be completed by all filers - see the instructions Also, see page 1, item I)	1,876,149	1,655,142	1,731,589
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 ▶ STM121)		614	
23 Total liabilities (add lines 17 through 22)		614	
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	1,876,149	1,654,528	
28 Paid-in or capital surplus, or land, bldg., and equipment fund			
29 Retained earnings, accumulated income, endowment, or other funds			
30 Total net assets or fund balances (see page 17 of the instructions)	1,876,149	1,654,528	
31 Total liabilities and net assets/fund balances (see page 17 of the instructions)	1,876,149	1,655,142	

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	1,876,149
2 Enter amount from Part I, line 27a	2	(221,621)
3 Other increases not included in line 2 (itemize) ▶	3	
4 Add lines 1, 2, and 3	4	1,654,528
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	1,654,528

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 (yr, mo, day)	(d) Date sold (yr, mo, day)
1a See STM-134				
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 1,517,078		1,618,918	(101,840)
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	(101,840)
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	8,882

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	44,811	1,531,902	0.029252
2007	71,818	2,005,165	0.035817
2006	119,776	2,009,015	0.059619
2005	8,496	1,922,982	0.004418
2004	18,500	344,288	0.053734

2 Total of line 1, column (d)	2	0.18284
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	0.036568
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	1,804,220
5 Multiply line 4 by line 3	5	65,977
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	268
7 Add lines 5 and 6	7	66,245
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 on page 18	8	131,649

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 checked="" type="checkbox"/> and enter 1% of Part I, line 27b	1	268
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	268
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	268
6	Credits/Payments		
a	2009 estimated tax payments and 2008 overpayment credited to 2009	6a	1,400
b	Exempt foreign organizations - tax withheld at source	6b	
c	Tax paid with application for extension of time to file (Form 8868)	6c	
d	Backup withholding erroneously withheld	6d	
7	Total credits and payments. Add lines 6a through 6d	7	1,400
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	1,132
11	Enter the amount of line 10 to be: Credited to 2010 estimated tax 1,132 Refunded 11		

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
b Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see page 19 of the 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
c Did the foundation file Form 1120-POL for this year?		X
d Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year: (1) On the foundation. \$ _____ (2) On foundation managers \$ _____		
e Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers. \$ _____		
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 page 19 of the instructions) AZ		
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 on page 27)? 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

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 ▶ <u>N/A</u>	13	X	
14	The books are in care of ▶ <u>Jesus Lionel Diaz</u> Telephone no. ▶ <u>480-600-4661</u> Located at ▶ <u>1439 W Mendoza Mesa, AZ</u> ZIP+4 ▶ <u>85202</u>			
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041-Check here and enter the amount of tax-exempt interest received or accrued during the year	15		<input type="checkbox"/>

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"/>	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 page 20 of the instructions)	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)	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)? **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? ☐ 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** ☐

If "Yes" to 6b, file Form 8870

7a At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction? ☐ Yes ☒ No

b If yes, did the foundation receive any proceeds or have any net income attributable to the transaction? **7b** ☐

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
Jesus Lionel Diaz 1439 W Mendoza Mesa, AZ 85202	Director 40	14,000	0	0
Jackie Butler-Diaz 1439 W Mendoza Mesa, AZ 85202	Manager 40	6,000	0	0

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 Scholarship Grants - See Part XV	0
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	
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	1,795,163
b	Average of monthly cash balances	1b	36,532
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	1,831,695
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1e	
2	Acquisition indebtedness applicable to line 1 assets	2	0
3	Subtract line 2 from line 1d	3	1,831,695
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see page 25 of the instructions)	4	27,475
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	1,804,220
6	Minimum investment return. Enter 5% of line 5	6	90,211

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	90,211
2a	Tax on investment income for 2009 from Part VI, line 5	2a	268
b	Income tax for 2009 (This does not include the tax from Part VI)	2b	
c	Add lines 2a and 2b	2c	268
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	89,943
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	89,943
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	89,943

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	131,649
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	131,649
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	268
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	131,381

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				89,943
2 Undistributed income, if any, as of the end of 2009:				
a Enter amount for 2008 only				
b Total for prior years				
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>131,649</u>				
a Applied to 2008, but not more than line 2a				
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				89,943
e Remaining amount distributed out of corpus	41,706			
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	41,706			
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				0
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	41,706			
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	41,706			

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)

2a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed

Tax year	Prior 3 years			(e) Total
(a) 2009	(b) 2008	(c) 2007	(d) 2006	
37,222	50,870	50,088	47,741	185,921
31,639	43,240	42,575	40,580	158,034
123,037	44,811	71,818	119,776	359,442
123,037	44,811	71,818	119,776	359,442
60,141	51,063	66,839	66,967	245,010

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).)

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 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:

990APP

See Statement

b The form in which applications should be submitted and information and materials they should include.

See Statement

c Any submission deadlines

See Statement

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

See Statement

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				
City of Tolleson 9555 W Van Buren Tolleson AZ 85353			Donations	500
Maricopa Community College 2419 W 14th Street Tempe AZ 85281			Scholarships	120,000
Tolleson Boy and Girls Club 2645 N 24th Street Phoenix AZ 85008			Donation	2,500
Total			3a	123,000
b Approved for future payment				
Total			3b	

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated.

Enter gross amounts unless otherwise indicated.		Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income (See page 28 of the instructions)
		(a) Business code	(b) Amount	(c) Exclusion code	(d) Amount	
1	Program service revenue:					
a	_____					
b	_____					
c	_____					
d	_____					
e	_____					
f	_____					
g	Fees and contracts from government agencies . . .					
2	Membership dues and assessments					
3	Interest on savings and temporary cash investments .					
4	Dividends and interest from securities					
5	Net rental income or (loss) from real estate					
a	Debt-financed property					
b	Not debt-financed property					
6	Net rental income or (loss) from personal property . .					
7	Other investment income					
8	Gain or (loss) from sales of assets other than inventory .					
9	Net income or (loss) from special events					
10	Gross profit or (loss) from sales of inventory					
11	Other revenue a _____					
b	_____					
c	_____					
d	_____					
e	_____					
12	Subtotal Add columns (b), (d), and (e)					
13	Total. Add line 12, columns (b), (d), and (e)					

13

(See worksheet in line 13 instructions on page 28 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

- | | | | | |
|----------|---|--------------|------------|-----------|
| 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

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.

**S
i
g
n

H
e
r
e**

Signature of officer or trustee <i>Jacqueline Butler-Wenz</i>		Date <i>1/16/2010</i>		Title Director Vice President	
Paid Preparer's Use Only	Preparer's signature <i>D. M. Benjamin</i>		Date <i>12/28/10</i>		Check if self-employed <input type="checkbox"/>
	Preparer's identifying number (see Signature on page 30 of the instructions) <i>P00365077</i>				
Firm's name (or yours if self-employed), address, and ZIP code <i>D M Benjamin CPA PC</i> <i>Chandler, AZ 85225</i>		EIN <i>86-0496128</i>		Phone no <i>480-834-8890</i>	

Federal Supporting Statements**2009 PG 01**

Name(s) as shown on return

FEIN

Eloisa Diaz Educational Foundation

86-1006606

**Form 990PF, Part II, Line 22
Other Liabilities Schedule**

Statement #121

<u>Description</u>	<u>BOY Amount</u>	<u>EOY Amount</u>
Payroll Liabilities		614
Total		614

**Form 990PF, Part II, Line 10(b)
Investments: Corporate Stock Schedule**PG 01
Statement #137

<u>Category</u>	<u>BOY</u>	<u>Book Value</u>	<u>EOY FMV</u>
DFA Emerg Mkt Equity Portf	38,041	89,587	123,822
DFA International Core Equity		174,979	171,611
DFA Intl Real Estate Security		53,000	48,589
DFA Intl Small Company Portf	76,481	56,460	43,163
DFA Intl Value Portf	116,594	48,307	37,705
DFA US Core Equity 2 Portf	85,319	202,178	224,993
DFA US Large Cap Value Portf	126,753	67,691	48,495
DFA US Micro Cap Portf	9,896	52,896	53,364
Merger Fund		98,212	102,011
DFA Emerg Mkt Small Cap Port	55,770		
DFA Emerg Mkts Value Port	35,116		
DFA US Small Cap Port	100,288		
DFA US Small Cap Value Port	97,747		
Ishare Tr Barclays Bd 1-3 Yr		90,000	90,919
Ishare Tr Barclays Bd 20+ Yr		32,998	39,407
Ishare Tr Barclays Tips Bd Fd		66,993	69,382
Sector Spdr Engy Select		32,964	32,461
Sector Spdr Materials		33,024	34,517
SPDR Gold Trust	38,008	18,289	40,409
Vanguard REI		44,616	56,336
Vanguard Intl Eq Indx Fd Emerg	46,731		
Vanguard Intl Eq Indx Europ V	40,534		
Vanguard Intl Eq Indx Pacific	79,718		
Vanguard Total Stock Mkt Vip	169,071		
DFA Intl Small Cap Value Port	41,981		
Ishares S&P No Amer Nat Res	59,019		
Totals	<u>1,217,067</u>	<u>1,162,194</u>	<u>1,217,184</u>

Federal Supporting Statements**2009 PG 01**

Name(s) as shown on return

FEIN

Eloisa Diaz Educational Foundation

86-1006606

Form 990PF, Part II, Line 10(c)
Investments: Corporate Bond Schedule

Statement #138

<u>Category</u>	<u>BOY</u>	<u>Book Value</u>	<u>EOY FMV</u>
DFA One Year Fixed Income Port		168,037	168,657
DFA Two Yr Global Fixed Inc Pf	35,317	35,317	36,796
Pimco Emrg Local Bond Fund		33,000	32,815
Pimco Frgn Bond Unhedged Fd	115,501	29,837	30,989
Pimco Foreign Bd Fd Institutio	106,584	83,813	89,574
Pimco Total Return Fund Instit	100,000	110,287	122,917
Vanguard Long Term TE Fd	52,000		
Vanguard Interm Term TE Fd	127,000		
Vanguard Limited Term TE Fd	78,000		
Totals	<u>614,402</u>	<u>460,291</u>	<u>481,748</u>

Federal Supporting Statements

2009 PG 01

Name(s) as shown on return

Your Social Security Number

Eloisa Diaz Educational Foundation

86-1006606

Form 990PF, Part I, Line 23 - Other Expenses Schedule

Statement #103

Description	Revenue and expenses	Net investment	Adjusted net income	Charitable purpose
Website	1,325	0	0	0
Dues and Subscription	73	0	0	0
Admi Fees	250	0	0	0
Bank Charges	8	0	0	0
Postage	37	0	0	37
Totals	1,693	0	0	37

PG 01

Statement #108

Form 990PF, Part I, Line 16(b) - Accounting Fees Schedule

Description	Revenue and expenses	Net investment	Adjusted net income	Charitable purpose
Accounting	2,900	1,450	1,450	0
Totals	2,900	1,450	1,450	0

Federal Supporting Statements

2009 PG 01

Name(s) as shown on return

Your Social Security Number

Eloisa Diaz Educational Foundation

86-1006606

Form 990PF, Part I, Line 16(c) - Other Professional Fees Schedule

Statement #109

Description	Revenue and expenses	Net investment	Adjusted net income	Charitable purpose
Investment Advisor Fee	13,200	13,200	13,200	0
Totals	13,200	13,200	13,200	0

PG 01

Statement #110

Form 990PF, Part I, Line 18 - Taxes Schedule

Description	Revenue and expenses	Net investment	Adjusted net income	Charitable purpose
Payroll Taxes	1,530	107	0	612
Excise Taxes	1,562	0	0	0
Totals	3,092	107	0	612

Federal Supporting Statements

2009 PG 01

Your Social Security Number

Name(s) as shown on return
Eloisa Diaz Educational Foundation

86-1006606

Form 990-PF, Part IV, Capital Gains And Losses Information (Overflow)

Statement #134

Description	P-Purchase D-Donation	Date Acquired	Date Sold	Sales Price	Depreciation	Cost or		Pre-1970 Gains or Losses
						other basis	Gain or Loss	
DFA One Year Fixed Income Port	P	2010-03-17	2010-07-10	18,970		18,963	7	
Pimco Foreign Bond Unhedged	P	VARIOUS	VARIOUS	92,910		85,664	7,246	
Pimco Foreign Bond Fund Inst	P	VARIOUS	2009-10-02	22,970		22,771	199	
Pimco Total Return Fund Inst	P	2009-02-13	2010-06-30	15,970		14,713	1,257	
DFA Emer Mkt Core Equity	P	2009-01-02	2010-06-30	15,970		12,454	3,516	
DFA Intl Real Estate Security	P	VARIOUS	VARIOUS	52,940		52,021	919	
DFA Intl Small Company Port	P	VARIOUS	2009-01-02	14,970		20,021	(5,051)	
DFA Intl Value portfolio	P	VARIOUS	2009-10-02	55,970		68,287	(12,317)	
DFA US Core Equity 2	P	VARIOUS	2010-03-16	19,970		16,140	3,830	
DFA US Large Cap Value	P	VARIOUS	2009-10-02	40,970		59,061	(18,091)	
Merger Fund	P	2009-10-06	2010-06-30	10,000		9,788	212	
Ishare TR Barclay Bond 1-3 Trea	P	2010-03-16	2010-06-30	9,994		9,934	60	
SPDR Gold Trust	P	2006-03-16	VARIOUS	37,944		19,720	18,224	
DFA Emerging Mkt Small Cap	P	VARIOUS	2009-10-02	58,320		55,771	2,549	
Vanguard REI	P	2009-10-02	2010-06-30	9,966		8,365	1,601	
DFA Emerging Mkt Value Port	P	VARIOUS	2009-10-02	39,373		35,116	4,257	
DFA Intl Small Cap Value	P	VARIOUS	2009-10-02	32,055		41,982	(9,927)	
DFA US Small Cap Port	P	VARIOUS	2009-10-02	79,647		100,288	(20,641)	
DFA US Small Cap Value Port	P	VARIOUS	2009-01-02	63,877		97,747	(33,870)	
Ishares S&P North AM FD	P	VARIOUS	2009-10-02	57,858		59,019	(1,161)	
Vanguard Intl EQ Indx Fd Emerging M	P	VARIOUS	2009-10-02	52,074		46,731	5,343	
Vanguard Intl EQ Indx Fd European V	P	VARIOUS	2009-10-02	33,548		40,534	(6,986)	
Vanguard Intl EQ Indx Fd Pacific V	P	VARIOUS	2009-10-02	62,649		79,718	(17,069)	
Vanguard Total Stock Mkt	P	VARIOUS	2009-10-02	135,149		169,071	(33,922)	
Vanguard Interim Term Tax	P	2009-02-18	2010-03-16	131,182		127,000	4,182	
Vanguard Limited Term	P	2009-02-18	2010-03-16	79,297		78,000	1,297	
Vanguard Long Term Tax	P	2009-02-13	2010-03-16	54,351		52,000	2,351	
Vanguard Short Term Tax Exempt	P	VARIOUS	VARIOUS	218,184		218,039	145	
Total				1,517,078		1,618,918	(101,840)	

Federal Supporting Statements**2009 PG 01**

Name(s) as shown on return

Eloisa Diaz Educational Foundation

Your Social Security Number

86-1006606

**Form 990PF, Part XV, Line 2
Application Submission Information**

990APP

Grant Program**Applicant Name**

Jesus Lionel Diaz

Address

1439 W Mendoza

Mesa

AZ 85202

Telephone

480-345-8424

Form & Content

Application

Essay

and/or personal interview

Submission Deadline

Non

Restrictions on Award

No absolute limitations, but some preferences are indicated

Eloisa Diaz Educational Foundation
9/1/09 - 8/31/10

CASH BALANCES

Bank of America acct 004658422405

Date	1st Day of Month Balance	Last Day of Month Balance	Average Monthly Balance
9/30/2009	8,550 73	5,900.73	7,225 73
10/31/2009	5,900.73	5,900.73	5,900 73
11/30/2009	5,900 73	3,928 78	4,914 76
12/31/2009	3,928 78	6,453 44	5,191 11
1/31/2010	6,453.44	2,126.77	4,290 11
2/28/2010	2,126 77	2,116.77	2,121 77
3/31/2010	2,116 77	4,998.27	3,557 52
4/30/2010	4,998.27	4,859.27	4,928 77
5/31/2010	4,859 27	4,998.27	4,928 77
6/30/2010	4,998 27	4,825.39	4,911 83
7/31/2010	4,825 39	4,825.39	4,825 39
8/31/2010	4,825 39	14,488 04	9,656 72
			62,453 20
			divide by 12 months
Average Balance			5,204 43

Wells Fargo Checking

Date	1st Day of Month Balance	Last Day of Month Balance	Average Monthly Balance
9/30/2009	-	-	0 00
10/31/2009	-	-	0 00
11/30/2009	-	-	0 00
12/31/2009	-	-	0 00
1/31/2010	-	100 00	50 00
2/28/2010	100 00	100.00	100 00
3/31/2010	100 00	110 00	105 00
4/30/2010	110.00	102.00	106 00
5/31/2010	102 00	1,906 00	1,004 00
6/30/2010	1,906.00	1,806 00	1,856 00
7/31/2010	1,806 00	1,706 00	1,756 00
8/31/2010	1,706 00	1,606 00	1,656 00
			6,633 00
			divide by 12 months
Average Balance			552 75

Wells Fargo Saving

Date	1st Day of Month Balance	Last Day of Month Balance	Average Monthly Balance
9/30/2009	-	-	0 00
10/31/2009	-	-	0 00
11/30/2009	-	-	0 00
12/31/2009	-	-	0 00
1/31/2010	-	2,000.09	1,000 05
2/28/2010	2,000 09	2,000 32	2,000.21
3/31/2010	2,000 32	2,000 57	2,000 45
4/30/2010	2,000 57	2,000 82	2,000 70
5/31/2010	2,000 82	201.03	1,100 93
6/30/2010	201.03	301 06	251.05
7/31/2010	301.06	401 12	351.09
8/31/2010	401 12	501 18	451 15
			9,155 60
			divide by 12 months
Average Balance			762 97

Eloisa Diaz Educational Foundation

9/1/09 - 8/31/10

Schwab One Acct /Cash and US Treasury Money Fund

Date	1st Day of Month Balance	Last Day of Month Balance	Average Monthly Balance	check Schwab total
9/30/2009	36,129 18	40,825 53	38,477 36	1,807,106 06
10/31/2009	40,825 53	26,154 64	33,490 09	1,771,272 95
11/30/2009	26,154 64	25,251 02	25,702 83	1,821,501 53
12/31/2009	25,251 02	29,452 10	27,351 56	1,832,548 01
1/31/2010	29,452 10	30,608 49	30,030 30	1,800,387 93
2/28/2010	30,608 49	29,452.10	30,030 30	1,825,935.31
3/31/2010	29,452.10	9,462.57	19,457 34	1,889,732 38
4/30/2010	9,462.57	10,841.20	10,151.89	1,921,241 11
5/31/2010	10,841 20	7,875.04	9,358.12	1,823,843 58
6/30/2010	7,875.04	15,084.43	11,479.74	1,799,621 37
7/31/2010	15,084.43	109,041.63	62,063 03	1,883,878.96
8/31/2010	109,041 63	16,061.45	62,551 54	1,714,993 92
			360,144 07	
			divide by 12 months	
Average Balance			30,012 01	
Total Avg. Cash			36,532 16	

Schwab One Acct./Securities	Month End FMV from acct statements
Date	
9/30/2009	1,766,280 53
10/31/2009	1,745,118 31
11/30/2009	1,796,250.51
12/31/2009	1,803,095 91
1/31/2010	1,769,779 44
2/28/2010	1,796,483 21
3/31/2010	1,880,269 81
4/30/2010	1,910,399 91
5/31/2010	1,815,968 54
6/30/2010	1,784,536 94
7/31/2010	1,774,837.33
8/31/2010	1,698,932.47
	21,541,952.91
	divide by 12 months
Average Balance	1,795,162 74