



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**

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

OMB No 1545-0052

2010Department of the Treasury
Internal Revenue Service

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

For calendar year 2010, or tax year beginning , and ending

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

**RICHARD P. & LAURINE KIMMEL
CHARITABLE FOUNDATION, INC.**

A Employer identification number

36-3617581

B Telephone number (see page 10 of the instructions)

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

1248 "O" STREET

Room/suite

#792

City or town, state, and ZIP code

LINCOLN NE 68508H 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) **\$ 26,413,965** (Part I, column (d) must be on cash basis)J Accounting method ☒ Cash ☐ Accrual☐ Other (specify)C If exemption application is pending, check here ☐D 1. Foreign organizations, check here ☐2. Foreign organizations meeting the
85% test, check here and attach computation ☐E If private foundation status was terminated under
section 507(b)(1)(A), check here ☐F If the foundation is in a 60-month termination
under section 507(b)(1)(B), check here ☐

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)
- 2 Check ☒ if the foundation is not required to attach Sch B
- 3 Interest on savings and temporary cash investments
- 4 Dividends and interest from securities
- 5a Gross rents
- b Net rental income or (loss)
- 6a Net gain or (loss) from sale of assets not on line 10 **Stmt 1**
- b Gross sales price for all assets on line 6a **14,081,571**
- 7 Capital gain net income (from Part IV, line 2)
- 8 Net short-term capital gain
- 9 Income modifications
- 10a Gross sales less returns & allowances
- b Less. Cost of goods sold
- c Gross profit or (loss) (attach schedule)
- 11 Other income (attach schedule) **Stmt 2**
- 12 Total. Add lines 1 through 11

250,521**250,521****547,355****547,355****2,784****14,081,571****0****0****500****801,160****797,876****0****110,000****10,000****100,000****143,780****21,567****122,213****31,440****31,440****13,320****4,662****8,658****1,245****1,245****27,926****-4,167****32,093****263,149****3,557****30,688****12,275****18,413****10,900****10,900****118,081****12,346****105,735****750,529****60,240****0****430,697****325,625****325,625****1,076,154****60,240****0****756,322****-274,994****737,636****0**

For Paperwork Reduction Act Notice, see page 30 of the instructions.

Form **990-PF** (2010)

Part II Balance Sheets Attached schedules and amounts in the description column should be for end-of-year amounts only (See instructions)		Beginning of year	End of year	
		(a) Book Value	(b) Book Value	(c) Fair Market Value
Assets	1 Cash—non-interest-bearing	8,717,079	356,820	356,820
	2 Savings and temporary cash investments	100,000	1,254,643	1,254,643
	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 15 of the instructions)			
	7 Other notes and loans receivable (attach schedule) ▶ Less allowance for doubtful accounts ▶	0		
	8 Inventories for sale or use			
	9 Prepaid expenses and deferred charges			
	10a Investments—U.S. and state government obligations (attach schedule) Stmt 9			
	b Investments—corporate stock (attach schedule) See Stmt 10	12,623,102	19,577,729	17,411,065
	c Investments—corporate bonds (attach schedule) See Stmt 11	2,270,607	2,795,673	2,941,559
	11 Investments—land, buildings, and equipment basis ▶ Less accumulated depreciation (attach sch) ▶			
	12 Investments—mortgage loans			
	13 Investments—other (attach schedule)			
	14 Land, buildings, and equipment basis ▶ 6,552,045 Less accumulated depreciation (attach sch) ▶ Stmt 12 2,242,675	4,525,993	4,309,370	4,309,370
15 Other assets (describe ▶ See Statement 13)	476,508	140,508	140,508	
16 Total assets (to be completed by all filers—see the instructions Also, see page 1, item I)	28,713,289	28,434,743	26,413,965	
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 ▶ See Statement 14)	1,017	1,017	
23 Total liabilities (add lines 17 through 22)	1,017	1,017		
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here ▶ <input checked="" type="checkbox"/> and complete lines 24 through 26 and lines 30 and 31.			
	24 Unrestricted	28,712,272	28,433,726	
	25 Temporarily restricted			
	26 Permanently restricted			
	Foundations that do not follow SFAS 117, check here ▶ <input type="checkbox"/> 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			
	30 Total net assets or fund balances (see page 17 of the instructions)	28,712,272	28,433,726	
	31 Total liabilities and net assets/fund balances (see page 17 of the instructions)	28,713,289	28,434,743	

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	28,712,272
2 Enter amount from Part I, line 27a	2	-274,994
3 Other increases not included in line 2 (itemize) ▶	3	
4 Add lines 1, 2, and 3	4	28,437,278
5 Decreases not included in line 2 (itemize) ▶ See Statement 15	5	3,552
6 Total net assets or fund balances at end of year (line 4 minus line 5)—Part II, column (b), line 30	6	28,433,726

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 N/A				
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))	
(l) FMV 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)			2	
<div style="border: 1px solid black; padding: 2px; display: inline-block;"> If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7 </div>				
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6):			3	
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				

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))
2009	1,179,518	18,392,988	0.064129
2008	618,776	24,046,884	0.025732
2007	740,499	25,822,205	0.028677
2006	694,163	24,432,471	0.028411
2005	1,859,463	24,461,116	0.076017
2 Total of line 1, column (d)			2 0.222966
3 Average distribution ratio for the 5-year base period—divide the total on line 2 by 5, or by the number of years the foundation has been in existence if less than 5 years			3 0.044593
4 Enter the net value of noncharitable-use assets for 2010 from Part X, line 5			4 20,889,642
5 Multiply line 4 by line 3			5 931,532
6 Enter 1% of net investment income (1% of Part I, line 27b)			6 7,376
7 Add lines 5 and 6			7 938,908
8 Enter qualifying distributions from Part XII, line 4			8 800,066

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

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

1a	Exempt operating foundations described in section 4940(d)(2), check here <input type="checkbox"/> and enter "N/A" on line 1 Date of ruling or determination letter (attach copy of letter if necessary—see instructions)		
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here <input type="checkbox"/> and enter 1% of Part I, line 27b	1	14,753
c	All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, col. (b).		
2	Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	2	0
3	Add lines 1 and 2	3	14,753
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	14,753
6	Credits/Payments		
a	2010 estimated tax payments and 2009 overpayment credited to 2010	6a	7,000
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	7,000
8	Enter any penalty for underpayment of estimated tax. Check here <input type="checkbox"/> if Form 2220 is attached	8	
9	Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	9	7,753
10	Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	
11	Enter the amount of line 10 to be Credited to 2011 estimated tax <input type="checkbox"/> Refunded <input type="checkbox"/>	11	

Part VII-A Statements Regarding Activities

	Yes	No
1a During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?		X
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)? If the answer is "Yes" to 1a or 1b , attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities		X
1c Did the foundation file Form 1120-POL for this year?		X
d Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year: (1) On the foundation. \$ _____ (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	2	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	3	X
4a Did the foundation have unrelated business gross income of \$1,000 or more during the year?	4a	X
4b If "Yes," has it filed a tax return on Form 990-T for this year?	4b	
5 Was there a liquidation, termination, dissolution, or substantial contraction during the year? If "Yes," attach the statement required by General Instruction T.	5	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?	6	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	7	X
8a Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) NE		
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	8b	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 2010 or the taxable year beginning in 2010 (see instructions for Part XIV on page 27)? If "Yes," complete Part XIV	9	X
10 Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses	10	X

Part VII-A Statements Regarding Activities (continued)

11	At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see page 20 of the instructions)	11		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address ► KIMMELORCHARD.COM	13	X	
14	The books are in care of ► KYLE L. SITZMAN CPA 3901 NORMAL BLVD Located at ► LINCOLN	Telephone no. ► 402-484-7676 NE ZIP+4 ► 68506		
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041—Check here and enter the amount of tax-exempt interest received or accrued during the year	15	► <input type="checkbox"/>	
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? 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 ►	16	Yes	No X

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

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

		Yes	No
1a	During the year did the foundation (either directly or indirectly):		
(1)	Engage in the sale or exchange, or leasing of property with a disqualified person?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
(2)	Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
(3)	Furnish goods, services, or facilities to (or accept them from) a disqualified person?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
(4)	Pay compensation to, or pay or reimburse the expenses of, a disqualified person?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
(5)	Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
(6)	Agree to pay money or property to a government official? (Exception. Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days.)	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
b	If any answer is "Yes" to 1a(1)-(6), did any of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see page 22 of the instructions)? Organizations relying on a current notice regarding disaster assistance check here	N/A <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?	N/A	
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? If "Yes," list the years ► 20 , 20 , 20 , 20	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
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 22 of the instructions.)	N/A	
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.)	N/A	
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 2010?	4b	X

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

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

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

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

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

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

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

b If any answer is "Yes" to 5a(1)–(5), did any of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see page 22 of the instructions)? **N/A** ☐ **5b**

Organizations relying on a current notice regarding disaster assistance check here ☐

c If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant? **N/A** ☐ Yes ☐ No

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

6a Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract? ☐ Yes ☒ No

b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract? **6b** ☒

If "Yes" to 6b, file Form 8870

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

b If Yes, did the foundation receive any proceeds or have any net income attributable to the transaction? **N/A** **7b**

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors**1 List all officers, directors, trustees, foundation managers and their compensation (see page 22 of the instructions).**

(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation (if not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
See Statement 16				

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

0

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

0**Part IX-A Summary of Direct Charitable Activities**

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

Expenses

1 N/A**2****3****4****Part IX-B Summary of Program-Related Investments (see page 24 of the instructions)**

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

Amount

1 N/A**2**

All other program-related investments See page 24 of the instructions

3

Total. Add lines 1 through 3

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

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes		
a	Average monthly fair market value of securities	1a	18,727,720
b	Average of monthly cash balances	1b	2,480,038
c	Fair market value of all other assets (see page 25 of the instructions)	1c	0
d	Total (add lines 1a, b, and c)	1d	21,207,758
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1e	0
2	Acquisition indebtedness applicable to line 1 assets	2	0
3	Subtract line 2 from line 1d	3	21,207,758
4	Cash deemed held for charitable activities. Enter 1½ % of line 3 (for greater amount, see page 25 of the instructions)	4	318,116
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	20,889,642
6	Minimum investment return. Enter 5% of line 5	6	1,044,482

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	1,044,482
2a	Tax on investment income for 2010 from Part VI, line 5	2a	14,753
b	Income tax for 2010 (This does not include the tax from Part VI)	2b	
c	Add lines 2a and 2b	2c	14,753
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	1,029,729
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	1,029,729
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	1,029,729

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	756,322
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	43,744
3	Amounts set aside for specific charitable projects that satisfy the		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	Qualifying distributions. Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	800,066
5	Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income. Enter 1% of Part I, line 27b (see page 26 of the instructions)	5	0
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	800,066

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 2009	(c) 2009	(d) 2010
1 Distributable amount for 2010 from Part XI, line 7				1,029,729
2 Undistributed income, if any, as of the end of 2010				
a Enter amount for 2009 only				
b Total for prior years 20____, 20____, 20____				
3 Excess distributions carryover, if any, to 2010				
a From 2005	84,601			
b From 2006	694,163			
c From 2007				
d From 2008				
e From 2009	272,403			
f Total of lines 3a through e	1,051,167			
4 Qualifying distributions for 2010 from Part XII, line 4: \$ 800,066				
a Applied to 2009, but not more than line 2a				
b Applied to undistributed income of prior years (Election required—see page 26 of the instructions)				
c Treated as distributions out of corpus (Election required—see page 26 of the instructions)				
d Applied to 2010 distributable amount				800,066
e Remaining amount distributed out of corpus				
5 Excess distributions carryover applied to 2010 (If an amount appears in column (d), the same amount must be shown in column (a))	229,663			229,663
6 Enter the net total of each column as indicated below:				
a Corpus. Add lines 3f, 4c, and 4e. Subtract line 5	821,504			
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 2009 Subtract line 4a from line 2a Taxable amount—see page 27 of the instructions				
f Undistributed income for 2010 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2011				0
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see page 27 of the instructions)				
8 Excess distributions carryover from 2005 not applied on line 5 or line 7 (see page 27 of the instructions)				
9 Excess distributions carryover to 2011. Subtract lines 7 and 8 from line 6a	821,504			
10 Analysis of line 9.				
a Excess from 2006	549,101			
b Excess from 2007				
c Excess from 2008				
d Excess from 2009	272,403			
e Excess from 2010				

Form **990-PF** (2010)

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

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year SCHEDULE ATTACHED	NONE	501 (C) (3) PUBLIC	CHARITY	325,625
Total			▶ 3a	325,625
b Approved for future payment PER ATTACHMENT	NONE	501 (C) (3) PUBLIC	CHARITY	
Total			▶ 3b	

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated

Part IV Analysis of income-producing activities					
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	250,521	
4 Dividends and interest from securities			14	547,355	
5 Net rental income or (loss) from real estate					
a Debt-financed property					
b Not debt-financed property					
6 Net rental income or (loss) from personal property					
7 Other investment income					
8 Gain or (loss) from sales of assets other than inventory					2,784
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue. a _____					
b OTHER _____					500
c _____					
d _____					
e _____					
12 Subtotal. Add columns (b), (d), and (e)		0		797,876	3,284
13 Total. Add line 12, columns (b), (d), and (e)				13	801,160

(See worksheet in line 13 instructions on page 29 to verify calculations)

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

[illegible]

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

- 1** Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations?
 - a** Transfers from the reporting foundation to a noncharitable exempt organization of
 - (1)** Cash
 - (2)** Other assets
 - b** Other transactions:
 - (1)** Sales of assets to a noncharitable exempt organization
 - (2)** Purchases of assets from a noncharitable exempt organization
 - (3)** Rental of facilities, equipment, or other assets
 - (4)** Reimbursement arrangements
 - (5)** Loans or loan guarantees
 - (6)** Performance of services or membership or fundraising solicitations
 - c** Sharing of facilities, equipment, mailing lists, other assets, or paid employees
 - 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.

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

[illegible]

- 2a** Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527?

☐ Yes ☒ No

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

(a) Name of organization	(b) Type of organization	(c) Description of relationship
N/A		

**Sign
Here**

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than taxpayer or fiduciary) is based on all information of which preparer has any knowledge.

Signature of officer or trustee

Date _____

Title

Paid

Preparer
Use Only

Print/Type preparer's name

Preparer's signature

Date _____

Check ☐ if self-employed

KYLE L. SITZMAN, CPA

05/04/11

Firm's name ▶ Buckley & Sitzman CPA's
Firm's address ▶ 3901 Normal Blvd Ste 100
Lincoln, NE 68506-5200

PTIN **P00767944**

Firm's EIN ► 47-0350235

Phone no **402-484-7676**

Form **990-PF** (2010)

Federal Statements

Statement 1 - Form 990-PF, Part I, Line 6a - Sale of Assets

Description	Whom Sold	Date Acquired	Date Sold	How Received		Cost	Expense	Depreciation	Net Gain / Loss
				Sale Price	Purchase				
VAR. PUBLIC SECURITIES	Various	Various	Various	\$ 14,081,571	\$ 14,078,787	\$	\$	\$	2,784
Total				\$ 14,081,571	\$ 14,078,787	\$	0	0	2,784

Statement 2 - Form 990-PF, Part I, Line 11 - Other Income

Description	Revenue per Books	Net Investment Income	Adjusted Net Income
OTHER	\$ 500	\$	\$
Total	\$ 500	0	0

Statement 3 - Form 990-PF, Part I, Line 16a - Legal Fees

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
VARIOUS LOCAL ATTORNEYS	\$ 31,440	\$	\$	\$ 31,440
Total	\$ 31,440	0	0	\$ 31,440

Statement 4 - Form 990-PF, Part I, Line 16b - Accounting Fees

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
BUCKLEY & SITZMAN CPA'S	\$ 13,320	\$ 4,662	\$	\$ 8,658
Total	\$ 13,320	4,662	0	\$ 8,658

K2700 RICHARD P. & LAURINE KIMMEL
36-3617581
FYE: 12/31/2010

Federal Statements

Statement 5 - Form 990-PF, Part I, Line 16c - Other Professional Fees

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
VARIOUS	\$ 1,245	\$	\$	\$ 1,245
Total	\$ 1,245	\$ 0	\$ 0	\$ 1,245

Statement 6 - Form 990-PF, Part I, Line 18 - Taxes

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
FEDERAL EXCISE	\$ -5,833	\$ -5,833	\$	\$ 19,516
REAL ESTATE & PERSONAL PROPERTY PAYROLL	19,516	1,666		12,577
Total	\$ 27,926	\$ -4,167	\$ 0	\$ 32,093

Statement 7 - Form 990-PF, Part I, Line 19 - Depreciation

Date Acquired	Description	Cost Basis	Prior Year Depreciation	Method	Life	Current Year Depreciation	Net Investment Income	Adjusted Net Income
	Depreciation	\$	\$			\$ 263,149	\$	\$
Total		\$ 0	\$ 0			\$ 263,149	\$ 0	\$ 0

Statement 8 - Form 990-PF, Part I, Line 23 - Other Expenses

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
Expenses		\$	\$	
ADVERTISING	763			763
ARTIST STIPENDS-NET	14,510			14,510
COMPUTER SUPPLIES & SERVICE	5,623	562		5,061

K2700 RICHARD P. & LAURINE KIMMEL

36-3617581

FYE: 12/31/2010

Federal Statements

Statement 8 - Form 990-PF, Part I, Line 23 - Other Expenses (continued)

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
CUSTODIAL FEES	\$ 5,155	\$ 2,578	\$	\$ 2,577
DIRECTORS FEES	10,000	1,000		9,000
DUES & SUBSCRIPTIONS	1,282			1,282
EQUIPMENT LEASES	2,898	1,449		1,449
INSURANCE	31,437	2,829		28,608
OFFICE SUPPLIES	6,964	2,750		4,214
POSTAGE	1,888			1,888
MAINTENANCE	26,000			26,000
SUPPLIES	8,979			8,979
TELEPHONE	2,582	1,178		1,404
Total	\$ 118,081	\$ 12,346	\$ 0	\$ 105,735

Statement 9 - Form 990-PF, Part II, Line 10a - US and State Government Investments

<u>Description</u>	<u>Beginning of Year</u>	<u>End of Year</u>	<u>Basis of Valuation</u>	<u>Fair Market Value</u>
PER ATTACHMENT	\$	\$	Cost	\$
Total	\$ 0	\$ 0		\$ 0

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

<u>Description</u>	<u>Beginning of Year</u>	<u>End of Year</u>	<u>Basis of Valuation</u>	<u>Fair Market Value</u>
PER ATTACHMENT	\$ 12,623,102	\$ 19,577,729	Cost	\$ 17,411,065
Total	\$ 12,623,102	\$ 19,577,729		\$ 17,411,065

Statement 11 - Form 990-PF, Part II, Line 10c - Corporate Bond Investments

<u>Description</u>	<u>Beginning of Year</u>	<u>End of Year</u>	<u>Basis of Valuation</u>	<u>Fair Market Value</u>
PER ATTACHMENT	\$ 2,270,607	\$ 2,795,673	Cost	\$ 2,941,559
Total	\$ 2,270,607	\$ 2,795,673		\$ 2,941,559

K2700 RICHARD P. & LAURINE KIMMEL
36-3617581
FYE: 12/31/2010

Federal Statements

Statement 12 - Form 990-PF, Part II, Line 14 - Land, Building, and Equipment

Description	Beginning Net Book	End Cost / Basis	End Accumulated Depreciation	Net FMV
	\$ 4,525,993	\$ 6,552,045	\$ 2,242,675	\$ 4,309,370
Total	\$ 4,525,993	\$ 6,552,045	\$ 2,242,675	\$ 4,309,370

Statement 13 - Form 990-PF, Part II, Line 15 - Other Assets

Description	Beginning of Year	End of Year	Fair Market Value
INSURANCE REPAIR CLAIM	\$ 476,508	\$ 140,508	\$ 140,508
Total	\$ 476,508	\$ 140,508	\$ 140,508

Statement 14 - Form 990-PF, Part II, Line 22 - Other Liabilities

Description	Beginning of Year	End of Year
TAXES WITTHELD	\$ 1,017	\$ 1,017
Total	\$ 1,017	\$ 1,017

Statement 15 - Form 990-PF, Part III, Line 5 - Other Decreases

Description	Amount
ADJUSTMENT	\$ 3,552
Total	\$ 3,552

K2700 RICHARD P. & LAURINE KIMMEL

36-3617581

FYE: 12/31/2010

Federal Statements

Statement 16 - Form 990-PF, Part VIII, Line 1 - List of Officers, Directors, Trustees, Etc.

Name and Address	Title	Average Hours	Compensation	Benefits	Expenses
ERNEST L. WEYENETH	PRESIDENT	25.00	110,000	0	0
PATRICIA HOLMES	DIRECTOR	5.00	0	0	0
MARVIN WOOD	DIRECTOR	3.00	0	0	0
WILLIAM CARROLL	DIRECTOR	10.00	0	0	0
LEN WEYENETH	DIRECTOR	5.00	0	0	0

K2700 RICHARD P. & LAURINE KIMMEL

36-3617581

Federal Statements

FYE: 12/31/2010

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

Description

APPLICATION'S ARE TO BE SUBMITTED PER THE ATTACHED

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

Description

MARCH 31, JUNE 30, SEPTEMBER 30, DECEMBER 31

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

Description

RESTRICTIONS ARE PER THE ATTACHED STATEMENTS

Richard P. Kimmel & Laurine Kimmel
Charitable Foundation, Inc.
Schedule of Investment in Securities
September 30, 2010

	Cost	Market Value
ING Clarion Global Real Estate	318,083	155,000
Johnson & Johnson	1,081,455	1,082,375
Kraft Foods Inc	598,653	630,200
LMP Real Estate Income Fd	520,134	252,500
McDonalds	380,977	460,560
MFS Charter Income Trust	504,045	518,100
Nike Inc	571,105	555,230
Oneok Inc	541,539	554,700
Prospect Capital Corp	1,166,559	918,000
Southern Co	242,041	248,945
Vanguard Information Technology	783,975	922,785
Vanguard Int'l Equity Index	336,250	245,450
Verizon	281,303	357,800
 BAC Capital Tr XII-6 875%	 125,000	 121,250
Bank of America Corp-8 20%	250,000	255,000
Bank One Capital-7 2%	250,856	255,100
Citigroup Capital XX-7 875%	250,000	254,300
Countrywide Capital V-7 0%	125,000	123,000
Fleet Capital TR VII-7 2%	250,000	247,000
ING Groep NV-6 2%	116,000	102,500
JP Morgan Chase-7 0%	250,000	253,100
Morgan Stanley-6 25%	124,150	112,100
Morgan Stanley-5 75%	116,100	109,350
	<u>19,577,729</u>	<u>17,411,065</u>
 Total	 <u>\$22,373,402</u>	 <u>\$20,352,624</u>

See accountants' compilation report

Richard P. Kimmel & Laurine Kimmel
Charitable Foundation, Inc.
Schedule of Investment in Securities
December 31, 2010

	<u>Cost</u>	<u>Market Value</u>
Certificates of Deposit	<u>\$0</u>	<u>\$0</u>
Corporate Bonds		
American Express Bank-5 5%-4/16/13	\$229,770	\$242,503
Anadarko Petroleum-5 75%-6/15/14	256,573	267,610
Genworth Global Funding Trust-5 75%-5/15/13	255,313	261,528
Bank of America Corp Sub-5 5%-4/16/13	244,688	259,895
Merrill Lynch & Co-6 05%-8/15/12	258,378	264,725
Owens Corning-6 5%-12/01/16	265,909	264,780
E I DuPont De Nemours-4 75%-11/15/12	295,696	314,408
General Electric-5 0%-2/01/13	496,855	534,485
Morgan Stanley Notes-5 3%-3/01/13	248,678	266,405
Wells Fargo-4 75%-2/09/15	243,813	265,220
	<u>\$2,795,673</u>	<u>\$2,941,559</u>
Government Bonds		
None	<u>\$ -</u>	<u>\$ -</u>
Stocks & Mutual Funds		
Alerian MLP ETF	\$ 469,050	\$ 482,100
AT&T	514,693	587,600
Bank of America Corp	875,811	266,800
Bristol Meyers	620,246	662,000
Calamos Conv & High Income Fd	344,099	253,200
Caterpillar Inc	668,617	702,450
Centerpoint Energy Inc	283,425	314,400
Chevron Corp	489,544	593,125
Coca-Cola	579,184	657,700
Conagra Foods	304,733	270,960
Conoco Phillips	619,935	646,950
Deere & Co	616,262	622,875
Eaton Vance Ltd	477,231	481,500
E I DuPont	578,077	598,560
Enerplus Resources	440,451	308,400
General Electric	1,803,044	1,097,400
HealthCare Investors	470,949	401,100
HealthCare Realty Trust	239,153	211,700

See accountants' compilation report

Richard P. Kimmel & Laurine Kimmel
Charitable Foundation, Inc.
Schedule of Charitable Donations
January 1 - December 31, 2010

American Red Cross	\$3,000
Bright Lights	1,100
Educational Services Unit	12,000
Food Bank of Lincoln	6,000
Heritage Nebraska	10,000
Kappa Foundation	10,000
Lincoln Arts Council	18,400
Lincoln Children's Museum	30,000
Lincoln Symphony	5,000
Make-A-Wish Foundation	500
Matt Talbott Kitchen	1,000
McCook Community Foundation	20,000
Midland Lutheran	7,000
National Arbor Day Foundation	38,667
Nebraska City Community Foundation	100,000
Nebraska Council on Economic Education	7,500
Otoe County Agricultural Society	4,522
Sheridan Elementary PTO	5,000
Southeast Nebraska Community Foundation	10,000
Special Olympics Nebraska	1,525
University of Nebraska Foundation	35,000
	<u>\$ 326,214</u>
Nebraska Community Foundation - unused grant funds	(589)
	<u><u>\$ 325,625</u></u>

See Accountants' Compilation Report