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Form 990-PF

## Return of Private Foundation

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

2010

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

For calendar year 2010, or tax year beginning 01-01-2010, and ending 12-31-2010

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

Name of foundation  
THE CHRISTOPHER D SMITHERS  
FOUNDATION INC

Number and street (or P O box number if mail is not delivered to street address) Room/suite  
PO BOX 67

City or town, state, and ZIP code  
MILL NECK, NY 117650067

**H** Check type of organization  Section 501(c)(3) exempt private foundation  
 Section 4947(a)(1) nonexempt charitable trust  Other taxable private foundation

**I** Fair market value of all assets at end of year (from Part II, col. (c), line 16) **\$ 8,621,749** **J** Accounting method  Cash  Accrual  
 Other (specify) *(Part I, column (d) must be on cash basis.)*

**Part I** **Analysis of Revenue and Expenses** *(The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (see page 11 of the instructions))*

		<b>(a)</b> Revenue and expenses per books	<b>(b)</b> Net investment income	<b>(c)</b> Adjusted net income	<b>(d)</b> Disbursements for charitable purposes (cash basis only)
<b>1</b>	Contributions, gifts, grants, etc., received (attach schedule)	15,105			
<b>2</b>	Check <input type="checkbox"/> if the foundation is <b>not</b> required to attach Sch B				
<b>3</b>	Interest on savings and temporary cash investments	157	157		
<b>4</b>	Dividends and interest from securities. . . . .	116,398	116,398		
<b>5a</b>	Gross rents . . . . .				
<b>b</b>	Net rental income or (loss)				
<b>6a</b>	Net gain or (loss) from sale of assets not on line 10	116,367			
<b>b</b>	Gross sales price for all assets on line 6a 1,257,857				
<b>7</b>	Capital gain net income (from Part IV, line 2) . . .		29,466		
<b>8</b>	Net short-term capital gain . . . . .				
<b>9</b>	Income modifications . . . . .				
<b>10a</b>	Gross sales less returns and allowances				
<b>b</b>	Less Cost of goods sold . . . . .				
<b>c</b>	Gross profit or (loss) (attach schedule) . . . . .	111,254	108,670		
<b>11</b>	Other income (attach schedule) . . . . .	359,281	254,691		
<b>12</b>	<b>Total.</b> Add lines 1 through 11 . . . . .				

<b>Revenue</b>	<b>13</b> Compensation of officers, directors, trustees, etc				
	<b>14</b> Other employee salaries and wages . . . . .	87,700		87,700	
	<b>15</b> Pension plans, employee benefits . . . . .	7,013		7,013	
	<b>16a</b> Legal fees (attach schedule) . . . . .	26,788		26,788	
	<b>b</b> Accounting fees (attach schedule) . . . . .	36,000	7,200	28,800	
	<b>c</b> Other professional fees (attach schedule) . . . . .				
<b>Operating and Administrative Expenses</b>	<b>17</b> Interest . . . . .				
	<b>18</b> Taxes (attach schedule) (see page 14 of the instructions)	5,136	263	4,873	
	<b>19</b> Depreciation (attach schedule) and depletion . . .	27,056			
	<b>20</b> Occupancy . . . . .				
	<b>21</b> Travel, conferences, and meetings . . . . .	88,708		88,708	
	<b>22</b> Printing and publications . . . . .	218		218	
	<b>23</b> Other expenses (attach schedule) . . . . .	96,591	17,307	79,284	
	<b>24</b> <b>Total operating and administrative expenses.</b>	375,210	24,770	323,384	
	Add lines 13 through 23 . . . . .				
	<b>25</b> Contributions, gifts, grants paid . . . . .	564,805		564,805	
	<b>26</b> <b>Total expenses and disbursements.</b> Add lines 24 and 25	940,015	24,770	888,189	
	<b>27</b> Subtract line 26 from line 12				
	<b>a</b> <b>Excess of revenue over expenses and disbursements</b>	-580,734			
	<b>b</b> <b>Net investment income</b> (if negative, enter -0-) . . .		229,921		
	<b>c</b> <b>Adjusted net income</b> (if negative, enter -0-) . . .				

<b>Part II</b> <b>Balance Sheets</b>		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
<b>Assets</b>					
1	Cash—non-interest-bearing . . . . .		41,418	15,490	15,490
2	Savings and temporary cash investments . . . . .		22,216	313,687	313,687
3	Accounts receivable ► <u>17,984</u>		23,944	17,984	17,984
	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 15 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 . . . . .		20,488	15,890	15,890
10a	Investments—U S and state government obligations (attach schedule)				
b	Investments—corporate stock (attach schedule) . . . . .		1,788,805	1,498,707	1,908,749
c	Investments—corporate bonds (attach schedule) . . . . .		1,622,648	1,101,016	1,196,433
11	Investments—land, buildings, and equipment basis ► _____				
	Less accumulated depreciation (attach schedule) ► _____				
12	Investments—mortgage loans . . . . .				
13	Investments—other (attach schedule) . . . . .		259,350	259,350	770,250
14	Land, buildings, and equipment basis ► <u>1,872,758</u>				
	Less accumulated depreciation (attach schedule) ► <u>594,979</u>				
15	Other assets (describe ► _____)		778,460	788,370	495,125
16	<b>Total assets</b> (to be completed by all filers—see the instructions Also, see page 1, item I)		5,900,064	5,288,273	8,621,749
<b>Liabilities</b>					
17	Accounts payable and accrued expenses . . . . .		4,874	357	
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 ► _____)		58,854	63,815	
23	<b>Total liabilities</b> (add lines 17 through 22) . . . . .		63,728	64,172	
<b>Net Assets or Fund Balances</b>					
	<b>Foundations that follow SFAS 117, check here ► <input checked="" type="checkbox"/></b> <b>and complete lines 24 through 26 and lines 30 and 31.</b>				
24	Unrestricted . . . . .		8,411,111	8,062,452	
25	Temporarily restricted . . . . .		516,396	495,125	
26	Permanently restricted . . . . .				
	<b>Foundations that do not follow SFAS 117, check here ► <input type="checkbox"/></b> <b>and complete lines 27 through 31.</b>				
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				
30	<b>Total net assets or fund balances</b> (see page 17 of the instructions) . . . . .		8,927,507	8,557,577	
31	<b>Total liabilities and net assets/fund balances</b> (see page 17 of the instructions) . . . . .		8,991,235	8,621,749	

**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	8,927,507
2	Enter amount from Part I, line 27a . . . . .	2	-580,734
3	Other increases not included in line 2 (itemize) ► _____	3	231,649
4	Add lines 1, 2, and 3 . . . . .	4	8,578,422
5	Decreases not included in line 2 (itemize) ► _____	5	20,845
6	Total net assets or fund balances at end of year (line 4 minus line 5)—Part II, column (b), line 30 . . . . .	6	8,557,577

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				
(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)		{ If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7 }		2 29,460
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?

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

Yes  No

**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))
2009	752,646	8,806,828	0 085462
2008	1,168,240	7,570,764	0 154309
2007	1,097,262	9,768,241	0 112330
2006	1,775,651	10,632,517	0 167002
2005	1,961,738	12,941,359	0 151587
<b>2</b> <b>Total</b> of line 1, column (d).			<b>2</b> 0 670690
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			<b>3</b> 0 134138
4 Enter the net value of noncharitable-use assets for 2010 from Part X, line 5.			<b>4</b> 8,543,520
5 Multiply line 4 by line 3.			<b>5</b> 1,146,012
6 Enter 1% of net investment income (1% of Part I, line 27b).			<b>6</b> 2,299
7 Add lines 5 and 6.			<b>7</b> 1,148,311
8 Enter qualifying distributions from Part XII, line 4.			<b>8</b> 888,189

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

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

1a	Exempt operating foundations described in section 4940(d)(2), check here <input type="checkbox"/> and enter "N/A" on line 1		1	
	Date of ruling or determination letter _____ <b>(attach copy of letter if necessary—see instructions)</b>			
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here <input type="checkbox"/> and enter 1% of Part I, line 27b . . . . .		1	4,598
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	4,598
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		4	
5	<b>Tax based on investment income.</b> Subtract line 4 from line 3 If zero or less, enter -0- . . . . .		5	4,598
6	Credits/Payments			
a	2010 estimated tax payments and 2009 overpayment credited to 2010	6a	20,488	
b	Exempt foreign organizations—tax withheld at source . . . . .	6b		
c	Tax paid with application for extension of time to file (Form 8868)	6c		
d	Backup withholding erroneously withheld . . . . .	6d		
7	Total credits and payments Add lines 6a through 6d. . . . .	7	20,488	
8	Enter any <b>penalty</b> for underpayment of estimated tax Check here <input type="checkbox"/> if Form 2220 is attached	8		
9	<b>Tax due.</b> If the total of lines 5 and 8 is more than line 7, enter <b>amount owed</b> . . . . .	9		
10	<b>Overpayment.</b> If line 7 is more than the total of lines 5 and 8, enter the <b>amount overpaid</b> . . . . .	10	15,890	
11	Enter the amount of line 10 to be <b>Credited to 2011 estimated tax</b> <input type="checkbox"/> 15,890	11	Refunded <input type="checkbox"/>	11

**Part VII-A Statements Regarding Activities**

1a	During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign? . . . . .		Yes	No
1b	Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see page 19 of the instructions for definition)? . . . . .		Yes	No
	<i>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.</i>			
1c	Did the foundation file <b>Form 1120-POL</b> for this year? . . . . .			
d	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year			
	(1) On the foundation <input type="checkbox"/> \$ _____ (2) On foundation managers <input type="checkbox"/> \$ _____			
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers <input type="checkbox"/> \$ _____			
2	Has the foundation engaged in any activities that have not previously been reported to the IRS? . . . . .		Yes	No
	<i>If "Yes," attach a detailed description of the activities.</i>			
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? <i>If "Yes," attach a conformed copy of the changes</i>		Yes	No
4a	Did the foundation have unrelated business gross income of \$1,000 or more during the year? . . . . .		Yes	
b	If "Yes," has it filed a tax return on <b>Form 990-T</b> for this year? . . . . .		Yes	
5	Was there a liquidation, termination, dissolution, or substantial contraction during the year? . . . . .		Yes	No
	<i>If "Yes," attach the statement required by General Instruction T.</i>			
6	Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either		Yes	
	● 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? . . . . .			
7	Did the foundation have at least \$5,000 in assets at any time during the year? <i>If "Yes," complete Part II, col (c), and Part XV</i>		Yes	
8a	Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) <input type="checkbox"/> NY			
b	If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by General Instruction G? <i>If "No," attach explanation.</i>		Yes	
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 2010 or the taxable year beginning in 2010 (see instructions for Part XIV on page 27)? <i>If "Yes," complete Part XIV</i>		Yes	No
10	Did any persons become substantial contributors during the tax year? <i>If "Yes," attach a schedule listing their names and addresses</i>		Yes	No

**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). . . . .	<input type="checkbox"/> 11	<input type="checkbox"/> Yes	<input type="checkbox"/> No
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008? . . . . .	<input type="checkbox"/> 12	<input type="checkbox"/> Yes	<input type="checkbox"/> No
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? . . . . .	<input type="checkbox"/> 13	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

Website address ► [WWW SMITHERSFOUNDATION.ORG](http://WWW SMITHERSFOUNDATION.ORG)

14	The books are in care of ► <u>THOMAS D CROCI TREASURER</u> Telephone no ► <u>(516) 676-0067</u> Located at ► <u>PO BOX 67 MILL NECK NY</u> ZIP +4 ► <u>117650067</u>	<input type="checkbox"/> 14	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of <b>Form 1041</b> —Check here . . . . . ► <input type="checkbox"/> 15 and enter the amount of tax-exempt interest received or accrued during the year . . . . .	<input type="checkbox"/> 15	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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16	At any time during calendar year 2010, did the foundation have an interest in or a signature or other authority over a bank, securities, or other financial account in a foreign country? . . . . .	<input type="checkbox"/> 16	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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See page 20 of the instructions for exceptions and filing requirements for Form TD F 90-22 1 If "Yes", enter the name of the foreign country ►

**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.

			<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
1a	During the year did the foundation (either directly or indirectly)			
	(1) Engage in the sale or exchange, or leasing of property with a disqualified person? ► <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
	(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? . . . . . ► <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
	(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? ► <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
	(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? ► <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
	(5) Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)? . . . . . ► <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
	(6) Agree to pay money or property to a government official? ( <b>Exception.</b> Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days). . . . . ► <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
b	If any answer is "Yes" to 1a(1)–(6), did <b>any</b> of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see page 20 of the instructions)? . . . . .			
	Organizations relying on a current notice regarding disaster assistance check here. . . . . ► <input type="checkbox"/>			
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 2010? . . . . .			
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 2010, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2010? . . . . . ► <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
	If "Yes," list the years ► 20____, 20____, 20____, 20____			
b	Are there any years listed in 2a for which the foundation is <b>not</b> 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 <b>all</b> years listed, answer "No" and attach statement—see page 20 of the instructions) . . . . .			
c	If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here ► 20____, 20____, 20____, 20____			
3a	Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? . . . . . ► <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
b	If "Yes," did it have excess business holdings in 2010 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 2010). . . . .			
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes? . . . . .			
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 2010? . . . . .			

**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))?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
	(2) Influence the outcome of any specific public election (see section 4955), or to carry on, directly or indirectly, any voter registration drive? . . . . .	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
	(3) Provide a grant to an individual for travel, study, or other similar purposes?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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). . . . .	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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? . . . . .	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b	If any answer is "Yes" to 5a(1)–(5), did <b>any</b> 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)? Organizations relying on a current notice regarding disaster assistance check here. . . . .	<input checked="" type="checkbox"/>	5b	
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? . . . . .	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
	<i>If "Yes," attach the statement required by Regulations section 53.4945–5(d).</i>			
6a	Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract? . . . . .	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	6b	No
b	Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract? . . . . .			
	<i>If "Yes" to 6b, file Form 8870.</i>			
7a	At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		7b	
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 <b>(If not paid, enter -0-)</b>	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
See Additional Data Table				

**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				
<b>Total number of other employees paid over \$50,000.</b> . . . . .			<input checked="" type="checkbox"/>	

**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		

**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 4,118,582
b	Average of monthly cash balances. . . . .	1b 137,911
c	Fair market value of all other assets (see page 24 of the instructions). . . . .	1c 4,417,140
d	<b>Total</b> (add lines 1a, b, and c). . . . .	1d 8,673,633
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
3	Subtract line 2 from line 1d. . . . .	3 8,673,633
4	Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see page 25 of the instructions). . . . .	4 130,104
5	<b>Net value of noncharitable-use assets.</b> Subtract line 4 from line 3 Enter here and on Part V, line 4	5 8,543,529
6	<b>Minimum investment return.</b> Enter 5% of line 5. . . . .	6 427,176

**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. . . . .	1 427,176
2a	Tax on investment income for 2010 from Part VI, line 5. . . . .	2a 4,598
b	Income tax for 2010 (This does not include the tax from Part VI ). . . . .	2b
c	Add lines 2a and 2b. . . . .	2c 4,598
3	Distributable amount before adjustments Subtract line 2c from line 1. . . . .	3 422,578
4	Recoveries of amounts treated as qualifying distributions. . . . .	4
5	Add lines 3 and 4. . . . .	5 422,578
6	Deduction from distributable amount (see page 25 of the instructions). . . . .	6
7	<b>Distributable amount</b> as adjusted Subtract line 6 from line 5 Enter here and on Part XIII, line 1. . . . .	7 422,578

**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 888,189
b	Program-related investments—total from Part IX-B. . . . .	1b
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc , purposes. . . . .	2
3	Amounts set aside for specific charitable projects that satisfy the	
a	Suitability test (prior IRS approval required). . . . .	3a
b	Cash distribution test (attach the required schedule). . . . .	3b
4	<b>Qualifying distributions.</b> Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4 888,189
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
6	<b>Adjusted qualifying distributions.</b> Subtract line 5 from line 4. . . . .	6 888,189

**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)

	<b>(a) Corpus</b>	<b>(b) Years prior to 2009</b>	<b>(c) 2009</b>	<b>(d) 2010</b>
<b>1</b> Distributable amount for 2010 from Part XI, line 7				422,578
<b>2</b> Undistributed income, if any, as of the end of 2010				
<b>a</b> Enter amount for 2009 only. . . . .				
<b>b</b> Total for prior years 20____, 20____, 20____				
<b>3</b> Excess distributions carryover, if any, to 2010				
<b>a</b> From 2005. . . . .	1,326,532			
<b>b</b> From 2006. . . . .	1,248,331			
<b>c</b> From 2007. . . . .	613,558			
<b>d</b> From 2008. . . . .	850,847			
<b>e</b> From 2009. . . . .	315,487			
<b>f Total</b> of lines 3a through e. . . . .		4,354,755		
<b>4</b> Qualifying distributions for 2010 from Part XII, line 4 ► \$ _____ 888,189				
<b>a</b> Applied to 2009, but not more than line 2a				
<b>b</b> Applied to undistributed income of prior years (Election required—see page 26 of the instructions)				
<b>c</b> Treated as distributions out of corpus (Election required—see page 26 of the instructions). . . . .				
<b>d</b> Applied to 2010 distributable amount. . . . .				422,578
<b>e</b> Remaining amount distributed out of corpus		465,611		
<b>5</b> Excess distributions carryover applied to 2010 (If an amount appears in column (d), the same amount must be shown in column (a).)				
<b>6</b> <b>Enter the net total of each column as indicated below:</b>		4,820,366		
<b>a</b> Corpus Add lines 3f, 4c, and 4e Subtract line 5				
<b>b</b> Prior years' undistributed income Subtract line 4b from line 2b. . . . .				
<b>c</b> 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. . . . .				
<b>d</b> Subtract line 6c from line 6b Taxable amount—see page 27 of the instructions . . . . .				
<b>e</b> Undistributed income for 2009 Subtract line 4a from line 2a Taxable amount—see page 27 of the instructions . . . . .				
<b>f</b> Undistributed income for 2010 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2011. . . . .				0
<b>7</b> 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) . . . . .				
<b>8</b> Excess distributions carryover from 2005 not applied on line 5 or line 7 (see page 27 of the instructions) . . . . .		1,326,532		
<b>9</b> <b>Excess distributions carryover to 2011.</b> Subtract lines 7 and 8 from line 6a . . . . .		3,493,834		
<b>10</b> Analysis of line 9				
<b>a</b> Excess from 2006. . . . .	1,248,331			
<b>b</b> Excess from 2007. . . . .	613,558			
<b>c</b> Excess from 2008. . . . .	850,847			
<b>d</b> Excess from 2009. . . . .	315,487			
<b>e</b> Excess from 2010. . . . .	465,611			

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

1a	If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2010, enter the date of the ruling. . . . .				<input type="checkbox"/>
b	Check box to indicate whether the organization is a private operating foundation described in section <input type="checkbox"/> 4942(j)(3) or <input type="checkbox"/> 4942(j)(5)				
2a	Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed . . . . .				
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 organization had \$5,000 or more in assets at any time during the year—see page 27 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) )

MRS ADELE C SMITHERS PRESIDENT

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

THE CHRISTOPHER D SMITHERS FNDN INC  
PO BOX 67  
MILL NECK, NY 117650067  
(516) 676-0067

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

WRITTEN REQUEST FULLY DESCRIBING PROJECT TO BE FUNDED

c Any submission deadlines

NONE

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

NO GRANTS ARE MADE TO INDIVIDUALS

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

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
<b>a Paid during the year</b> See Additional Data Table				
<b>Total</b> . . . . .			► 3a	564,805
<b>b Approved for future payment</b>				
<b>Total</b> . . . . .			► 3b	

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated

Enter gross amounts unless otherwise indicated	Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income (See page 28 of the instructions )
	(a) Business code	(b) Amount	(c) Exclusion code	(d) Amount	
<b>1 Program service revenue</b>					
a					
b					
c					
d					
e					
f					
<b>g Fees and contracts from government agencies</b>					
<b>2 Membership dues and assessments.</b>					
<b>3 Interest on savings and temporary cash investments</b>					157
<b>4 Dividends and interest from securities.</b>					
<b>5 Net rental income or (loss) from real estate</b>			14	116,398	
a Debt-financed property.					
b Not debt-financed property.					
<b>6 Net rental income or (loss) from personal property</b>					
<b>7 Other investment income.</b>			15	108,670	
<b>8 Gain or (loss) from sales of assets other than inventory</b>					116,367
<b>9 Net income or (loss) from special events</b>					
<b>10 Gross profit or (loss) from sales of inventory.</b>					
<b>11 Other revenue</b>	<b>a PUBLICATION SALES</b>				
b REFUNDS					
c SITE USE FEE					
d					
e					
<b>12 Subtotal Add columns (b), (d), and (e).</b>		2,584		225,068	116,524
<b>13 Total Add line 12, columns (b), (d), and (e).</b>					344,176
(See worksheet in line 13 instructions on page 28 to verify calculations.)					

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

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

1 Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations?

**a Transfers from the reporting foundation to a noncharitable exempt organization or**

(1) Cash.

**(2) Other assets.**

### Other transactions

**(1) Sales of assets to a noncharitable exempt organization. . .**

**(2) Purchases of assets from a noncharitable exempt**

**(3) Rental of facilities, equipment,**

**(4) Reimbursement arrangement**

**(8) Performance of services or membership or fundraising solicitations.**

**d** If the answer to any of the above is "Yes," complete the following schedule. Column (b) should always show the fair mark.

of the goods, other assets, or services given by the reporting foundation. If the foundation received less than fair market

	Yes	No
1a(1)		No
1a(2)		No
1b(1)		No
1b(2)		No
1b(3)		No
1b(4)		No
1b(5)		No
1b(6)		No
1c		No

**(a) Line No.** | **(b) Amount involved** | **(c) Name of noncharitable exempt organization** | **(d) Description of transfers, transactions, and sharing arrangements**

**2a** Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organization(s)?

15. the foundation directly, or indirectly, eliminated from, or created with, or created for, or for the benefit of, any exempt organizations  
described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527?

**b** If "Yes," complete the following schedule

(a) Name of organization	(b) Type of organization	(c) Description of relationship
<p>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.</p>		
<p>*****</p>	<p>2011-07-29</p>	<p>*****</p>
<p>Signature of officer or trustee</p>	<p>Date</p>	<p>Title</p>
<p>Preparer's Signature</p>	<p>Date</p>	<p>PTIN</p>
<p>Paid Preparer's Use Only</p>	<p>JOHN F DENNEHY JR</p>	<p>Check if self-employed <input checked="" type="checkbox"/></p>
<p>Firm's name</p>	<p>DENNEHY ACCOUNTING SERVICES INC</p>	<p>Firm's EIN <input type="checkbox"/></p>
<p>28 N COUNTRY RD</p>	<p>MT SINAI, NY 11766</p>	<p>Phone no (631) 928-5406</p>

Sign Here

Paid  
Preparer's  
Use Only

## Additional Data

**Software ID:**  
**Software Version:**  
**EIN:** 13-1861928  
**Name:** THE CHRISTOPHER D SMITHERS FOUNDATION INC

### Form 990PF Part VIII Line 1 - List all officers, directors, trustees, foundation managers and their compensation

(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation <b>(If not paid, enter -0-)</b>	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
MRS ADELE C SMITHERS 	PRESIDENT 20 00	0	0	0
6 FROST MILL RD MILL NECK, NY 11765				
MS M ELIZABETH BROTHERS 	V PRESIDENT 1 00	0	0	0
1620 MAYFLOWER COURT APT B- 615 WINTER PARK, FL 327925809				
MR THOMAS D CROCI 	VP/TREASURER 10 00	0	0	0
7 ANDOVER DRIVE BOHEMIA, NY 11716				
MR CHRISTOPHER B SMITHERS 	VP/SECRETARY 5 00	0	0	0
PO BOX 275 MILL NECK, NY 11765				
DR JOSEPH J CALANDRA 	DIRECTOR 5 00	0	0	0
2514 HARRIETS ISLAND COURT MT PLEASANT, SC 29466				
LT CMDR THOMAS DA CROCI 	DIRECTOR 5 00	0	0	0
6152 WELLINGTON COMMONS DRIVE ALEXANDRIA, VA 22310				

**Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment**

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
<b>a Paid during the year</b>				
ACE 598 BROADWAY 7TH FL NEW YORK, NY 10012	N/A	PUBLIC	COMMUNITY	800
ADELE SMITHERS PARKINSONS DISEASE TREATMENT CENTER NORTHERN BLVD OLD WESTBURY, NY 11568	N/A	PUBLIC	TREATMENT OF PARKINSONS PATIENTS	21,105
ADELPHI UNIVERSITY DEPT OF ATHLETICS 1 S AVENUE GARDEN CITY, NY 11530	N/A	PUBLIC	COMMUNITY	3,000
ALCOHOLISM COUNCIL OF NEW 2-26 WASHINGTON ST 7TH FLOOR NEW YORK, NY 10004	N/A	PUBLIC	PHYSICIAN/ALCOHOL/ADDICTION TRAINING	60,500
AMERICAN HEART ASSN 125 E BETHPAGE ROAD SUITE 100 PLAINVIEW, NY 11803	N/A	PUBLIC	TREATMENT OF HEART DISEASE	6,000
AMERICAN PARKINSON FDN NORTHERN BLVD OLD WESTBURY, NY 11568	N/A	PUBLIC	TREATMENT OF PARKINSONS PATIENTS	3,000
ALC & SUBSTANCE ABUSE PRO 1 COLUMBIA PLACE SUITE 400 ALBANY, NY 12207	N/A	PUBLIC	ALCOHOLISM TREATMENT	5,000
ALLIANCE FOR RECOVERY 125 EA BETHPAGE RD SUITE 100 PLAINVIEW, NY 11803	N/A	PUBLIC	ALCOHOLISM TREATMENT	5,000
AMERICAN SOCIETY OF ADDIC 4601 NORTH PARK AVE CHEVY CHASE, MD 208154520	N/A	PUBLIC	R BRINKLEY SMITHERS AWARD/LECTURE	15,000
BOYS & GIRLS CLUB OF O BEN ONE PINE HOLLOW RD OYSTER BAY, NY 117714713	N/A	PUBLIC	YOUTH RESPONSIBILITY/LEADERSHIP PROG	1,000
BOYS & GIRLS CLUB OF TAMPA 1307 N MACDILL AVE TAMPA, FL 33607	N/A	PUBLIC	SMART MOVES PROGRAM	50,000
CENACLE 310 CENACLE RD RONKONKOMA, NY 11779	N/A	PUBLIC	ALCOHOLISM TREATMENT	2,500
CARP 5410 EAST AVENUE WEST PALM BEACH, FL 33402	N/A	PUBLIC	ALCOHOLISM TREATMENT	2,500
CORRECTIONAL ASSN 2090 ADAM CLAYTON POWELL JR BLVD SUITE 200 NEW YORK, NY 10027	N/A	PUBLIC	COMMUNITY	1,000
DRUG FREE PROJECTS COALIT 5442 E 6TH STREET TUCSON, AZ 85711	N/A	PUBLIC	ALCOHOL EDUCATION	1,500
<b>Total . . . . .</b>			<b>► 3a</b>	<b>564,805</b>

## Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
<b>a Paid during the year</b>				
EMPLOYMENT PROGRAM FOR RE 261 W 35 ST 9TH FL NEW YORK, NY 10001	N/A	PUBLIC	VOCATIONAL REHAB	100
EMPOWERING PRODUCTIONS IN 50 DELONGIS COURT SPARKILL, NY 10976	N/A	PUBLIC	COMMUNITY	10,000
FREEDOM HOUSE FDN PO BOX 367 GLEN GARDNER, NJ 08826	N/A	PUBLIC	INTERVENTION PROGRAM	3,100
FREEDOM INSTITUTE 515 MADISON AVE NEW YORK, NY 10022	N/A	PUBLIC	INTERVENTION PROGRAM	1,000
GRATITUDE HOUSE 1700 N DIXIE HIGHWAY WEST PALM BEACH, FL 33407	N/A	PUBLIC	ALCOHOLISM TREATMENT	1,000
GRENVILLE BAKER BOYS & GI 135 FOREST AVE LOCUST VALLEY, NY 11560	N/A	PUBLIC	CHILDREN'S GYMNASIUM	50,000
HANLEY CENTER FDN 5200 EAST END AVE W PALM BEACH, FL 33407	N/A	PUBLIC	PROJECT BRIDGE/SUMMER YOUTH PROGRAM	20,000
HEMPSTEAD BOYS & GIRLS CL 40 WASHINGTON ST HEMPSTEAD, NY 11550	N/A	PUBLIC	COMMUNITY	5,000
HEROES & COOL KIDS PO BOX 24 NORWOOD, NJ 07648	N/A	PUBLIC	COMMUNITY	950
JO-ANN CROCI MEMORIAL SCHOLARSHIP FOUNDATION 7 ANDOVER DRIVE BOHEMIA, NY 11716	N/A	PUBLIC	EDUCATIONAL SCHOLARSHIP	2,500
LEADERSHIP TO KEEP CHILDREN ALCOHOL FREE 2933 LOWER BELLBROOK RD SPRING VALLEY, OH 45370	N/A	PUBLIC	ALCOHOL EDUCATION	1,250
LONG ISLAND COUNCIL ON AL 207 HILLSIDE AVE WILLISTON PARK, NY 11596	N/A	PUBLIC	ADDICTION REFERRAL SERVICES	51,000
LOCUST VALLEY FD 228 BUCKRAM ROAD LOCUST VALLEY, NY 11560	N/A	PUBLIC	COMMUNITY	50
MATINECOCK NEIGHBORHOOD ASSN PO BOX 328 LOCUST VALLEY, NY 11560	N/A	PUBLIC	COMMUNITY	100
NAT'L COUNCIL-ALCOHOLISM 22 CORTLAND ST STE 801 NEW YORK, NY 10007	N/A	PUBLIC	ALCOHOL EDUCATION	53,300
<b>Total . . . . .</b>			<b>► 3a</b>	<b>564,805</b>

**Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment**

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
<b>a Paid during the year</b>				
NCADD KANSAS CITY 633 EAST 63RD ST KANSAS CITY, MO 64110	N/A	PUBLIC	ALCOHOL EDUCATION	500
NCADD WESTCHESTER 5 WALLER AVENUE SUITE 105 WHITE PLAINS, NY 10601	N/A	PUBLIC	ALCOHOL EDUCATION	15,000
NATL INST SOCIAL SCIENCES PO BOX 286774 NEW YORK, NY 10128	N/A	PUBLIC	ALCOHOLISM RESEARCH	6,750
NY PRESBYTERIAN FUND PO BOX 6412 NEW YORK, NY 10277	N/A	PUBLIC	COMMUNITY	1,000
NATL ASSN OF CHILDREN OF ALCOHOLICS 11426 ROCKVILLE PIKE SUITE 301 ROCKVILLE, MD 20852	N/A	PUBLIC	ALCOHOL EDUCATION	1,000
NY MEDICAL COLLEGE MUNGER PAVILION VALHALLA, NY 10595	N/A	PUBLIC	ALCOHOLISM TREATMENT	20,000
NORTH SHORE LIJ HEALTH SY 125 COMMUNITY DR GREAT NECK, NY 11021	N/A	PUBLIC	ALCOHOLISM TREATMENT	5,500
NYIT PO BOX 8000 OLD WESTBURY, NY 11568	N/A	PUBLIC	ALCOHOLISM RESEARCH	1,500
OCCAM OBSERVATORY PIAZZA DUOMO 21 MILANO, MILAN 1-20121 IT	N/A	PUBLIC	CULTURAL EDUCATION	20,000
PITCH FOR A CURE 898 MANOR LANE BAY SHORE, NY 11706	N/A	PUBLIC	MEDICAL RESEARCH	1,000
ST CHRISTOPHERS INN PO BOX 150 ROUTE 9 GARRISON, NY 10524	N/A	PUBLIC	ALCOHOLISM TREATMENT	1,000
ST JOHNS RIVERSIDE HOSP DEVELOPMENT OFFICE 967 N BROADWAY YONKERS, NY 10701	N/A	PUBLIC	ALCOHOLISM TREATMENT	7,250
SUFFOLK COUNTY POLICE ATH PO BOX 26 YAPHANK, NY 119800026	N/A	PUBLIC	YOUTH SPORTS & RECREATION PROGRAMS	250
THE DARRYL STRAWBERRY FDN C/O PRO MANAGEMENT PLUS 1127 HIGH RIDGE RD SUITE 331 STAMFORD, CT 06905	N/A	PUBLIC	COMMUNITY	10,000
THE NEW BRONX CHAMBER OF COMMERCE 1200 WATERS PL SUITE 106 BRONX, NY 10461	N/A	PUBLIC	COMMUNITY	2,800
<b>Total . . . . .</b>			<b>► 3a</b>	<b>564,805</b>

## Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
<b>a Paid during the year</b>				
TURN 2 FOUNDATION 215 PARK AVE S STE 1905 NEW YORK, NY 10003	N/A	PUBLIC	PROMOTE HEALTHY LIFESTYLES FOR YOUTH	60,500
UNIVERSITY OF MONTANA FDN PO BOX 7159 600 CONNELL AVENUE MISSOULA, MT 59807	N/A	PUBLIC	MEDICAL RESEARCH	3,000
UNIVERSITY OF OKLAHOMA 555 E CONSTITUTION ST NORMAN, OK 73072	N/A	PUBLIC	INFORMATION/POVERTY WORLD CONF	25,000
VERITAS VILLA FOUNDATION PO BOX 610 KERHONKSON, NY 12446	N/A	PUBLIC	ALCOHOL EDUCATION/TRAINING/RESEARCH	500
VILLA INNS PO BOX 610 KERHONKSON, NY 12446	N/A	PUBLIC	ALCOHOL EDUCATION/TRAINING/RESEARCH	5,000
<b>Total . . . . .</b>			<b>► 3a</b>	<b>564,805</b>

Form 4562

Depreciation and Amortization  
(Including Information on Listed Property)

OMB No 1545-0172

2010

Department of the Treasury  
Internal Revenue Service (99)

► See separate instructions. ► Attach to your tax return.

Attachment  
Sequence No 67Name(s) shown on return  
THE CHRISTOPHER D SMITHERS  
FOUNDATION INC

Business or activity to which this form relates

INDIRECT DEPRECIATION

Identifying number

13-1861928

**Part I Election To Expense Certain Property Under Section 179***Note: If you have any listed property, complete Part V before you complete Part I.*

1 Maximum amount See the instructions for a higher limit for certain businesses . . . . .	1	500,000
2 Total cost of section 179 property placed in service (see instructions) . . . . .	2	
3 Threshold cost of section 179 property before reduction in limitation (see instructions) . . . . .	3	2,000,000
4 Reduction in limitation Subtract line 3 from line 2 If zero or less, enter -0- . . . . .	4	
5 Dollar limitation for tax year Subtract line 4 from line 1 If zero or less, enter -0- If married filing separately, see instructions . . . . .	5	
<b>6 (a) Description of property</b>	<b>(b) Cost (business use only)</b>	<b>(c) Elected cost</b>
<b>7 Listed property Enter the amount from line 29</b> . . . . .	<b>7</b>	
<b>8 Total elected cost of section 179 property Add amounts in column (c), lines 6 and 7</b> . . . . .	<b>8</b>	
<b>9 Tentative deduction Enter the smaller of line 5 or line 8</b> . . . . .	<b>9</b>	
<b>10 Carryover of disallowed deduction from line 13 of your 2009 Form 4562</b> . . . . .	<b>10</b>	
<b>11 Business income limitation Enter the smaller of business income (not less than zero) or line 5 (see instructions)</b> . . . . .	<b>11</b>	
<b>12 Section 179 expense deduction Add lines 9 and 10, but do not enter more than line 11</b> . . . . .	<b>12</b>	
<b>13 Carryover of disallowed deduction to 2011 Add lines 9 and 10, less line 11 ►</b> <b>13</b>		

*Note: Do not use Part II or Part III below for listed property. Instead, use Part V.*

<b>Part II Special Depreciation Allowance and Other Depreciation (Do not include listed property ) (See instructions )</b>
14 Special depreciation allowance for qualified property (other than listed property) placed in service during the tax year (see instructions) . . . . .
15 Property subject to section 168(f)(1) election . . . . .
16 Other depreciation (including ACRS) . . . . .
2,336

**Part III MACRS Depreciation (Do not include listed property.) (See instructions.)****Section A**

<b>17 MACRS deductions for assets placed in service in tax years beginning before 2010</b> . . . . .	<b>17</b>	24,720
<b>18 If you are electing to group any assets placed in service during the tax year into one or more general asset accounts, check here ►</b>		

**Section B—Assets Placed in Service During 2010 Tax Year Using the General Depreciation System**

<b>(a) Classification of property</b>	<b>(b) Month and year placed in service</b>	<b>(c) Basis for depreciation (business/investment use only—see instructions)</b>	<b>(d) Recovery period</b>	<b>(e) Convention</b>	<b>(f) Method</b>	<b>(g) Depreciation deduction</b>
<b>19a 3-year property</b>						
<b>b 5-year property</b>						
<b>c 7-year property</b>						
<b>d 10-year property</b>						
<b>e 15-year property</b>						
<b>f 20-year property</b>						
<b>h Residential rental property</b>			27 5 yrs	MM	S/L	
			27 5 yrs	MM	S/L	
<b>i Nonresidential real property</b>			39 yrs	MM	S/L	
				MM	S/L	

**Section C—Assets Placed in Service During 2010 Tax Year Using the Alternative Depreciation System**

<b>20a Class life</b>					S/L	
<b>b 12-year</b>			12 yrs		S/L	
<b>c 40-year</b>			40 yrs	MM	S/L	

**Part IV Summary (see instructions)**

<b>21 Listed property Enter amount from line 28</b> . . . . .	<b>21</b>	
<b>22 Total. Add amounts from line 12, lines 14 through 17, lines 19 and 20 in column (g), and line 21 Enter here and on the appropriate lines of your return Partnerships and S corporations—see instructions</b> . . . . .	<b>22</b>	27,056
<b>23 For assets shown above and placed in service during the current year, enter the portion of the basis attributable to section 263A costs</b> . . . . .	<b>23</b>	

**Part V**

**Listed Property** (Include automobiles, certain other vehicles, certain computers, and property used for entertainment, recreation, or amusement.)

**Note:** For any vehicle for which you are using the standard mileage rate or deducting lease expense, complete **only** 24a, 24b, columns (a) through (c) of Section A, all of Section B, and Section C if applicable.

**Section A—Depreciation and Other Information (Caution:** See the instructions for limits for passenger automobiles.)

**24a** Do you have evidence to support the business/investment use claimed?  Yes  No **24b** If "Yes," is the evidence written?  Yes  No

(a) Type of property (list vehicles first)	(b) Date placed in service	(c) Business/investment use percentage	(d) Cost or other basis	(e) Basis for depreciation (business/investment use only)	(f) Recovery period	(g) Method/Convention	(h) Depreciation/deduction	(i) Elected section 179 cost

**25** Special depreciation allowance for qualified listed property placed in service during the tax year and used more than 50% in a qualified business use (see instructions) **25**

		%						
		%						
		%						

**26** Property used more than 50% in a qualified business use

		%						
		%						
		%						

**27** Property used 50% or less in a qualified business use

		%				S/L -		
		%				S/L -		
		%				S/L -		

**28** Add amounts in column (h), lines 25 through 27 Enter here and on line 21, page 1 **28**

**29** Add amounts in column (i), line 26 Enter here and on line 7, page 1 **29**

**Section B—Information on Use of Vehicles**

Complete this section for vehicles used by a sole proprietor, partner, or other "more than 5% owner," or related person

If you provided vehicles to your employees, first answer the questions in Section C to see if you meet an exception to completing this section for those vehicles

<b>30</b> Total business/investment miles driven during the year (do not include commuting miles)	(a) Vehicle 1		(b) Vehicle 2		(c) Vehicle 3		(d) Vehicle 4		(e) Vehicle 5		(f) Vehicle 6	
	Yes	No										
<b>31</b> Total commuting miles driven during the year												
<b>32</b> Total other personal (noncommuting) miles driven												
<b>33</b> Total miles driven during the year Add lines 30 through 32												
<b>34</b> Was the vehicle available for personal use during off-duty hours?												
<b>35</b> Was the vehicle used primarily by a more than 5% owner or related person?												
<b>36</b> Is another vehicle available for personal use?												

**Section C—Questions for Employers Who Provide Vehicles for Use by Their Employees**

Answer these questions to determine if you meet an exception to completing Section B for vehicles used by employees who are not more than 5% owners or related persons (see instructions)

<b>37</b> Do you maintain a written policy statement that prohibits all personal use of vehicles, including commuting, by your employees?													<b>Yes</b>	<b>No</b>
<b>38</b> Do you maintain a written policy statement that prohibits personal use of vehicles, except commuting, by your employees? See the instructions for vehicles used by corporate officers, directors, or 1% or more owners														
<b>39</b> Do you treat all use of vehicles by employees as personal use?														
<b>40</b> Do you provide more than five vehicles to your employees, obtain information from your employees about the use of the vehicles, and retain the information received?														
<b>41</b> Do you meet the requirements concerning qualified automobile demonstration use? (See instructions)														

**Note:** If your answer to 37, 38, 39, 40, or 41 is "Yes," do not complete Section B for the covered vehicles

(a) Description of costs	(b) Date amortization begins	(c) Amortizable amount	(d) Code section	(e) Amortization period or percentage	(f) Amortization for this year

**42** A amortization of costs that begins during your 2010 tax year (see instructions)

**43** A amortization of costs that began before your 2010 tax year **43**

**44** Total. Add amounts in column (f) See the instructions for where to report **44**

## TY 2010 Accounting Fees Schedule

**Name:** THE CHRISTOPHER D SMITHERS

FOUNDATION INC

**EIN:** 13-1861928

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
ACCOUNTING SERVICES	36,000	7,200		28,800

## TY 2010 Compensation Explanation

**Name:** THE CHRISTOPHER D SMITHERS  
FOUNDATION INC  
**EIN:** 13-1861928

Person Name	Explanation
MRS ADELE C SMITHERS	
MS M ELIZABETH BROTHERS	
MR THOMAS D CROCI	
MR CHRISTOPHER B SMITHERS	
DR JOSEPH J CALANDRA	
LT CMDR THOMAS DA CROCI	

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## TY 2010 Depreciation Schedule

**Name:** THE CHRISTOPHER D SMITHERS  
**FOUNDATION INC**  
**EIN:** 13-1861928

Description of Property	Date Acquired	Cost or Other Basis	Prior Years' Depreciation	Computation Method	Rate / Life (# of years)	Current Year's Depreciation Expense	Net Investment Income	Adjusted Net Income	Cost of Goods Sold Not Included
REFRIGERATOR	1991-06-01	1,469	1,469	200DB	5 0000				
FURNACE	1993-07-01	5,676	5,676	200DB	10 0000				
BUST RB SMITHERS	1993-12-31	20,000							
LAND	1994-01-01	775,680							
BUILDING - MAIN	1994-01-11	775,800	311,314	S/L	39 0000	19,892			
CARPETING	1994-08-01	1,700	1,700	200DB	7 0000				
FUEL TANKS	1994-08-01	18,950	18,950	200DB	10 0000				
DICTIONATION MACHINE	1994-09-01	255	255	200DB	5 0000				
CARPETING	1994-09-01	550	550	200DB	7 0000				
DRIVEWAY	1994-10-01	15,900	6,322	S/L	39 0000	408			
FUEL TANKS	1995-05-22	18,950	18,950	200DB	10 0000				
ROOF	1996-05-31	66,750	47,394	150DB	20 0000	2,978			
AIR CONDITIONER	1996-06-30	648	648	200DB	5 0000				
AIR CONDITIONER	1996-07-19	648	648	200DB	5 0000				
REGLAZING	1996-12-01	5,525	1,850	S/L	39 0000	141			
STOVE	1997-04-04	275	275	200DB	7 0000				
GROUNDS EQUIPMENT	1997-07-11	5,521	5,521	200DB	7 0000				
GROUNDS EQUIPMENT	1997-09-09	13	13	200DB	7 0000				
LIGHTING FIXTURES	1997-12-12	945	945	200DB	7 0000				
AIR CONDITIONER	1998-05-29	490	490	200DB	7 0000				
PLUMBING	1998-07-01	1,430	422	S/L	39 0000	36			
CARPENTRY	1998-07-01	4,100	1,204	S/L	39 0000	105			
WATERPROOFING	1998-07-01	8,975	2,636	S/L	39 0000	230			
PHONE SYSTEM-NET OF REFUND	1998-08-21	8,911	8,911	200DB	5 0000				
PHONE SYSTEM	1999-12-03	2,058	2,058	200DB	5 0000				
OFFICE FURNITURE	1999-12-24	6,000	6,000	200DB	7 0000				
OFFICE FURNITURE	2000-07-01	27,966	27,966	200DB	7 0000				
CARPETING	2000-07-01	8,869	8,869	200DB	7 0000				
COMPUTER SYSTEMS	2000-07-01	10,543	10,543	200DB	5 0000				
SECURITY SYSTEM	2000-07-01	1,380	1,380	200DB	7 0000				
OFFICE FURNITURE	2001-01-31	260	260	200DB	7 0000				
OFFICE FURNITURE	2001-03-30	5,320	5,320	200DB	7 0000				
OFFICE FURNITURE	2001-08-20	5,490	5,490	200DB	7 0000				
COMPUTER EQUIPMENT	2001-08-28	2,985	2,985	200DB	5 0000				
OFFICE FURNITURE	2001-10-05	6,625	6,625	200DB	7 0000				
COMPUTER SYSTEM	2001-10-26	1,500	1,500	200DB	5 0000				
SECURITY SYSTEM	2001-11-30	7,860	7,860	200DB	7 0000				
2 IBM COMPUTERS	2002-07-23	2,298	2,298	200DB	5 0000				
COMPUTER NETWORK	2002-08-27	1,110	1,110	200DB	5 0000				
SWIVEL CHAIR	2002-09-16	1,370	1,370	200DB	7 0000				
ALARM SYSTEM UPGRADE	2003-02-01	16,800	11,620	S/L	10 0000	1,680			
DRAINAGE & DRIVEWAY	2003-05-15	8,989	1,537	S/L	39 0000	230			
COMPUTER EQUIPMENT	2003-07-23	621	621	S/L	5 0000				
COMPUTER EQUIPMENT	2003-07-26	309	309	S/L	5 0000				
NETWORK UPGRADE	2003-07-30	3,059	3,059	S/L	5 0000				
ROOFING	2003-08-20	3,900	2,470	S/L	10 0000	390			
OFFICE CHAIR	2003-08-29	75	68	S/L	7 0000	7			
COMPUTER EQUIPMENT	2003-09-16	195	195	S/L	5 0000				
COMPUTER EQUIPMENT	2003-09-17	1,833	1,833	S/L	5 0000				
COMPUTER EQUIPMENT	2003-09-17	52	52	S/L	5 0000				
COMPUTER	2004-01-21	2,036	2,036	200DB	5 0000				
COMPUTER	2004-09-02	2,169	2,169	200DB	5 0000				
EXECUTIVE DESK	2004-09-21	4,290	4,003	200DB	7 0000	191			
CARPETING	2004-09-22	1,160	1,082	200DB	7 0000	52			
CANON PRINTER (NO 1)	2004-10-01	400	400	200DB	5 0000				
CANON PRINTER (NO 2)	2004-10-01	400	400	200DB	5 0000				
TELEPHONE SYSTEM - COTTAGE	2004-10-05	4,669	4,356	200DB	7 0000	209			
IMPROVEMENTS - MAIN	2004-07-01	3,920	549	S/L	39 0000	100			
FURNISHINGS	2005-07-20	685	532	200DB	7 0000	61			
COMPUTER UP-GRADE	2005-08-09	1,775	1,673	200DB	5 0000	102			
ELECTRICAL IMPROVEMENTS-FNDN BLDG	2005-03-28	520	64	S/L	39 0000	13			
ROOFING-FNDN BLDG	2005-06-27	750	87	S/L	39 0000	20			
ROOFING-FNDN BLDG	2005-08-16	1,125	126	S/L	39 0000	29			
THERMOSTAT CONTROLS	2006-01-04	821	443	200DB	10 0000	75			
ROOFING & WATERPROOFING	2006-01-31	750	404	200DB	10 0000	70			
LIGHTING FIXTURE	2006-02-28	85	58	200DB	7 0000	8			
			42,336,616,448						
ROOFING & WATERPROOFING	2009-12-30	575		S/L	20 0000	29			

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## TY 2010 Gain/Loss from Sale of Other Assets Schedule

**Name:** THE CHRISTOPHER D SMITHERS

FOUNDATION INC

**EIN:** 13-1861928

Name	Date Acquired	How Acquired	Date Sold	Purchaser Name	Gross Sales Price	Basis	Basis Method	Sales Expenses	Total (net)	Accumulated Depreciation
US TRUST 033005846697	2010-01	PURCHASE	2010-12		1,228,391	1,141,490			86,901	

## TY 2010 Investments Corporate Bonds Schedule

**Name:** THE CHRISTOPHER D SMITHERS  
FOUNDATION INC  
**EIN:** 13-1861928

Name of Bond	End of Year Book Value	End of Year Fair Market Value
US TRUST BANK OF AMERICA	1,101,016	1,196,433

## TY 2010 Investments Corporate Stock Schedule

**Name:** THE CHRISTOPHER D SMITHERS  
FOUNDATION INC  
**EIN:** 13-1861928

Name of Stock	End of Year Book Value	End of Year Fair Market Value
US TRUST SECURITIES	1,498,707	1,908,749

## TY 2010 Investments - Other Schedule

**Name:** THE CHRISTOPHER D SMITHERS  
FOUNDATION INC  
**EIN:** 13-1861928

Category/ Item	Listed at Cost or FMV	Book Value	End of Year Fair Market Value
LISTERINE ROYALTY 1/2 UNIT	AT COST	259,350	770,250

**TY 2010 Land, Etc. Schedule****Name:** THE CHRISTOPHER D SMITHERS

FOUNDATION INC

**EIN:** 13-1861928

<b>Category / Item</b>	<b>Cost / Other Basis</b>	<b>Accumulated Depreciation</b>	<b>Book Value</b>	<b>End of Year Fair Market Value</b>
BUILDING, COTTAGE, STABLE/GARAGE	1,097,078	594,979	502,099	539,998
30+ACRES MILL NECK NY	775,680		775,680	3,348,143

## TY 2010 Legal Fees Schedule

**Name:** THE CHRISTOPHER D SMITHERS  
FOUNDATION INC  
**EIN:** 13-1861928

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
INDIRECT LEGAL FEES	26,788			

## TY 2010 Other Assets Schedule

**Name:** THE CHRISTOPHER D SMITHERS

FOUNDATION INC

**EIN:** 13-1861928

Description	Beginning of Year - Book Value	End of Year - Book Value	End of Year - Fair Market Value
DONATIONS HELD-IN-TRUST	778,460	788,370	495,125

## TY 2010 Other Decreases Schedule

**Name:** THE CHRISTOPHER D SMITHERS  
FOUNDATION INC  
**EIN:** 13-1861928

Description	Amount
NET DECREASE IN FMV OF CRUTS	20,845

## TY 2010 Other Expenses Schedule

**Name:** THE CHRISTOPHER D SMITHERS  
FOUNDATION INC  
**EIN:** 13-1861928

Description	Revenue and Expenses per Books	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
EXPENSES				
AWARDS & ENGRAVING	9,549			9,549
BANK CHARGES	1,514			1,514
EDUCATIONAL BOOKS	3,250			3,250
INSURANCE	7,695			7,695
INVESTMENT ACCOUNT FEES-US TR	17,307	17,307		
MAINTENANCE & REPAIRS	17,556			17,556
MEMBERSHIP DUES & SUBSCRIPTION	629			629
OFFICE SUPPLIES & EXPENSE	7,714			7,714
POSTAGE & DELIVERY	2,896			2,896
PUBLIC AWARENESS	1,995			1,995
PUBLIC RELATIONS	3,000			3,000
TELEPHONE	763			763
UTILITIES	21,703			21,703
WEBSITE	1,020			1,020

## TY 2010 Other Income Schedule

**Name:** THE CHRISTOPHER D SMITHERS  
FOUNDATION INC  
**EIN:** 13-1861928

Description	Revenue And Expenses Per Books	Net Investment Income	Adjusted Net Income
JOHNSON & JOHNSON - LISTERINE	108,670	108,670	
PUBLICATION SALES	84		
REFUNDS	500		
SITE USE FEE	2,000		

**TY 2010 Other Increases Schedule**

**Name:** THE CHRISTOPHER D SMITHERS  
FOUNDATION INC  
**EIN:** 13-1861928

Description	Amount
NET INCREASE IN FMV OF INVESTMENT PORTFOLIO	230,874
PRIOR PERIOD ADJUSTMENT	775

## TY 2010 Other Liabilities Schedule

**Name:** THE CHRISTOPHER D SMITHERS  
FOUNDATION INC  
**EIN:** 13-1861928

Description	Beginning of Year - Book Value	End of Year - Book Value
CREDIT CARD PAYABLE	39	714
DEFERRED EXCISE TAX PAYABLE	58,815	63,101

## TY 2010 Taxes Schedule

**Name:** THE CHRISTOPHER D SMITHERS

FOUNDATION INC

**EIN:** 13-1861928

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
FEDERAL EXCISE TAX 2010	4,598			4,598
NYS ANNUAL FILING FEE	275			275
FOREIGN SECURITIES TAX	263	263		