



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



Form **990-PF**Department of the Treasury
Internal Revenue Service**Return of Private Foundation**
or Section 4947(a)(1) Nonexempt Charitable Trust
Treated as a Private Foundation

OMB No. 1545-0052

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 10/01, 2009, and ending

09/30, 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 DAVID AND EULA WINTERMANN FOUNDATION		A Employer identification number 76-0082100
	Number and street (or P O box number if mail is not delivered to street address)	Room/suite	B Telephone number (see page 10 of the instructions) (979) 234-5551
	P.O. BOX 337		C If exemption application is pending, check here ☐
	City or town, state, and ZIP code EAGLE LAKE, TX 77434		D 1. Foreign organizations, check here ☐ 2. Foreign organizations meeting the 85% test, check here and attach computation ☐
H Check type of organization: ☒ Section 501(c)(3) exempt private foundation ☐ Section 4947(a)(1) nonexempt charitable trust ☐ Other taxable private foundation			E If private foundation status was terminated under section 507(b)(1)(A), check here ☐
I Fair market value of all assets at end of year (from Part II, col. (c), line 16) \$ 15,397,474.		J Accounting method: ☒ Cash ☐ Accrual ☐ Other (specify) _____ (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 ☐

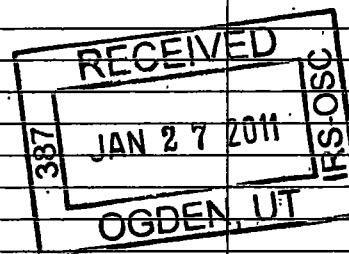
Part I Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (see page 11 of the instructions).)		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
1	Contributions, gifts, grants, etc., received (attach schedule) if the foundation is not required to attach Sch. B.	13,596.			
2	Check ☐ if the foundation is not required to attach Sch. B.				
3	Interest on savings and temporary cash investments	206,193.	206,193.		ATCH 1
4	Dividends and interest from securities	201,843.	201,843.		ATCH 2
5a	Gross rents				
b	Net rental income or (loss)				
6a	Net gain or (loss) from sale of assets not on line 10	14,510.			
b	Gross sales price for all assets on line 6a 3,777,499.		14,510.		
7	Capital gain net income (from Part IV, line 2)				
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) (attach schedule)				
11	Other income (attach schedule)	1,812.	1,812.		ATCH 3
12	Total. Add lines 1 through 11	437,954.	424,358.		
13	Compensation of officers, directors, trustees, etc.	80,000.			40,000.
14	Other employee salaries and wages				
15	Pension plans, employee benefits				
16a	Legal fees (attach schedule)				
b	Accounting fees (attach schedule) ATCH 4	8,898.	0.	0.	8,898.
c	Other professional fees (attach schedule) *	126,238.	22,862.		103,376.
17	Interest				
18	Taxes (attach schedule) (see page 14 of the instructions) *	7,269.	7,269.		
19	Depreciation (attach schedule) and depletion				
20	Occupancy				
21	Travel, conferences, and meetings	2,200.	1,100.		1,100.
22	Printing and publications				
23	Other expenses (attach schedule) ATCH 7	4,818.	1,619.		3,159.
24	Total operating and administrative expenses. Add lines 13 through 23	229,423.	32,850.	0.	156,533.
25	Contributions, gifts, grants paid	655,921.			627,921.
26	Total expenses and disbursements. Add lines 24 and 25	885,344.	32,850.	0.	784,454.
27	Subtract line 26 from line 12:				
a	Excess of revenue over expenses and disbursements	-447,390.			
b	Net investment income (if negative, enter -0-)		391,508.		
c	Adjusted net income (if negative, enter -0-)			-0-	

For Privacy Act and Paperwork Reduction Act Notice, see page 30 of the instructions. * ATCH 5 JSA ** ATCH 6 Form 990-PF (2009)

SCANNED FEB 04 2011

Revenue

Operating and Administrative Expenses



9

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		3,737.	12,752.	12,752.
	2	Savings and temporary cash investments		404,989.	495,386.	495,386.
	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 ATCH 8		0.	65.	65.
	10 a	Investments - U.S. and state government obligations (attach schedule)		2,482,401.	2,231,212.	2,453,402.
	b	Investments - corporate stock (attach schedule)		8,543,517.	8,250,435.	9,568,434.
	c	Investments - corporate bonds (attach schedule)		2,033,849.	1,778,230.	1,923,559.
	11	Investments - land, buildings, and equipment basis				
	Less: accumulated depreciation (attach schedule)					
12	Investments - mortgage loans					
13	Investments - other (attach schedule) ATCH 9		627,080.	908,103.	943,876.	
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)		14,095,573.	13,676,183.	15,397,474.	
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)					
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here ☐ 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 and complete lines 27 through 31. ☒					
	27	Capital stock, trust principal, or current funds				
	28	Paid-in or capital surplus, or land, bldg, and equipment fund				
	29	Retained earnings, accumulated income, endowment, or other funds		14,095,573.	13,676,183.	
	30	Total net assets or fund balances (see page 17 of the instructions)		14,095,573.	13,676,183.	
	31	Total liabilities and net assets/fund balances (see page 17 of the instructions)		14,095,573.	13,676,183.	

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	14,095,573.
2	Enter amount from Part I, line 27a	2	-447,390.
3	Other increases not included in line 2 (itemize) ATTACHMENT 10	3	28,000.
4	Add lines 1, 2, and 3	4	13,676,183.
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	13,676,183.

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 PART IV SCHEDULE					
b					
c					
d					
e					
(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)		
a					
b					
c					
d					
e					
Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(i) Gains (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)			14,510.		
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		

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	650,682.	14,930,778.	0.043580
2007	795,857.	15,553,464.	0.051169
2006	686,738.	15,445,584.	0.044462
2005	91,323.	14,129,905.	0.006463
2004	63,197.	1,708,420.	0.036991
2 Total of line 1, column (d)			0.182665
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			0.036533
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5			14,900,179.
5 Multiply line 4 by line 3			544,348.
6 Enter 1% of net investment income (1% of Part I, line 27b)			3,915.
7 Add lines 5 and 6			548,263.
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.			784,454.

Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948 - see page 18 of the instructions)

1 a Exempt operating foundations described in section 4940(d)(2), check here ☐ and enter "N/A" on line 1			
Date of ruling or determination letter _____ (attach copy of ruling letter if necessary - see instructions)			
b Domestic foundations that meet the section 4940(e) requirements in Part V, check here ☒ and enter 1% of Part I, line 27b		1	3,915.
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	
3 Add lines 1 and 2		3	3,915.
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	3,915.
6 Credits/Payments.			
a 2009 estimated tax payments and 2008 overpayment credited to 2009	6a	3,980.	
b Exempt foreign organizations-tax withheld at source	6b	0.	
c Tax paid with application for extension of time to file (Form 8868)	6c	0.	
d Backup withholding erroneously withheld	6d		
7 Total credits and payments. Add lines 6a through 6d	7	3,980.	
8 Enter any penalty for underpayment of estimated tax. Check here ☐ 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	65.	
11 Enter the amount of line 10 to be: Credited to 2010 estimated tax 65. Refunded	11		

Part VII-A Statements Regarding Activities

	Yes	No
1 a 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)?		X
If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities.		
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
4 a 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?		X
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	
8 a Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) TX,		
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 ATTACHMENT 11	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?	13	X	
Website address ▶ N/A				
14	The books are in care of ▶ WINTERMANN OFFICES Telephone no. ▶ 979-234-5551			
Located at ▶ 127 N. MCCARTY AVE EAGLE LAKE, TX ZIP + 4 ▶ 77434				
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? ☐ Yes ☒ No		
(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? ☐ Yes ☒ No		
(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? ☐ Yes ☒ No		
(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? ☒ Yes ☐ 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)? ☐ Yes ☒ 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) ☐ Yes ☒ 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 ▶ ☐	1b	X
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? ☐ Yes ☒ 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	X
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? ☐ Yes ☒ 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	X
4a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a	X
b Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2009?	4b	X

Form 990-PF (2009)

Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required (continued)**5a** During the year did the foundation pay or incur any amount to:

- (1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))? ☐ Yes ☒ No
- (2) Influence the outcome of any specific public election (see section 4955); or to carry on, directly or indirectly, any voter registration drive? ☐ Yes ☒ No
- (3) Provide a grant to an individual for travel, study, or other similar purposes? ☐ Yes ☒ No
- (4) Provide a grant to an organization other than a charitable, etc., organization described in section 509(a)(1), (2), or (3), or section 4940(d)(2)? (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

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?☐ 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

6b

X

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

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

7b

N/A

b If yes, did the foundation receive any proceeds or have any net income attributable to the transaction?**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
ATTACHMENT 12		80,000.	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 ☐ NONE

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 NONE

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 AWARDED 7 SCHOLARSHIPS TO ELIGIBLE STUDENTS BASED ON THE FINANCIAL NEED, FIELD OF STUDY AND CHARACTER REFERENCE.	40,000.
2 CONTRIBUTION TO VARIOUS QUALIFIED CHARITABLE ORGANIZATIONS	587,921.
3	
4	

Part IX-B Summary of Program-Related Investments (see page 23 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 NONE	
2	
All other program-related investments See page 24 of the instructions	
3 NONE	
Total. Add lines 1 through 3	

Form 990-PF (2009)

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	14,624,080.
b	Average of monthly cash balances	1b	482,944.
c	Fair market value of all other assets (see page 24 of the instructions)	1c	20,061.
d	Total (add lines 1a, b, and c)	1d	15,127,085.
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	15,127,085.
4	Cash deemed held for charitable activities. Enter 1 1/2 % of line 3 (for greater amount, see page 25 of the instructions)	4	226,906.
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	14,900,179.
6	Minimum investment return. Enter 5% of line 5	6	745,009.

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	745,009.
2a	Tax on investment income for 2009 from Part VI, line 5	2a	3,915.
b	Income tax for 2009. (This does not include the tax from Part VI.)	2b	
c	Add lines 2a and 2b	2c	3,915.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	741,094.
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	741,094.
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	741,094.

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	784,454.
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	0.
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	0.
b	Cash distribution test (attach the required schedule)	3b	0.
4	Qualifying distributions. Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	784,454.
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	3,915.
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	780,539.

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				741,094.
2 Undistributed income, if any, as of the end of 2009:				
a Enter amount for 2008 only			742,469.	
b Total for prior years 20 07, 20 06, 20 05				
3 Excess distributions carryover, if any, to 2009:				
a From 2004				
b From 2005				
c From 2006				
d From 2007				
e From 2008				0.
f Total of lines 3a through e	0.			
4 Qualifying distributions for 2009 from Part XII, line 4: ► \$ 784,454.				
a Applied to 2008, but not more than line 2a			742,469.	
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				41,985.
e Remaining amount distributed out of corpus	0.			
5 Excess distributions carryover applied to 2009 (If an amount appears in column (d), the same amount must be shown in column (a).)	0.			0.
6 Enter the net total of each column as indicated below:				
a Corpus Add lines 3f, 4c, and 4e. Subtract line 5	0.			
b Prior years' undistributed income. Subtract line 4b from line 2b				
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.				699,109.
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	0.			
10 Analysis of line 9				
a Excess from 2005				
b Excess from 2006				
c Excess from 2007				
d Excess from 2008				
e Excess from 2009	0.			

Part XIV Private Operating Foundations (see page 27 of the instructions and Part VII-A, question 9) NOT APPLICABLE

1 a 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)

2 a 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	
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:

ATTACHMENT 13

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

ATTACHMENT 14

c Any submission deadlines:

APRIL 1ST OF EACH YEAR

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

MUST BE ENTERING THE MEDICAL FIELD OF STUDY.

Part XV Supplementary Information (continued)**3 Grants and Contributions Paid During the Year or Approved for Future Payment**

Recipient Name and address (home or business)	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
a Paid during the year ATTACHMENT 15				
Total.			3a	627,921.
b Approved for future payment ATTACHMENT 16				
Total.			3b	32,000.

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			14	206,193.	
4 Dividends and interest from securities			14	201,843.	
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			19	1,812.	
8 Gain or (loss) from sales of assets other than inventory			18	14,510.	
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)				424,358.	
13 Total. Add line 12, columns (b), (d), and (e)				424,358.	

(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

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

Sign Here

Signature of officer or trustee

Date _____

Title

**Paid
Preparer's
Use Only**Preparer's
signature

Date _____

Check if self-employed ☐

Preparer's identifying
number (See Signature on
page 30 of the instructions)
P00087679

Firm's name (or yours if self-employed), address, and ZIP code

BRIGGS & VESELKA CO., P.C.
123 NORTH WASHINGTON
EL CAMPO, TX

EIN ▶ 74-1769118

Phone no. 979-543-1040

Schedule of Contributors

OMB No. 1545-0047

2009

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

Name of the organization

DAVID AND EULA WINTERMANN FOUNDATION

Employer identification number

76-0082100

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 foundation

Check 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).

Name of organization **DAVID AND EULA WINTERMANN FOUNDATION**Employer identification number
76-0082100**Part I Contributors** (see instructions)

(a) No.	(b) Name, address, and ZIP + 4	(c) Aggregate contributions	(d) Type of contribution
1	ESTATE OF EULA G. WINTERMANN P.O. BOX 337 EAGLE LAKE, TX 77434-0337	\$ 13,596.	Person ☒ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		\$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		\$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		\$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		\$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		\$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		\$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)

FORM 990-PF - PART IV
CAPITAL GAINS AND LOSSES FOR TAX ON INVESTMENT INCOME

Kind of Property		Description				P or D	Date acquired	Date sold
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj. basis as of 12/31/69	Excess of FMV over adj basis		Gain or (loss)	
596,068.		COMPASS #4207 - SEE ATTACHED DETAIL 523,389.					VARIOUS 72,679.	VARIOUS
2,918,761.		COMPASS #4207 - SEE ATTACHED DETAIL 2,971,116.					VARIOUS -52,355.	VARIOUS
34,012.		COMPASS #4207-1 - SEE ATTACHED DETAIL 27,893.					VARIOUS 6,119.	VARIOUS
227,465.		COMPASS #4207-1 - SEE ATTACHED DETAIL 240,591.					VARIOUS -13,126.	VARIOUS
1,193.		WIRELESS FACILITIES, INC - CLASS ACTION					VARIOUS 1,193.	VARIOUS
TOTAL GAIN (LOSS)							<u>14,510.</u>	

SECURITIES SOLD

<u>DATE</u>	<u>SECURITY DESCRIPTION</u>	<u>PROCEEDS</u>	<u>INVESTMENTS AT COST</u>
10/26/09	1948.29 VANGUARD GROWTH INDEX INV-FD #9 @ 26.05 /UNIT ON TRADE DATE 10/23/09 LONG TERM CAPITAL LOSS	50,753.03	62,657.10-
	11,904.07-		
10/28/09	1107 ABBOTT LABORATORIES @ 51.1037/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 60.89 BROKERAGE SHORT TERM CAPITAL LOSS	56,571.85	52,512.16-
	335.44-		
	4,395.13		
	2267 ALCOA INC @ 13.7152/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 124.69 BROKERAGE LONG TERM CAPITAL LOSS	31,092.45	65,005.43-
	33,912.98-		
	372 AUTOZONE INC @137.8927/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 20.46 BROKERAGE LONG TERM CAPITAL GAIN	51,296.07	37,406.46-
	13,889.61		

ACCOUNT NO: 4207
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

<u>DATE</u>	<u>SECURITY DESCRIPTION</u>	<u>PROCEEDS</u>	<u>INVESTMENTS AT COST</u>
10/28/09	757 BALCHEM CORPORATION @ 28.2522/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 41.64 BROKERAGE SHORT TERM CAPITAL GAIN	21,386.90 4,314.05	17,072.85-
	1315 CADENCE DESIGN SYSTEMS INC @ 7.5764/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 72.33 BROKERAGE LONG TERM CAPITAL LOSS	9,962.96 8,493.07-	18,456.03-
	738 CARMAX INC @ 22.3078/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 40.59 BROKERAGE LONG TERM CAPITAL GAIN	16,463.17 1,037.50	15,425.67-
	1282 CATHAY GENERAL BANCORP @ 9.0963/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 70.51 BROKERAGE SHORT TERM CAPITAL LOSS	11,661.40 12,871.31-	24,532.71-
	450 COGNIZANT TECH @ 40.6566/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 24.75 BROKERAGE LONG TERM CAPITAL GAIN	18,295.49 631.86	17,663.63-
	57 COMMSCOPE INC @ 28.914 /SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 3.14 BROKERAGE LONG TERM CAPITAL LOSS	1,648.10 1,135.78-	2,783.88-
	1217 COVANTA HOLDING CORPORATION @ 18.0017/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 66.94 BROKERAGE SHORT TERM CAPITAL LOSS	21,908.03 3,336.41-	25,244.44-
	219 DEUTSCHE TELEKOM AG - SP ADR @ 14.1661/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 12.05 BROKERAGE SHORT TERM CAPITAL LOSS	3,102.37 52.18-	3,154.55-
	411 DIAGEO PLC @ 62.7879/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 22.61 BROKERAGE LONG TERM CAPITAL GAIN	25,805.81 2,914.16	22,891.65-
	932 DIRECTV GROUP @ 26.3525/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 51.26 BROKERAGE SHORT TERM CAPITAL GAIN	24,560.53 6,324.51	18,236.02-
	244 EBAY INC @ 23.5771/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 13.42 BROKERAGE LONG TERM CAPITAL LOSS	5,752.81 4,945.37-	10,698.18-

ACCOUNT NO: 4207
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

DATE	SECURITY DESCRIPTION	PROCEEDS	INVESTMENTS AT COST
10/28/09	131 ELECTRO SCIENTIFIC INDS INC @ 12.9324/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 7.21 BROKERAGE LONG TERM CAPITAL LOSS	1,694.14 1,349.77-	3,043.91-
	278 ELECTRONIC ARTS INC @ 19.6172/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 15.29 BROKERAGE LONG TERM CAPITAL LOSS	5,453.57 10,818.14-	16,271.71-
	1157 EMERSON ELECTRIC COMPANY @ 39.6045/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 63.63 BROKERAGE LONG TERM CAPITAL GAIN	45,822.39 518.27	45,304.12-
	390 EXPRESS SCRIPTS INC @ 80.441 /SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 21.45 BROKERAGE LONG TERM CAPITAL GAIN	31,372.00 6,802.84	24,569.16-
	844 FAMILY DOLLAR STORES INC @ 29.1343/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 46.41 BROKERAGE SHORT TERM CAPITAL LOSS	24,589.32 1,979.44-	26,568.76-
	338 FEDEX CORP @ 77.4701/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 18.59 BROKERAGE LONG TERM CAPITAL LOSS	26,184.90 2,489.33-	28,674.23-
	1005 FOSTERS GROUP LTD @ 5.0049/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 55.28 BROKERAGE SHORT TERM CAPITAL GAIN	5,029.89 1,205.86	3,824.03-
	1197 GAMESTOP CORP CL A @ 24.5661/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 65.84 BROKERAGE SHORT TERM CAPITAL GAIN	29,405.65 988.72	28,416.93-
	786 GREENBRIER COMPANIES INC @ 10.0015/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 43.23 BROKERAGE LONG TERM CAPITAL LOSS	7,861.20 10,071.31-	17,932.51-
	337 GUESS? INC @ 40.429 /SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 18.54 BROKERAGE LONG TERM CAPITAL GAIN	13,624.57 166.85	13,457.72-
	357 HARRIS STRATEX NETWORKS INC @ 6.6974/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 19.63 BROKERAGE SHORT TERM CAPITAL GAIN	2,390.98 475.32	1,915.66-

ACCOUNT NO: 4207
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

<u>DATE</u>	<u>SECURITY DESCRIPTION</u>	<u>PROCEEDS</u>	<u>INVESTMENTS AT COST</u>
10/28/09	374 HENRY SCHEIN INC @ 55.1366/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 20.57 BROKERAGE LONG TERM CAPITAL GAIN	20,621.07 4,726.79	15,894.28-
	1334 ILLINOIS TOOL WORKS INC @ 47.7191/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 73.37 BROKERAGE LONG TERM CAPITAL GAIN	63,657.33 5,517.27	58,140.06-
	892 ING GROEP N V SPONS ADR @ 17.3956/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 49.06 BROKERAGE LONG TERM CAPITAL LOSS	15,516.91 20,952.51-	36,469.42-
	242 INTERNATIONAL BUSINESS MACHINES CORP @ 120.9976/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 13.31 BROKERAGE LONG TERM CAPITAL GAIN	29,281.43 6,234.56	23,046.87-
	397 INVESCO LIMITED @ 22.1458/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 21.84 BROKERAGE LONG TERM CAPITAL GAIN	8,791.89 3,466.72	5,325.17-
	52 JOHNSON & JOHNSON @ 60.2833/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 2.86 BROKERAGE SHORT TERM CAPITAL GAIN	3,134.73 32.88	3,101.85-
	896 KONINKLIJKE KPN ADR @ 17.9445/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 49.28 BROKERAGE LONG TERM CAPITAL GAIN	16,078.30 2,035.56	14,042.74-
	776 LENOVO GROUP LIMITED ADR @ 11.7947/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 42.68 BROKERAGE LONG TERM CAPITAL GAIN	9,152.68 380.00	8,772.68-
	1031 MANULIFE FINANCIAL CORP @ 20.7145/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 56.71 BROKERAGE LONG TERM CAPITAL LOSS	21,356.60 16,361.05-	37,717.65-
	660 MCDONALD'S CORPORATION @ 59.3855/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 36.30 BROKERAGE LONG TERM CAPITAL GAIN	39,194.41 18,487.26	20,707.15-
	599 MONSANTO CO @ 74.6208/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 32.95 BROKERAGE LONG TERM CAPITAL GAIN	44,697.88 2,866.07	41,831.81-

ACCOUNT NO: 4207
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

DATE	SECURITY DESCRIPTION	PROCEEDS	INVESTMENTS AT COST
10/28/09	407 NATIONAL-OILWELL VARCO, INC. @ 46.8653/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 22.38 BROKERAGE LONG TERM CAPITAL LOSS	19,074.18 4,699.81-	23,773.99-
	529 NETAPP, INC. @ 28.705 /SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 29.10 BROKERAGE LONG TERM CAPITAL GAIN	15,184.96 2,081.49	13,103.47-
	499 NINTENDO CO LTD ADR @ 33.1541/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 27.45 BROKERAGE LONG TERM CAPITAL LOSS	16,543.91 11,053.28-	27,597.19-
	569 NOKIA CORP - SPONS ADR "A" @ 13.1249/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 31.30 BROKERAGE LONG TERM CAPITAL LOSS	7,468.09 10,196.52-	17,664.61-
	392 PEPSICO INC @ 60.7545/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 21.56 BROKERAGE LONG TERM CAPITAL GAIN	23,815.77 6,028.77	17,787.00-
	1262 PFIZER INCORPORATED @ 17.1661/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 69.41 BROKERAGE LONG TERM CAPITAL LOSS	21,663.56 11,659.55-	33,323.11-
	520 PNC FINANCIAL SERVICES GROUP @ 52.6736/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 28.60 BROKERAGE SHORT TERM CAPITAL GAIN	27,390.29 13,908.25	13,482.04-
	214 PRAXAIR INC @ 82.7356/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 11.77 BROKERAGE LONG TERM CAPITAL GAIN	17,705.41 6,830.25	10,875.16-
	545 PROTECTIVE LIFE CORPORATION @ 21.3878/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 29.98 BROKERAGE LONG TERM CAPITAL LOSS	11,656.36 10,729.42-	22,385.78-
	1562 SILVER WHEATON CORP @ 13.9557/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 85.91 BROKERAGE LONG TERM CAPITAL LOSS	21,798.86 1,060.70-	22,859.56-
	1123 SMITH INTERNATIONAL INC @ 32.4965/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 61.77 BROKERAGE SHORT TERM CAPITAL GAIN LONG TERM CAPITAL LOSS	36,493.52 2,528.50 34,977.55-	68,942.57-

ACCOUNT NO: 4207
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

<u>DATE</u>	<u>SECURITY DESCRIPTION</u>	<u>PROCEEDS</u>	<u>INVESTMENTS AT COST</u>
10/28/09	631 STRYKER CORP @ 47.9448/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 34.71 BROKERAGE LONG TERM CAPITAL LOSS	30,253.19 3,022.59-	33,275.78-
	922 SYNTEL, INC. @ 43.4914/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 50.71 BROKERAGE SHORT TERM CAPITAL GAIN	40,099.07 17,607.19	22,491.88-
	305 TAKEDA PHARMACEUTICAL CO LTD ADR @ 19.3945/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 16.78 BROKERAGE SHORT TERM CAPITAL GAIN	5,915.31 798.94	5,116.37-
	1153 TEMPUR-PEDIC INTERNATIONAL @ 21.419 /SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 63.42 BROKERAGE SHORT TERM CAPITAL GAIN	24,696.13 16,804.24	7,891.89-
	94 UNITED RENTALS INC @ 10.4747/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 5.17 BROKERAGE LONG TERM CAPITAL LOSS	984.62 690.87-	1,675.49-
	421 VARIAN MEDICAL SYSTEMS INC @ 41.3954/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 23.16 BROKERAGE SHORT TERM CAPITAL GAIN	17,427.47 495.14	16,932.33-
	339 WORLD FUEL SERVICES CORP @ 53.1237/SHARE ON TRADE DATE 10/23/09 SOLD THROUGH UNX-SLK PAID 18.65 BROKERAGE SHORT TERM CAPITAL GAIN	18,008.93 7,093.32	10,915.61-
01/29/10	0.5 BALCHEM CORPORATION @ 20.34 /SHARE ON TRADE DATE 1/26/10 SOLD THROUGH UNX-SLK LONG TERM CAPITAL GAIN	10.17 2.65	7.52-
02/10/10	700 CHATTEM INC @ 93.50 /SHARE ON TRADE DATE 2/08/10 LONG TERM CAPITAL GAIN	65,450.00 20,175.79	45,274.21-
02/16/10 ① CB	943.47 ABFS 2002-2 A7 5.215% 6/15/33 @ 1.00 /\$1 PV ON TRADE DATE 2/15/10 LONG TERM CAPITAL LOSS	943.47 18.78-	962.25-
02/17/10	918 BURLINGTON NORTHERN SANTA FE @100.00 /SHARE ON TRADE DATE 2/16/10 LONG TERM CAPITAL GAIN	91,800.00 40,839.46	50,960.54-
02/18/10 ① CB	603.99 ABFS 2002-2 A7 5.215% 6/15/33 @ 1.00 /\$1 PV ON TRADE DATE 12/15/09 LONG TERM CAPITAL LOSS	603.99 12.02-	616.01-

ACCOUNT NO: 4207
ACCOUNT OF: COMPASS BANK, AGENT FOR
DAVID AND EULA WINTERMANN FOUNDATION

DATE	SECURITY DESCRIPTION	PROCEEDS	INVESTMENTS AT COST
① 2/18/10 CB	802.76 ABFS 2002-2 A7 5.215% 6/15/33 @ 1.00 /\$1 PV ON TRADE DATE 1/15/10 LONG TERM CAPITAL LOSS	802.76	818.74-
	15.98-		
② 03/01/10	1546.39 VANGUARD DEV MKTS INDEX FD @ 9.08 /UNIT ON TRADE DATE 2/26/10 SHORT TERM CAPITAL LOSS	14,041.23	15,000.00-
	958.77-		
03/03/10	723 ABM INDUSTRIES INC @ 20.4188/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 39.77 BROKERAGE LONG TERM CAPITAL GAIN	14,762.81	10,385.06-
	4,377.75		
	3505 AEGON N V ORD AMER REG @ 6.2256/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 192.78 BROKERAGE SHORT TERM CAPITAL GAIN	21,820.79	20,438.42-
	1,382.37		
	179 AFFILIATED COMPUTER SERVICES @ 71.8169/SHARE ON TRADE DATE 2/08/10 LONG TERM CAPITAL GAIN	12,855.23	9,525.83-
	3,329.40		
	979 AMERICAN REPROGRAPHICS COMPANY @ 7.125 /SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 53.85 BROKERAGE LONG TERM CAPITAL LOSS	6,975.38	9,599.09-
	2,623.71-		
	54 ANGLO AMERICAN PLC @ 18.0746/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 2.97 BROKERAGE LONG TERM CAPITAL LOSS	976.03	1,837.89-
	861.86-		
	1349 ARES CAPITAL CORPORATION @ 13.0755/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 74.20 BROKERAGE LONG TERM CAPITAL GAIN	17,638.83	6,900.14-
	10,738.69		
	847 ATLAS COPCO AB @ 12.8448/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 46.59 BROKERAGE LONG TERM CAPITAL LOSS	10,879.57	13,640.94-
	2,761.37-		
	443 BANK OF AMERICA CORP @ 16.6468/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 24.36 BROKERAGE LONG TERM CAPITAL LOSS	7,374.52	12,863.02-
	5,488.50-		
	146 BOSTON PROPERTIES INC - REIT @ 68.4541/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 8.03 BROKERAGE LONG TERM CAPITAL LOSS	9,994.30	14,571.53-
	4,577.23-		
	537 CERNER CORPORATION @ 82.9466/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 29.54 BROKERAGE LONG TERM CAPITAL GAIN	44,542.34	24,573.13-
	19,969.21		

ACCOUNT NO: 4207
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

<u>DATE</u>	<u>SECURITY DESCRIPTION</u>	<u>PROCEEDS</u>	<u>INVESTMENTS AT COST</u>
3/3/10	1341 CHARLES SCHWAB CORPORATION @ 18.117 /SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 73.76 BROKERAGE LONG TERM CAPITAL GAIN	24,294.85 2,590.09	21,704.76-
	407 CHEROKEE, INC. @ 16.9558/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 22.39 BROKERAGE LONG TERM CAPITAL GAIN	6,901.00 630.31	6,270.69-
	1297 CORNING INCORPORATED @ 17.597 /SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 71.33 BROKERAGE LONG TERM CAPITAL GAIN	22,823.27 11,351.37	11,471.90-
	219 CUMMINS ENGINE COMPANY INC @ 56.5226/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 12.05 BROKERAGE LONG TERM CAPITAL GAIN	12,378.46 3,157.46	9,221.00-
	491 ENTERTAINMENT PROPERTIES TRUST @ 38.0489/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 27.01 BROKERAGE LONG TERM CAPITAL GAIN	18,682.01 3,711.77	14,970.24-
	498 FOMENTO ECONOMICO MEXICANO SAB DE CV @ 42.565 /SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 27.39 BROKERAGE LONG TERM CAPITAL GAIN	21,197.35 9,741.81	11,455.54-
	789 FRANCE TELECOM SA ADR @ 23.4153/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 43.40 BROKERAGE LONG TERM CAPITAL LOSS	18,474.71 7,505.13-	25,979.84-
	294 FREEPORT-MCMORAN COPPER & GOLD INC. @ 74.9348/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 16.17 BROKERAGE LONG TERM CAPITAL LOSS	22,030.84 7,154.33-	29,185.17-
	613 FTI CONSULTING INC @ 37.295 /SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 33.72 BROKERAGE LONG TERM CAPITAL LOSS	22,861.84 3,090.13-	25,951.97-
	454 HARTFORD FINANCIAL SERVICES GROUP @ 24.2247/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 24.97 BROKERAGE LONG TERM CAPITAL LOSS	10,998.01 24,216.50-	35,214.51-
	459 HUMANA INC @ 47.331 /SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 25.25 BROKERAGE LONG TERM CAPITAL GAIN	21,724.93 7,820.03	13,904.90-

ACCOUNT NO: 4207
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

3/3/10

<u>DATE</u>	<u>SECURITY DESCRIPTION</u>	<u>PROCEEDS</u>	<u>INVESTMENTS AT COST</u>
	889 MTN GROUP LIMITED ADR @ 14.5248/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 48.90 BROKERAGE SHORT TERM CAPITAL LOSS	12,912.55	15,117.45-
		2,204.90-	
	2374 NATIONAL BANK OF GREECE S.A. ADR @ 3.7856/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 130.57 BROKERAGE SHORT TERM CAPITAL LOSS	8,987.13	18,880.25-
		9,893.12-	
	746 NORTHERN TRUST CORPORATION @ 53.1679/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 41.03 BROKERAGE LONG TERM CAPITAL GAIN	39,663.29	33,836.02-
		5,827.27	
	22 ORIX ADR @ 38.3045/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 1.21 BROKERAGE LONG TERM CAPITAL LOSS	842.70	1,936.55-
		1,093.85-	
	378 OWENS & MINOR INC @ 44.7376/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 20.79 BROKERAGE LONG TERM CAPITAL GAIN	16,910.83	14,997.15-
		1,913.68	
	1093 PEOPLE'S UNITED FINANCIAL INC @ 15.5648/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 60.12 BROKERAGE LONG TERM CAPITAL LOSS	17,012.32	20,410.83-
		3,398.51-	
	297 PNC FINANCIAL SERVICES GROUP @ 53.7065/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 16.34 BROKERAGE SHORT TERM CAPITAL GAIN	15,950.82	7,700.32-
		8,250.50	
	204 PRICELINE.COM INC @ 225.6399/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 11.22 BROKERAGE SHORT TERM CAPITAL GAIN	46,030.54	16,075.70-
		29,954.84	
	619 RED HAT INC @ 27.9459/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 34.05 BROKERAGE SHORT TERM CAPITAL GAIN	17,298.52	9,363.99-
		7,934.53	
	840 REPUBLIC SERVICES INC @ 28.0965/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 46.20 BROKERAGE LONG TERM CAPITAL LOSS	23,601.09	27,037.04-
		3,435.95-	
	521 SAP AG - SPONS ADR @ 44.4878/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 28.66 BROKERAGE SHORT TERM CAPITAL LOSS	23,178.15	27,037.06-
		3,858.91-	

ACCOUNT NO: 4207
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

DATE	SECURITY DESCRIPTION	PROCEEDS	INVESTMENTS AT COST
3/3/10	767 SOUTHWESTERN ENERGY CO(STATE INCORP) @ 42.0463/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 42.19 BROKERAGE SHORT TERM CAPITAL GAIN 5,242.05 LONG TERM CAPITAL GAIN 4,618.09	32,249.55	22,389.41-
	334 STATE STREET CORPORATION @ 44.8153/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 18.37 BROKERAGE LONG TERM CAPITAL LOSS 1,201.12-	14,968.31	16,169.43-
	132 TOYOTA MOTOR CORP - ADR @ 74.6241/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 7.26 BROKERAGE LONG TERM CAPITAL LOSS 71.40-	9,850.38	9,921.78-
	511 WD-40 COMPANY @ 31.4185/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 28.11 BROKERAGE LONG TERM CAPITAL GAIN 2,662.85	16,054.86	13,392.01-
03/04/10	0.36 XEROX CORPORATION @ 9.0959/SHARE ON TRADE DATE 3/04/10 LONG TERM CAPITAL LOSS 0.62-	3.32	3.94-
① 03/15/10 cb	205.67 ABFS 2002-2 A7 5.215% 6/15/33 @ 1.00 /\$1 PV ON TRADE DATE 3/15/10 LONG TERM CAPITAL LOSS 4.07-	205.67	209.74-
04/13/10	0.5 OWENS & MINOR INC @ 31.34 /SHARE ON TRADE DATE 4/08/10 LONG TERM CAPITAL GAIN 2.44	15.67	13.23-
① 04/15/10 cb	258.3 ABFS 2002-2 A7 5.215% 6/15/33 @ 1.00 /\$1 PV ON TRADE DATE 4/15/10 LONG TERM CAPITAL LOSS 5.07-	258.30	263.37-
04/28/10	3500 EXXON MOBIL CORP @ 68.3589/SHARE ON TRADE DATE 4/23/10 SOLD THROUGH KELLOGG PARTNERS PAID 35.00 BROKERAGE LONG TERM CAPITAL GAIN 81,861.31	239,256.31	157,395.00-
05/04/10	268 AGRUM INC @ 61.7846/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 14.74 BROKERAGE LONG TERM CAPITAL GAIN 4,194.50	16,558.26	12,363.76-
	963 AMGEN INCORPORATED @ 58.8458/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 52.97 BROKERAGE LONG TERM CAPITAL GAIN 13,973.89	56,668.50	42,694.61-
	229 BOTTOMLINE TECHNOLOGIES INC @ 17.7967/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 12.60 BROKERAGE LONG TERM CAPITAL GAIN 1,334.92	4,075.44	2,740.52-

ACCOUNT NO: 4207
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

5/4/10

DATE	SECURITY DESCRIPTION	PROCEEDS	INVESTMENTS AT COST
	858 CORNING INCORPORATED @ 20.1365/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 47.19 BROKERAGE LONG TERM CAPITAL GAIN	17,277.15 9,688.19	7,588.96-
	404 DBS GROUP HOLDINGS @ 44.8542/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 22.22 BROKERAGE SHORT TERM CAPITAL GAIN	18,121.11 3,171.09	14,950.02-
	204 EASTMAN CHEMICAL COMPANY @ 68.766 /SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 11.22 BROKERAGE LONG TERM CAPITAL LOSS	14,028.27 904.67-	14,932.94-
	1227 FAIRCHILD SEMICONDUCTOR CORP @ 11.7564/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 67.49 BROKERAGE LONG TERM CAPITAL LOSS	14,425.13 6,255.95-	20,681.08-
	741 FOSTER WHEELER AG @ 31.2306/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 40.76 BROKERAGE SHORT TERM CAPITAL LOSS	23,141.91 281.96-	23,423.87-
	624 HUTCHINSON TECH @ 6.1153/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 34.32 BROKERAGE LONG TERM CAPITAL LOSS	3,815.94 10,556.87-	14,372.81-
	464 INGERSOLL-RAND PLC @ 36.9844/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 25.52 BROKERAGE LONG TERM CAPITAL GAIN	17,160.74 490.16	16,670.58-
	506 INSIGHT ENTERPRISES INC @ 15.1706/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 27.83 BROKERAGE LONG TERM CAPITAL LOSS	7,676.34 2,544.17-	10,220.51-
	1253 INTESA SANPAOLO-SPON ADR @ 19.5047/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 68.92 BROKERAGE SHORT TERM CAPITAL LOSS	24,439.34 5,493.03-	29,932.37-
	1371 KEPPEL CORP LTD-SPONS ADR @ 14.2447/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 75.41 BROKERAGE LONG TERM CAPITAL LOSS	19,529.55 1,385.06-	20,914.61-
	386 LANDSTAR SYSTEM INC @ 45.217 /SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 21.23 BROKERAGE LONG TERM CAPITAL GAIN	17,453.77 4,808.05	12,645.72-

ACCOUNT NO: 4207
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

DATE	SECURITY DESCRIPTION	PROCEEDS	INVESTMENTS AT COST
5/4/10	2392 LATTICE SEMICONDUCTOR CORP @ 5.3129/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 131.56 BROKERAGE LONG TERM CAPITAL LOSS	12,708.34	15,057.64-
		2,349.30-	
	398 MONARCH CASINO & RESORT, INC. @ 11.9778/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 21.89 BROKERAGE LONG TERM CAPITAL LOSS	4,767.15	5,587.37-
		820.22-	
	307 MONSANTO CO @ 62.8083/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 16.89 BROKERAGE LONG TERM CAPITAL LOSS	19,282.15	21,439.67-
		2,157.52-	
	413 NESTLE SA SPONS ADR - REG SHS @ 48.7441/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 22.72 BROKERAGE LONG TERM CAPITAL GAIN	20,131.33	11,581.35-
		8,549.98	
	338 PIONEER NATURAL RESOURCES COMPANY @ 63.462 /SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 18.59 BROKERAGE SHORT TERM CAPITAL GAIN	21,450.16	14,480.60-
		6,969.56	
	625 STATE STREET CORPORATION @ 44.0842/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 34.38 BROKERAGE LONG TERM CAPITAL GAIN	27,552.65	24,715.60-
		2,837.05	
	1372 SUNTRUST BANKS INC @ 29.1046/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 75.46 BROKERAGE SHORT TERM CAPITAL GAIN LONG TERM CAPITAL LOSS	39,931.52	62,807.14-
		5,771.65 28,647.27-	
	99 TEREX CORP @ 27.4444/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 5.45 BROKERAGE LONG TERM CAPITAL LOSS	2,717.00	7,129.29-
		4,412.29-	
	360 VISHAY INTERTECHNOLOGY INC @ 10.8974/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 19.80 BROKERAGE LONG TERM CAPITAL GAIN	3,923.07	3,381.84-
		541.23	
	2498 XEROX CORPORATION @ 11.1348/SHARE ON TRADE DATE 4/29/10 SOLD THROUGH UNX-SLK PAID 137.39 BROKERAGE SHORT TERM CAPITAL GAIN LONG TERM CAPITAL GAIN	27,814.75	24,772.34-
		2,732.26 310.15	
05/17/10	927.5 ABFS 2002-2 A7 5.215% 6/15/33 @ 1.00 /\$1 PV ON TRADE DATE 5/15/10 LONG TERM CAPITAL LOSS	927.50	945.59-
		18.09-	

ACCOUNT NO: 4207
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

DATE	SECURITY DESCRIPTION	PROCEEDS	INVESTMENTS AT COST
06/14/10	3132 BANCO SANTANDER SA @ 9.1348/SHARE ON TRADE DATE 6/09/10 SOLD THROUGH KELLOGG PARTNERS PAID 172.26 BROKERAGE SHORT TERM CAPITAL LOSS LONG TERM CAPITAL LOSS	28,610.33 6,880.56- 9,527.60-	45,018.49-
	296 RIO TINTO PLC SPONS ADR @ 45.7643/SHARE ON TRADE DATE 6/09/10 SOLD THROUGH KELLOGG PARTNERS PAID 16.28 BROKERAGE SHORT TERM CAPITAL LOSS	13,546.24 1,761.03-	15,307.27-
06/15/10	499.08 ABFS 2002-2 A7 5.215% 6/15/33 @ 1.00 /\$1 PV ON TRADE DATE 6/15/10 LONG TERM CAPITAL LOSS	499.08 9.66-	508.74-
	250000 GOLDMAN SACHS 4.500% 6/15/10 @ 1.00 /\$1 PV ON TRADE DATE 6/15/10 LONG TERM CAPITAL GAIN	250,000.00 42.50	249,957.50-
06/18/10	1471 HALLIBURTON COMPANY @ 25.2724/SHARE ON TRADE DATE 6/15/10 SOLD THROUGH BNY SECURITIES PAID 80.91 BROKERAGE LONG TERM CAPITAL LOSS	37,175.65 19,156.99-	56,332.64-
	1230 TRANSOCEAN LTD @ 45.9008/SHARE ON TRADE DATE 6/15/10 SOLD THROUGH UNX-SLK PAID 67.65 BROKERAGE SHORT TERM CAPITAL LOSS LONG TERM CAPITAL LOSS	56,458.01 7,539.05- 47,757.80-	111,754.86-
06/30/10	117 ASTRAZENECA GROUP PLC - SP ADR @ 44.8294/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 6.44 BROKERAGE LONG TERM CAPITAL GAIN	5,245.04 366.70	4,878.34-
	262 BOC HONG KONG HOLDINGS LTD @ 46.6542/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 14.41 BROKERAGE LONG TERM CAPITAL GAIN	12,223.40 6,720.09	5,503.31-
	239 CROSS COUNTRY HEALTHCARE, INC. @ 9.1178/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 13.15 BROKERAGE LONG TERM CAPITAL LOSS	2,179.16 685.82-	2,864.98-
	429 DARDEN RESTAURANTS INC @ 39.7964/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 23.60 BROKERAGE LONG TERM CAPITAL GAIN	17,072.65 1,437.78	15,634.87-
	507 FLEXTRONICS INTERNATIONAL LIMITED @ 6.286 /SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 27.89 BROKERAGE LONG TERM CAPITAL LOSS	3,187.00 3,330.48-	6,517.48-

ACCOUNT NO: 4207
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

DATE	SECURITY DESCRIPTION	PROCEEDS	INVESTMENTS AT COST
4/30/10	0.67 FURIEX PHARMACEUTICALS INC. @ 11.1428/SHARE ON TRADE DATE 6/22/10 LONG TERM CAPITAL LOSS	7.43	11.52-
	4.09-		
	45 HONDA MOTOR CO LTD SPONS ADR @ 30.1942/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 2.48 BROKERAGE LONG TERM CAPITAL LOSS	1,358.74	1,433.03-
	74.29-		
	30 HUDSON HIGHLAND GROUP INC @ 5.3047/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 1.65 BROKERAGE LONG TERM CAPITAL LOSS	159.14	192.21-
	33.07-		
	739 JOHNSON & JOHNSON @ 59.116 /SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 40.65 BROKERAGE SHORT TERM CAPITAL LOSS LONG TERM CAPITAL LOSS	43,686.72	46,036.89-
	1,417.45- 932.72-		
	52 MITSUI & CO LTD ADR @ 252.9706/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 2.86 BROKERAGE SHORT TERM CAPITAL LOSS	13,154.47	14,624.74-
	1,470.27-		
	762 NATIONAL-OILWELL VARCO, INC. @ 35.9144/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 41.91 BROKERAGE LONG TERM CAPITAL LOSS	27,366.76	49,360.66-
	21,993.90-		
	181 QLOGIC CORPORATION @ 17.6648/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 9.96 BROKERAGE LONG TERM CAPITAL GAIN	3,197.32	2,306.79-
	890.53		
	771 QUALCOMM INC @ 34.6857/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 42.41 BROKERAGE LONG TERM CAPITAL LOSS	26,742.67	30,367.31-
	3,624.64-		
	122 REGIS CORPORATION @ 16.2973/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 6.71 BROKERAGE LONG TERM CAPITAL LOSS	1,988.27	4,540.50-
	2,552.23-		
	103 SANOFI-AVENTIS ADR @ 30.2844/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 5.67 BROKERAGE LONG TERM CAPITAL GAIN	3,119.29	3,073.08-
	46.21		
	1191 STERLITE INDUSTRIES (INDIA) LTD. ADR @ 14.5146/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 65.51 BROKERAGE SHORT TERM CAPITAL LOSS	17,286.90	20,975.42-
	3,688.52-		

ACCOUNT NO: 4207
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

DATE	SECURITY DESCRIPTION	PROCEEDS	INVESTMENTS AT COST
6/30/10	360 TENARIS SA ADR @ 37.4766/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 19.80 BROKERAGE SHORT TERM CAPITAL LOSS	13,491.56	14,999.40-
		1,507.84-	
	128 UNILEVER NV - NY SHARES @ 28.1566/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 7.04 BROKERAGE LONG TERM CAPITAL GAIN	3,604.05	3,353.91-
		250.14	
	729 VALE SA CLASS A ADR @ 23.5475/SHARE ON TRADE DATE 6/25/10 SOLD THROUGH UNX-SLK PAID 40.10 BROKERAGE LONG TERM CAPITAL GAIN	17,020.36	8,159.33-
		8,861.03	
07/15/10	91.67 ABFS 2002-2 A7 5.215% 6/15/33 @ 1.00 /\$1 PV ON TRADE DATE 6/15/10 LONG TERM CAPITAL LOSS	91.67	93.44-
DCB		1.77-	
07/20/10	0.77 SOCIETE GENERALE ADR @ 9.5468/SHARE ON TRADE DATE 7/15/10 SOLD THROUGH UNX-SLK SHORT TERM CAPITAL LOSS	7.31	11.93-
		4.62-	
08/16/10	164.8 ABFS 2002-2 A7 5.215% 6/15/33 @ 1.00 /\$1 PV ON TRADE DATE 8/15/10 LONG TERM CAPITAL LOSS	164.80	167.95-
DCB		3.15-	
09/01/10	250000 FHLMC NOTES 5.000% 9/01/10 @ 1.00 /\$1 PV ON TRADE DATE 9/01/10	250,000.00	250,000.00-
2 USO			
09/15/10	166.92 ABFS 2002-2 A7 5.215% 6/15/33 @ 1.00 /\$1 PV ON TRADE DATE 9/15/10 LONG TERM CAPITAL LOSS	166.92	170.08-
DCB		3.16-	
	TOTAL SECURITIES SOLD	3,514,829.45	3,494,505.58-
	NET REALIZED GAIN/LOSS	20,323.87	

SECURITIES SOLD

<u>DATE</u>	<u>SECURITY DESCRIPTION</u>	<u>PROCEEDS</u>	<u>INVESTMENTS AT COST</u>
01/29/10	0.5 BALCHEM CORPORATION @ 20.34 /SHARE ON TRADE DATE 1/26/10 SOLD THROUGH UNX-SLK LONG TERM CAPITAL GAIN	10.17	7.52-
			2.65

ACCOUNT NO: 4207-1
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

DATE	SECURITY DESCRIPTION	PROCEEDS	INVESTMENTS AT COST
02/10/10	76 CHATTEM INC @ 93.50 /SHARE ON TRADE DATE 2/08/10 LONG TERM CAPITAL GAIN	7,106.00	4,915.49-
	2,190.51		
02/17/10	123 BURLINGTON NORTHERN SANTA FE @100.00 /SHARE ON TRADE DATE 2/16/10 LONG TERM CAPITAL GAIN	12,300.00	11,416.68-
	883.32		
03/01/10	201.7 VANGUARD DEV MKTS INDEX FD @ 9.08 /UNIT ON TRADE DATE 2/26/10 LONG TERM CAPITAL LOSS	1,831.40	2,457.49-
	626.09-		
03/03/10	162 ABBOTT LABORATORIES @ 54.1943/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 8.91 BROKERAGE LONG TERM CAPITAL GAIN	8,779.48	8,537.21-
	242.27		
	240 AEGON N V ORD AMER REG @ 6.2256/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 13.20 BROKERAGE SHORT TERM CAPITAL LOSS	1,494.15	1,892.40-
	398.25-		
	330 ALCOA INC @ 13.2375/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 18.15 BROKERAGE LONG TERM CAPITAL LOSS	4,368.38	11,730.27-
	7,361.89-		
	36 CERNER CORPORATION @ 82.9467/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 1.98 BROKERAGE LONG TERM CAPITAL GAIN	2,986.08	1,555.38-
	1,430.70		
	155 CHARLES SCHWAB CORPORATION @ 18.117 /SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 8.52 BROKERAGE LONG TERM CAPITAL GAIN	2,808.13	2,508.75-
	299.38		
	97 CHEROKEE, INC. @ 16.9558/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 5.33 BROKERAGE LONG TERM CAPITAL GAIN	1,644.71	1,494.49-
	150.22		
	8 E.ON AG -ADR @ 35.5337/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 0.44 BROKERAGE LONG TERM CAPITAL LOSS	284.27	464.44-
	180.17-		
	162 FAMILY DOLLAR STORES INC @ 33.0446/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 8.91 BROKERAGE SHORT TERM CAPITAL GAIN	5,353.22	5,099.70-
	253.52		
	32 FOMENTO ECONOMICO MEXICANO SAB DE CV @ 42.565 /SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 1.76 BROKERAGE LONG TERM CAPITAL GAIN	1,362.08	1,258.57-
	103.51		

ACCOUNT NO: 4207-1
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

<u>DATE</u>	<u>SECURITY DESCRIPTION</u>	<u>PROCEEDS</u>	<u>INVESTMENTS AT COST</u>
	531 FOSTERS GROUP LTD @ 4.7649/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 29.21 BROKERAGE LONG TERM CAPITAL GAIN	2,530.17	2,020.46-
	509.71		
	153 FRANCE TELECOM SA ADR @ 23.4154/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 8.41 BROKERAGE LONG TERM CAPITAL LOSS	3,582.55	4,948.19-
	1,365.64-		
	31 FREEPORT-MCMORAN COPPER & GOLD INC. @ 74.9345/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 1.71 BROKERAGE LONG TERM CAPITAL LOSS	2,322.97	3,646.69-
	1,323.72-		
	70 FTI CONSULTING INC @ 37.295 /SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 3.85 BROKERAGE LONG TERM CAPITAL LOSS	2,610.65	2,963.52-
	352.87-		
	96 MTN GROUP LIMITED ADR @ 14.5248/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 5.28 BROKERAGE SHORT TERM CAPITAL LOSS	1,394.38	1,541.28-
	146.90-		
	269 NATIONAL BANK OF GREECE S.A. ADR @ 3.7857/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 14.80 BROKERAGE SHORT TERM CAPITAL LOSS	1,018.34	1,509.04-
	490.70-		
	43 NATIONAL GRID GROUP, PLC ADR @ 49.6542/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 2.37 BROKERAGE LONG TERM CAPITAL LOSS	2,135.13	3,035.52-
	900.39-		
	83 NINTENDO CO LTD ADR @ 33.7946/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 4.56 BROKERAGE LONG TERM CAPITAL LOSS	2,804.95	5,358.93-
	2,553.98-		
	102 NOKIA CORP - SPONS ADR "A" @ 13.3748/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 5.61 BROKERAGE LONG TERM CAPITAL LOSS	1,364.23	3,027.61-
	1,663.38-		
	82 NORTHERN TRUST CORPORATION @ 53.1679/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 4.51 BROKERAGE LONG TERM CAPITAL GAIN	4,359.77	3,719.24-
	640.53		
	122 PEOPLE'S UNITED FINANCIAL INC @ 15.5648/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 6.71 BROKERAGE LONG TERM CAPITAL LOSS	1,898.90	2,278.25-
	379.35-		

ACCOUNT NO: 4207-1
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

<u>DATE</u>	<u>SECURITY DESCRIPTION</u>	<u>PROCEEDS</u>	<u>INVESTMENTS AT COST</u>
	29 PRICELINE.COM INC @ 225.6021/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 1.59 BROKERAGE SHORT TERM CAPITAL GAIN	6,542.46	2,285.27-
	124 SAP AG - SPONS ADR @ 44.4878/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 6.82 BROKERAGE SHORT TERM CAPITAL GAIN	5,516.49	4,119.58-
	133 SOUTHWESTERN ENERGY CO(STATE INCORP) @ 42.0464/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 7.31 BROKERAGE SHORT TERM CAPITAL GAIN LONG TERM CAPITAL GAIN	5,592.17	3,853.68-
	28 TOYOTA MOTOR CORP - ADR @ 74.6246/SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 1.54 BROKERAGE LONG TERM CAPITAL LOSS	2,089.49	2,830.84-
	1 TRANSOCEAN LTD @ 79.85 /SHARE ON TRADE DATE 2/26/10 SOLD THROUGH UNX-SLK PAID 0.05 BROKERAGE LONG TERM CAPITAL LOSS	79.85	154.63-
04/13/10	0.5 OWENS & MINOR INC @ 31.34 /SHARE ON TRADE DATE 4/08/10 LONG TERM CAPITAL GAIN	15.67	13.22-
04/27/10	125 AMGEN INCORPORATED @ 58.0467/SHARE ON TRADE DATE 4/22/10 SOLD THROUGH UNX-SLK PAID 6.87 BROKERAGE LONG TERM CAPITAL GAIN	7,255.84	5,896.11-
	41 APACHE CORP @ 106.9229/SHARE ON TRADE DATE 4/22/10 SOLD THROUGH UNX-SLK PAID 2.26 BROKERAGE LONG TERM CAPITAL GAIN	4,383.84	3,577.87-
	86 BARCLAYS PLC - SPONSORED ADR @ 22.105 /SHARE ON TRADE DATE 4/22/10 SOLD THROUGH UNX-SLK PAID 4.73 BROKERAGE SHORT TERM CAPITAL LOSS	1,901.03	1,966.39-
	31 CERNER CORPORATION @ 88.9632/SHARE ON TRADE DATE 4/22/10 SOLD THROUGH UNX-SLK PAID 1.71 BROKERAGE LONG TERM CAPITAL GAIN	2,757.86	1,645.02-
	49 CHEVRON CORP @ 80.7735/SHARE ON TRADE DATE 4/22/10 SOLD THROUGH UNX-SLK PAID 2.70 BROKERAGE LONG TERM CAPITAL GAIN	3,957.90	3,838.42-

ACCOUNT NO: 4207-1
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

<u>DATE</u>	<u>SECURITY DESCRIPTION</u>	<u>PROCEEDS</u>	<u>INVESTMENTS AT COST</u>
	19 DIAGEO PLC @ 69.7032/SHARE ON TRADE DATE 4/22/10 SOLD THROUGH UNX-SLK PAID 1.05 BROKERAGE LONG TERM CAPITAL LOSS	1,324.36	1,543.42-
		219.06-	
	169 FOSTER WHEELER AG @ 31.1972/SHARE ON TRADE DATE 4/22/10 SOLD THROUGH UNX-SLK PAID 9.30 BROKERAGE SHORT TERM CAPITAL GAIN	5,272.32	4,208.49-
		1,063.83	
	65 INTESA SANPAOLO-SPON ADR @ 21.4145/SHARE ON TRADE DATE 4/22/10 SOLD THROUGH UNX-SLK PAID 3.58 BROKERAGE SHORT TERM CAPITAL LOSS	1,391.94	1,588.93-
		196.99-	
	51 MONSANTO CO @ 65.1767/SHARE ON TRADE DATE 4/22/10 SOLD THROUGH UNX-SLK PAID 2.80 BROKERAGE LONG TERM CAPITAL LOSS	3,324.01	5,006.03-
		1,682.02-	
	127 STATE STREET CORPORATION @ 43.5069/SHARE ON TRADE DATE 4/22/10 SOLD THROUGH UNX-SLK PAID 6.99 BROKERAGE LONG TERM CAPITAL LOSS	5,525.37	9,468.23-
		3,942.86-	
	248 SUNTRUST BANKS INC @ 28.7372/SHARE ON TRADE DATE 4/22/10 SOLD THROUGH UNX-SLK PAID 13.64 BROKERAGE LONG TERM CAPITAL GAIN	7,126.82	2,914.32-
		4,212.50	
	27 TOTAL FINA SA - SP ADR @ 56.4437/SHARE ON TRADE DATE 4/22/10 SOLD THROUGH UNX-SLK PAID 1.49 BROKERAGE LONG TERM CAPITAL LOSS	1,523.98	1,857.58-
		333.60-	
06/14/10	327 BANCO SANTANDER SA @ 9.1348/SHARE ON TRADE DATE 6/09/10 SOLD THROUGH KELLOGG PARTNERS PAID 17.99 BROKERAGE LONG TERM CAPITAL LOSS	2,987.09	6,332.68-
		3,345.59-	
06/18/10	169 HALLIBURTON COMPANY @ 25.2724/SHARE ON TRADE DATE 6/15/10 SOLD THROUGH BNY SECURITIES PAID 9.30 BROKERAGE LONG TERM CAPITAL LOSS	4,271.03	7,223.74-
		2,952.71-	
	163 TRANSOCEAN LTD @ 45.9008/SHARE ON TRADE DATE 6/15/10 SOLD THROUGH UNX-SLK PAID 8.97 BROKERAGE LONG TERM CAPITAL LOSS	7,481.83	10,297.37-
		2,815.54-	
08/18/10	3846.57 VANGUARD BD INDEX FD SIGNAL #1351 @ 10.86 /UNIT ON TRADE DATE 8/17/10 LONG TERM CAPITAL GAIN	41,773.74	39,235.00-
		2,538.74	

ACCOUNT NO: 4207-1
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

DATE	SECURITY DESCRIPTION	PROCEEDS	INVESTMENTS AT COST
08/20/10	33.4 VANGUARD GROWTH INDEX INV-FD #9 @ 26.74 /UNIT ON TRADE DATE 8/17/10 LONG TERM CAPITAL LOSS	893.25	1,005.83-
	112.58-		
08/20/10	14 AUTOZONE INC @210.7914/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 0.77 BROKERAGE LONG TERM CAPITAL GAIN	2,951.08	1,745.03-
	1,206.05		
08/20/10	67 CARBO CERAMICS INC @ 75.6936/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 3.69 BROKERAGE LONG TERM CAPITAL GAIN	5,071.47	2,895.70-
	2,175.77		
08/20/10	39 CENTRAL EUROPEAN MEDIA ENT-A @ 22.7544/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 2.15 BROKERAGE LONG TERM CAPITAL LOSS	887.42	1,009.12-
	121.70-		
08/20/10	62 DARDEN RESTAURANTS INC @ 41.1942/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 3.41 BROKERAGE LONG TERM CAPITAL GAIN	2,554.04	1,990.51-
	563.53		
08/20/10	10 E.ON AG -ADR @ 29.594 /SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 0.55 BROKERAGE LONG TERM CAPITAL LOSS	295.94	612.05-
	316.11-		
08/20/10	39 GOLDMAN SACHS GROUP INC @149.5323/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 2.15 BROKERAGE SHORT TERM CAPITAL LOSS LONG TERM CAPITAL LOSS	5,831.76	6,157.12-
	181.81- 143.55-		
08/20/10	4 HENRY SCHEIN INC @ 54.9225/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 0.22 BROKERAGE LONG TERM CAPITAL LOSS	219.69	238.38-
	18.69-		
08/20/10	116 JOHNSON & JOHNSON @ 59.204 /SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 6.38 BROKERAGE LONG TERM CAPITAL LOSS	6,867.66	7,684.40-
	816.74-		
08/20/10	124 KEPPEL CORP LTD-SPONS ADR @ 12.8848/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 6.82 BROKERAGE LONG TERM CAPITAL LOSS	1,597.71	1,891.62-
	293.91-		
08/20/10	57 KONINKLIJKE KPN ADR @ 14.2246/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 3.14 BROKERAGE LONG TERM CAPITAL LOSS	810.80	1,074.17-
	263.37-		

ACCOUNT NO: 4207-1
 ACCOUNT OF: COMPASS BANK, AGENT FOR
 DAVID AND EULA WINTERMANN FOUNDATION

<u>DATE</u>	<u>SECURITY DESCRIPTION</u>	<u>PROCEEDS</u>	<u>INVESTMENTS AT COST</u>
	167 NATIONAL-OILWELL VARCO, INC. @ 40.3369/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 9.19 BROKERAGE LONG TERM CAPITAL LOSS	6,736.27	8,405.05-
		1,668.78-	
	40 NESTLE SA SPONS ADR - REG SHS @ 50.814 /SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 2.20 BROKERAGE LONG TERM CAPITAL GAIN	2,032.56	1,865.68-
		166.88	
	7 PRAXAIR INC @ 89.4914/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 0.39 BROKERAGE LONG TERM CAPITAL GAIN	626.44	504.02-
		122.42	
	13 PRICELINE.COM INC @306.5392/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 0.72 BROKERAGE LONG TERM CAPITAL GAIN	3,985.01	1,024.43-
		2,960.58	
	119 PROCTER & GAMBLE COMPANY @ 60.8061/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 6.55 BROKERAGE LONG TERM CAPITAL LOSS	7,235.92	7,878.07-
		642.15-	
	216 QUALCOMM INC @ 39.3365/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 11.88 BROKERAGE LONG TERM CAPITAL LOSS	8,496.69	8,898.62-
		401.93-	
	154 STERLITE INDUSTRIES (INDIA) LTD. ADR @ 13.5047/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 8.47 BROKERAGE LONG TERM CAPITAL GAIN	2,079.73	1,998.00-
		81.73	
	84 TENARIS SA ADR @ 36.8043/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 4.62 BROKERAGE SHORT TERM CAPITAL LOSS	3,091.56	3,499.86-
		408.30-	
	28 UNILEVER NV - NY SHARES @ 27.4043/SHARE ON TRADE DATE 8/17/10 SOLD THROUGH UNX-SLK PAID 1.54 BROKERAGE LONG TERM CAPITAL LOSS	767.32	862.54-
		95.22-	
	TOTAL SECURITIES SOLD	261,477.52	268,484.14-
	NET REALIZED GAIN/LOSS	7,006.62-	

ATTACHMENT 1

FORM 990PF, PART I - INTEREST ON TEMPORARY CASH INVESTMENTS

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>
THE FIRST NATIONAL BANK	330.	330.
COMPASS BANK	207,957.	207,957.
ACCRUAL INTEREST PURCHASED	0.	0.
AMORTIZATION OF BOND PREMIUM/DISCOUNT	-2,094.	-2,094.
TOTAL	<u>206,193.</u>	<u>206,193.</u>

ATTACHMENT 2

FORM 990PF, PART I - DIVIDENDS AND INTEREST FROM SECURITIES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>
COMPASS BANK	201,843.	201,843.
TOTAL	<u>201,843.</u>	<u>201,843.</u>

ATTACHMENT 3

FORM 990PF, PART I - OTHER INCOME

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
K-1 FROM 2200 & ASSOCIATES	1,684.	1,684.
K-1 FROM RICE INDUSTRIES	128.	128.
TOTALS	<u>1,812.</u>	<u>1,812.</u>

ATTACHMENT 4

FORM 990PF, PART I - ACCOUNTING FEES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>	<u>ADJUSTED NET INCOME</u>	<u>CHARITABLE PURPOSES</u>
TAX RETURN PREPARATION	8,898.			8,898.
TOTALS	<u>8,898.</u>	<u>0.</u>	<u>0.</u>	<u>8,898.</u>

ATTACHMENT 5

FORM 990PF, PART I - OTHER PROFESSIONAL FEES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>	<u>CHARITABLE PURPOSES</u>
INVESTMENT FEES - COMPASS BANK ACCOUNTING FEES	108,238. 18,000.	19,262. 3,600.	88,976. 14,400.
TOTALS	<u>126,238.</u>	<u>22,862.</u>	<u>103,376.</u>

ATTACHMENT 6

FORM 990PF, PART I - TAXES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>
FOREIGN TAXES WITHHELD	3,245.	3,245.
FEDERAL TAXES	4,024.	4,024.
TOTALS	<u>7,269.</u>	<u>7,269.</u>

ATTACHMENT 7

FORM 990PF, PART I - OTHER EXPENSES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	CHARITABLE PURPOSES
MEMBERSHIP DUES & ASSESSMENTS	500.		500.
BANK FEES	80.		40.
INSURANCE	3,238.	1,619.	1,619.
SCHOLARSHIP CONSULTANT	1,000.		1,000.
TOTALS	<u>4,818.</u>	<u>1,619.</u>	<u>3,159.</u>

FORM 990PF, PART II - PREPAID EXPENSES AND DEFERRED CHARGES

ATTACHMENT 8

<u>DESCRIPTION</u>	<u>ENDING BOOK VALUE</u>	<u>ENDING FMV</u>
PREPAID FEDERAL INCOME TAX	65.	65.
TOTALS	<u>65.</u>	<u>65.</u>

FORM 990PF, PART II - OTHER INVESTMENTS

<u>ATTACHMENT 9</u>		
<u>DESCRIPTION</u>	<u>ENDING BOOK VALUE</u>	<u>ENDING FMV</u>
MUTUAL FUNDS	888,042.	923,815.
PARTNERSHIPS	20,061.	20,061.
TOTALS	<u>908,103.</u>	<u>943,876.</u>

ATTACHMENT 10FORM 990PF, PART III - OTHER INCREASES IN NET WORTH OR FUND BALANCES

<u>DESCRIPTION</u>	<u>AMOUNT</u>
GRANTS APPROVED, NOT YET DISTRIBUTED	28,000.
TOTAL	<u>28,000.</u>

FORM 990PF, PART VII-A, LINE 10 - NEW SUBSTANTIAL CONTRIBUTORS

ATTACHMENT 11

<u>NAME AND ADDRESS</u>	<u>DATE</u>	<u>DIRECT PUBLIC SUPPORT</u>
ESTATE OF EULA G. WINTERMANN P.O. BOX 337 EAGLE LAKE, TX 77434-0337	03/30/2010	13,596.
TOTAL CONTRIBUTION AMOUNTS		<u>13,596.</u>

DAVID AND EULA WINTERMANN FOUNDATION

76-0082100

FORM 990PF, PART VIII - LIST OF OFFICERS, DIRECTORS, AND TRUSTEES

ATTACHMENT 12

NAME AND ADDRESS	TITLE AND AVERAGE HOURS PER WEEK DEVOTED TO POSITION	COMPENSATION	CONTRIBUTIONS TO EMPLOYEE BENEFIT PLANS	EXPENSE ACCT AND OTHER ALLOWANCES
JACK JOHNSON P.O. BOX 337 EAGLE LAKE, TX 77434	PRESIDENT	50,000.	0.	0.
DONALD N. BENDY P.O. BOX 337 EAGLE LAKE, TX 77434	VICE PRESIDENT	10,000.	0.	0.
STEVE BALAS P.O. BOX 337 EAGLE LAKE, TX 77434	SECRETARY	10,000.	0.	0.
JUDITH JOHNSON P.O. BOX 337 EAGLE LAKE, TX 77434	DIRECTOR	10,000.	0.	0.
GRAND TOTALS		80,000.	0.	0.

FORM 990PF, PART XV - NAME, ADDRESS AND PHONE FOR APPLICATIONS

MR. JACK JOHNSON
P.O. BOX 337
EAGLE LAKE, TX 77434
979-234-5551

990PF, PART XV - FORM AND CONTENTS OF SUBMITTED APPLICATIONS

- (1) HIGH SCHOOL TRANSCRIPT
- (2) INFORMATION OF FINANCIAL NEED
- (3) FIELD OF INTENDED STUDY
- (4) CHARACTER REFERENCE

FORM 990PF, PART XV - GRANTS AND CONTRIBUTIONS PAID DURING THE YEAR

ATTACHMENT 15

RECIPIENT NAME AND ADDRESS	RELATIONSHIP TO SUBSTANTIAL CONTRIBUTOR AND FOUNDATION STATUS OF RECIPIENT		PURPOSE OF GRANT OR CONTRIBUTION	AMOUNT
JOHN PAUL SUPAK 612 W. MAIN ST. EAGLE LAKE, TX 77434	NONE PUBLIC		EDUCATIONAL SCHOLARSHIP	8,000.
KRISTEN DANKLEFS P.O. BOX 21 GARWOOD, TX 77442	NONE PUBLIC		EDUCATIONAL SCHOLARSHIP	4,000.
EULA & DAVID WINTERMANN LIBRARY 101 N. WALNUT EAGLE LAKE, TX 77434	NONE PUBLIC		GENERAL FUND	36,921.
KAYLA MEITZEN 3607 GREYSTONE DR 2-1111 AUSTIN, TX 78731	NONE PUBLIC		EDUCATIONAL SCHOLARSHIP	4,000.
COLORADO COUNTY HABITAT FOR HUMANITY PO BOX 1148, 1336 FANNIN COLUMBUS, TX 78934-1402	NONE PUBLIC		GENERAL SUPPORT FOR CONSTRUCTION OF THE HOUSE AT 1503 E. STATE STREET IN EAGLE LAKE	5,000.
AMERICAN CANCER SOCIETY FBO VICTORY PO BOX 572915 HOUSTON, TX 77257-2915	NONE PUBLIC		FUND RESEARCH IN THE NAME OF DAVID & EULA WINTERMANN FOUNDATION	25,000.

FORM 990PF, PART XV - GRANTS AND CONTRIBUTIONS PAID DURING THE YEARATTACHMENT 15 (CONT'D)

RECIPIENT NAME AND ADDRESS	RELATIONSHIP TO SUBSTANTIAL CONTRIBUTOR AND FOUNDATION STATUS OF RECIPIENT	PURPOSE OF GRANT OR CONTRIBUTION	AMOUNT
NICHOLAS DUARTE 714 S. MCCARTY AVENUE EAGLE LAKE, TX 77434	NONE PUBLIC	EDUCATIONAL SCHOLARSHIP	4,000.
HILLARY JOHNSON 805 CAMPBELL ROAD EAGLE LAKE, TX 77434	NONE PUBLIC	EDUCATIONAL SCHOLARSHIP	8,000.
THE LIGHTHOUSE OF EAGLE LAKE P.O. BOX 783 EAGLE LAKE, TX 77434	NONE PUBLIC	BUILDING IMPROVEMENTS	8,000.
BAYLOR COLLEGE OF MEDICINE ONE BAYLOR PLAZA, MS:BCM 160 HOUSTON, TX 77030-3411	NONE PUBLIC	CONTINUATION OF FUNDING OF THE DAVID & EULA WINTERMANN FOUNDATION BRASS SCHOLAR RESEARCH AWARD ENDOWED FUND INITIALLY FUNDED IN 2007	80,000.
EDUARDO LOSOYA 1107 SEAHOLM STREET EAGLE LAKE, TX 77434	NONE PUBLIC	EDUCATIONAL SCHOLARSHIP	8,000.
KAYLI KALLINA 1029 CR 185 GARWOOD, TX 77442	NONE PUBLIC	EDUCATIONAL SCHOLARSHIP	4,000.

FORM 990PF, PART XV -- GRANTS AND CONTRIBUTIONS PAID DURING THE YEAR

ATTACHMENT 15 (CONT'D)

RECIPIENT NAME AND ADDRESS	RELATIONSHIP TO SUBSTANTIAL CONTRIBUTOR AND FOUNDATION STATUS OF RECIPIENT	PURPOSE OF GRANT OR CONTRIBUTION	AMOUNT
EAGLE LAKE LITTLE LEAGUE PO BOX 857 EAGLE LAKE, TX 77434	NONE PUBLIC	CAPITAL IMPROVEMENTS TO THE BASEBALL FIELD & LIGHTING SYSTEM	33,000.
TEXAS A & M FOUNDATION AGRICULTURE DEVELOPMENT OFFICE 2140 TAMU COLLEGE STATION, TX 77843-2140	PUBLIC	ESTABLISHMENT OF THE WINTERMANN FOUNDATION RICE IMPROVEMENT AND CROPPING SYSTEMS FUND TO SUPPORT AND ADVANCE APPLIED RESEARCH IN THE AREAS OF IMPROVEMENT OF RICE VARIETIES, IMPROVEMENT OF WATER USE EFFICIENCY IN RICE CROPPING SYSTEMS, DEVELOPMENT OF ALTERNATIVE WATER SOURCES FOR RICE PRODUCTION AND OR OTHER ACTIVITIES THAT SUPPORT AND STRENGTHEN THE RICE INDUSTRY IN AND AROUND THE RICE GROWING AREAS OF CENTRAL AND EAST TEXAS	400,000.

TOTAL CONTRIBUTIONS PAID

627,921.

FORM 990PF, PART XV - CONTRIBUTIONS APPROVED FOR FUTURE PAYMENT

ATTACHMENT 16

RECIPIENT NAME AND ADDRESS	RELATIONSHIP TO SUBSTANTIAL CONTRIBUTOR AND FOUNDATION STATUS OF RECIPIENT		PURPOSE OF GRANT OR CONTRIBUTION	AMOUNT
KAYLI KALLINA 1029 CR 185 GARWOOD, TX 77442	NONE		SCHOLARSHIP	32,000.
	PUBLIC			
TOTAL CONTRIBUTIONS APPROVED				32,000.

SHARES/ PAR VALUE	SECURITY DESCRIPTION	INVESTMENTS AT COST	MARKET VALUE AT YEAR END
GOVERNMENT OBLIGATIONS			
250000	US TREASURY NOTES	251,210.94	281,895.00
125000	US TREASURY NOTES	126,416.43	134,882.50
150000	US TREASURY NOTES	150,884.77	162,304.50
125000	US TREASURY NOTES	125,234.88	141,132.50
225000	US TREASURY NOTES	225,377.15	238,623.75
150000	FNMA NOTES	150,000.00	151,969.50
250000	FHLB NOTES	250,951.53	270,547.50
250000	FHLB NOTES	252,049.43	281,015.00
125000	FHLMC NOTES	123,684.13	144,257.50
225000	FHLMC NOTES	225,632.43	256,569.75
100000	FNMA NOTES	98,871.81	100,594.00
250000	FNMA NOTES	250,898.98	289,610.00
TOTAL GOVERNMENT OBLIGATIONS		2,231,212.48	2,453,401.50
CORPORATE OBLIGATIONS			
1560.93	ABFS 2002-2 A7	1,590.52	1,559.62
125000	CHEVRON CORPORATION NOTES	124,961.25	145,318.75
125000	CONOCOPHILLIPS CORPORATION NOTES	124,648.75	139,251.25
150000	DU PONT NOTES	150,656.75	161,464.50
250000	GE CO NOTES	251,852.27	271,485.00
100000	HERSHEY CO	100,014.43	104,441.00
250000	HSBC FIN CORP	252,144.56	274,447.50
125000	MORGAN STANLEY	123,930.03	131,636.25
125000	UNILEVER CAP CORP NOTES	126,344.63	134,427.50
125000	UPS, INC	124,890.09	135,266.25
250000	WAL-MART STORES	247,405.00	253,412.50
150000	WELLS FARGO & CO	149,791.50	170,848.50
TOTAL CORPORATE OBLIGATIONS		1,778,229.78	1,923,558.62
EQUITIES			
3959	ABB LTD ADR	92,176.85	83,614.08
1624	ABM INDUSTRIES, INC.	23,326.88	35,062.16
1166	ACCENTURE PLC	30,831.08	49,543.34
2146	AECOM TECHNOLOGY CORP.	55,888.73	52,061.96
954	AGCO CORPORATION	21,302.84	37,215.54
691	AGILENT TECHNOLOGIES, INC.	21,747.99	23,058.67
379	AGRIUM INC	27,004.25	28,421.21
874	AKAMAI TECHNOLOGIES INC	27,149.07	43,857.32
651	ALLERGAN INC	40,574.49	43,311.03
1616	ALLSTATE CORPORATION	60,531.68	50,984.80
4373	ALTRIA GROUP INC	71,077.86	105,039.46
858	AMERICAN TOWER CORP	37,969.24	43,981.08
83	AMERIPRISE FINANCIAL INC	3,680.64	3,928.39
3000	AMERISOURCEBERGEN	68,117.38	91,980.00
492	ANGLO AMERICAN PLC	14,155.69	9,776.04
383	ANSYS INC	16,260.83	16,181.75
1338	APACHE CORP	109,431.04	130,802.88
600	APPLE INC.	58,160.51	170,250.00
387	ARCELORMITTAL SA LUXEMBOURG	14,781.47	12,763.26
3468	ARES CAPITAL CORPOARTION	27,657.29	54,274.20
409	ASTRAZENECA GROUP PLC - SP ADR	18,012.27	20,736.30
2548	AT&T INC	68,392.95	72,872.80
1343	ATLAS COPCO AB	17,164.29	23,636.80
352	AUTODESK INC	13,683.30	11,253.44
557	AUTOZONE INC	72,859.33	127,502.87
903	AVON PRODUCTS INC	26,078.52	28,995.33
1060	AXA - SPONS ADR	42,630.88	18,422.80
1328	BALCHEM CORPORATION	19,967.18	40,982.08
7650	BANK OF AMERICA CORP	134,306.57	100,234.13
3500	BANK OF NEW YORK MELLON CORP	107,117.28	91,455.00
899	BARCLAYS PLC - SPONS ADR	20,406.13	16,946.15
869	BARD (C.R.) INC	62,353.24	70,762.67
63	BASF AG - SP ADR	3,632.27	3,978.45

863 BAXTER INTERNATIONAL INC	48,297.72	41,173.73
426 BECKMAN COULTER INC	28,650.63	20,784.54
1641 BEST BUY COMPANY INC	73,351.76	67,002.03
191 BIO-RAD LABORATORIES, INC	12,551.48	17,287.41
374 BOC HONG KONG HOLDINGS, LTD	17,211.83	23,666.72
1293 BORGWARNER INC	54,351.88	68,037.66
238 BOSTON PROPERTIES INC - REIT	15,016.61	19,782.56
436 BRINKER INTERNATIONAL INCORPORATED	9,834.71	8,222.96
462 BRITISH AMERICAN TOBACCO PLC	26,266.29	34,516.02
112 BROADCOM CORPORATION - CL A	3,668.31	3,963.68
462 CABOT OIL & GAS CORPORATION	15,278.16	13,910.82
1491 CAMERON INTERNATIONAL CORP	60,230.99	64,053.36
460 CANON INC - ADR	18,327.01	21,491.20
901 CARBO CERAMICS INC.	46,383.45	72,981.00
1571 CARNIVAL CORP	56,261.91	59,988.64
804 CELGENE CORP	49,234.70	46,318.44
494 CENTRAL EURO DIST	17,016.94	11,026.08
524 CENTRAL EUROPEAN MEDIA ENT-A	14,289.50	13,073.80
148 CEPHALON, INC	10,573.86	9,241.12
589 CERNER CORPORATION	27,066.04	49,470.11
656 CHESAPEAKE ENERGY CORPORATION	15,286.83	14,858.40
1863 CHEVRON CORP	102,926.23	150,996.15
3395 CISCO SYSTEMS INCORPORATED	67,609.54	74,350.50
1187 CLARCOR INC	37,116.97	45,853.81
672 CLOROX COMPANY	39,646.61	44,862.72
226 CNOOC LTD ADRS	39,492.19	43,911.80
1302 COGNIZANT TECH	44,872.98	83,939.94
898 COMPANHIA DE BEBIDAS - AMBEV ADR	41,094.01	111,028.72
1709 CONOCOPHILLIPS	120,873.26	98,147.87
212 CORNING INCORPORATED	3,559.97	3,875.36
1464 COVANCE INC	75,656.34	68,500.56
588 CSX CORPORATION	28,818.53	32,528.16
622 CUMMINS ENGINE COMPANY INC	42,448.08	56,340.76
1492 D R HORTON INC	10,202.74	16,591.04
1558 DANAHER CORP	48,453.55	63,270.38
843 DARDEN RESTAURANTS INC	29,914.93	36,063.54
512 DBS GROUP HOLDINGS	21,425.36	21,964.80
499 DELL INC	7,734.77	6,472.03
400 DESARROLLADORA HOMEX S.A. DE ADR	16,436.92	12,948.00
258 DIAGEO PLC	18,279.01	17,804.58
1661 DIRECTV GROUP	32,500.03	69,147.43
835 DOLBY LABORATORIES INC CL A	26,823.84	47,436.35
2948 DOVER CORPORATION	124,863.50	153,915.08
400 E.ON AG - ADR	18,585.29	11,812.00
253 EASTMAN CHEMICAL COMPANY	15,057.65	18,722.00
621 EATON VANCE CORP - NOT VOTING SHS	23,881.40	18,033.84
2489 EBAY INC	57,158.65	60,731.60
1275 ECOLAB INCORPORATED	44,195.32	64,693.50
1353 EMERSON ELECTRIC COMPANY	66,863.94	71,248.98
1066 ENTERTAINMENT PROPERTIES TRUST	33,976.38	46,029.88
456 EQUIFAX INC	10,634.15	14,227.20
1482 EXPRESS SCRIPTS INC	45,826.39	72,173.40
4392 EXXON MOBIL CORP	197,605.16	271,381.68
1261 FEDERATED INVESTORS INC CL-B	29,568.60	28,700.36
43 FEDEX CORP	3,631.14	3,676.50
146 FIRST CASH FINANCIAL SERVICES INC	3,649.45	4,051.50
478 FLOWSERVE CORP	23,324.01	52,302.76
198 FOCUS MEDIA HLGD ADR	3,570.49	4,802.00
409 FOMENTO ECONOMICO MEXICANO SAB DE CV	10,598.57	20,748.57
1240 FORTUNE BRANDS INC	102,602.10	61,045.20
1521 FREEPORT-MCMORAN COPPER & GOLD INC.	94,110.60	129,878.19
540 FUJIFILM HOLDINGS CORP - ADR	17,031.22	17,820.00
16 FURIEX PHARMACEUTICALS INC	276.36	180.48
2255 GAP INC	49,509.39	42,033.20
293 GATX CORP	12,995.84	8,590.76
402 GENERAL DYNAMICS CORPORATION	32,722.32	25,249.62
5800 GENERAL ELECTRIC COMPANY	109,191.94	94,250.00
177 GLAXOSMITHKLINE PLC SPONS ADR	6,280.68	6,995.04
325 GLOBAL PAYMENTS INC	14,140.95	13,939.25

81 GOLDMAN SACHS GROUP INC	14,579.59	11,710.98
165 GOOGLE INC CL-A	83,566.61	86,755.35
778 GRACO INC	24,183.93	24,685.94
1534 HARRIS CORP	59,935.29	67,940.86
415 HARSCO CORPORATION	25,447.81	10,200.70
1258 HELIX ENERGY SOLUTIONS GROUP	19,693.99	14,014.12
1148 HENRY SCHEIN INC	56,091.95	67,249.84
1222 HEWLETT PACKARD COMPANY	54,460.48	51,409.54
801 HONDA MOTOR CO LTD SPONS ADR	27,277.97	28,507.59
1527 HONEYWELL INTERNATIONAL INC	60,165.89	67,096.38
1682 HUMANA INC	52,660.62	84,503.68
1142 INGERSOLL-RAND CO	39,582.57	40,780.82
301 INTEGRYS ENERGY GROUP INC	15,160.44	15,670.06
264 INTERCONTINENTAL EXCHANGE INC	17,377.50	27,646.08
928 INTEL CORPORATION	19,115.06	17,817.60
622 INTERNATIONAL BUSINESS MACHINES CORP	60,279.85	83,435.08
1021 INTL GAME TECHNOLOGY	27,710.43	14,753.45
936 INTL RECTIFIER CORP	20,624.67	19,740.24
685 INTUIT INC	19,011.14	30,009.85
2603 ISHARES RUSSELL MIDCAP INDX ETF	153,356.75	184,143.92
1541 JACKHENRY & ASSOC INC	31,226.22	39,295.50
947 JACOBS ENGINEERING GROUP INC	33,600.94	36,648.90
894 JEFFERIES GROUP INC	16,711.31	20,284.86
420 JOY GLOBAL INC	19,535.42	29,534.40
2809 JPMORGAN CHASE & CO	104,059.16	106,910.54
1860 KEPPEL CORP LTD-SPONS ADR	28,388.23	25,426.20
960 KONINKLIJKE KPN ADR	15,283.18	14,976.00
800 LABORATORY CORP OF AMERICAN HLDGS	41,763.03	62,744.00
578 LANDAUER, INC.	28,691.46	36,200.14
914 LANDSTAR SYSTEM INC	29,943.49	35,298.68
813 LIFE PARTNERS HOLDINGS INC	16,137.16	15,471.39
80 LIFE TECHNOLOGIES CORP	3,416.52	3,735.20
787 LINCOLN ELECTRIC HLDGS	29,905.93	45,504.34
273 LUKOIL ADR	17,094.37	15,479.10
3040 MARATHON OIL CORPORATION	104,177.47	100,624.00
1265 MATTHEWS INTL CORP	45,347.21	44,730.40
1161 MCDONALD'S CORPORATION	48,807.32	86,506.11
1862 MCGRATH RENTCORP	33,873.03	44,613.52
6522 MICROSOFT CORPORATION	161,074.91	159,723.78
1574 MITSUBISHI UFJ FINANCIAL ADR	16,987.44	7,287.62
81 MITSUI & CO LTD ADR	25,190.23	24,341.31
687 NESTLE SA SPONS ADR - REG SHS	21,360.91	36,706.41
551 NEWFIELD EXPLORATION COMPANY	30,523.24	31,649.44
1183 NEXTERA ENERGY, INC.	70,011.59	69,836.76
581 NIDEC CORP ADR	15,175.61	12,927.25
1735 NIKE INCORPORATED CLASS B	103,325.68	139,042.90
942 NISSAN MOTOR CO LTD - SPON ADR	15,005.77	16,466.16
800 NOVARTIS AG - ADR	39,679.11	46,136.00
340 ONEOK INC	15,110.93	15,313.60
2042 ORACLE CORPORATION	50,446.59	54,827.70
443 ORIX ADR	14,829.43	17,006.77
1504 OWENS & MINOR INC	42,494.34	42,803.84
1129 PEPSICO INC	63,797.15	75,010.76
691 PETROLEO BRASILEIRO S.A. ADR (V101)	30,119.05	22,678.62
922 PETROLEO BRASILEIRO S A ADR (V408)	37,908.28	33,440.94
200 PHARMACEUTICAL PRODUCT DEVELOPMENT	8,204.08	4,958.00
1015 PHILIP MORRIS INTERNATIONAL, INC.	37,771.97	56,860.30
761 PIONEER NATURAL RESOURCES COMPANY	49,492.91	49,487.83
758 PRAXAIR, INC.	42,873.92	68,417.08
249 PRICELINE.COM INC	19,621.82	86,736.66
3090 PROCTER & GAMBLE COMPANY	187,808.71	185,307.30
783 PROGRESSIVE CORPORATION	15,278.76	16,341.21
2790 PUBLIC SERVICE ENTERPRISE GROUP INC	92,705.80	92,293.20
879 PULTE HOMES, INC	8,172.65	7,700.04
959 QUALCOMM INC	37,772.04	43,282.07
801 QUEST DIAGNOSTICS INC	42,650.49	40,426.47
932 RAYMOND JAMES FINANCIAL INC	23,425.63	23,607.56
1344 RED HAT INC	20,331.50	55,104.00
858 REPUBLIC SERVICES, INC	23,883.28	26,160.42

611 RLI CORP	33,266.14	34,594.82
222 ROCHE HOLDINGS LTD - SPON ADR	8,161.00	7,576.86
470 ROPER INDUSTRIES INC	22,515.66	30,634.60
265 RWE AKTIENGESELLSCHAFT ADR	27,235.54	17,861.00
528 SANOFI-AVENTIS ADR	17,593.00	17,556.00
686 SCHLUMBERGER LIMITED	66,122.32	42,264.46
874 SCIENTIFIC GAMES CORP	18,274.28	8,469.06
399 SNAP-ON INC	15,021.96	18,557.49
1058 SOCIETE GENERALE ADR	16,446.62	12,145.84
71 STATOIL ASA ADR	2,309.74	1,489.58
598 SUFFOLK BANCORP	19,087.61	15,141.36
340 SWISS REINSURANCE CO	15,345.90	14,892.00
1458 SYNTTEL, INC.	29,468.74	53,756.00
1483 T. ROWE PRICE GROUP, INC.	54,693.64	74,246.40
335 TELEFONICA DE ESPANA - SPONS ADR	28,133.10	24,840.25
1778 TEMPUR-PEDIC INTERNATIONAL	11,575.88	55,118.00
3006 TEXAS INSTRUMENTS INC	76,509.55	81,582.84
277 THE SCOTTS MIRACLE-GRO COMPANY	8,284.41	14,329.21
952 THERMO FISCHER SCIENTIFIC INC	54,221.16	45,581.76
1530 THOMPSON CREEK METALS CO INC	21,104.50	16,493.40
769 TIME WARNER CABLE INC	43,916.58	41,518.31
610 TJX COMPANIES INC	19,265.93	27,224.30
191 TOKIO MARINE HOLDINGS, INC. ADR	4,857.46	5,130.26
302 TOTAL FINA SA - SP ADR	20,289.59	15,583.20
936 TRIDENT MICROSYSTEMS INC	3,687.75	1,229.49
2319 TURKCELL ILETISIM HIZMET - ADR	43,305.47	38,866.44
2178 U.S. BANCORP	65,436.38	47,088.36
733 UNILEVER NV	23,383.70	21,902.04
924 UNION PACIFIC CORPORATION	60,436.84	75,583.20
896 UNITED TECHNOLOGIES CORPORATION	49,799.00	63,822.08
742 VALE SA CLASS A ADR	18,494.80	20,590.50
254 VALSPAR CORPORATION	5,723.65	8,089.90
1370 VARIAN MEDICAL SYSTEMS INC	61,080.05	82,885.00
411 VISA, INC.	32,182.50	30,520.86
2228 WAL-MART STORES	114,850.89	119,242.56
1911 WATSON PHARMACEUTICALS, INC.	50,652.24	80,854.41
1231 WD-40 COMPANY	36,291.01	46,814.93
750 WESTERN DIGITAL CORP	27,107.11	21,292.50
1888 WORLD FUEL SERVICES CORP	30,396.26	49,106.88
919 XILINX INC	21,634.70	24,482.16
541 YOUNG INNOVATIONS, INC.	7,284.60	15,478.01
713 YUM! BRANDS INC	28,362.21	32,840.78
667 ZURICH FINANCIAL SERVICES AG - ADR	16,464.19	15,574.45
42 3M CO	3,565.17	3,641.82
TOTAL EQUITIES	8,250,434.62	9,568,434.09
MUTUAL FUNDS		
13263 3 CREDIT SUISSE COMM RET ST-CO	109,826.48	114,992.80
15709 32 GOLDMAN SACHS ENHANCED INC-I #1999	152,114.32	151,280.75
157 JOHN HANCOCK BK & THT OPP FD/CSLD ED	3,735.12	2,325.17
6011 1 LAZARD EMERGING MKTS PORT-INST #638	114,604.53	125,812.17
21632.19 VANGUARD BD INDEX FD SIGNAL #1351	220,640.97	235,358.24
1880.69 VANGUARD DEV MKTS INDEX FD	16,823.26	18,223.83
2115.92 VANGUARD GROWTH INDEX INV-FD #9	67,802.54	59,859.09
978 95 VANGUARD INDEX VALUE PORTFOLIO #6	17,794.71	18,590.34
4108.46 VANGUARD INFLAT PROT	50,000.00	54,519.30
663 13 VANGUARD MID CAP INDEX-SIGN #1344	15,000.00	17,181.70
2245.49 VANGUARD SMALL CAP INDEX FD #860	28,407.38	32,110.54
12712.1 WELLS FARGO ADV HI INC - INS	91,293.16	93,561.03
TOTAL MUTUAL FUNDS	888,042.47	923,814.96
PARTNERSHIPS		
125 Rice Industries, Inc.	16,667.00	16,667.00
4.1670% 2200 & Associates	3,394.00	3,394.00
TOTAL PARTNERSHIPS	20,061.00	20,061.00
TOTAL SECURITIES	13,167,980.35	14,889,270.17

SCHEDULE D
(Form 1041)

Department of the Treasury
Internal Revenue Service

Capital Gains and Losses

► **Attach to Form 1041, Form 5227, or Form 990-T. See the instructions for Schedule D (Form 1041) (also for Form 5227 or Form 990-T, if applicable).**

OMB No 1545-0092

2009

Name of estate or trust

DAVID AND EULA WINTERMANN FOUNDATION

Employer identification number

76-0082100

Note: Form 5227 filers need to complete **only** Parts I and II

Part I Short-Term Capital Gains and Losses - Assets Held One Year or Less

(a) Description of property (Example. 100 shares 7% preferred of "Z" Co)	(b) Date acquired (mo, day, yr)	(c) Date sold (mo, day, yr)	(d) Sales price	(e) Cost or other basis (see page 4 of the instructions)	(f) Gain or (loss) for the entire year Subtract (e) from (d)
1a					

b Enter the short-term gain or (loss), if any, from Schedule D-1, line 1b	1b	78,798.
2 Short-term capital gain or (loss) from Forms 4684, 6252, 6781, and 8824	2	
3 Net short-term gain or (loss) from partnerships, S corporations, and other estates or trusts	3	
4 Short-term capital loss carryover. Enter the amount, if any, from line 9 of the 2008 Capital Loss Carryover Worksheet	4	()
5 Net short-term gain or (loss). Combine lines 1a through 4 in column (f). Enter here and on line 13, column (3) on the back ►	5	78,798.

Part II Long-Term Capital Gains and Losses - Assets Held More Than One Year

(a) Description of property (Example 100 shares 7% preferred of "Z" Co)	(b) Date acquired (mo, day, yr.)	(c) Date sold (mo, day, yr.)	(d) Sales price	(e) Cost or other basis (see page 4 of the instructions)	(f) Gain or (loss) for the entire year Subtract (e) from (d)
6a					

b Enter the long-term gain or (loss), if any, from Schedule D-1, line 6b	6b	-64,288.
7 Long-term capital gain or (loss) from Forms 2439, 4684, 6252, 6781, and 8824	7	
8 Net long-term gain or (loss) from partnerships, S corporations, and other estates or trusts	8	
9 Capital gain distributions	9	
10 Gain from Form 4797, Part I	10	
11 Long-term capital loss carryover. Enter the amount, if any, from line 14 of the 2008 Capital Loss Carryover Worksheet	11	()
12 Net long-term gain or (loss). Combine lines 6a through 11 in column (f). Enter here and on line 14a, column (3) on the back ►	12	-64,288.

For Paperwork Reduction Act Notice, see the Instructions for Form 1041.

Schedule D (Form 1041) 2009

Part III Summary of Parts I and II**Caution: Read the instructions before completing this part.**

	(1) Beneficiaries' (see page 5)	(2) Estate's or trust's	(3) Total
13 Net short-term gain or (loss)	13		78,798.
14 Net long-term gain or (loss):			
a Total for year	14a		-64,288.
b Unrecaptured section 1250 gain (see line 18 of the wrksht.)	14b		
c 28% rate gain	14c		
15 Total net gain or (loss). Combine lines 13 and 14a ▶	15		14,510.

Note: If line 15, column (3), is a net gain, enter the gain on Form 1041, line 4 (or Form 990-T, Part I, line 4a). If lines 14a and 15, column (2), are net gains, go to Part V, and do not complete Part IV. If line 15, column (3), is a net loss, complete Part IV and the **Capital Loss Carryover Worksheet**, as necessary.

Part IV Capital Loss Limitation

16 Enter here and enter as a (loss) on Form 1041, line 4 (or Form 990-T, Part I, line 4c, if a trust), the smaller of:	16 ()
a The loss on line 15, column (3) or b \$3,000	

Note: If the loss on line 15, column (3), is more than \$3,000, or if Form 1041, page 1, line 22 (or Form 990-T, line 34), is a loss, complete the **Capital Loss Carryover Worksheet** on page 7 of the instructions to figure your capital loss carryover.

Part V Tax Computation Using Maximum Capital Gains Rates

Form 1041 filers. Complete this part only if both lines 14a and 15 in column (2) are gains, or an amount is entered in Part I or Part II and there is an entry on Form 1041, line 2b(2), and Form 1041, line 22, is more than zero.

Caution: Skip this part and complete the worksheet on page 8 of the instructions if:

- Either line 14b, col. (2) or line 14c, col. (2) is more than zero, or
- Both Form 1041, line 2b(1), and Form 4952, line 4g are more than zero.

Form 990-T trusts. Complete this part only if both lines 14a and 15 are gains, or qualified dividends are included in income in Part I of Form 990-T, and Form 990-T, line 34, is more than zero. Skip this part and complete the worksheet on page 8 of the instructions if either line 14b, col. (2) or line 14c, col. (2) is more than zero.

17 Enter taxable income from Form 1041, line 22 (or Form 990-T, line 34)	17		
18 Enter the smaller of line 14a or 15 in column (2) but not less than zero	18		
19 Enter the estate's or trust's qualified dividends from Form 1041, line 2b(2) (or enter the qualified dividends included in income in Part I of Form 990-T)	19		
20 Add lines 18 and 19	20		
21 If the estate or trust is filing Form 4952, enter the amount from line 4g; otherwise, enter -0- . . . ▶	21		
22 Subtract line 21 from line 20. If zero or less, enter -0-	22		
23 Subtract line 22 from line 17. If zero or less, enter -0-	23		
24 Enter the smaller of the amount on line 17 or \$2,300	24		
25 Is the amount on line 23 equal to or more than the amount on line 24? ☐ Yes. Skip lines 25 and 26, go to line 27 and check the "No" box. ☐ No. Enter the amount from line 23.	25		
26 Subtract line 25 from line 24.	26		
27 Are the amounts on lines 22 and 26 the same? ☐ Yes. Skip lines 27 thru 30, go to line 31 ☐ No. Enter the smaller of line 17 or line 22	27		
28 Enter the amount from line 26 (If line 26 is blank, enter -0-)	28		
29 Subtract line 28 from line 27	29		
30 Multiply line 29 by 15% (.15)		30	
31 Figure the tax on the amount on line 23. Use the 2009 Tax Rate Schedule for Estates and Trusts (see the Schedule G instructions in the instructions for Form 1041)		31	
32 Add lines 30 and 31		32	
33 Figure the tax on the amount on line 17. Use the 2009 Tax Rate Schedule for Estates and Trusts (see the Schedule G instructions in the instructions for Form 1041)		33	
34 Tax on all taxable income. Enter the smaller of line 32 or line 33 here and on Form 1041, Schedule G, line 1a (or Form 990-T, line 36)		34	

Schedule D (Form 1041) 2009

Department of the Treasury
Internal Revenue Service

▶ See instructions for Schedule D (Form 1041).
▶ Attach to Schedule D to list additional transactions for lines 1a and 6a.

2009

Name of estate or trust

Employer identification number

DAVID AND EULA WINTERMANN FOUNDATION

76-0082100

Part I Short-Term Capital Gains and Losses - Assets Held One Year or Less

[illegible]

1b Total. Combine the amounts in column (f) Enter here and on Schedule D, line 1b	78,798.
--	---------

For Paperwork Reduction Act Notice, see the Instructions for Form 1041.

Schedule D-1 (Form 1041) 2009

Employer identification number

[illegible]

6b Total. Combine the amounts in column (f) Enter here and on Schedule D, line 6b -64,288.