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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 , 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
K.B. TIERNEY CHARITABLE FOUNDATION
C/O FIRST COMMUNITY BANK

Number and street (or P O box number if mail is not delivered to street address) | Room/suite
P.O. BOX 950

City or town, state, and ZIP code
BLUEFIELD WV 24701-0950

A Employer identification number
55-0747723

B Telephone number (see page 10 of the instructions)
304-325-7151

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) ▶ $ 2,471,948

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)				
	2	Check ▶ ☒ if the foundation is **not** required to attach Sch B				
	3	Interest on savings and temporary cash investments	12	12	12	
	4	Dividends and interest from securities	69,508	69,508	69,508	
	5a	Gross rents				
	b	Net rental income or (loss)				
	6a	Net gain or (loss) from sale of assets not on line 10 Stmt 1	7,511			
	b	Gross sales price for all assets on line 6a 498,677				
	7	Capital gain net income (from Part IV, line 2)		5,751		
	8	Net short-term capital gain			0	
	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)				
	12	**Total.** Add lines 1 through 11	77,031	75,271	69,520	
Operating and Administrative Expenses	13	Compensation of officers, directors, trustees, etc.	0			
	14	Other employee salaries and wages				
	15	Pension plans, employee benefits				
	16a	Legal fees (attach schedule)				
	b	Accounting fees (attach schedule) Stmt 2	14,323	14,323	14,323	
	c	Other professional fees (attach schedule)				
	17	Interest				
	18	Taxes (attach schedule) (see page 14 of the instructions) Stmt 3	723			
	19	Depreciation (attach schedule) and depletion				
	20	Occupancy				
	21	Travel, conferences, and meetings				
	22	Printing and publications				
	23	Other expenses (att sch)				
	24	**Total operating and administrative expenses.** Add lines 13 through 23	15,046	14,323	14,323	0
	25	Contributions, gifts, grants paid	187,666			187,666
	26	**Total expenses and disbursements.** Add lines 24 and 25	202,712	14,323	14,323	187,666
	27	Subtract line 26 from line 12:				
	a	**Excess of revenue over expenses and disbursements**	-125,681			
	b	**Net investment income** (if negative, enter -0-)		60,948		
	c	**Adjusted net income** (if negative, enter -0-)			55,197	

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

DAA

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	1,182	2,254	2,254
	2	Savings and temporary cash investments	153,937	51,745	51,745
	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 (att 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 4	364,862	304,902	305,351
	b	Investments—corporate stock (attach schedule) See Stmt 5	767,961	763,668	1,071,320
	c	Investments—corporate bonds (attach schedule) See Stmt 6	464,390	574,403	582,956
	11	Investments—land, buildings, and equipment basis ▶			
		Less accumulated depreciation (attach sch) ▶			
	12	Investments—mortgage loans			
	13	Investments—other (attach schedule) See Statement 7	468,232	397,911	458,322
	14	Land, buildings, and equipment basis ▶			
		Less accumulated depreciation (attach sch) ▶			
	15	Other assets (describe ▶)			
	16	**Total assets** (to be completed by all filers—see the instructions Also, see page 1, item I)	2,220,564	2,094,883	2,471,948
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			
	28	Paid-in or capital surplus, or land, bldg., and equipment fund			
	29	Retained earnings, accumulated income, endowment, or other funds	2,220,564	2,094,883	
	30	**Total net assets or fund balances** (see page 17 of the instructions)	2,220,564	2,094,883	
	31	**Total liabilities and net assets/fund balances** (see page 17 of the instructions)	2,220,564	2,094,883	

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	2,220,564
2	Enter amount from Part I, line 27a	2	-125,681
3	Other increases not included in line 2 (itemize) ▶	3	
4	Add lines 1, 2, and 3	4	2,094,883
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	2,094,883

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	SHORT TERM			
b	LONG TERM			
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	2,183			2,183
b	3,568			3,568
c				
d				
e				

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

	(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				2,183
b				3,568
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 5,751

3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6)
If gain, also enter in Part I, line 8, column (c) (see pages 13 and 17 of the instructions)
If (loss), enter -0- in Part I, line 8 } 3

Part V Qualification Under Section 4940(e) for Reduced Tax on Net Investment Income

(For optional use by domestic private foundations subject to the section 4940(a) tax on net investment income.)

If section 4940(d)(2) applies, leave this part blank

Was the foundation liable for the section 4942 tax on the distributable amount of any year in the base period? ☐ Yes ☒ No
If "Yes," the foundation does not qualify under section 4940(e) Do not complete this part.

1 Enter the appropriate amount in each column for each year, see page 18 of the instructions before making any entries.

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col (b) divided by col (c))
2009	152,588	2,297,793	0.066406
2008	159,792	2,779,848	0.057482
2007	279,328	2,999,091	0.093138
2006	186,907	2,949,700	0.063365
2005	156,061	2,960,301	0.052718

2 **Total** of line 1, column (d)	2	0.333109
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	0.066622
4 Enter the net value of noncharitable-use assets for 2010 from Part X, line 5	4	2,383,963
5 Multiply line 4 by line 3	5	158,824
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	609
7 Add lines 5 and 6	7	159,433
8 Enter qualifying distributions from Part XII, line 4	8	187,666

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	609
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	609
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	609
6	Credits/Payments.				
a	2010 estimated tax payments and 2009 overpayment credited to 2010	6a	1,400		
b	Exempt foreign organizations—tax withheld at source	6b			
c	Tax paid with application for extension of time to file (Form 8868)	6c			
d	Backup withholding erroneously withheld	6d			
7	Total credits and payments Add lines 6a through 6d			7	1,400
8	Enter any **penalty** for underpayment of estimated tax Check here ☐ if Form 2220 is attached			8	
9	**Tax due.** If the total of lines 5 and 8 is more than line 7, enter **amount owed** ▶			9	
10	**Overpayment.** If line 7 is more than the total of lines 5 and 8, enter the **amount overpaid** ▶			10	791
11	Enter the amount of line 10 to be: **Credited to 2011 estimated tax** ▶ 700 **Refunded** ▶			11	91

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? N/A	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) ▶ None			
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)

			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 ▶ N/A

14 The books are in care of ▶ First Community Bank Telephone no. ▶ 304-325-7151
P.O. Box 950
Located at ▶ Bluefield WV ZIP+4 ▶ 24701-0950

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

			Yes	No
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

			Yes	No
	File Form 4720 if any item is checked in the "Yes" column, unless an exception applies.			
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)? N/A	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? N/A	1c		
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) N/A	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.) N/A	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)?	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		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?	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
FIRST COMMUNITY BANK BLUEFIELD P.O. BOX 950 WV 24701	TRUSTEE 5.00	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 ▶ 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 ▶

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 VIRGINIA HORSE CENTER FOUNDATION	
2 BLUEFIELD STATE COLLEGE ATHLETIC DEPARTMENT	
3 THE AMERICAN SADDLE BRED MUSEUM	
4 BLUEFIELD BEAUTIFICATION COMMISSION	

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	2,420,267
b	Average of monthly cash balances	1b	0
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	2,420,267
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	2,420,267
4	Cash deemed held for charitable activities. Enter 1½ % of line 3 (for greater amount, see page 25 of the instructions)	4	36,304
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3. Enter here and on Part V, line 4	5	2,383,963
6	**Minimum investment return.** Enter 5% of line 5	6	119,198

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	119,198
2a	Tax on investment income for 2010 from Part VI, line 5 2a 609		
b	Income tax for 2010. (This does not include the tax from Part VI) 2b		
c	Add lines 2a and 2b	2c	609
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	118,589
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	118,589
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	118,589

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	187,666
b	Program-related investments—total from Part IX-B	1b	
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc , purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the.		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	**Qualifying distributions.** Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	187,666
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	609
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	187,057

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					118,589
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	10,087				
b From 2006	41,648				
c From 2007	132,087				
d From 2008	22,774				
e From 2009	39,021				
f **Total** of lines 3a through e		245,617			
4 Qualifying distributions for 2010 from Part XII, line 4: ▶ $ 187,666					
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					118,589
e Remaining amount distributed out of corpus		69,077			
5 Excess distributions carryover applied to 2010 (If an amount appears in column (d), the same amount must be shown in column (a))					
6 **Enter the net total of each column as indicated below:**					
a Corpus. Add lines 3f, 4c, and 4e. Subtract line 5		314,694			
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)		10,087			
9 **Excess distributions carryover to 2011.** Subtract lines 7 and 8 from line 6a		304,607			
10 Analysis of line 9					
a Excess from 2006	41,648				
b Excess from 2007	132,087				
c Excess from 2008	22,774				
d Excess from 2009	39,021				
e Excess from 2010	69,077				

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			(e) Total
	(a) 2010	(b) 2009	(c) 2008	(d) 2007	
2a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed					
b 85% of line 2a					
c Qualifying distributions from Part XII, line 4 for each year listed					
d Amounts included in line 2c not used directly for active conduct of exempt activities					
e Qualifying distributions made directly for active conduct of exempt activities Subtract line 2d from line 2c					
3 Complete 3a, b, or c for the alternative test relied upon: a "Assets" alternative test—enter· (1) Value of all assets					
(2) Value of assets qualifying under section 4942(j)(3)(B)(i)					
b "Endowment" alternative test—enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed					
c "Support" alternative test—enter· (1) Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)					
(2) Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii)					
(3) Largest amount of support from an exempt organization					
(4) Gross investment income					

Part XV Supplementary Information (Complete this part only if the 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))

N/A

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

N/A

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·

N/A

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

N/A

c Any submission deadlines:

N/A

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

N/A

Form 990-PF (2010) K.B. TIERNEY CHARITABLE FOUNDATION 55-0747723

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 See Statement 8				187,666
Total			▶ 3a	187,666
b Approved for future payment N/A				
Total			▶ 3b	

Part XVI-A 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					12
4 Dividends and interest from securities					69,508
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					7,511
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue: a					
b					
c					
d					
e					
12 Subtotal Add columns (b), (d), and (e)		0		0	77,031

13 **Total.** Add line 12, columns (b), (d), and (e) 13 77,031

(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)
N/A	

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
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: 5/11/11

Title: V.P. & Sr. Trust Admn. Off.

Paid Preparer Use Only

Print/Type preparer's name: Ralph T. Tinney, Jr.

Preparer's signature: Ralph T. Tinney Jr.

Date: 05/06/11

Check ☒ if self-employed

Firm's name ▶ Ralph T. Tinney, Jr., CPA

PTIN 235801756

Firm's address ▶ P.O. Box 9
Bluefield, WV 24701

Firm's EIN ▶ 55-0743470

Phone no 304-324-8881

Federal Statements

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

Description				How Received				
Whom Sold	Date Acquired	Date Sold	Sale Price		Cost	Expense	Depreciation	Net Gain / Loss
200 CERNER CORP COMM				Purchase				
	8/06/09	7/27/10	$ 15,290		$ 13,319	$	$	$ 1,971
50000 FHLB NTS 2.85%				Purchase				
	7/30/09	2/19/10	50,000		49,951			49
.4 FRONTIER CORP COMMUN.				Purchase				
	6/11/10	8/03/10	3		3			
86 FRONTIER CORP COMMU				Purchase				
	6/11/10	8/30/10	662		632			30
300 BP PLC SONSORED ADR				Purchase				
	5/29/09	6/11/10	9,971		14,680			-4,709
40000 FHLMC 3.75%				Purchase				
	7/23/09	8/11/10	40,000		39,981			19
50000 FHLB NTS 4.5$				Purchase				
	3/03/05	3/29/10	50,000		50,000			
50000 FHLB NTS 5.8%				Purchase				
	7/23/07	8/13/10	50,000		50,001			-1
45000 FHLB NTS 4.7%				Purchase				
	6/13/08	6/28/10	45,000		44,978			22
30000 FHLB NTS 3.5%				Purchase				
	11/06/08	11/17/10	30,000		29,992			8
25000 FHLB NTS 5.17%				Purchase				
	8/03/09	8/27/10	25,000		24,988			12
100000 GE CAP CORP NTS				Purchase				
	1/06/04	12/01/10	100,000		99,820			180
6329.2770 VANGUARD F/I SECS F GNMA				Purchase				
	1/06/04	10/21/10	70,318		66,584			3,734
601.416 VANGUARD F/I SECS F GNMA				Purchase				
	8/22/03	10/21/10	6,682		6,237			445
Total			$ 492,926		$ 491,166	$ 0	$ 0	$ 1,760

Federal Statements

Statement 2 - Form 990-PF, Part I, Line 16b - Accounting Fees

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
TAX PREPARATION	$ 896	$ 896	$ 896	$
TRUSTEE FEES	13,427	13,427	13,427	
Total	$ 14,323	$ 14,323	$ 14,323	$ 0

Statement 3 - Form 990-PF, Part I, Line 18 - Taxes

Description	Total	Net Investment	Adjusted Net	Charitable Purpose
Indirect taxes/licenses	$ 723	$	$	$
Total	$ 723	$ 0	$ 0	$ 0

Statement 4 - Form 990-PF, Part II, Line 10a - US and State Government Investments

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
FFCB 31331XBSO	$ 15,000	$ 15,000		$ 16,660
FHLB 313370S25		49,975		49,603
FHLB 313371YG5		50,000		49,103
FHLB 3133X7FK4	49,951			
FHLB 3133XLUF8	50,001			
FHLB 3133XPF74	49,975	49,975		50,211
FHLB 3133XPQ23	49,975	49,975		50,182
FHLB 3133XRLP3	44,978			
FHLB 3133XSLR7	29,992			
FHLB 3133XUJH7	24,988			
FHLB 3133XXC62		49,975		50,190
FHLB 4.5% 03-29-10	50,001			
FFCB 31331JZJ5		40,000		39,402
ROUNDING ADJUSTMENT	1	2		
Total	$ 364,862	$ 304,902		$ 305,351

Statement 5 - Form 990-PF, Part II, Line 10b - Corporate Stock Investments

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
416 AT&T COMMON	$ 21,150	$ 21,150		$ 12,222
300 ABBOTT LABORATORIES COMMON	14,791	14,791		14,373
2000 ALTRIA GROUP, INC.	32,828	32,828		49,240
200 BANK OF AMERICA COMMON	7,548	7,548		2,668
400 BECTON DICKINSON & COMPANY	24,020	24,020		33,808
350 CHEVRON CORPORATION	21,883	21,883		31,938
500 CISCO SYSTEMS INC COMMON	18,318	18,318		10,115

Statement 5 - Form 990-PF, Part II, Line 10b - Corporate Stock Investments (continued)

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
500 COLGATE-PALMOLIVE CO COMMON	$ 29,858	$ 29,858		$ 40,185
600 CONOCOPHILLIPS COMMON	20,631	20,631		40,860
200 COSTCO WHOLESALE CORP COMMON	8,252	8,252		14,442
800 DANAHER CORP COMMON	17,737	17,737		37,736
575 EXXON MOBIL CORP COMMON	14,373	14,373		42,044
300 FLP GROUP INC COMMON	12,200			
6593 FIRST COMMUNITY BANCSHARES COMM	6,197	6,197		98,499
1525 GENERAL DYNAMICS CORP	87,465	87,465		108,214
1125 GENERAL ELECTRIC COMMON	25,515	25,515		20,576
100 GOLDMAN SACHS GROUP COMMON	14,725	14,725		16,816
600 HEWLETT PACKARD CO	22,063	22,063		25,260
400 HOME DEPOT COMMON	14,428	14,428		14,024
1100 INTEL CORPORATION COMMON	22,822	22,822		23,133
100 ISHARES TRUST	3,108	3,108		4,764
400 JACOBS ENGINEERING	15,558	15,558		18,340
600 JOHNSON & JOHNSON COMMON	28,104	28,104		37,110
200 KIMBERLY-CLARK COMMON	14,749	14,749		18,912
200 MCDONALDS CORPORATION		14,104		15,352
300 MEDTRONIC INC COMMON	4,946	4,946		11,127
1000 MICROSOFT CORP COMMON	41,829	41,829		27,910
300 NEXTERA ENERGY INC		12,200		15,597
500 ORACLE CORPORATION COMMON	15,097	15,097		15,650
700 PEPSICO INC COMMON	29,854	29,855		45,731
525 PFIZER INC COMMON	16,202	16,202		9,193
1000 PHILIP MORRIS INTL	41,549	41,549		58,530
552 PROCTER & GAMBLE COMMON	28,465	28,465		35,510

Statement 5 - Form 990-PF, Part II, Line 10b - Corporate Stock Investments (continued)

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
550 SCHLUMBERGER LIMITED COMMON	$ 13,326	$ 13,326		$ 45,925
360 VERIZON COMMUNICATIONS		9,600		12,881
550 WAL-MART STORES INC COMMON	24,296	24,296		29,662
750 WALGREEN CO COMMON	24,488	24,488		29,220
54 TRANSOCEAN INC COMMON	1,586	1,586		3,753
ROUNDING AJUSTMENT	1	2		
300 BP PLC	14,680			
200 CERNER CORPORATION	13,319			
Total	$ 767,961	$ 763,668		$ 1,071,320

Statement 6 - Form 990-PF, Part II, Line 10c - Corporate Bond Investments

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
ALCOA 6% 01-15-12	$ 49,873	$ 49,873		$ 52,154
BANK OF AMERICA 06051GED7		74,885		74,353
FAMC 2.05% 4/13/12	49,976	49,976		51,001
FHLMC 2.15% 3134G1F90		50,001		49,283
FHLMC 3.75% 08/11/15	39,981			
FNMA 3.43% 8/14	99,951	99,951		102,061
FNMA 1% 3136FPCR6		75,000		74,781
GEN. ELEC. CAPITAL 4.25% 12-01-10	99,820			
GEN ELEC CAP CORP	25,000	25,000		26,348
HSBC FINANCE CORP 6.75% 05-15-11	49,788	49,788		51,087
NATL RURAL UTIL CORP 63743FLT1	50,002	50,002		50,731
US BANCORP MTNS 91159HGT1		49,928		51,157
ROUNDING ADJUSTMENT	-1	-1		
Total	$ 464,390	$ 574,403		$ 582,956

Statement 7 - Form 990-PF, Part II, Line 13 - Other Investments

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
604.576 COHEN & STEERS RLTY SHS FD	$ 39,617	$ 39,617		$ 35,343
1037.849 HARBOR INTL FUND	38,151	38,151		62,842
1812.261 NEUBERGER & BERMAN GENESIS FD	51,772	51,772		60,203
1301.933 T.ROWE PRICE MID-CAP GROWTH FD	60,168	60,168		76,202
2727.780 T.ROWE PRICE MID-CAP VALUE FD	60,168	60,168		64,676

Statement 7 - Form 990-PF, Part II, Line 13 - Other Investments (continued)

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
4703.608 ROYCE TOTAL RETURN FUND	$ 51,772	$ 54,272		$ 61,947
9041.786 VANGUARD FIXED-INCOME		93,763		97,109
GNMA FUND	166,584			
Total	$ 468,232	$ 397,911		$ 458,322

Statement 8 - Form 990-PF, Part XV, Line 3a - Grants and Contributions Paid During the Year

Name	Address			
Address	Relationship	Status	Purpose	Amount
CHRIST EPISCOPAL CHURHC BLUEFIELD WV	NONE		GENERAL OPERATING	10,000
BLUEFIELD BEAUTIFICATION BLUEFIELD WV	NONE		FENCING AND MAINTENANCE	10,000
CHARLESTON BALLET CHARLESTON WV	NONE		ADMISSION STUDENTS SOUTHERN COUNTIES	2,000
SOUTHWEST VA COMMUNITY CO RICHLANDS VA	NONE		FESTIVAL FOR THE ARTS	5,000
BLUE MOUNTAIN PERFORMING BLUEFIELD WV	NONE		RESIDENCY PROJECT/BLUEFIELD HIGH	3,000
BLUEFIELD STATE COLLEGE BLUEFIELD WV	NONE		SCHOLARSHIPS FOR STUDENT ATHLETES	20,000
CLAY CENTER CHARLESON WV	NONE		ADMISSION STUDENTS MERCER COUNTY	2,000
WV SYMPHONY CHARLESTON WV	NONE		MUSIC EDUCATIONAL FUNDING	5,000
VIRGINIA HORSE CENTER FOU LEXINGTON VA	NONE		BUILDING CAMPAIGN	50,000
MERCER CTY HISTORICAL SOC PRINCETON WV	NONE		REMODELING LIBRARY	2,000
AM. SADDLE BRED MUSEUM LEXINGTON KY	NONE		OPERATIONS	16,666
MERCER CTY FELLOWSHIP HOM BLUEFIELD WV	NONE		OPERATIONS	5,000
CITY OF BLUEFIELD BLUEFIELD WV	NONE		LEMONADE DAYS	2,500
SECOND CHANCE FOR CATS PRINCETON WV	NONE		NEUTERING/NO KILL FACILITY	5,000
RICHLANDS AREA ARTS RICHLANDS VA	NONE		FUNDING OF THE ARTS	1,000
AMERICAN RED CROSS CHARLESTON WV	NONE		HAITI RELIEF	1,000
APPALACHIAN TEEN CHALLENG PRINCETON WV	NONE		COMPUTER LEARNING CENTER	9,000
BLUEFIELD FINE ARTS COMM BLUEFIELD WV	NONE		LIGHTED MURAL	1,000

Statement 8 - Form 990-PF, Part XV, Line 3a - Grants and Contributions Paid During the Year (continued)

Name Address	Address Relationship	Status	Purpose	Amount
BRAMWELL THEATRE CORP BRAMWELL WV	NONE		RESTORATION PROJECT	5,000
GREATER BLUEFIELD C OF C BLUEFIELD WV	NONE		YOUTH LEADERSHIP PROGRAM	4,000
CHILDREN'S HOME SOCIETY WHEELING WV	NONE		MENTORING PROGRAM	1,000
READ ALOUD WV BLUEFIELD WV	NONE		PROMOTE LITERACY	2,000
MEMORIAL PRIMARY PTO BLUEFIELD WV	NONE		PLAYGROUND RENOVATION	500
RENICK COMMUNITY CENTER RENICK WV	NONE		FUND WATER/SEPTIC SYSTEM PROJECTS	1,000
RETIRED MILITARY POLICE FAYETTEVILLE NC	NONE		DORMITORY	1,000
MERCER CTNY SPAY ASSOC PRINCETON WV	NONE		ASSIST COST OF SPAYING/NEUTERING	1,000
SCOTTIES PLACE PETERSTOWN WV	NONE		ADVENTURE PROGRAM FOR CHILDREN	8,000
PIKEVIEW TRACK FUND COMM ATHENS WV	NONE		IMPROVEMENT OF TRACK	5,000
HISTORIC CRAB ORCHARD TAZEWELL VA	NONE		SPECIAL FUNDING CAMPAIGN	1,000
UNIVERSITY OF CHARLESTON CHARLESTON WV	NONE		BENEFIT MERCER CNTY STUDENTS	5,000
WV HUMANITIES COUNCIL INC CHARLESTON WV	NONE		E-WV ONLINE REFERENCE PROJECT	1,000
HIGH POINT UNIVERSITY HIGH POINT NC	NONE		TUITION ASSISTANCE	2,000
Total				187,666