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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 01-01-2010 , and ending 12-31-2010

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

Name of foundation
EUGENE M CLARY FOUNDATION INC

A Employer identification number
58-2310406

Number and street (or P O box number if mail is not delivered to street address) | Room/suite
PO BOX 669065

B Telephone number (see page 10 of the instructions)
(770) 993-3562

City or town, state, and ZIP code
MARIETTA, GA 30066

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)* ▶$ 9,309,006

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)	22,384			
	2	Check ▶ ☐ if the foundation is **not** required to attach Sch B				
	3	Interest on savings and temporary cash investments	31	31		
	4	Dividends and interest from securities	240,427	240,427		
	5a	Gross rents				
	b	Net rental income or (loss)				
	6a	Net gain or (loss) from sale of assets not on line 10	388,517			
	b	Gross sales price for all assets on line 6a 22,505,100				
	7	Capital gain net income (from Part IV, line 2)		388,517		
	8	Net short-term capital gain				
	9	Income modifications				
	10a	Gross sales less returns and allowances				
	b	Less Cost of goods sold				
	c	Gross profit or (loss) (attach schedule)				
	11	Other income (attach schedule)				
	12	**Total.** Add lines 1 through 11	651,359	628,975		
Operating and Administrative Expenses	13	Compensation of officers, directors, trustees, etc	104,011	85,509		9,501
	14	Other employee salaries and wages				
	15	Pension plans, employee benefits				
	16a	Legal fees (attach schedule)	2,926	1,463		1,463
	b	Accounting fees (attach schedule)	7,425	6,683		742
	c	Other professional fees (attach schedule)	67,184	67,184		
	17	Interest	2,154	2,154		
	18	Taxes (attach schedule) (see page 14 of the instructions)	6,443			
	19	Depreciation (attach schedule) and depletion				
	20	Occupancy				
	21	Travel, conferences, and meetings				
	22	Printing and publications				
	23	Other expenses (attach schedule)	7,311	6,610		701
	24	**Total operating and administrative expenses.** Add lines 13 through 23	197,454	169,603		12,407
	25	Contributions, gifts, grants paid	271,917			271,917
	26	**Total expenses and disbursements.** Add lines 24 and 25	469,371	169,603		284,324
	27	Subtract line 26 from line 12				
	a	**Excess of revenue over expenses and disbursements**	181,988			
	b	**Net investment income** (if negative, enter -0-)		459,372		
	c	**Adjusted net income** (if negative, enter -0-)				

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			
	2	Savings and temporary cash investments	2,050,060	361,957	361,957
	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)			
	b	Investments—corporate stock (attach schedule)	6,710,496	7,508,155	7,753,924
	c	Investments—corporate bonds (attach schedule)			
	11	Investments—land, buildings, and equipment basis ▶ ______ Less accumulated depreciation (attach schedule) ▶ ______			
	12	Investments—mortgage loans			
	13	Investments—other (attach schedule)	86,020	1,186,020	1,193,125
	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)	8,846,576	9,056,132	9,309,006
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 ▶ ______)		27,568	
	23	**Total liabilities** (add lines 17 through 22)		27,568	
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	8,846,576	9,028,564	
	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			
	30	**Total net assets or fund balances** (see page 17 of the instructions)	8,846,576	9,028,564	
	31	**Total liabilities and net assets/fund balances** (see page 17 of the instructions)	8,846,576	9,056,132	

Part III **Analysis of Changes in Net Assets or Fund Balances**

1	Total net assets or fund balances at beginning of year—Part II, column (a), line 30 (must agree with end-of-year figure reported on prior year's return)	1	8,846,576
2	Enter amount from Part I, line 27a	2	181,988
3	Other increases not included in line 2 (itemize) ▶ ______	3	
4	Add lines 1, 2, and 3	4	9,028,564
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	9,028,564

Part IV Capital Gains and Losses for Tax on Investment Income

	(a) List and describe the kind(s) of property sold (e g , real estate, 2-story brick warehouse, or common stock, 200 shs MLC Co)	(b) How acquired P—Purchase D—Donation	(c) Date acquired (mo , day, yr)	(d) Date sold (mo , day, yr)
1a	See Additional Data Table			
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	See Additional Data Table			
b				
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	See Additional Data Table			
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	388,517
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	92,175

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	341,514	8,009,412	0 042639
2008	340,000	8,913,093	0 038146
2007	75,000	3,551,601	0 021117
2006	74,000	958,530	0 077202
2005	33,400	949,751	0 035167

2	**Total** of line 1, column (d)	2	0 214271
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 042854
4	Enter the net value of noncharitable-use assets for 2010 from Part X, line 5	4	9,350,411
5	Multiply line 4 by line 3	5	400,703
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	4,594
7	Add lines 5 and 6	7	405,297
8	Enter qualifying distributions from Part XII, line 4	8	284,324

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	9,187
c	All other domestic foundations enter 2% of line 27b Exempt foreign organizations enter 4% of Part I, line 12, col (b)			
2	Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		2	
3	Add lines 1 and 2		3	9,187
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		4	
5	**Tax based on investment income.** Subtract line 4 from line 3 If zero or less, enter -0-		5	9,187
6	Credits/Payments			
a	2010 estimated tax payments and 2009 overpayment credited to 2010	6a 4,224		
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	4,224
8	Enter any **penalty** for underpayment of estimated tax Check here ☑ if Form 2220 is attached		8	22
9	**Tax due.** If the total of lines 5 and 8 is more than line 7, enter **amount owed** ▶		9	4,985
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** ▶ 0	**Refunded** ▶	11	

Part VII-A Statements Regarding Activities

			Yes	No
1a	During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?	1a		No
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		No
	*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		
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		No
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		No
4a	Did the foundation have unrelated business gross income of $1,000 or more during the year?	4a		No
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		No
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	Yes	
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	Yes	
8a	Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) ▶ GA			
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	Yes	
9	Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 2010 or the taxable year beginning in 2010 (see instructions for Part XIV on page 27)? *If "Yes," complete Part XIV*	9		No
10	Did any persons become substantial contributors during the tax year? *If "Yes," attach a schedule listing their names and addresses*	10		No

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		No
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?		12		No
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application?		13	Yes	

Website address ▶NONE

14 The books are in care of ▶MARY TEAGUE Telephone no ▶(770) 993-8190

Located at ▶4701 POST OAK TRITT ROAD MARIETTA GA ZIP+4 ▶30062

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		

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 20 of the instructions)?		1b		No
	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		
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 20 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		No
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		No

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
	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	**(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
KENNETH B CLARY PO BOX 669065 MARIETTA, GA 30066	CEO & TRUSTE 10 00	95,011	0	0
JEAN CLARY PO BOX 669065 MARIETTA, GA 30066	TRUSTEE 1 00	2,000	0	0
NANCY LEE OXFORD PO BOX 669065 MARIETTA, GA 30066	TRUSTEE 1 00	2,000	0	0
MARY S TEAGUE PO BOX 669065 MARIETTA, GA 30066	SEC / TREAS 10 00	5,000	0	0

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

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

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	
2	
3	
4	

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

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2	Amount
1 N/A	
2	
All other program-related investments See page 24 of the instructions	
3	

Total. Add lines 1 through 3. . . . . ▶

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

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc , purposes		
a	Average monthly fair market value of securities	1a	8,692,479
b	Average of monthly cash balances	1b	800,324
c	Fair market value of all other assets (see page 24 of the instructions)	1c	0
d	**Total** (add lines 1a, b, and c)	1d	9,492,803
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	9,492,803
4	Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see page 25 of the instructions)	4	142,392
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3 Enter here and on Part V, line 4	5	9,350,411
6	**Minimum investment return.** Enter 5% of line 5	6	467,521

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	467,521
2a	Tax on investment income for 2010 from Part VI, line 5	2a	9,187		
b	Income tax for 2010 (This does not include the tax from Part VI)	2b			
c	Add lines 2a and 2b			2c	9,187
3	Distributable amount before adjustments Subtract line 2c from line 1			3	458,334
4	Recoveries of amounts treated as qualifying distributions			4	
5	Add lines 3 and 4			5	458,334
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	458,334

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	284,324
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	284,324
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	284,324

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				458,334
2 Undistributed income, if any, as of the end of 2010				
a Enter amount for 2009 only.			45,978	
b Total for prior years 20___ , 20___ , 20___				
3 Excess distributions carryover, if any, to 2010				
a From 2005.				
b From 2006.				
c From 2007.				
d From 2008.				
e From 2009.				
f **Total** of lines 3a through e.				
4 Qualifying distributions for 2010 from Part XII, line 4 ▶ $ 284,324				
a Applied to 2009, but not more than line 2a			45,978	
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.				238,346
e Remaining amount distributed out of corpus				
5 Excess distributions carryover applied to 2010 *(If an amount appears in column (d), the same amount must be shown in column (a).)*				
6 **Enter the net total of each column as indicated below:**				
a Corpus Add lines 3f, 4c, and 4e Subtract line 5				
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				219,988
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see page 27 of the instructions)				
8 Excess distributions carryover from 2005 not applied on line 5 or line 7 (see page 27 of the instructions)				
9 **Excess distributions carryover to 2011.** Subtract lines 7 and 8 from line 6a				
10 Analysis of line 9				
a Excess from 2006. . . .				
b Excess from 2007. . . .				
c Excess from 2008. . . .				
d Excess from 2009. . . .				
e Excess from 2010. . . .				

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 organization 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 organization had $5,000 or more in assets at any time during the year—see page 27 of the instructions.)**

1 Information Regarding Foundation Managers:

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

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

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

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

c Any submission deadlines

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

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 Additional Data Table				
Total . . . . ▶ **3a**				271,917
b *Approved for future payment*				
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			14	31	
4 Dividends and interest from securities. . . .			14	240,427	
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					388,517
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). .				240,458	388,517

13 **Total.** Add line 12, columns (b), (d), and (e). 13 628,975

(See worksheet in line 13 instructions on page 28 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 organization's exempt purposes (other than by providing funds for such purposes) (See page 28 of the instructions)

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)		No
(2) Other assets	1a(2)		No
b Other transactions			
(1) Sales of assets to a noncharitable exempt organization	1b(1)		No
(2) Purchases of assets from a noncharitable exempt organization	1b(2)		No
(3) Rental of facilities, equipment, or other assets	1b(3)		No
(4) Reimbursement arrangements	1b(4)		No
(5) Loans or loan guarantees	1b(5)		No
(6) Performance of services or membership or fundraising solicitations	1b(6)		No
c Sharing of facilities, equipment, mailing lists, other assets, or paid employees	1c		No

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

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

****** | 2011-05-23 | ******

Signature of officer or trustee | Date | Title

Paid Preparer's Use Only

		Date	Check if self-employed ☐	PTIN
Preparer's Signature	SHAWN W HARDISTER	2011-05-19		
Firm's name	BROOKS MCGINNIS & COMPANY LLC		Firm's EIN	
Firm's address	5871 GLENRIDGE DR NE STE 200 ATLANTA, GA 303285305		Phone no (404) 531-4940	

efile GRAPHIC print - DO NOT PROCESS | As Filed Data - | DLN: 93491143000631

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 organization
EUGENE M CLARY FOUNDATION INC

Employer identification number
58-2310406

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 lin 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
EUGENE M CLARY FOUNDATION INC

Employer identification number
58-2310406

Part I **Contributors** (see Instructions)

(a) No.	(b) Name, address, and ZIP + 4	(c) Aggregate contributions	(d) Type of contribution
1	ESTATE OF EUGENE M CLARY 4701 POST OAK TRITT ROAD MARIETTA, GA 30062	$ 22,384	Person ☑ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution)

Name of organization
EUGENE M CLARY FOUNDATION INC

Employer identification number
58-2310406

Part II **Noncash Property** (see Instructions)

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
		$	

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
		$	

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
		$	

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
		$	

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
		$	

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
		$	

Name of organization
EUGENE M CLARY FOUNDATION INC

Employer identification number
58-2310406

Part III ***Exclusively*** **religious, charitable, etc., individual contributions to section 501(c)(7), (8), or (10) organizations aggregating more than $1,000 for the year.** (Complete columns **(a)** through **(e) and** the following line entry)
For organizations completing Part III, enter the total of *exclusively* religious, charitable, etc , contributions of **$1,000 or less** for the year (Enter this information once See instructions) ▶ $

(a) No. from Part I	(b) Purpose of gift	(c) Use of gift	(d) Description of how gift is held

(e) Transfer of gift

Transferee's name, address, and ZIP + 4	Relationship of transferor to transferee

(a) No. from Part I	(b) Purpose of gift	(c) Use of gift	(d) Description of how gift is held

(e) Transfer of gift

Transferee's name, address, and ZIP + 4	Relationship of transferor to transferee

(a) No. from Part I	(b) Purpose of gift	(c) Use of gift	(d) Description of how gift is held

(e) Transfer of gift

Transferee's name, address, and ZIP + 4	Relationship of transferor to transferee

(a) No. from Part I	(b) Purpose of gift	(c) Use of gift	(d) Description of how gift is held

(e) Transfer of gift

Transferee's name, address, and ZIP + 4	Relationship of transferor to transferee

Additional Data

Software ID:
Software Version:
EIN: 58-2310406
Name: EUGENE M CLARY FOUNDATION INC

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

	(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)
A	CAPITAL TR INC MD A NEW, 3000 SHARES	P	2009-09-02	2010-07-07
B	DIREXON SHARES LARGE, 400 SHARES	P	2010-01-05	2010-01-14
C	PROSHARE ULTRA SHORT, 3600 SHARES	P	2010-02-09	2010-03-23
D	PROSHARE ULTRA SHORT, 2000 SHARES	P	2010-06-08	2010-09-28
E	CRAY INC COM, 2650 SHARES	P	2009-09-01	2010-01-27
F	E-HOUSE (CHINA) HOLDINGS, 1200 SHARE	P	2010-05-05	2010-06-11
G	HEWLETT-PACKARD CO DE, 1400 SHARES	P	2008-11-28	2010-06-11
H	DIREXION DAILY SMALL CAP, 815 SHARES	P	2010-08-19	2010-09-17
I	DIREXION DAILY MID CAP, 660 SHARES	P	2010-09-10	2010-09-17
J	DIREXION DAILY LARGE CAP, 1000 SHARE	P	2010-07-13	2010-09-17
K	DIREXION DAILY LARGE CAP, 7600 SHARE	P	2010-09-28	2010-10-12
L	ISHARES BARCLYS 1-3 YEAR, 1000 SHARE	P	2010-06-22	2010-10-26
M	POWERSHARES QQQ TR UNIT SER 1, 27615	P	2009-06-04	2010-01-12
N	PROSHARES ULTRASHORT S&P , 7143 SHAR	P	2010-06-07	2010-06-09
O	GOODRICH CORP , 100 SHARES (SHORT)	P	2010-06-03	2010-09-28
P	WHIRLPOOL CORP, 500 SHARES (SHORT)	P	2010-06-02	2010-09-28
Q	DENBURY RESOURCES INC, 3000 SHARES	P	2009-03-27	2010-07-06
R	DIREXON SHARES LARGE, 2850 SHARES	P	2010-07-07	2010-09-28
S	PROSHARE ULTRA SHORT, 1100 SHARES	P	2010-02-09	2010-03-23
T	PROSHARE TRUST, 1600 SHARES	P	2011-07-22	2010-09-28
U	CROCS INC COM, 3115 SHARES	P	2009-09-01	2010-01-27
V	E-HOUSE (CHINA) HOLDINGS, 200 SHARES	P	2010-05-05	2010-06-11
W	IMMUNOMEDICS, INC, 3315 SHARES	P	2009-09-04	2010-01-27
X	DIREXION DAILY SMALL CAP, 1560 SHARE	P	2010-09-10	2010-09-17
Y	DIREXION DAILY MID CAP, 10000 SHARES	P	2010-09-28	2010-10-12
Z	DIREXION DAILY LARGE CAP, 3125 SHARE	P	2010-07-22	2010-09-17
AA	DIREXION DAILY LARGE CAP, 4405 SHARE	P	2010-10-19	2010-10-25
AB	ISHARES BARCLYS 1-3 YEAR, 900 SHARES	P	2010-06-22	2010-10-26
AC	POWERSHARES QQQ TR UNIT SER 1, 200 S	P	2010-01-25	2010-01-27
AD	PROSHARES ULTRASHORT S&P , 200 SHARE	P	2010-06-08	2010-06-09

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

	(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)
AE	GOODRICH CORP , 100 SHARES (SHORT)	P	2010-06-03	2010-09-28
AF	EXPRESSJET HOLDINGS, 1800 SHARES	P	2009-09-02	2010-07-06
AG	DIREXON SHARES LARGE, 1500 SHARES	P	2010-07-07	2010-09-28
AH	PROSHARE ULTRA SHORT, 3500 SHARES	P	2010-03-11	2010-03-23
AI	SENTINEL SHORT , 65628 36 SHARES	P	2010-02-09	2010-03-18
AJ	DIREXION DAILY REAL EST, 3600 SHARES	P	2010-06-11	2010-06-18
AK	E-HOUSE (CHINA) HOLDINGS, 100 SHARES	P	2010-05-05	2010-06-11
AL	INTL BUSINESS MACH, 435 SHARES	P	2008-11-28	2010-06-11
AM	DIREXION DAILY SMALL CAP, 5200 SHARE	P	2010-09-28	2010-10-12
AN	DIREXION DAILY LARGE CAP, 200 SHARES	P	2010-07-12	2010-09-17
AO	DIREXION DAILY LARGE CAP, 3375 SHARE	P	2010-07-27	2010-09-17
AP	DIREXION DAILY FINL BEAR, 700 SHARES	P	2010-10-19	2010-10-22
AQ	ISHARES BARCLYS 1-3 YEAR, 2600 SHARE	P	2010-06-22	2010-11-10
AR	PIMCO LOW DURATION CLASS P, 72744 SH	P	2009-12-22	2010-04-20
AS	PROSHARES ULTRASHORT S&P , 200 SHARE	P	2010-06-08	2010-06-09
AT	GOODRICH CORP , 100 SHARES (SHORT)	P	2010-06-03	2010-09-28
AU	EXPRESSJET HOLDINGS, 650 SHARES	P	2009-09-02	2010-07-06
AV	DIREXON SHARES LARGE, 3000 SHARES	P	2010-11-15	2010-11-26
AW	PROSHARE ULTRA SHORT, 1000 SHARES	P	2010-04-19	2010-05-25
AX	SENTINEL SHORT , 127 43 SHARES	P	2010-02-25	2010-07-08
AY	DIREXION DAILY REAL EST, 8305 SHARES	P	2010-06-11	2010-06-18
AZ	E-HOUSE (CHINA) HOLDINGS, 100 SHARES	P	2010-05-05	2010-06-11
BA	ORACLE CORP, 2975 SHARES	P	2008-11-28	2010-06-11
BB	DIREXION DAILY MID CAP, 1700 SHARES	P	2010-07-12	2010-09-17
BC	DIREXION DAILY LARGE CAP, 400 SHARES	P	2010-07-12	2010-09-17
BD	DIREXION DAILY LARGE CAP, 3230 SHARE	P	2010-08-19	2010-09-17
BE	DIREXION DAILY FINL BEAR, 2280 SHARE	P	2010-10-19	2010-10-22
BF	ISHARES BARCLYS 1-3 YEAR, 6000 SHARE	P	2010-09-17	2010-11-10
BG	PIMCO LOW DURATION CLASS FD, 192678	P	2010-02-02	2010-05-03
BH	PROSHARES ULTRASHORT S&P , 600 SHARE	P	2010-06-08	2010-06-09

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

	(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)
BI	ITT EDUCATIONAL SERVICES INC, 300 SH	P	2010-06-02	2010-09-28
BJ	EXPRESSJET HOLDINGS, 550 SHARES	P	2009-09-02	2010-07-06
BK	DIREXON SHARES LARGE, 2000 SHARES	P	2010-11-15	2010-11-26
BL	PROSHARE ULTRA SHORT, 1000 SHARES	P	2010-04-19	2010-05-25
BM	SENTINEL SHORT , 101 35 SHARES	P	2010-03-31	2010-07-08
BN	DIREXION DAILY REAL EST, 726 SHARES	P	2010-06-15	2010-06-18
BO	E-HOUSE (CHINA) HOLDINGS, 100 SHARES	P	2010-05-05	2010-06-11
BP	STONE ENGERY CORP, 1600 SHARES	P	2009-09-01	2010-02-04
BQ	DIREXION DAILY MID CAP, 610 SHARES	P	2010-07-12	2010-09-17
BR	DIREXION DAILY LARGE CAP, 600 SHARES	P	2010-07-12	2010-09-17
BS	DIREXION DAILY LARGE CAP, 3230 SHARE	P	2010-08-19	2010-09-17
BT	DIREXION DAILY FINL BEAR, 981 SHARES	P	2010-10-19	2010-10-22
BU	INSHARES INS MSCI BRAZIL INDEX, 4330	P	2009-06-04	2010-01-27
BV	PUTNAM ABSOLUTE RETURN, 60096 SHARES	P	2010-03-26	2010-08-17
BW	PROSHARES ULTRASHORT S&P , 6290 SHAR	P	2010-06-08	2010-06-09
BX	KOHLS CORP, 1000 SHARES (SHORT)	P	2010-07-01	2010-09-28
BY	INTEROIL CORP, 610 SHARES	P	2009-06-04	2010-07-06
BZ	DIREXON SHARES SMALL , 5300 SHARES	P	2010-01-05	2010-01-14
CA	PROSHARE ULTRA SHORT, 1500 SHARES	P	2010-05-07	2010-05-25
CB	SENTINEL SHORT , 12893 812 SHARES	P	2010-04-21	2010-07-08
CC	DIREXION DAILY REAL EST, 25774 SHARE	P	2010-06-15	2010-06-18
CD	E-HOUSE (CHINA) HOLDINGS, 200 SHARES	P	2010-05-05	2010-06-11
CE	TRANSOCEAN LTD, 830 SHARES	P	2008-11-28	2010-05-04
CF	DIREXION DAILY MID CAP, 5 SHARES	P	2010-07-12	2010-09-17
CG	DIREXION DAILY LARGE CAP, 400 SHARES	P	2010-07-12	2010-09-17
CH	DIREXION DAILY LARGE CAP, 2410 SHARE	P	2010-09-10	2010-09-17
CI	FIRST TR CHINDIA INDEX FD, 14485 SHA	P	2009-06-04	2010-01-27
CJ	INSHARES INS MSCI BRAZIL INDEX, 1500	P	2009-11-18	2010-01-27
CK	PUTNAM ABSOLUTE RETURN, 60576 SHARES	P	2010-03-26	2010-11-08
CL	PROSHARES ULTRASHORT S&P , 100 SHARE	P	2010-06-08	2010-06-09

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

	(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)
CM	MANPOWER INC WISCONSIN, 500 SHARES (	P	2010-07-01	2010-09-28
CN	INTEROIL CORP, 390 SHARES	P	2009-06-04	2010-07-06
CO	DIREXON SHARES SMALL , 1200 SHARES	P	2010-01-05	2010-01-14
CP	PROSHARE ULTRA SHORT, 1500 SHARES	P	2010-05-07	2010-05-25
CQ	BANK OF AMERICA CORP, 75000 SHARES	P	2009-09-03	2010-06-14
CR	DIREXION DAILY REAL EST, 5015 SHARES	P	2010-06-16	2010-06-18
CS	E-HOUSE (CHINA) HOLDINGS, 300 SHARES	P	2010-05-05	2010-06-11
CT	DIREXION DAILY SMALL CAP, 1176 SHARE	P	2010-07-12	2010-09-17
CU	DIREXION DAILY MID CAP, 2425 SHARES	P	2010-07-12	2010-09-17
CV	DIREXION DAILY LARGE CAP, 1255 SHARE	P	2010-07-12	2010-09-17
CW	DIREXION DAILY LARGE CAP, 1100 SHARE	P	2010-09-10	2010-09-17
CX	FIRST TR CHINDIA INDEX FD, 5000 SHAR	P	2009-11-18	2010-01-27
CY	ISHARES TRUST S&P SMALL CAP 600, 740	P	2009-04-23	2010-01-27
CZ	PUTNAM ABSOLUTE RETURN, 43066 SHARES	P	2010-06-11	2010-12-17
DA	PROSHARES ULTRASHORT , 10141 SHARES	P	2010-06-07	2010-06-09
DB	MANPOWER INC WISCONSIN, 300 SHARES (	P	2010-07-01	2010-09-28
DC	SPRINT NEXTEL CORP, 10000 SHARES	P	2009-12-17	2010-07-06
DD	DIREXON SHARES SMALL , 700 SHARES	P	2010-07-07	2010-09-28
DE	PROSHARE ULTRA SHORT, 1300 SHARES	P	2010-05-07	2010-05-25
DF	BBC CAP TR II GTD PFD SEC %, 238 SHA	P	2009-09-01	2010-01-27
DG	DIREXION DAILY REAL EST, 9335 SHARES	P	2010-06-16	2010-06-18
DH	E-HOUSE (CHINA) HOLDINGS, 300 SHARES	P	2010-05-05	2010-06-11
DI	DIREXION DAILY SMALL CAP, 1220 SHARE	P	2010-07-12	2010-09-17
DJ	DIREXION DAILY MID CAP, 100 SHARES	P	2010-07-13	2010-09-17
DK	DIREXION DAILY LARGE CAP, 400 SHARES	P	2010-07-12	2010-09-17
DL	DIREXION DAILY LARGE CAP, 200 SHARES	P	2010-09-28	2010-10-12
DM	ISHARES BARCLYS 1-3 YEAR, 3100 SHARE	P	2010-03-12	2010-07-12
DN	POWERSHARES DB MULTI SECTOR, 2330 SH	P	2008-11-28	2010-06-11
DO	PROSHARES ULTRA S&P 500, 13700 SHARE	P	2009-10-29	2010-01-27
DP	PROSHARES ULTRASHORT , 5500 SHARES	P	2010-06-08	2010-06-09

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

(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)
DQ	MANPOWER INC WISCONSIN, 100 SHARES (	P	2010-07-01	2010-09-28
DR	DIREXION DAILY REAL, 400 SHARES	P	2010-07-06	2010-09-28
DS	DIREXON SHARES SMALL , 360 SHARES	P	2010-07-07	2010-09-28
DT	PROSHARE ULTRA SHORT, 700 SHARES	P	2010-05-07	2010-05-25
DU	BBC CAP TR II GTD PFD SEC %, 200 SHA	P	2009-09-02	2010-01-27
DV	DRYSHIPS INC COM COM, 3340 SHARES	P	2009-09-04	2010-01-27
DW	E-HOUSE (CHINA) HOLDINGS, 300 SHARES	P	2010-05-05	2010-06-11
DX	DIREXION DAILY SMALL CAP, 1270 SHARE	P	2010-07-13	2010-09-17
DY	DIREXION DAILY MID CAP, 2300 SHARES	P	2010-07-13	2010-09-17
DZ	DIREXION DAILY LARGE CAP, 100 SHARES	P	2010-07-12	2010-09-17
EA	DIREXION DAILY LARGE CAP, 400 SHARES	P	2010-09-28	2010-10-12
EB	ISHARES BARCLYS 1-3 YEAR, 2900 SHARE	P	2010-03-12	2010-07-22
EC	POWERSHARES DB MULTI SECTOR, 2330 SH	P	2008-12-11	2010-06-11
ED	PROSHARES ULTRA S&P 500, 7300 SHARES	P	2009-11-03	2010-01-27
EE	PROSHARES ULTRASHORT , 5190 SHARES	P	2010-06-08	2010-06-09
EF	MANPOWER INC WISCONSIN, 68 SHARES (S	P	2010-07-01	2010-09-28
EG	DIREXION DAILY REAL, 260 SHARES	P	2010-07-06	2010-09-28
EH	DIREXON SHARES TRUST, 2350 SHARES	P	2010-07-07	2010-09-28
EI	PROSHARE ULTRA SHORT, 850 SHARES	P	2010-05-10	2010-05-25
EJ	BBC CAP TR II GTD PFD SEC %, 1772 SH	P	2009-09-03	2010-01-27
EK	EMC CORP MASS, 1275 SHARES	P	2009-09-01	2010-02-04
EL	E-HOUSE (CHINA) HOLDINGS, 2225 SHARE	P	2010-05-05	2010-06-11
EM	DIREXION DAILY SMALL CAP, 1275 SHARE	P	2010-07-22	2010-09-17
EN	DIREXION DAILY MID CAP, 100 SHARES	P	2010-07-13	2010-09-17
EO	DIREXION DAILY LARGE CAP, 200 SHARES	P	2010-07-12	2010-09-17
EP	DIREXION DAILY LARGE CAP, 400 SHARES	P	2010-09-28	2010-10-12
EQ	ISHARES BARCLYS 1-3 YEAR, 200 SHARES	P	2010-03-29	2010-07-27
ER	POWERSHARES EXCHANGE TRADED FD TR FI	P	2008-11-04	2010-02-04
ES	PROSHARES ULTRA S&P 500, 7520 SHARES	P	2009-11-04	2010-01-27
ET	VAN KAMPEN UNIT TRS, 0 SHARES	P	2010-09-10	2010-12-31

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

(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)
EU	MANPOWER INC WISCONSIN, 32 SHARES (S	P	2010-07-01	2010-09-28
EV	DIREXION DAILY REAL, 720 SHARES	P	2010-07-07	2010-09-28
EW	DIREXON SHARES TRUST, 1200 SHARES	P	2010-07-07	2010-09-28
EX	PROSHARE ULTRA SHORT, 650 SHARES	P	2010-05-10	2010-05-25
EY	BRUNSWICK CORP COM, 2150 SHARES	P	2009-09-04	2010-01-27
EZ	EASTMAN KODAK CO, 9500 SHARES	P	2009-09-02	2010-04-13
FA	E-HOUSE (CHINA) HOLDINGS, 100 SHARES	P	2010-05-05	2010-06-11
FB	DIREXION DAILY SMALL CAP, 1450 SHARE	P	2010-07-27	2010-09-17
FC	DIREXION DAILY MID CAP, 2570 SHARES	P	2010-07-22	2010-09-17
FD	DIREXION DAILY LARGE CAP, 200 SHARES	P	2010-07-12	2010-09-17
FE	DIREXION DAILY LARGE CAP, 100 SHARES	P	2010-09-28	2010-10-12
FF	ISHARES BARCLYS 1-3 YEAR, 2200 SHARE	P	2010-03-29	2010-08-19
FG	POWERSHARES EXCHANGE TRADED FD TR FI	P	2008-11-07	2010-02-04
FH	PROSHARES ULTRASHORT S&P 500, 16935	P	2010-04-22	2010-05-12
FI	FT UNIT 1962 CONV & INCOME, 17346 SH	P	2009-04-21	2010-04-27
FJ	THORATEC CORP, 100 SHARES (SHORT)	P	2010-06-02	2010-09-28
FK	DIREXION DAILY REAL, 400 SHARES	P	2010-07-07	2010-09-28
FL	DIREXON DAILY CHINA , 1667 SHARES	P	2010-01-05	2010-01-14
FM	PROSHARE ULTRA SHORT, 2000 SHARES	P	2010-05-17	2010-05-25
FN	CATERPILLAR INC, 1380 SHARES	P	2008-11-28	2010-05-05
FO	E-HOUSE (CHINA) HOLDINGS, 100 SHARES	P	2010-05-05	2010-06-11
FP	GERERAL DYNAMICS CRP, 1000 SHARES	P	2008-11-28	2010-05-20
FQ	DIREXION DAILY SMALL CAP, 815 SHARES	P	2010-08-19	2010-09-17
FR	DIREXION DAILY MID CAP, 2835 SHARES	P	2010-07-27	2010-09-17
FS	DIREXION DAILY LARGE CAP, 600 SHARES	P	2010-07-12	2010-09-17
FT	DIREXION DAILY LARGE CAP, 600 SHARES	P	2010-09-28	2010-10-12
FU	ISHARES BARCLYS 1-3 YEAR, 5000 SHARE	P	2010-05-04	2010-09-10
FV	POWERSHARES EXCHANGE TRADED FD TR FI	P	2008-11-07	2010-02-04
FW	PROSHARES ULTRASHORT S&P 500, 15713	P	2010-05-14	2010-05-25
FX	FT UNIT 2094 CONV & INCOME, 15924 SH	P	2009-08-06	2010-06-14

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

(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)
FY	THORATEC CORP, 100 SHARES (SHORT)	P	2010-06-02	2010-09-28
FZ	DIREXION DAILY REAL, 900 SHARES	P	2010-07-08	2010-09-28
GA	DIREXON DAILY CHINA , 33 SHARES	P	2010-01-05	2010-01-14
GB	PROSHARE ULTRA SHORT, 1500 SHARES	P	2010-05-17	2010-05-25
GC	CITIGROUP INC NFS CROSS TRADE, 4000	P	2009-09-01	2010-06-11
GD	E-HOUSE (CHINA) HOLDINGS, 400 SHARES	P	2010-05-05	2010-06-11
GE	GREENBRIER COMPANIES INC, 1530 SHARE	P	2009-09-04	2010-01-27
GF	DIREXION DAILY SMALL CAP, 500 SHARES	P	2010-08-19	2010-09-17
GG	DIREXION DAILY MID CAP, 2675 SHARES	P	2010-08-19	2010-09-17
GH	DIREXION DAILY LARGE CAP, 49 SHARES	P	2010-07-12	2010-09-17
GI	DIREXION DAILY LARGE CAP, 300 SHARES	P	2010-09-28	2010-10-12
GJ	ISHARES BARCLYS 1-3 YEAR, 8345 SHARE	P	2010-05-26	2010-09-10
GK	POWERSHARES EXCHANGE TRADED FD TR FI	P	2008-12-11	2010-02-04
GL	PROSHARES ULTRASHORT S&P 500, 207 SH	P	2010-05-14	2010-05-25
GM	CABOT OIL & GAS, 1000 SHARES (SHORT)	P	2010-06-02	2010-09-28
GN	THORATEC CORP, 100 SHARES (SHORT)	P	2010-06-02	2010-09-28
GO	DIREXON SHARES LARGE, 3000 SHARES	P	2010-01-05	2010-01-14
GP	ULTRA FINANCIAL, 8547 SHARES	P	2010-01-05	2010-01-14
GQ	PROSHARE ULTRA SHORT, 1500 SHARES	P	2010-06-07	2010-09-28
GR	CITIGROUP INC NFS CROSS TRADE, 4000	P	2009-09-02	2010-06-11
GS	E-HOUSE (CHINA) HOLDINGS, 200 SHARES	P	2010-05-05	2010-06-11
GT	HATTERAS FINL CORP COM, 500 SHARES	P	2009-04-23	2010-06-11
GU	DIREXION DAILY SMALL CAP, 100 SHARES	P	2010-08-19	2010-09-17
GV	DIREXION DAILY MID CAP, 2675 SHARES	P	2010-08-19	2010-09-17
GW	DIREXION DAILY LARGE CAP, 1400 SHARE	P	2010-07-12	2010-09-17
GX	DIREXION DAILY LARGE CAP, 1000 SHARE	P	2010-09-28	2010-10-12
GY	ISHARES BARCLYS 1-3 YEAR, 2539 SHARE	P	2010-06-14	2010-10-12
GZ	POWERSHARES ULTRASHORTDOW, 32200 SHA	P	2010-02-12	2010-03-30
HA	PROSHARES ULTRASHORT S&P 500, 3300 S	P	2010-05-20	2010-05-25
HB	CHESAPEAKE ENERGY CORP, 1000 SHARES	P	2010-06-02	2010-09-28

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

(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)
HC	THORATEC CORP, 100 SHARES (SHORT)	P	2010-06-02	2010-09-28
HD	DIREXON SHARES LARGE , 1350 SHARES	P	2010-01-05	2010-01-14
HE	PROSHARE ULTRA SHORT, 4900 SHARES	P	2010-02-09	2010-03-23
HF	PROSHARE ULTRA SHORT, 2000 SHARES	P	2010-06-08	2010-09-28
HG	CITIGROUP INC , 10000 SHARES	P	2009-12-22	2010-06-11
HH	E-HOUSE (CHINA) HOLDINGS, 100 SHARES	P	2010-05-05	2010-06-11
HI	HATTERAS FINL CORP COM, 1500 SHARES	P	2009-04-23	2010-06-11
HJ	DIREXION DAILY SMALL CAP, 400 SHARES	P	2010-08-19	2010-09-17
HK	DIREXION DAILY MID CAP, 2400 SHARES	P	2010-09-10	2010-09-17
HL	DIREXION DAILY LARGE CAP, 2000 SHARE	P	2010-07-13	2010-09-17
HM	DIREXION DAILY LARGE CAP, 1000 SHARE	P	2010-09-28	2010-10-12
HN	ISHARES BARCLYS 1-3 YEAR, 3461 SHARE	P	2010-06-14	2010-10-26
HO	POWERSHARES ULTRASHORTDOW, 15948 SHA	P	2010-02-12	2010-03-30
HP	PROSHARES ULTRASHORT S&P 500, 3120 S	P	2010-05-21	2010-05-25
HQ	GOODRICH CORP , 200 SHARES (SHORT)	P	2010-06-03	2010-09-28
HR	THORATEC CORP, 100 SHARES (SHORT)	P	2010-06-02	2010-09-28

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

	(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	4,402		8,208	-3,806
B	22,915		22,240	675
C	95,001		112,282	-17,281
D	48,157		61,705	-13,548
E	13,731		20,184	-6,453
F	16,179		20,280	-4,101
G	63,839		50,599	13,240
H	24,067		30,041	-5,974
I	9,952		10,831	-879
J	13,130		16,540	-3,410
K	89,071		98,344	-9,273
L	84,470		83,890	580
M	1,268,600		1,000,660	267,940
N	256,572		250,144	6,428
O	6,918		7,343	-425
P	50,252		38,997	11,255
Q	42,123		46,500	-4,377
R	34,966		50,080	-15,114
S	29,028		34,314	-5,286
T	42,650		51,285	-8,635
U	22,727		20,197	2,530
V	2,698		3,382	-684
W	14,454		20,294	-5,840
X	46,066		50,195	-4,129
Y	132,761		149,900	-17,139
Z	41,031		49,965	-8,934
AA	49,916		49,976	-60
AB	75,978		75,508	470
AC	9,020		22,800	-13,780
AD	7,184		6,762	422

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

	(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)
AE	6,922		7,346	-424
AF	4,100		4,806	-706
AG	18,403		25,350	-6,947
AH	92,362		98,425	-6,063
AI	611,647		611,005	642
AJ	22,680		30,240	-7,560
AK	1,349		1,692	-343
AL	53,675			53,675
AM	126,046		150,159	-24,113
AN	2,624		3,500	-876
AO	44,313		50,046	-5,733
AP	8,617		8,841	-224
AQ	219,488		218,140	1,348
AR	762,868		750,000	12,868
AS	7,184		6,762	422
AT	6,920		7,346	-426
AU	1,496		1,739	-243
AV	31,120		31,500	-380
AW	31,059		25,720	5,339
AX	1,190		1,181	9
AY	52,321		69,845	-17,524
AZ	1,350		1,694	-344
BA	63,993		50,217	13,776
BB	25,602		36,397	-10,795
BC	5,248		7,000	-1,752
BD	42,409		49,898	-7,489
BE	28,067		28,796	-729
BF	506,395		505,372	1,023
BG	2,015,582		2,000,000	15,582
BH	21,552		20,286	1,266

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

	(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)
BI	29,682		19,139	10,543
BJ	1,267		1,466	-199
BK	20,746		21,005	-259
BL	31,059		25,625	5,434
BM	947		939	8
BN	4,574		5,460	-886
BO	1,350		1,695	-345
BP	26,164		20,203	5,961
BQ	9,186		13,066	-3,880
BR	7,872		10,500	-2,628
BS	42,409		49,516	-7,107
BT	12,076		12,390	-314
BU	296,906		250,443	46,463
BV	630,896		625,000	5,896
BW	225,934		212,662	13,272
BX	48,388		53,161	-4,773
BY	28,406		21,198	7,208
BZ	249,516		245,925	3,591
CA	46,589		42,403	4,186
CB	120,181		119,655	526
CC	162,105		194,078	-31,973
CD	2,702		3,392	-690
CE	67,452		50,454	16,998
CF	75		103	-28
CG	5,248		7,000	-1,752
CH	31,643		34,391	-2,748
CI	299,934		249,863	50,071
CJ	102,855		112,687	-9,832
CK	665,197		630,000	35,197
CL	3,592		3,381	211

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

	(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)
CM	21,481		24,786	-3,305
CN	18,159		13,416	4,743
CO	53,415		52,865	550
CP	46,589		42,185	4,404
CQ	797,237		750,005	47,232
CR	31,494		34,904	-3,410
CS	4,053		5,091	-1,038
CT	34,727		50,039	-15,312
CU	36,520		49,785	-13,265
CV	16,465		21,963	-5,498
CW	14,443		15,695	-1,252
CX	103,589		104,600	-1,011
CY	409,067		299,514	109,553
CZ	466,895		483,201	-16,306
DA	252,039		247,350	4,689
DB	12,891		14,872	-1,981
DC	40,094		37,500	2,594
DD	18,557		30,140	-11,583
DE	40,377		37,385	2,992
DF	1,963		2,228	-265
DG	58,623		65,065	-6,442
DH	4,056		5,094	-1,038
DI	36,026		49,877	-13,851
DJ	1,506		2,000	-494
DK	5,248		6,779	-1,531
DL	2,344		2,588	-244
DM	260,458		258,756	1,702
DN	55,664		52,381	3,283
DO	520,456		499,778	20,678
DP	136,783		128,370	8,413

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

	(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)
DQ	4,297		4,957	-660
DR	9,359		18,115	-8,756
DS	9,538		14,760	-5,222
DT	21,741		20,138	1,603
DU	1,650		1,873	-223
DV	19,773		20,208	-435
DW	4,066		5,097	-1,031
DX	37,502		49,873	-12,371
DY	34,637		46,023	-11,386
DZ	1,312		1,695	-383
EA	4,688		5,176	-488
EB	243,971		242,063	1,908
EC	55,666		46,437	9,229
ED	277,323		250,539	26,784
EE	129,101		121,238	7,863
EF	2,922		3,371	-449
EG	6,083		11,778	-5,695
EH	32,993		50,178	-17,185
EI	26,400		22,581	3,819
EJ	14,619		16,556	-1,937
EK	21,459		20,208	1,251
EL	29,949		37,825	-7,876
EM	37,650		49,988	-12,338
EN	1,506		2,002	-496
EO	2,624		3,390	-766
EP	4,688		5,176	-488
EQ	16,832		16,660	172
ER	103,343		101,676	1,667
ES	285,681		250,196	35,485
ET	3,899			3,899

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

	(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)
EU	1,375		1,586	-211
EV	16,846		29,525	-12,679
EW	16,849		24,660	-7,811
EX	20,188		17,271	2,917
EY	26,794		20,457	6,337
EZ	62,510		50,646	11,864
FA	1,345		1,701	-356
FB	42,818		49,953	-7,135
FC	38,721		49,935	-11,214
FD	2,624		3,390	-766
FE	1,172		1,294	-122
FF	185,396		183,260	2,136
FG	94,964		100,761	-5,797
FH	576,119		500,091	76,028
FI	300,946		200,017	100,929
FJ	4,330		3,966	364
FK	9,359		15,600	-6,241
FL	70,187		72,636	-2,449
FM	62,118		54,245	7,873
FN	94,985		50,109	44,876
FO	1,346		1,684	-338
FP	71,583		52,091	19,492
FQ	24,067		30,624	-6,557
FR	42,723		50,123	-7,400
FS	7,872		10,169	-2,297
FT	7,032		7,764	-732
FU	421,018		417,047	3,971
FV	94,033		100,718	-6,685
FW	547,903		493,231	54,672
FX	182,937		170,000	12,937

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

	(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)
FY	4,333		3,966	367
FZ	21,058		32,972	-11,914
GA	1,389		1,435	-46
GB	46,589		41,805	4,784
GC	14,720		20,365	-5,645
GD	5,384		6,752	-1,368
GE	13,563		20,405	-6,842
GF	14,765		18,790	-4,025
GG	40,312		49,782	-9,470
GH	643		831	-188
GI	3,516		3,882	-366
GJ	703,503		699,807	3,696
GK	186,204		170,800	15,404
GL	7,218		6,500	718
GM	33,336		28,577	4,759
GN	4,331		3,966	365
GO	171,840		166,865	4,975
GP	52,131		50,689	1,442
GQ	36,118		45,755	-9,637
GR	14,720		21,325	-6,605
GS	2,694		3,378	-684
GT	14,155		12,358	1,797
GU	2,953		3,685	-732
GV	40,312		49,434	-9,122
GW	18,368		23,729	-5,361
GX	11,720		12,939	-1,219
GY	214,308		212,768	1,540
GZ	842,226		1,005,619	-163,393
HA	115,090		107,017	8,073
HB	21,878		21,602	276

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

	(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)
HC	4,330		3,966	364
HD	77,333		75,070	2,263
HE	129,307		152,831	-23,524
HF	48,157		62,500	-14,343
HG	36,799		32,100	4,699
HH	1,348		1,690	-342
HI	42,464		35,580	6,884
HJ	11,812		14,743	-2,931
HK	36,167		39,360	-3,193
HL	26,255		33,077	-6,822
HM	11,720		12,940	-1,220
HN	292,350		290,066	2,284
HO	414,643		499,970	-85,327
HP	108,824		100,149	8,675
HQ	13,842		14,685	-843
HR	4,330		3,966	364

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

	Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Gains (Col (h) gain minus col (k), but not less than -0-) **or** Losses (from col (h))
	(i) F M V as of 12/31/69	**(j)** Adjusted basis as of 12/31/69	**(k)** Excess of col (i) over col (j), if any	
A				-3,806
B				675
C				-17,281
D				-13,548
E				-6,453
F				-4,101
G				13,240
H				-5,974
I				-879
J				-3,410
K				-9,273
L				580
M				267,940
N				6,428
O				-425
P				11,255
Q				-4,377
R				-15,114
S				-5,286
T				-8,635
U				2,530
V				-684
W				-5,840
X				-4,129
Y				-17,139
Z				-8,934
AA				-60
AB				470
AC				-13,780
AD				422

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69				(l) Gains (Col (h) gain minus col (k), but not less than -0-) **or** Losses (from col (h))
	(i) F M V as of 12/31/69	**(j)** Adjusted basis as of 12/31/69	**(k)** Excess of col (i) over col (j), if any	
AE				-424
AF				-706
AG				-6,947
AH				-6,063
AI				642
AJ				-7,560
AK				-343
AL				53,675
AM				-24,113
AN				-876
AO				-5,733
AP				-224
AQ				1,348
AR				12,868
AS				422
AT				-426
AU				-243
AV				-380
AW				5,339
AX				9
AY				-17,524
AZ				-344
BA				13,776
BB				-10,795
BC				-1,752
BD				-7,489
BE				-729
BF				1,023
BG				15,582
BH				1,266

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69				(l) Gains (Col (h) gain minus col (k), but not less than -0-) **or** Losses (from col (h))
	(i) F M V as of 12/31/69	**(j)** Adjusted basis as of 12/31/69	**(k)** Excess of col (i) over col (j), if any	
BI				10,543
BJ				-199
BK				-259
BL				5,434
BM				8
BN				-886
BO				-345
BP				5,961
BQ				-3,880
BR				-2,628
BS				-7,107
BT				-314
BU				46,463
BV				5,896
BW				13,272
BX				-4,773
BY				7,208
BZ				3,591
CA				4,186
CB				526
CC				-31,973
CD				-690
CE				16,998
CF				-28
CG				-1,752
CH				-2,748
CI				50,071
CJ				-9,832
CK				35,197
CL				211

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69				(l) Gains (Col (h) gain minus col (k), but not less than -0-) **or** Losses (from col (h))
	(i) F M V as of 12/31/69	**(j)** Adjusted basis as of 12/31/69	**(k)** Excess of col (i) over col (j), if any	
CM				-3,305
CN				4,743
CO				550
CP				4,404
CQ				47,232
CR				-3,410
CS				-1,038
CT				-15,312
CU				-13,265
CV				-5,498
CW				-1,252
CX				-1,011
CY				109,553
CZ				-16,306
DA				4,689
DB				-1,981
DC				2,594
DD				-11,583
DE				2,992
DF				-265
DG				-6,442
DH				-1,038
DI				-13,851
DJ				-494
DK				-1,531
DL				-244
DM				1,702
DN				3,283
DO				20,678
DP				8,413

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69				(l) Gains (Col (h) gain minus col (k), but not less than -0-) **or** Losses (from col (h))
	(i) F M V as of 12/31/69	**(j)** Adjusted basis as of 12/31/69	**(k)** Excess of col (i) over col (j), if any	
DQ				-660
DR				-8,756
DS				-5,222
DT				1,603
DU				-223
DV				-435
DW				-1,031
DX				-12,371
DY				-11,386
DZ				-383
EA				-488
EB				1,908
EC				9,229
ED				26,784
EE				7,863
EF				-449
EG				-5,695
EH				-17,185
EI				3,819
EJ				-1,937
EK				1,251
EL				-7,876
EM				-12,338
EN				-496
EO				-766
EP				-488
EQ				172
ER				1,667
ES				35,485
ET				3,899

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69				**(l)** Gains (Col (h) gain minus col (k), but not less than -0-) **or** Losses (from col (h))
	(i) F M V as of 12/31/69	**(j)** Adjusted basis as of 12/31/69	**(k)** Excess of col (i) over col (j), if any	
EU				-211
EV				-12,679
EW				-7,811
EX				2,917
EY				6,337
EZ				11,864
FA				-356
FB				-7,135
FC				-11,214
FD				-766
FE				-122
FF				2,136
FG				-5,797
FH				76,028
FI				100,929
FJ				364
FK				-6,241
FL				-2,449
FM				7,873
FN				44,876
FO				-338
FP				19,492
FQ				-6,557
FR				-7,400
FS				-2,297
FT				-732
FU				3,971
FV				-6,685
FW				54,672
FX				12,937

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69				(l) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))
	(i) F M V as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any	
FY				367
FZ				-11,914
GA				-46
GB				4,784
GC				-5,645
GD				-1,368
GE				-6,842
GF				-4,025
GG				-9,470
GH				-188
GI				-366
GJ				3,696
GK				15,404
GL				718
GM				4,759
GN				365
GO				4,975
GP				1,442
GQ				-9,637
GR				-6,605
GS				-684
GT				1,797
GU				-732
GV				-9,122
GW				-5,361
GX				-1,219
GY				1,540
GZ				-163,393
HA				8,073
HB				276

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69				(l) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))
	(i) F M V as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any	
HC				364
HD				2,263
HE				-23,524
HF				-14,343
HG				4,699
HH				-342
HI				6,884
HJ				-2,931
HK				-3,193
HL				-6,822
HM				-1,220
HN				2,284
HO				-85,327
HP				8,675
HQ				-843
HR				364

Form 990PF Part XV Line 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*				
AMBASSADORS FOR CHRIST 1355 TERRELL MILL RD BLD MARIETTA,GA 30067	NONE	509(A)(1)	CHARITABLE	4,000
ASIAN BREAD OF LIFE FOUND 215 E 74TH TERRACE KANSAS CITY,MO 64114	NONE	509(A)(1)	CHARITABLE	3,000
BIBLE BAPTIST CHURCH 1485 HWY 34E NEWNAN,GA 30265	NONE	CHURCH	CHARITABLE	49,500
BIBLE BAPTIST CHURCH 1175 JOJO ROAD PENSACOLA,FL 32514	NONE	CHURCH	CHARITABLE	17,000
BIBLE BROADCASTING NETWOR 11530 CARMEL COMMONS BLVD CHARLOTTE,NC 28226	NONE	509(A)(1)	CHARITABLE	13,000
COACH'S CORNER 2799 NORTHSIDE DR NW ATLANTA,GA 303052805	NONE	509(A)(1)	CHARITABLE	15,000
CO LABORERS INTL INC PO BOX 2012 SOUTH HACKENSACK,NJ 07606	NONE	509(A)(1)	CHARITABLE	4,000
EASTWOOD BAPTIST CHURCH 1150 ALLGOOD ROAD MARIETTA,GA 30062	NONE	CHURCH	CHARITABLE	1,000
FELLOWSHIP OF CHRISTIAN A PO BOX 1063 STOCKBRIDGE,GA 30281	NONE	509(A)(1)	CHARITABLE	20,000
FIRST BAPTIST CHURCH 519 SOUTH PARK AVENUE SANFORD,FL 32771	NONE	CHURCH	CHARITABLE	2,000
GREAT COMMISSION MINISTRI 2000 HOLCOMB WOODS PARKWA ROSWELL,GA 30076	NONE	509(A)(1)	CHARITABLE	3,000
HARLEM MEMORIAL CEMETERY PO BOX 742 HARLEM,GA 30814	NONE	509(A)(1)	CHARITABLE	2,000
HOPE CHRISTIAN HOME & ACA 865 SWEATMAN ROAD DUCK HILL,MS 38925	NONE	509(A)(1)	CHARITABLE	3,000
HOPE NOW INC 2090 DUNWOODY CLUB DR S ATLANTA,GA 30350	NONE	509(A)(1)	CHARITABLE	6,000
INPRINT INC P O BOX 76147 ATLANTA,GA 303581147	NONE	509(A)(1)	CHARITABLE	6,000
Total . . . . ▶ **3a**				271,917

Form 990PF Part XV Line 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*				
INTERNATIONAL SPORTS FEDE PO BOX 2788 ACWORTH, GA 30102	NONE	509(A)(1)	CHARITABLE	1,000
NEW TRIBES MISSION 1000 EAST FIRST STREET SANFORD, FL 327711487	NONE	509(A)(1)	CHARITABLE	3,000
ROOPVILLE ROAD BAPTIST CH 835 N HWY 27 ROOPVILLE, GA 30170	NONE	CHURCH	CHARITABLE	1,000
SOS MINISTRIES USA PO BOX 189 DOVER, FL 33527	NONE	509(A)(1)	CHARITABLE	9,000
SWORD OF THE LORD FOUNDAT P O BOX 1099 MURFREESBORO, TN 37133	NONE	509(A)(1)	CHARITABLE	57,000
TENDER MERCY MINISTRIES PO BOX 567524 ATLANTA, GA 311567524	NONE	509(A)(1)	CHARITABLE	14,600
UNIVERSITY BAPTIST CHURCH 1375 FERNWOOD CIRCLE NE ATLANTA, GA 30319	NONE	CHURCH	CHARITABLE	17,817
LANCASTER BAPTIST CHURCH- 4010 E LANCASTER BLVD LANCASTER, CA 93535	NONE	509(A)(1)	CHARITABLE	20,000
Total . . . . ▶ **3a**				271,917

TY 2010 Accounting Fees Schedule

Name: EUGENE M CLARY FOUNDATION INC

EIN: 58-2310406

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
ACCOUNTING AND TAX PREPARATION F	7,425	6,683		742

TY 2010 Compensation Explanation

Name: EUGENE M CLARY FOUNDATION INC

EIN: 58-2310406

Person Name	Explanation
KENNETH B CLARY	
JEAN CLARY	
NANCY LEE OXFORD	
MARY S TEAGUE	

efile GRAPHIC print - DO NOT PROCESS	As Filed Data -	DLN: 93491143000631

TY 2010 Investments Corporate Stock Schedule

Name: EUGENE M CLARY FOUNDATION INC

EIN: 58-2310406

Name of Stock	End of Year Book Value	End of Year Fair Market Value
CAPITAL TR INC MD A NEW, 0 SHARES		
DENBURY RESOURCES INC, 0 SHARES		
EXPRESSJET HOLDINGS, 0 SHARES		
EXPRESSJET HOLDINGS, 0 SHARES		
EXPRESSJET HOLDINGS, 0 SHARES		
INTEROIL CORP, 0 SHARES		
INTEROIL CORP, 0 SHARES		
SPONGETECH DELIVERY SYS, 0 SHARES		
SPRINT NEXTEL CORP, 0 SHARES		
SPONGETECH DELIVERY SYS, 20000 SHARE	5,600	2
SENTINEL SHORT , 18356.188 SHARES	170,350	169,611
SENTINEL SHORT , 67.568 SHARES	625	624
SENTINEL SHORT , 119.585 SHARES	1,106	1,105
SENTINEL SHORT , 110.422 SHARES	1,028	1,020
SENTINEL SHORT , 40279.27 SHARES	375,005	372,180
SENTINEL SHORT , 177.657 SHARES	1,658	1,642
SENTINEL SHORT , 121.349 SHARES	1,135	1,121
SENTINEL SHORT , 111.372 SHARES	1,042	1,029
SENTINEL SHORT , 118.915 SHARES	1,109	1,099
SENTINEL SHORT , 32154.341 SHARES	300,005	297,106
SENTINEL SHORT , 157.149 SHARES	1,463	1,452
SENTINEL SHORT , 167.398 SHARES	1,560	1,547
SENTINEL SHORT , 159.378 SHARES	1,471	1,473
APACHE CORP, 700 SHARES	72,329	83,461
APACHE CORP, 300 SHARES	31,002	35,769
CITIGROUP INC, 25000 SHARES	104,000	118,250
FORD MOTOR CO NEW, 7200 SHARES	99,995	120,888
GOLDMAN SACHS GROUP INC, 620 SHARES	99,640	104,259
HEWLETT PACKARD CO, 2317 SHARES	99,075	97,546
HEWLETT PACKARD CO, 23 SHARES	984	968

Name of Stock	End of Year Book Value	End of Year Fair Market Value
JP MORGAN CHASE, 2500 SHARES	101,969	106,050
MITEL NETWORKS CORP, 18250 SHARES	100,375	100,740
VAL SA, 200 SHARES	6,628	6,914
VAL SA, 2820 SHARES	93,483	97,487
BANK OF AMERICA CORP, 0 SHARES		
BBC CAP TR II GTD PFD SEC %, 0 SHARE		
BBC CAP TR II GTD PFD SEC %, 0 SHARE		
BBC CAP TR II GTD PFD SEC %, 0 SHARE		
BRUNSWICK CORP COM, 0 SHARES		
CATERPILLAR INC, 0 SHARES		
CITIGROUP INC NFS CROSS TRADE, 0 SHA		
CITIGROUP INC NFS CROSS TRADE, 0 SHA		
CITIGROUP INC , 0 SHARES		
CRAY INC COM, 0 SHARES		
CROCS INC COM, 0 SHARES		
DRYSHIPS INC COM COM, 0 SHARES		
EMC CORP MASS, 0 SHARES		
EASTMAN KODAK CO, 0 SHARES		
E-HOUSE (CHINA) HOLDINGS, 7250 SHARE	100,123	108,460
GERERAL DYNAMICS CRP, 0 SHARES		
GREENBRIER COMPANIES INC, 0 SHARES		
HATTERAS FINL CORP COM, 0 SHARES		
HATTERAS FINL CORP COM, 0 SHARES		
HEWLETT-PACKARD CO DE, 0 SHARES		
IMMUNOMEDICS, INC, 0 SHARES		
INTL BUSINESS MACH, 0 SHARES		
ORACLE CORP, 0 SHARES		
STONE ENGERY CORP, 0 SHARES		
TRANSOCEAN LTD, 0 SHARES		
FIRST TR CHINDIA INDEX FD, 0 SHARES		

Name of Stock	End of Year Book Value	End of Year Fair Market Value
FIRST TR CHINDIA INDEX FD, 0 SHARES		
FT 2726 STRATEGIC INCOME, 52476 SHAR	500,007	511,641
GOLDMAN SACHS ABSOLUTE, 54874 SHARES	500,000	512,523
GOLDMAN SACHS ABSOLUTE, 337 SHARES	3,128	3,159
GOLDMAN SACHS SATELLITE, 60827 SHARE	500,000	482,968
INSHARES INS MSCI BRAZIL INDEX, 0 SH		
INSHARES INS MSCI BRAZIL INDEX, 0 SH		
ISHARES TR S&P 500 , 0 SHARES		
ISHARES TR S&P 500 , 0 SHARES		
ISHARES TRUST S&P SMALL CAP 600, 0 S		
POWERSHARES DB MULTI SECTOR, 0 SHARE		
POWERSHARES DB MULTI SECTOR, 0 SHARE		
POWERSHARES EXCHANGE TRADED FD TR ZA	500,333	631,671
POWERSHARE FIN PFD, 20000 SHARES	322,400	352,200
POWERSHARE FIN PFD, 6000 SHARES	96,780	105,660
POWERSHARE FIN PFD, 3900 SHARES	62,946	68,679
POWERSHARE FIN PFD, 100 SHARES	1,615	1,761
POWERSHARES EXCHANGE TRADED FD TR FI		
POWERSHARES EXCHANGE TRADED FD TR FI		
POWERSHARES EXCHANGE TRADED FD TR FI		
POWERSHARES EXCHANGE TRADED FD TR FI		
POWERSHARES QQQ TR UNIT SER 1, 0 SHA		
PIMCO LOW DURATION CLASS P, 0 SHARES		
PUTNAM ABSOLUTE RETURN, 46060 SHARES	516,799	518,638
PUTNAM DIVERSIFIED, 62189 SHARES	500,000	500,627
PUTNAM DIVERSIFIED, 62656 SHARES	500,000	504,381
PUTNAM EQUITY SPECTRUM, 22641 SHARES	525,500	541,122
PROSHARES ULTRA REAL, 2000 SHARES	101,064	101,240
PROSHARES ULTRA REAL, 2000 SHARES	104,809	101,240
PROSHARES ULTRA S&P 500, 0 SHARES		

Name of Stock	End of Year Book Value	End of Year Fair Market Value
PROSHARES ULTRA S&P 500, 0 SHARES		
PROSHARES ULTRA S&P 500, 0 SHARES		
VAN KAMPEN UNIT TRS, 48015 SHARES	500,009	497,916
VAN KAMPEN UNIT TRS, 46933 SHARES	500,005	486,695
FT UNIT 1962 CONV & INCOME, 0 SHARES		
FT UNIT 2094 CONV & INCOME, 0 SHARES		

TY 2010 Investments - Other Schedule

Name: EUGENE M CLARY FOUNDATION INC

EIN: 58-2310406

Category/ Item	Listed at Cost or FMV	Book Value	End of Year Fair Market Value
GOLD COINS	AT COST	86,020	92,438
ANNUITY	FMV	1,100,000	1,100,687

TY 2010 Legal Fees Schedule

Name: EUGENE M CLARY FOUNDATION INC

EIN: 58-2310406

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
	2,926			

TY 2010 Other Expenses Schedule

Name: EUGENE M CLARY FOUNDATION INC

EIN: 58-2310406

Description	Revenue and Expenses per Books	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
EXPENSES				
OTHER	303	303		
OFFICE EXPENSE	7,008	6,307		701

TY 2010 Other Liabilities Schedule

Name: EUGENE M CLARY FOUNDATION INC

EIN: 58-2310406

Description	Beginning of Year - Book Value	End of Year - Book Value
BORROWED SECURITIES		27,568

TY 2010 Other Professional Fees Schedule

Name: EUGENE M CLARY FOUNDATION INC

EIN: 58-2310406

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
INVESTMENT MANAGEMENT FEES	67,184	67,184		

TY 2010 Taxes Schedule

Name: EUGENE M CLARY FOUNDATION INC

EIN: 58-2310406

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
TAXES	6,443			