Form **990-PF**

Department of the Treasury
Internal Revenue Service

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

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

OMB No 1545-0052

2010

For calendar year 2010, or tax year beginning 1-1 **, 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 JOSEPH DURDA FOUNDATION

A Employer identification number: 41 1672558

Number and street (or P O box number if mail is not delivered to street address): 4100 PEAVEY RD.

Room/suite:

B Telephone number (see page 10 of the instructions): 952-934-2987

City or town, state, and ZIP code: CHASKA, MN 55318-2353

C If exemption application is pending, check here ▶ ☐

D 1. Foreign organizations, check here ▶ ☐

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

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

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

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

I Fair market value of all assets at end of year *(from Part II, col (c), line 16)* ▶ $ 591,488.69

J Accounting method: ☒ Cash ☐ Accrual
☐ Other (specify)
(Part I, column (d) must be on cash basis)

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

			(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
Revenue	1	Contributions, gifts, grants, etc , received (attach schedule) B	501,175.00			
	2	Check ▶ ☐ if the foundation is **not** required to attach Sch B				
	3	Interest on savings and temporary cash investments	0.82	0.82	0.82	
	4	Dividends and interest from securities	2,899.17	2899.17	2899.17	
	5a	Gross rents				
	b	Net rental income or (loss)				
	6a	Net gain or (loss) from sale of assets not on line 10				
	b	Gross sales price for all assets on line 6a				
	7	Capital gain net income (from Part IV, line 2)		-0-		
	8	Net short-term capital gain			-0-	
	9	Income modifications				
	10a	Gross sales less returns and allowances				
	b	Less: Cost of goods sold				
	c	Gross profit or (loss) (attach schedule)				
	11	Other income (attach schedule)				
	12	**Total.** Add lines 1 through 11	504,074.99	2899.99	2899.99	
Operating and Administrative Expenses	13	Compensation of officers, directors, trustees, etc	2000.00	2000.00	2000.00	2000.00
	14	Other employee salaries and wages				
	15	Pension plans, employee benefits				
	16a	Legal fees (attach schedule)				
	b	Accounting fees (attach schedule)				
	c	Other professional fees (attach schedule)				
	17	Interest				
	18	Taxes (attach schedule) (see page 14 of the instructions) MN ATTORNEY GEN'L IRS *	28.50	28.50	28.50	28.50
	19	Depreciation (attach schedule) and depletion				
	20	Occupancy				
	21	Travel, conferences, and meetings				
	22	Printing and publications NOTICE *	38.50	38.50	38.50	38.50
	23	Other expenses (attach schedule) POSTAGE/COPYING *	93.00	93.00	93.00	93.00
	24	**Total operating and administrative expenses.** Add lines 13 through 23	2160.00	2160.00	2160.00	2160.00
	25	Contributions, gifts, grants paid	35000.00			35000.00
	26	**Total expenses and disbursements.** Add lines 24 and 25	37160.00	2160.00	2160.00	37160.00
	27	Subtract line 26 from line 12.				
	a	**Excess of revenue over expenses and disbursements**	466914.99			
	b	**Net investment income** (if negative, enter -0-)		739.99		
	c	**Adjusted net income** (if negative, enter -0-)			739.99	

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* SEE ATTACHED INCOME STATEMENT/BALANCE SHEET. (SCHEDULE)

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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 (a) Book Value	End of year (b) Book Value	(c) Fair Market Value
Assets 1	Cash—non-interest-bearing			
2	Savings and temporary cash investments	51479.81	24789.49	24789.49
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 ▶			
8	Inventories for sale or use			
9	Prepaid expenses and deferred charges			
10a	Investments—U S. and state government obligations (attach schedule)	19377.40	500726.80	500726.80
b	Investments—corporate stock (attach schedule)	29315.00	45529.20	45529.20
c	Investments—corporate bonds (attach schedule)	20490.10	20443.20	20443.20
11	Investments—land, buildings, and equipment. basis ▶			
	Less· accumulated depreciation (attach schedule) ▶			
12	Investments—mortgage loans			
13	Investments—other (attach schedule)			
14	Land, buildings, and equipment: basis ▶			
	Less accumulated depreciation (attach schedule) ▶			
15	Other assets (describe ▶)			
16	**Total assets** (to be completed by all filers—see the instructions Also, see page 1, item I)	120662.31	591488.69	591488.69
Liabilities 17	Accounts payable and accrued expenses			
18	Grants payable			
19	Deferred revenue			
20	Loans from officers, directors, trustees, and other disqualified persons			
21	Mortgages and other notes payable (attach schedule)			
22	Other liabilities (describe ▶)			
23	**Total liabilities** (add lines 17 through 22)	-0-	-0-	
Net Assets or Fund Balances	**Foundations that follow SFAS 117, check here ▶ ☐ and complete lines 24 through 26 and lines 30 and 31.**			
24	Unrestricted			
25	Temporarily restricted			
26	Permanently restricted			
	Foundations that do not follow SFAS 117, check here ▶ ☒ and complete lines 27 through 31.			
27	Capital stock, trust principal, or current funds (AT MARKET)	120662.31	591488.69	
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)	120662.31	591488.69	
31	**Total liabilities and net assets/fund balances** (see page 17 of the instructions)	120662.31	591488.69	

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	120662.31
2	Enter amount from Part I, line 27a	2	466914.99
3	Other increases not included in line 2 (itemize) ▶ UNREALIZED SECURITY APPRECIATION (NET OF COMMISSIONS/FEES). SEE FINANCIALS.	3	3911.39
4	Add lines 1, 2, and 3	4	591488.69
5	Decreases not included in line 2 (itemize) ▶	5	
6	Total net assets or fund balances at end of year (line 4 minus line 5)—Part II, column (b), line 30	6	591488.69

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	COMMON STOCK, 100 SHS. BP (PLC) ADR'S	P	1-2-09	6-1-10
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	3675.67	—	4895.00	- 1219.33
b				
c				
d				
e				

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69 N/A

	(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	(l) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))
a				
b				
c				
d				
e				

2	Capital gain net income or (net capital loss) { If gain, also enter in Part I, line 7; If (loss), enter -0- in Part I, line 7 }	2	- 1219.33
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	-0-

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			
2008			
2007			
2006			
2005			

2	**Total** of line 1, column (d)	2	
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	
4	Enter the net value of noncharitable-use assets for 2010 from Part X, line 5	4	172297.43
5	Multiply line 4 by line 3	5	
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	
7	Add lines 5 and 6	7	
8	Enter qualifying distributions from Part XII, line 4	8	37160.00

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 ▶ ☐ 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 ▶ ☐ and enter 1% of Part I, line 27b	1	14	80
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	80
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	80
6	Credits/Payments:			
a	2010 estimated tax payments and 2009 overpayment credited to 2010 — 6a			
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	-0	-
8	Enter any **penalty** for underpayment of estimated tax Check here ☐ if Form 2220 is attached	8		
9	**Tax due.** If the total of lines 5 and 8 is more than line 7, enter **amount owed** ▶	9	14	80
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** ▶ ______ **Refunded** ▶	11	-0	-

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?	1a		X
b	Did it spend more than $100 during the year (either directly or indirectly) for political purposes (see page 19 of the instructions for definition)?	1b		X
	*If the answer is "Yes" to **1a** or **1b**, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities.*			
c	Did the foundation file **Form 1120-POL** for this year?	1c		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
b	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) ▶ MINNESOTA			
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* SEE SCHEDULE B	10	X	

Part VII-A Statements Regarding Activities *(continued)*

			Yes	No
11	At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see page 20 of the instructions)	11		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application?	13	X	
	Website address ▶ NOT APPLICABLE (SEE ATTACHED PUBLICATION & NOTICE			
14	The books are in care of ▶ MILES S. COHEN, SECTY/TREAS. Telephone no. ▶ 952-934-2987			
	Located at ▶ 10040 INDIGO DR. EDEN PRAIRIE, MN ZIP+4 ▶ 55347-1206			
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			
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?	16		X
	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.

			Yes	No
1a	During the year did the foundation (either directly or indirectly):			
	(1) Engage in the sale or exchange, or leasing of property with a disqualified person? ☐ Yes ☒ No			
	(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? ☐ Yes ☒ No			
	(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? ☐ Yes ☒ No			
	(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? ☐ Yes ☒ No			
	(5) Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)? ☐ Yes ☒ No			
	(6) Agree to pay money or property to a government official? (**Exception.** Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days.) ☐ Yes ☒ No			
b	If any answer is "Yes" to 1a(1)-(6), did **any** of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see page 22 of the instructions)?	1b		
	Organizations relying on a current notice regarding disaster assistance check here ▶ ☐			
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?	1c		X
2	Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5)).			
a	At the end of tax year 2010, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2010? ☐ Yes ☒ No			
	If "Yes," list the years ▶ 20___, 20___, 20___, 20___			
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.)	2b		
c	If the provisions of section 4942(a)(2) are being applied to **any** of the years listed in 2a, list the years here. ▶ 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? ☐ Yes ☒ 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.)*	3b		
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a		X
b	Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 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)? **5b**

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

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

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

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

b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract? **6b** No: X

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

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

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

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors

1 List all officers, directors, trustees, foundation managers and their compensation (see page 22 of the instructions).

(a) Name and address SEE EXHIBIT	(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
DANIEL J. DURDA	PRESIDENT 1 HR	-0-	-0-	-0-
MILES J. COHEN	SECTY/TREAS. 10 HRS.	2000.00	-0-	-0-
CHERYL D. COHEN	VP DIRECTOR 1/2 HR.	-0-	-0-	-0-
BRIAN J. COHEN	DIRECTOR 1/2 HR.	-0-	-0-	-0-
MICHAEL J. COHEN	DIRECTOR 1/2 HR.	-0-	-0-	-0-
MARY DURDA KNAPP	DIRECTOR -0-	-0-	-0-	-0-

2 Compensation of five highest-paid employees (other than those included on line 1—see page 23 of the instructions). If none, enter "NONE."

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

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

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors *(continued)*

3 Five highest-paid independent contractors for professional services (see page 23 of the instructions). If none, enter "NONE."

(a) Name and address of each person paid more than $50,000	(b) Type of service	(c) Compensation
NONE		
Total number of others receiving over $50,000 for professional services ▶		

Part IX-A Summary of Direct Charitable Activities

List the foundation's four largest direct charitable activities during the tax year Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc	Expenses
1 DAKOTA COMMUNITIES (DCI), EAGAN, MN IS THE LARGEST PRIVATE GROUP HOME PROVIDER IN FIVE COUNTY AREA FOR MENTALLY CHALLENGED/SEVERELY DISABLED PEOPLE. 39 HOMES SERVING OVER 240 PEOPLE. GRANT WENT TO ENDOWMENT THIS YR.	10,000.00
2 MINNEAPOLIS HEART INSTITUTE, MPLS, MN IS ONE OF THE LARGEST CARDIOLOGY RESEARCH INSTITUTES IN NATION. MHIF IS PART OF ALLINA MEDICAL FAMILY. MHIF HAS HELPED JDF FOUNDER & OTHER FAMILY & BOARD MEMBERS OVER YRS.	10,000.00
3 UNIVERSITY OF MINNESOTA, MPLS, MN - FOUNDATION GRANT FOR SCHOLARSHIP FUND IN FOUNDER'S NAME.	10,000.00
4 MINNESOTA MILITARY FAMILY FDN., MPLS, MN, AID TO VETERANS & THEIR FAMILIES.	2,500.00
5 UNION GOSPEL MISSION, ST. PAUL, MN SERVING T.C. HOMELESS, INDIGENT, STARVING WITH MEALS, GOODS (CLOTHING), SHELTER & SPIRITUAL REHAB. S/T	2,500.00 35,000.00 *

Part IX-B Summary of Program-Related Investments (see page 24 of the instructions)

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2	Amount
1	
2 NONE	
All other program-related investments See page 24 of the instructions	
3	
Total. Add lines 1 through 3 ▶	

* PART I, LINE 25.

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	161694.33
b	Average of monthly cash balances ENDING BALANCE ÷ 12 (EACH MO., TOTAL ÷ 12) CASH + MONEY MARKET	1b	13226.92
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	174921.25
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	174921.25
4	Cash deemed held for charitable activities. Enter 1 1/2 % of line 3 (for greater amount, see page 25 of the instructions)	4	2623.82
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3. Enter here and on Part V, line 4	5	172297.43
6	**Minimum investment return.** Enter 5% of line 5	6	8614.87

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	8614.87
2a	Tax on investment income for 2010 from Part VI, line 5	2a	14.80		
b	Income tax for 2010. (This does not include the tax from Part VI.)	2b			
c	Add lines 2a and 2b			2c	14.80
3	Distributable amount before adjustments Subtract line 2c from line 1			3	8600.07
4	Recoveries of amounts treated as qualifying distributions			4	-0-
5	Add lines 3 and 4			5	8600.07
6	Deduction from distributable amount (see page 25 of the instructions)			6	-0-
7	**Distributable amount** as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1			7	8600.07

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	37160.00
b	Program-related investments—total from Part IX-B	1b	-0-
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	**Qualifying distributions.** Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	37160.00
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	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	37160.00

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				8600.07
2	Undistributed income, if any, as of the end of 2010.				
a	Enter amount for 2009 only			-0-	
b	Total for prior years: 20___,20___,20___		-0-		
3	Excess distributions carryover, if any, to 2010:				
a	From 2005 . . . 8266.00				
b	From 2006 . . . 7862.00				
c	From 2007 . . . 7473.00				
d	From 2008 . . . 6624.00				
e	From 2009 . . . 5939.12				
f	**Total** of lines 3a through e	36164.12			
4	Qualifying distributions for 2010 from Part XII, line 4: ▶ $ 37160.00				
a	Applied to 2009, but not more than line 2a			-0-	
b	Applied to undistributed income of prior years (Election required—see page 26 of the instructions)		-0-		
c	Treated as distributions out of corpus (Election required—see page 26 of the instructions)	37160.00			
d	Applied to 2010 distributable amount				-0-
e	Remaining amount distributed out of corpus	-0-			
5	Excess distributions carryover applied to 2010 *(If an amount appears in column (d), the same amount must be shown in column (a).)*	8600.07			8600.07
6	**Enter the net total of each column as indicated below:**				
a	Corpus. Add lines 3f, 4c, and 4e. Subtract line 5	64724.05			
b	Prior years' undistributed income. Subtract line 4b from line 2b		-0-		
c	Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed		-0-		
d	Subtract line 6c from line 6b. Taxable amount—see page 27 of the instructions		-0-		
e	Undistributed income for 2009. Subtract line 4a from line 2a. Taxable amount—see page 27 of the instructions			-0-	
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)	-0-			
8	Excess distributions carryover from 2005 not applied on line 5 or line 7 (see page 27 of the instructions)	8266.00			
9	**Excess distributions carryover to 2011.** Subtract lines 7 and 8 from line 6a	56458.05			
10	Analysis of line 9:				
a	Excess from 2006 . . . 7862.00				
b	Excess from 2007 . . . 7473.00				
c	Excess from 2008 . . . 6624.00				
d	Excess from 2009 . . . 8464.05				
e	Excess from 2010 . . . 26035.00				

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 . . . . ▶

b Check box to indicate whether the foundation is a private operating foundation described in section ☐ 4942(j)(3) or ☐ 4942(j)(5)

	Tax year	Prior 3 years			
	(a) 2010	(b) 2009	(c) 2008	(d) 2007	(e) Total
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		N/A			
3 Complete 3a, b, or c for the alternative test relied upon.					
a "Assets" alternative test—enter: (1) Value of all assets					
(2) Value of assets qualifying under section 4942(j)(3)(B)(i)					
b "Endowment" alternative test—enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed					
c "Support" alternative test—enter: (1) Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)					
(2) Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii)					
(3) Largest amount of support from an exempt organization					
(4) Gross investment income					

Part XV Supplementary Information (Complete this part only if the foundation had $5,000 or more in assets at any time during the year—see page 28 of the instructions.)

1 Information Regarding Foundation Managers:

a List any managers of the foundation who have contributed more than 2% of the total contributions received by the foundation before the close of any tax year (but only if they have contributed more than $5,000). (See section 507(d)(2).)

* AERATION INDUSTRIES INTERNATIONAL, INC. (DANIEL J. DURDA, CEO AND DIRECTOR JDF) $1,500,000 IN 2010.

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:

DANIEL J. DURDA, PRESIDENT, JDF 952-448-6789 THE JOSEPH DURDA FDN.
OR MILES J. COHEN, SECTY/TREAS. JDF 952-934-2787 4100 PEAVEY RD. CHASKA, MN 55318.

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

OPEN LETTER OF INQUIRY IN COMPLIANCE WITH GRANT GUIDELINES & COPY OF THEIR 501(c)(3) IRS AUTHORITY.

c Any submission deadlines.

BY DECEMBER 1ST OF CURRENT CALENDAR YR. (FOR 2011, BY 12-1-11) FOR REVIEW BY BOARD AT MID-DEC. ANNUAL MEETING.

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

SEE ATTACHED GRANT GUIDELINES AND REQUIREMENTS (MAILED OUT WHEN REQUESTED).

* SEE SCHEDULE B ATTACHED.

Part XV Supplementary Information (continued)

3 Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient Name and address (home or business)	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
a. *Paid during the year*				
DAKOTA COMMUNITIES (DCI) 680 O'NEILL DR. EAGAN, MN 55121	DAUGHTER OF MILES + CHERI COHEN "PLACED THERE - KATIE"	501C3	ENDOWMENT GIFT THIS YEAR IN KATIE'S HONOR	10,000.00
b. MPLS. HEART INSIT. FDN. (MHIF) 920 E. 28TH ST. SUITE 100, MPLS, MN. 55407	N/A	501C3	FURTHER CARDIO RESEARCH & DEVELOPMENT	10,000.00
c. UNIVERSITY OF MINNESOTA FDN. BIERMAN FIELD ATH. BLDG, 516 15TH AVE S.E. MPLS, MN 55455	N/A	501C3	JOSEPH DURDA SCHOLARSHIP FUND CONTRIBUTION.	10,000.00
d. MINNESOTA MILITARY FAMILY FDN. 620 MENDELSSOHN AVE. N SUITE 111 GOLDEN VALLEY, MN 55427	N/A	501C3	SUPPORTING VETERANS & THEIR FAMILIES	2,500.00
e. UNION GOSPEL MISSION (UGM) PO BOX 64389 ST. PAUL, MN 55164	N/A	501C3	FOOD, SHELTER, COUNSEL FOR TWIN CITIES HOMELESS AND INDIGENT	2,500.00
Total . . . . . . ▶ 3a				35,000.00
b *Approved for future payment*	NONE			
Total . . . . . . ▶ 3b				

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated.	Unrelated business income (a) Business code	(b) Amount	Excluded by section 512, 513, or 514 (c) Exclusion code	(d) Amount	(e) Related or exempt function income (See page 28 of the instructions.)
1 Program service revenue.					
a					*
b					(SEE BELOW)
c					XVI-B
d					
e					
f					
g Fees and contracts from government agencies					
2 Membership dues and assessments					
3 Interest on savings and temporary cash investments	(14)	0.82			
4 Dividends and interest from securities	(14)	2899.17			
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	SEE PART IV ON ONE SMALL SECURITY LOSS BUT WE CHOOSE				
9 Net income or (loss) from special events	TO NOT USE IT IN CALCULATIONS AND PAY OUR GOV'T. A SMALL TAX!				
10 Gross profit or (loss) from sales of inventory					
11 Other revenue: a					
b					
c					
d					
e					
12 Subtotal. Add columns (b), (d), and (e)		2899.99		-0-	-0-

13 Total. Add line 12, columns (b), (d), and (e) . . . 13 2899.99

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

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

Line No. ▼	Explain below how each activity for which income is reported in column (e) of Part XVI-A contributed importantly to the accomplishment of the foundation's exempt purposes (other than by providing funds for such purposes) (See page 29 of the instructions.) *
*	NOW IN ITS 21ST YEAR, THE JOSEPH DURDA FOUNDATION (JDF) HAS FINALLY BUILT A "CRITICAL MASS" OF LONG-TERM INVESTMENT ASSETS, THE INCOME AND PRINCIPAL OF WHICH SHOULD, OVER FUTURE YEARS, ALLOW VARIOUS CHARITABLE BENEFICIARIES TO BENEFIT AND TO HELP NUMEROUS CAUSES DEAR TO OUR FOUNDER AND THE JDF BOARD'S HEART. ALL ASSETS IN THE PORTFOLIO ARE HELD TO PRODUCE INCOME, AND THROUGH CAPITAL APPRECIATION, HELP THE JDF KEEP UP WITH INFLATION AND GROW ANNUAL GIFTING CAPABILITY. WE ARE PROUD THE JDF HAS CONSISTENTLY DISTRIBUTED FOR QUALIFIED CHARITABLE PURPOSES, IN ACCORDANCE WITH THE FOUNDER'S WISHES AND OUR GRANT GUIDELINES, WELL IN EXCESS OF THE ANNUAL INCOME EARNED IN ANY GIVEN YEAR (SEE XIII) AND WELL IN EXCESS OF THE MINIMUM 5% DISTRIBUTABLE AMOUNT REQUIRED BY STATUTE. IT IS OUR INTENTION, AS A BOARD, TO CONTINUE THIS STRATEGIC POLICY INTO THE FUTURE SO AS TO BENEFIT HUMANKIND AS PER OUR MISSION.
	Miles J. Cohen SECTY./TREAS. JDF

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

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

d If the answer to any of the above is "Yes," complete the following schedule Column **(b)** should always show the fair market value of the goods, other assets, or services given by the reporting foundation. If the foundation received less than fair market value in any transaction or sharing arrangement, show in column **(d)** the value of the goods, other assets, or services received

(a) Line no	(b) Amount involved	(c) Name of noncharitable exempt organization	(d) Description of transfers, transactions, and sharing arrangements
		N/A	

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

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

Miles J. Cohen | 3-25-11 | SECRETARY/TREASURER

Signature of officer or trustee | Date | Title

Paid Preparer Use Only

Print/Type preparer's name	Preparer's signature	Date	Check ☐ if self-employed	PTIN
Firm's name ▶			Firm's EIN ▶	
Firm's address ▶			Phone no	

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

Schedule of Contributors

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

OMB No 1545-0047

2010

Name of the organization

The Joseph Durda Foundation

Employer identification number

41 - 1672558

Organization type (check one):

Filers of:	**Section:**
Form 990 or 990-EZ	☐ 501(c)( ) (enter number) organization
	☐ 4947(a)(1) nonexempt charitable trust **not** treated as a private foundation
	☐ 527 political organization
Form 990-PF	☑ 501(c)(3) exempt private foundation
	☐ 4947(a)(1) nonexempt charitable trust treated as a private foundation
	☐ 501(c)(3) taxable private foundation

Check if your organization is covered by the **General Rule** or a **Special Rule.**

Note. Only a section 501(c)(7), (8), or (10) organization can check boxes for both the General Rule and a Special Rule. See instructions.

General Rule

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

Special Rules

☐ For a section 501(c)(3) organization filing Form 990 or 990-EZ that met the 33 1/3 % support test of the regulations under sections 509(a)(1) and 170(b)(1)(A)(vi), and received from any one contributor, during the year, a contribution of the greater of **(1)** $5,000 or **(2)** 2% of the amount on (i) Form 990, Part VIII, line 1h or (ii) Form 990-EZ, line 1. Complete Parts I and II.

☐ For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, aggregate contributions of more than $1,000 for use *exclusively* for religious, charitable, scientific, literary, or educational purposes, or the prevention of cruelty to children or animals. Complete Parts I, II, and III.

☐ For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, contributions for use *exclusively* for religious, charitable, etc., purposes, but these contributions did not aggregate to more than $1,000. If this box is checked, enter here the total contributions that were received during the year for an *exclusively* religious, charitable, etc., purpose. Do not complete any of the parts unless the **General Rule** applies to this organization because it received nonexclusively religious, charitable, etc., contributions of $5,000 or more during the year . . . . ▶ $ ____________

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

Name of organization
The Joseph Durda Foundation

Employer identification number
41-1672558

Part I **Contributors** (see instructions)

(a) No.	(b) Name, address, and ZIP + 4	(c) Aggregate contributions	(d) Type of contribution
1	Aeration Industries International, Inc. 4100 Peavey Road Chaska, MN 55318-2353	$ 500,000.00	Person ☑ (CORP.) Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)
(SS
COUNTY OF HENNEPIN)

Carrie Retzack, being duly sworn on oath say she/he is and during all times herein stated has been the publisher or the publisher's designated agent in charge of the newspaper known as

FINANCE AND COMMERCE

and has full knowledge of the facts herein stated as follows

(A) The newspaper has complied with all of the requirements constituting qualifications as a legal newspaper, as provided by Minnesota Statute 331A 02, and 331A 07, and other appli- cable laws, as amended

(B) She/He further states on oath that the printed

Notice of Annual Return

22273124

hereto attached as part hereof was cut from the columns of said newspaper, and was printed and published therein in the English language, that it was first so published on

March 22, 2011 for 1 times(s),

the subsequent dates of publications being as follows

NOTICE

The annual return filed on Form 990-PF for the following Private Foundation·
The Joseph Durda Foundation is available at its principal office, 4100 Peavey Road, Chaska, Minnesota 55318, for inspection between the hours of 8 30 a m. and 4 30 p m., Monday through Friday, except holidays, by any citizen who requests it within 180 days after publication of this notice

MILES J COHEN
Secretary/Treasurer
(952) 934-2987

(Published in
Finance and Commerce
March 22, 2011)
22273124

And that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to wit

____ abcdefghijklmnopqrstuvwxyz
X abcdefghijklmnopqrstuvwxyz

Carrie Retzack

Subscribed and
Sworn to before me this 22nd day of March, 2011

(Notarial Seal) Notary Public, Hennepin County, Minnesota

SHAWNA RHEA SCHMITZ
Notary Public-Minnesota
My Commission Expires Jan 31, 2015

RATE INFORMATION

1 Lowest classified rate paid by commercial users for comparable space **16.00000**
2. Maximum rate allowed by law for the above matter. **42.35000**
3. Rate actually charged for the above matter: **38.50000**

2010 - 2011

Annual Business Renewal

MINNESOTA SECRETARY OF STATE

2011 NONPROFIT CORPORATION ANNUAL RENEWAL
Minnesota Statutes Chapter 317A
Must be filed by December 31
Annual Renewal Filing Date: 01/22/2011

The Joseph Durda Foundation

4100 Peavey Rd
Chaska, MN 55318-

CURRENT INFORMATION ON FILE:

File#: 1D-796 State of Incorporation: MINNESOTA

Entity Name:
The Joseph Durda Foundation

Registered Agent/ Registered Office Address:
[No Name Provided]
4100 Peavey Rd
Chaska, MN 55318-

Previous	Current
Name of President: Daniel J Durda	Name and Business Address of President: Daniel J Durda 4100 Peavey Road Chaska MN 55318-2353

Contact Information:
Miles J. Cohen, Secretary/Treasurer, JDF
952-934-2987
mcohen@ix.netcom.com

The Joseph Durda Foundation (JDF)
Calendar 2010 Income Statement and Balance Sheet
12-31-10

DATE	CASH FLOW IN	REVENUE
Various 2010	Interest/Income Earned	$2,899 99
Various 2010	Contributions	$501,175 00
	Total [A]	$504,074.99

DATE	CASH FLOW OUT	EXPENSES
Various	Postage, copies, etc	$93.00
3-12-10	Publication & Notice	$38 50
3-16-10	State Registration	$25 00
3-16-10	Taxes	$3.50
12-28-10	Secretary/Treasurer Compensation	$2,000.00
Various [Dec.]	Charitable Grants	$35,000.00
	Total	$37,160.00

ASSETS			LIABILITIES
Cash/Securities		$591,488.69	$0.00
Stock*		$0.00	$0.00
Totals		$591,488.69	$0.00
	Net Worth 12-31-10	$591,488.69**	

CASH FLOW RECONCILIATION			
12-31-09	Beginning Balance		$120,662.31
2010	Inflows [A]		$504,074.99
		Subtotal	$624,737.30
2010	Outflows		$37,160.00
12-31-10	Balance [Before Security Appreciation]		$587,577.30
2010	Security Appreciation [net of commissions & fees]		$3,911.39
12-31-09	Ending Balance [Current Market Value]		$591,488.69**

*No capital change statement for original stock granted out in 1997
** See attached Financial Statements.

Respectfully Submitted,

Miles J. Cohen

Miles J Cohen
Secretary/Treasurer
The Joseph Durda Foundation

YEAR END 2010 12-31-10

WELLS FARGO INVESTMENTS

Return Mail Processing Only
Not For Client Correspondence
P.O. Box 5275
Sioux Falls, SD 57117-5275

AV 02 001972 17314 H 9 A**5DGT

THE JOSEPH DURDA FOUNDATION
10040 INDIGO DR
EDEN PRAIRIE MN 55347-1206

Financial Consultant: JL70

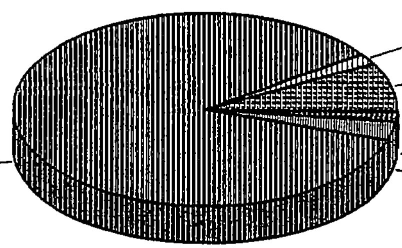
Contact Us At:
TODD VUCENICH
400 1ST STREET S, 2ND FLOOR
SAINT CLOUD MN 56301
MINNETONKA BRANCH OFFICE
(612) 316-4303
24 Hour Assistance (866) 281-7436

Last Statement Date:
November 30, 2010

Account Number:
W79481889

See Page 2 for important messages about your account. You may also review your account information online at http://www.wellsfargo.com. Ask us for more details.

Portfolio Summary



	December 1, 2010 - December 31, 2010	Current Value	Previous Value
2 %	Cash, Cash Sweep & Money Mkt Fds	$14,696.40	$488.58
8 %	Stocks	45,529.20	44,205.35
2 %	Mutual Funds (CASH)	10,093 09	10,093.09
3 %	Corporate Fixed Income	20,443.20	20,485.90
85 %	Government Securities	500,726.80	51,333.50
	Total Portfolio Value	**$591,488.69**	**$126,606.42**

Year to Date Change in Assets

Total Asset Value as of December 31, 2010	$591,488.69
Total Asset Value as of December 31, 2009	120,662.31
Net Change	**$470,826.38**

Investment and Insurance Products:
- Are **NOT** insured by the FDIC or any other federal government agency
- Are **NOT** deposits of or guaranteed by the Bank or any Bank Affiliate
- May Lose Value

Income Summary

	December 31, 2010	Year to Date
Wells Fargo Cash Sweep - FDIC	$0.08	$0.82
Equity Securities & Mutual Funds	139.65	1,780.42
Taxable Fixed Income & PFD Stock	150.00	1,118.75
Total Income	**$289.73**	**$2,899.99**

YIELD 0.5%

Wells Fargo Investments, LLC (Member SIPC), a non-bank affiliate of Wells Fargo & Company Wells Fargo Cash Sweep is held at Wells Fargo Bank, N A , a bank affiliate of Wells Fargo & Company, and is FDIC-insured up to applicable limits and is Not SIPC covered Precious metals are not SIPC covered or FDIC insured

ADVISORS

Account Number: 3542-3037
THE JOSEPH DURDA FOUNDATION

Your Financial Advisor :
TODD VUCENICH
90 S 7TH ST. 11TH FL
MINNEAPOLIS, MN 55479
(866) 281-7436

As of Date: 2/11/11

Year-End Account Summary

This Information Is NOT provided to the Internal Revenue Service, but is being provided to you for courtesy purposes. Please consult with your Financial Advisor or tax advisor regarding specific questions.

Proceeds from Broker and Barter Exchange Transactions

Description (Box 7)	Cusip (Box 1b)	Price	Quantity	Trade Date (Box 1a)	Amount	Box	Transaction Description	ACQ DATE	Cost Basis Factor
BP PLC SPONS ADR	055622104	37.69100	100.00000	06/01/2010	3,675.67	2	SALE	1-2-09	4895.00
CASH FED MONEY MKT OBLIGS AUTOMATED CASH MGT TR (money mkt Fd)	60934N864	1.00000	9,956.00000	01/28/2010	9,956.00	2	SALE	Breakeven!	
TOTAL PROCEEDS FROM BROKER AND BARTER EXCHANGE					**13,631.67**	**2**			

The Joseph Durda Foundation

4100 Peavey Road
Chaska, Minnesota 55318

Daniel J. Durda
President
952-448-6789

Miles J. Cohen
Secretary/Treasurer
952-934-2987

21st
Annual Meeting

The Joseph Durda Foundation
December 15, 2010

Proposed Agenda

Meeting Place: *Board of Directors Room*
Aeration Industries International, Inc.
Second Floor
Chaska, MN

Time: ***3:00 p.m.***

1. President calls meeting to order.
2. Acknowledge a quorum of Directors; Introduce Lance Madson [Tax Consultant].
3. Elect Officers and Directors for ensuing year [2011].
4. Approval of minutes from annual meeting held 12-11-09.
5. Secretary's review of current financial status of Foundation. *
6. Review 2010 grant requests and determine who the recipient(s) will be for the 21st annual charitable distributions. * See enclosures.
7. Approval of 2010 annual increase in compensation of Secty/Treas. to $2,000.
8. Establish budget for 2011.
9. Secretary/Treasurer briefly reviews status of tax and non-profit corporate filings required under Federal and State law.Retention of BHZ firm as Advisor.
10. Old business. Future JDF Website.
11. New business. Proposal to increase stock equity allocation to 50%.*

12. Other topics. Each JDF Director should sponsor a charitable cause that meets JDF Grant Guidelines [see attached] at next year's annual meeting.

Submitted:
Miles J. Cohen
Miles J. Cohen
Secretary/Treasurer

* Attachments including current grant guidelines.

JDF PY copy

The Joseph Durda Foundation

4100 Peavey Road
Chaska, Minnesota 55318

Daniel J. Durda
President
952-448-6789

Miles J. Cohen
Secretary/Treasurer
952-934-2987

The Joseph Durda Foundation (JDF)
Annual Meeting Minutes from 12-15-10

The President called the meeting to order at approximately 3:00 pm in the second floor Board of Directors room of Aeration Industries International, Inc. in Chaska, Minnesota. The President and Secretary/Treasurer (S/T) noted that this was the 21st Annual Meeting of the JDF which was incorporated as a 501(c)(3) non-profit Private Foundation on 7-31-89. The following directors were present: Daniel J. Durda (President), Miles J. Cohen (Secretary/Treasurer), Cheryl D. Cohen (Vice President), Peg Durda Knapp, Brian J. Cohen and Michael J. Cohen. Also attending were Christopher Cohen and Lance Madson. This represented a quorum under JDF bylaws which allow a simple majority of four out of six members present. Agenda Item #11 (Part of New Business) was shifted to Item #3 (Election of directors and officers for upcoming year (2011) and a motion was made by Cheryl Cohen to add a seventh Director, Christopher J. Cohen, to the JDF Board effective 1-1-11. The motion was seconded by Peg Knapp and passed unanimously by the entire Board. Miles Cohen stated the change for the by-laws and will so amend as Secretary.

The Secretary/Treasurer (S/T) then introduced Mr. Lance Madson, Managing Partner of the CPA firm Boulay, Heutmaker, Zibell L.L.P (BHZ). The Secretary and President then discussed his firm's suggested future role as tax advisor and general consultant after passing out and discussing his resume and experience/qualifications. After a brief discussion of BHZ's potential service fees, it was strongly felt by the Board that given the growing size and complexity of the JDF and the "aging" of several of our board members, that this additional professional support would be welcomed. Miles Cohen as S/T then moved to retain Mr. Madson's firm for 2011 990 PF tax services rendered and the President seconded with the full concurrence of the board.

The S/T then read the minutes of last year's annual meeting (2009) to refresh Board memories. Brian Cohen (asked) for approval of said minutes and Mike Cohen seconded.

The S/T then reviewed the current financial condition of the JDF after distributing the most recent bank statement dated 11-30-10. Total assets, as of that date, were approximately $126,606 comprised of 9% cash equivalents; 35% equities and 56% in fixed income securities of various maturities. The total return for 2010 was 2.0% represented by 0.9% from income and 1.1% from capital appreciation. The S/T then discussed the recent Wells Fargo merger with Wachovia Bank whereby our non-discretionary brokerage account # will change from 79481889 to 35423037 but all other changes will be "seamless" as far as our service agents, administration and operations. The S/T then reviewed a proposed amended set of Investment Goals and Guidelines which modified the asset allocation of the JDF investment portfolio going forward. The amended guidelines proposed to allow up to 50% of invested assets in stocks verses 30% previously with the remainder (not to exceed 70%) held in fixed income securities of various maturities. S/T then asked for a motion to approve said amended guidelines and Peg Knapp so moved, Daniel Durda seconded and the motion passed (President then executed the document). The original document will be placed in the JDF Corporate Record Book with a signed copy delivered to the Custodial Bank/Broker (Wells Fargo Advisors, LLC).

The Board then moved onto a discussion of this year's Grant Requests (Agenda Item #6) which numbered twelve (12) during 2010. These included: The Minneapolis Heart Institute Foundation (MHIF); Dakota Communities (DCI); Union Gospel Mission (UGM); The Salvation Army (SA); Wings of Mercy (WM); St. Labre Indian School (SL); University of Minnesota Fdn (UM); United Service Organizations (USO); Flight 93 Memorial (93); Minnesota Military Families Fdn (MMFF); The Minnesota National Guard (Red Bulls); and Wounded Warriors (WW). The following grants were unanimously approved for 2010; $10,000.00 to DCI for Endowment in honor of Katie Cohen; $10,000.00 to MHIF for Heart Research; $10,000 to the U of M Foundation for the Joseph Durda Family Endowment (Scholarship) Fund; $2,500.00 for UGM for holiday meals and shelter of the homeless; and $2,500 to MMFF to distribute to Minnesota Veterans and/or their families. These grants total $35,000.00 in 2010. All of these charities are 501(c)(3) qualified. All other requests were respectfully declined.

The 2011 Budget (Agenda Item #8) was then discussed and the following gifts were made to the JDF in 2010 to further strengthen our future granting capacity and growth: $175.00 by Joyce Cohen Jacobson; $1,000.00 by Brian J. Cohen; and $500,000.00 by Aeration Industries International, Inc. These 2010 gifts total $501,175.00 and helped bring our 12-31-10 total assets to $627,781.00. After grant distributions and expenses, our 12-31-10 current market value is $591,488.69. Early in 2011 we expect additional meaningful contributions from both our Directors and other interested family members. This will push our CMV to over $700,000. All of these gifts are greatly appreciated by the JDF. This continues our long history of meeting our Founder's donative intent to help as many needy people and organizations as possible each and every year while attempting to continue to grow the corpus (principal) of our financial assets at a rate commensurate with the annual rate of inflation. Our IRS Tax Returns consistently show the JDF distributing well above our statutory required distribution levels.

The Board then reviewed the various services provided the JDF by Mr. Cohen, S/T. In view of the rapidly growing asset base and the additional time involved in acting as our Investment Advisor and Legal Counsel, it was moved by the President and seconded by Peg Knapp that the S/T compensation for 2010 be raised to $2000 annually. Expected compensation for S/T's legal, investment advisory, financial and administrative costs plus BHZ tax consulting/filing are estimated to range in total between $4,000-5,000 or roughly less than 1% of estimated 2011 year end asset valuations. As last year's due diligence survey indicated, these costs are well below the 3-4% similar private foundations may pay for similar services.

Under Old Business, Michael Cohen and S/T met in mid-November 2010 with David Crum, Assistant Athletic Director for U of M Foundation Development in re: The Joseph Durda Family Endowment (Scholarship Fund) being converted from a "Quasi-" Endowment to a "Permanent-" Endowment whereby only Income and not Principal can be withdrawn for student-athlete grants (a complete athlete and grant history was presented to JDF Board). Mr. Crum orally and in writing insured us this change will be made and will be seamless. The Fund currently holds assets of around

$25,000 CMV and with this 2010 gift will grow to an estimated $35,000. The other issue under old business is development of the JDF website. Both Cheri Cohen and Michael Cohen will hopefully be able to make further progress on this issue during upcoming 2011. Clearly, such a site would be beneficial to both potential donors as well as grantees.

Under New Business, Daniel Durda and Miles Cohen will review and update the grant guidelines which remain the same as drafted two decades ago. A lot has changed in the world that our Founder, Joseph Duda, would want to expand on — such as aiding and supporting our heroic American Veterans. The Board is indebted and appreciative of all the research conducted by Joseph's grandson and our Director, Brian Cohen, in finding a candidate for our first "Military Grant."

Thank you Brian for all your good work. We all encourage each other to get more involved in grant screening and sponsoring a worthy charity at our 2011 annual meeting. Also, <u>we encourage all of our Directors to financially support the JDF in the coming year</u>.

Miles Cohen moved to close the meeting and Daniel Durda seconded. The President suggested, given all the changes and the new "Critical Mass" of our assets and projects, that we set a special meeting some time in June 2011 for a semi-annual update. At that time, we can measure progress on revised guidelines, website development and incoming grant requests. The Board agreed to this. We will continue to conduct our annual meeting in mid-December of 2011 as is our custom.

Respectfully Submitted,

Miles J. Cohen

Miles J. Cohen
Secretary/Treasurer
Joseph Durda Foundation

1-15-11

2010 Time Weighted Total Return:

$$\frac{\text{Ending Market Value} - (\text{Beginning Market Value} + \text{Net Contributions})}{\text{Beginning Market Value} + 1/2 \text{ Net Contributions}} \div = \text{Total Account Total Return}$$

$$\frac{591{,}489 - (120{,}662 + 466{,}915)}{120{,}662 + 233{,}458} = \frac{3912}{354{,}120} = 1.1\%$$

Thumbnail Calculation:

$$\frac{\text{Income} + \text{Capital Appreciation}}{\text{Average Assets Employed for Period}} = \frac{6811}{356{,}075} = 1.9\%$$

EXHIBIT I

The Joseph Durda Foundation

2011 - Officers and Directors names, titles and addresses/phone numbers:

Name/Address (Charter Member since 1990)	***Title/Phone***
Daniel J. Durda 5770 Hardscrabble Circle Mound, MN 55364	**President,** Director 952-807-1671 cell
Miles J. Cohen 10040 Indigo Dr. Eden Prairie, MN 55347	**Secy/Treasurer,** Director 952-934-2987 (H) 952-297-7465 cell
Cheri Durda Cohen 10040 Indigo Dr. Eden Prairie, MN 55347	Vice President, Director 952-934-2987 (H) 952-212-7012 cell
Peg Durda Knapp 7201 York Ave So., # 311 Edina, MN 55435	Director 952-426-1223 (H) 612-812-2617 cell
Brian J. Cohen * 6147 Creek Line Dr. Minnetonka, MN 55345	Director 952-201-5010 cell Home - same
Michael J. Cohen ** 5716 High Park Dr. Minnetonka, MN	Director 952-975-3875 (H) 952-686-8832 cell
Christopher J. Cohen *** 7661 Century Blvd. Chanhassen, MN 55317	Director 952-470-5928 (H) 952-449-3200 (w)

* appointed in 1998
** appointed in 2009
*** appointed in 2010

Non-Voting Member
David M. Durda
300 River Anne Ct. #300
Virginia Beach, VA 23462
1-757-333-2810

Tax Consultant
Mr. Lance Madson, CPA
Boulay, Heutmaker, Zibell & Co.
7500 Flying Cloud Dr., Suite 800
Minneapolis, MN 55344
952-841-3116

Update 01-20-2011

~~In Memoriam~~

Co-Founder Leaves Worldwide Legacy

Joseph Durda, co-founder, chairman and chief executive officer of Aeration Industries International, died of heart failure on June 30, 1990 in Minneapolis. He was 70.

Durda had waged a valiant battle against cancer since last July, 1989. His fight ended when the rigorous treatments he was undergoing for the disease caused his heart to fail. He left this world the way he wanted to...with his boots on. Durda was preparing to go into the office that Saturday morning when he collapsed. He was actively involved with life right up to the end.

Durda and his son, Daniel, founded the company in 1974 after purchasing the patent for a prototype aerating device. They improved on the patent after years of research and development and established the foundation for aspirating aeration technology in its flagship product, the AIRE-O_2 system.

Aeration Industries, now a world leading manufacturer of pollution control equipment, solves a variety of water treatment problems using state-of-the-art technology and consulting expertise based on more than a decade and a half of worldwide field experience. The company has installations throughout the USA and in more than 50 countries around the world.

Durda was born in Minneapolis, the son of immigrants. He graduated from Marshall High School where he excelled in football and boxing. Durda accepted a football scholarship to George Washington University in Washington, D.C., where he earned a bachelor of science degree in 1942.

He served in the Navy during World War II as a pilot in the South Pacific theatre. He was awarded many decorations including two Distinguished Flying Crosses.

After the war, he worked as a deputy in the Hennepin County Sheriff's Department while attending law school full-time at the Minneapolis College of Law, now called William Mitchell College of Law.

He was recalled to active Navy service during the Korean War and later served as executive officer of the aircraft carrier, U S S Bennington,

Hans Petruska

Joseph Durda

CVA-20. He attained the rank of full Commander upon his retirement.

In the 1960s, Durda concentrated his efforts in foreign trade, sales and marketing.

In the early 1970s he was appointed to the State's Board of Economic Development by Minnesota Governor Wendall Anderson. It was in that post that he learned of the aeration device. He purchased the patent and, along with his son, founded Aeration Industries.

The company made its first mark after the Durdas installed 27 AIRE-O_2 aerators in the Zumbrota, Minnesota, Wastewater Treatment Plan in 1977. The devices dramatically solved severe sludge and other problems within five days. Over the years, one of the company's notable achievements was the clean-up of Korea's Suyong River for the 1988 Olympic Games yacht races. The effort received worldwide recognition and was featured on Peter Jennings ABC World News Tonight.

Daniel Durda has been appointed the new chief executive officer and chairman of the board. He will retain his current duties as president of the company. Durda states, "Those of us who remain behind and assume responsibility for perpetuating Aeration Industries are committed to seeing Joe's dreams come to fruition."

Durda was a humanitarian (see Charitable Deeds Live On). Plagued with heart problems for years, he was a founding member of the Minneapolis Heart Institute. Always appreciative of the opportunity college football gave him to achieve an education, he pledged $1 million to the University of Minnesota Williams Scholarship Fund to help young people.

A Minneapolis banker said of Durda "...he made an impression on many lives, including my own. Whenever I left Aeration (after a meeting), I set my sights a little higher, and my resolve a little firmer, because I said to myself, 'If Joe can shoot that high, so can we.'"

From Korea, came the message, "I always felt in several meetings with him he was really a humanitarian and respected man."

Durda married Dolores Monahan in 1942. Besides his wife and son Daniel he is survived by his daughters, Peggy Knapp and Cheri Cohen; son David and five grandchildren as well as four brothers, one sister and numerous nieces and nephews.

Charitable Deeds Live On

The Joseph Durda Foundation has been created to continue the many charitable causes that were important and dear to his heart.

The causes holding highest priority include the underprivileged, the homeless, orphans and children with debilitating health problems who cannot afford proper care.

For more than a decade, Durda has contributed to many charities around the world, usually anonymously. For example, he contributed money to increase the quality of care for orphans in the Philippines; helped distribute bibles and set up missions in the People's Republic of China; and helped the needy in Korea.

Besides his involvement with the Minneapolis Heart Institute and University of Minnesota Williams Fund, he supported the needy in the area. Flowers sent to his memorial service contained the message, "Joe helped feed and clothe some 40,000 homeless people monthly."

The family and friends of Joseph Durda believe the foundation is the perfect vehicle to keep alive his courageous spirit and compassion for the less fortunate. If so desired, memorial donations can be made to the foundation in care of Aeration Industries, 410 Peavey Road, Chaska, Minnesota 55318

In addition, the Foundation probably will provide financial support to colleges or universities engaged in activities which qualify as scientific under Section 501(c)(3) of the Code. Such recipients might include, for example, the University of Minnesota.

Application Procedure:

Grant requests are accumulated during the fiscal year, which ends on December 31, and are considered by the full Board of Directors at their annual meeting which is held late in the current fiscal year.

Requests can be made only by letter with attachments describing the need but should be kept short and to the point. Only 501(c)(3) organizations need apply and grant applications should include a copy of the applicant's notification of tax-exemption from the Internal Revenue Service.

Grant requests should be sent to:

Mr. Daniel Durda, President
The Joseph Durda Foundation
% Aeration Industries International, Inc.
4100 Peavey Road
Chaska, MN 55318

— NOTICE —

The annual return filed on Form 990-PF for the following Private Foundation:
The Joseph Durda Foundation is available at its principal office, 4100 Peavey Road, Chaska, Minnesota 55318, for inspection between the hours of 8 30 a.m and 4 30 p m, Monday through Friday, except holidays, by any citizen who requests it within 180 days after publication of this notice

MILES J COHEN
Secretary/Treasurer
(952) 934-2987

(Published in Finance and Commerce March 27, 2008)
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4100 Peavey Road
Chaska, Minnesota 55318

Daniel J. Durda
President
952-448-6789

Miles J. Cohen
Secretary/Treasurer
952-934-2987

GRANT GUIDELINES AND APPLICATION PROCEDURE

THE JOSEPH DURDA FOUNDATION

History and General Purpose:

The Joseph Durda Foundation, founded in 1989, has been created to continue the many charitable causes that were important to Joseph Durda, past Chairman of Aeration Industries International, Inc. The causes holding highest priority include the underprivileged, the homeless, orphans, and children with debilitating health problems and handicaps who cannot afford proper care. The driving purpose is to keep alive his courageous spirit and compassion for the less fortunate.

Charitable Intent and Grant Guidelines:

The Joseph Durda Foundation is a Minnesota non-profit corporation which is organized and operated exclusively for charitable and scientific purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"). To accomplish its purposes, the Foundation will make contributions to non-profit tax-exempt organizations described in Section 301(c)(3) of the Code which are public charities (i.e. not private foundations) under Section 509(a)(1) or (2) of the Code and which carry out charitable and/or scientific purposes within the meaning of Section 501(c)(3) of the Code.

The general charitable purposes to be served by the Foundation will include making contributions to charitable, tax-exempt organizations carrying out one or more of the following purposes: the relief of the poor and distressed or of the underprivileged and handicapped; the advancement of science; the lessening of the burdens of government; promotion of social welfare; or combatting community deterioration. More specifically, it is very likely that the Foundation will support the work of a local charitable tax-exempt organization which each year obtains donations of food and clothing from individuals and businesses in the Twin Cities' community and distributes the food and clothing to the homeless and other needy people in the area. The Foundation likely will support the work of other similar charitable tax-exempt organizations as well. Concentration on children and young adults holds high priority.