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

2010

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

For calendar year 2010, or tax year beginning , 2010, and ending , 20

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: **DAVID B. TERK FOUNDATION** A Employer identification number: **74-2640710**

Number and street (or P O box number if mail is not delivered to street address): **2611 N. LOOP 1604 WEST** Room/suite: **200** B Telephone number (see page 10 of the instructions): **(830) 997-0016**

City or town, state, and ZIP code: **SAN ANTONIO, TX 78258**

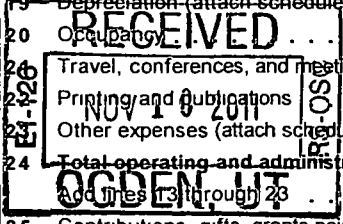
H Check type of organization: Section 501(c)(3) exempt private foundation
 Section 4947(a)(1) nonexempt charitable trust Other taxable private foundation

I Fair market value of all assets at end of year (from Part II, col. (c), line 16) ▶ \$ **1,519,266.** J Accounting method: Cash Accrual
 Other (specify) _____ (Part I, column (d) must be on cash basis)

E If private foundation status was terminated under section 507(b)(1)(A), check here . ▶
 F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here . ▶

Part I Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (see page 11 of the instructions))		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
1	Contributions, gifts, grants, etc., received (attach schedule)	0.			
2	Check <input type="checkbox"/> if the foundation is not required to attach Sch B				
3	Interest on savings and temporary cash investments				
4	Dividends and interest from securities	36,734.	36,734.		ATCH 1
5a	Gross rents				
b	Net rental income or (loss)				
6a	Net gain or (loss) from sale of assets not on line 10	-43,885.			
b	Gross sales price for all assets on line 6a	254,991.			
7	Capital gain net income (from Part IV, line 2)				
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)	47.			ATCH 2
12	Total. Add lines 1 through 11	-7,104.	36,734.		
13	Compensation of officers, directors, trustees, etc.	20,000.			20,000.
14	Other employee salaries and wages				
15	Pension plans, employee benefits				
16a	Legal fees (attach schedule) ATCH 3	1,655.	0.	0.	1,655.
b	Accounting fees (attach schedule)				
c	Other professional fees (attach schedule)				
17	Interest				
18	Taxes (attach schedule) (see page 14 of the instructions)	279.	279.		
19	Depreciation (attach schedule) and depletion				
20	Occupancy				
21	Travel, conferences, and meetings				
22	Printing and publications				
23	Other expenses (attach schedule) ATCH 5	8,563.	8,563.		
24	Total operating and administrative expenses. Add lines 13 through 23	30,497.	8,842.	0.	21,655.
25	Contributions, gifts, grants paid	62,503.			62,503.
26	Total expenses and disbursements. Add lines 24 and 25	93,000.	8,842.	0.	84,158.
27	Subtract line 26 from line 12				
a	Excess of revenue over expenses and disbursements	-100,104.			
b	Net investment income (if negative, enter -0-)		27,892.		
c	Adjusted net income (if negative, enter -0-)				

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Part II Balance Sheets		Attached schedules and amounts in the description column should be for end-of-year amounts only (See instructions)		Beginning of year	End of year	
		(a) Book Value	(b) Book Value	(c) Fair Market Value		
Assets	1	Cash - non-interest-bearing	91,379.	108,210.	108,210.	
	2	Savings and temporary cash investments				
	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	8,700.	237.	237.	
	10 a	Investments - U S and state government obligations (attach schedule)				
	b	Investments - corporate stock (attach schedule) ATCH 6	1,018,672.	516,406.	753,408.	
	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)					
14	Land, buildings, and equipment, basis					
	Less: accumulated depreciation (attach schedule)					
15	Other assets (describe ATCH 7)	1,179,059.	732,197.	657,411.		
16	Total assets (to be completed by all filers - see the instructions. Also, see page 1, item I)	2,297,810.	1,357,050.	1,519,266.		
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.	
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here <input checked="" type="checkbox"/> and complete lines 24 through 26 and lines 30 and 31.					
	24	Unrestricted	2,297,810.	1,357,050.		
	25	Temporarily restricted				
	26	Permanently restricted				
	Foundations that do not follow SFAS 117, check here <input type="checkbox"/> and complete lines 27 through 31.					
	27	Capital stock, trust principal, or current funds				
	28	Paid-in or capital surplus, or land, bldg, and equipment fund				
29	Retained earnings, accumulated income, endowment, or other funds					
30	Total net assets or fund balances (see page 17 of the instructions)	2,297,810.	1,357,050.			
31	Total liabilities and net assets/fund balances (see page 17 of the instructions)	2,297,810.	1,357,050.			

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 2,297,810.
2	Enter amount from Part I, line 27a	2 -100,104.
3	Other increases not included in line 2 (itemize)	3
4	Add lines 1, 2, and 3	4 2,197,706.
5	Decreases not included in line 2 (itemize) ATTACHMENT 8	5 840,656.
6	Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6 1,357,050.

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 PART IV SCHEDULE			
b				
c				
d				
e				
(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)	
a				
b				
c				
d				
e				
Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(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				
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	-43,885.
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	118,709.	1,882,528.	0.063058
2008	134,239.	2,359,961.	0.056882
2007	98,375.	2,885,145.	0.034097
2006	79,094.	2,668,464.	0.029640
2005	86,840.	2,351,997.	0.036922

2	Total of line 1, column (d)	2	0.220599
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	0.044120
4	Enter the net value of noncharitable-use assets for 2010 from Part X, line 5	4	1,699,179.
5	Multiply line 4 by line 3	5	74,968.
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	279.
7	Add lines 5 and 6	7	75,247.
8	Enter qualifying distributions from Part XII, line 4 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	8	84,158.

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

1a	Exempt operating foundations described in section 4940(d)(2), check here <input type="checkbox"/> and enter "N/A" on line 1 Date of ruling or determination letter _____ (attach copy of ruling letter if necessary - see instructions)		
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here <input checked="" type="checkbox"/> and enter 1% of Part I, line 27b	1	279.
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	279.
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	279.
6	Credits/Payments:		
a	2010 estimated tax payments and 2009 overpayment credited to 2010	6a	516.
b	Exempt foreign organizations-tax withheld at source	6b	0.
c	Tax paid with application for extension of time to file (Form 8868)	6c	0.
d	Backup withholding erroneously withheld	6d	
7	Total credits and payments. Add lines 6a through 6d	7	516.
8	Enter any penalty for underpayment of estimated tax. Check here <input type="checkbox"/> if Form 2220 is attached	8	
9	Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	9	
10	Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	237.
11	Enter the amount of line 10 to be Credited to 2011 estimated tax ▶ 237. Refunded ▶	11	

Part VII-A Statements Regarding Activities

	Yes	No
1a		X
1b		X
1c		X
2		X
3		X
4a		X
4b		X
5	X	
6	X	
7	X	
8a		
8b	X	
9		X
10		X

Part VII-A Statements Regarding Activities (continued)

11 At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see page 20 of the instructions) 11 X
12 Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008? 12 X
13 Did the foundation comply with the public inspection requirements for its annual returns and exemption application? 13 X
Website address N/A
14 The books are in care of KIMBERLY MURPHY Telephone no. 210-408-0800
Located at 2611 N. LOOP 1604 WEST, SUITE 200 SAN ANTONIO, TX ZIP + 4 78258
15 Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 - Check here 15
16 At any time during calendar year 2010, did the foundation have an interest in or a signature or other authority over a bank, securities, or other financial account in a foreign country? 16 Yes No X
See page 20 of the instructions for exceptions and filing requirements for Form TD F 90-22.1. If "Yes," enter the name of the foreign country

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

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

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 X
(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? Yes No X
(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? Yes No X
(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? Yes No X
(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 X
(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 X
b If any answer is "Yes" to 1a(1)-(6), did any of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see page 22 of the instructions)? 1b
Organizations relying on a current notice regarding disaster assistance check here.
c Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2010? 1c X
2 Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5)).
a At the end of tax year 2010, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2010? Yes No X
If "Yes," list the years
b Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement - see page 22 of the instructions). 2b
c If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here
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 X
b If "Yes," did it have excess business holdings in 2010 as a result of (1) any purchase by the foundation or disqualified persons after May 26, 1969; (2) the lapse of the 5-year period (or longer period approved by the Commissioner under section 4943(c)(7)) to dispose of holdings acquired by gift or bequest, or (3) the lapse of the 10-, 15-, or 20-year first phase holding period? (Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2010). 3b
4a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes? 4a X
b Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2010? 4b X

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

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

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

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

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

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

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

b If any answer is "Yes" to 5a(1)-(5), did any of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see page 22 of the instructions)? Yes No
 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? ATTACHMENT 10 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? Yes 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? Yes No

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
ATTACHMENT 11		20,000.	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 **NONE**

Part IX-A Summary of Direct Charitable Activities

List the foundation's four largest direct charitable activities during the tax year. Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc.	Expenses
1 N/A	
2	
3	
4	

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

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2	Amount
1 N/A	
2	
All other program-related investments. See page 24 of the instructions	
3 N/A	
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	1,598,071.
b	Average of monthly cash balances	1b	126,984.
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	1,725,055.
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	0.
3	Subtract line 2 from line 1d	3	1,725,055.
4	Cash deemed held for charitable activities Enter 1 1/2 % of line 3 (for greater amount, see page 25 of the instructions)	4	25,876.
5	Net value of noncharitable-use assets. Subtract line 4 from line 3 Enter here and on Part V, line 4	5	1,699,179.
6	Minimum investment return. Enter 5% of line 5	6	84,959.

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	84,959.
2a	Tax on investment income for 2010 from Part VI, line 5	2a	279.
b	Income tax for 2010 (This does not include the tax from Part VI)	2b	
c	Add lines 2a and 2b	2c	279.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	84,680.
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	84,680.
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	84,680.

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	84,158.
b	Program-related investments - total from Part IX-B	1b	0.
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	0.
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	0.
b	Cash distribution test (attach the required schedule)	3b	0.
4	Qualifying distributions. Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	84,158.
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	279.
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	83,879.

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				84,680.
2 Undistributed income, if any, as of the end of 2010				
a Enter amount for 2009 only			64,439.	
b Total for prior years 20_08_20_07_20_06				
3 Excess distributions carryover, if any, to 2010				
a From 2005				
b From 2006				
c From 2007				
d From 2008				
e From 2009				0.
f Total of lines 3a through e	0.			
4 Qualifying distributions for 2010 from Part XII, line 4 ▶ \$ 84,158.				
a Applied to 2009, but not more than line 2a			64,439.	
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				19,719.
e Remaining amount distributed out of corpus	0.			
5 Excess distributions carryover applied to 2010 (If an amount appears in column (d), the same amount must be shown in column (a))	0.			0.
6 Enter the net total of each column as indicated below:				
a Corpus. Add lines 3f, 4c, and 4e Subtract line 5	0.			
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				64,961.
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	0.			
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				0.

Part XIV Private Operating Foundations (see page 27 of the instructions and Part VII-A, question 9) **NOT APPLICABLE**

1 a 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	
2 a 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))

NONE

b List any managers of the foundation who own 10% or more of the stock of a corporation (or an equally large portion of the ownership of a partnership or other entity) of which the foundation has a 10% or greater interest

NONE

2 Information Regarding Contribution, Grant, Gift, Loan, Scholarship, etc., Programs:

Check here if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds If the foundation makes gifts, grants, etc (see page 28 of the instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d

a The name, address, and telephone number of the person to whom applications should be addressed

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
<p>a <i>Paid during the year</i></p> <p>ATTACHMENT 12</p>				
<p>Total ▶ 3a</p>				<p>62,503.</p>
<p>b <i>Approved for future payment</i></p>				
<p>Total ▶ 3b</p>				

**FORM 990-PF - PART IV
CAPITAL GAINS AND LOSSES FOR TAX ON INVESTMENT INCOME**

Kind of Property		Description				P or D	Date acquired	Date sold
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj. basis as of 12/31/69	Excess of FMV over adj basis		Gain or (loss)	
1,497.		BIOSANTE PHARMACEUTICALS INC PROPERTY TYPE: SECURITIES 21,463.				P	VARIOUS	01/04/2010
							-19,966.	
10,648.		SKILLSOFT PUB PROPERTY TYPE: SECURITIES 5,640.				P	2005	02/18/2010
							5,008.	
7,762.		IMMUNOGEN INC. PROPERTY TYPE: SECURITIES 5,036.				P	2002	03/23/2010
							2,726.	
10,391.		SKILLSOFT PUB PROPERTY TYPE: SECURITIES 5,640.				P	2005	03/23/2010
							4,751.	
82,606.		GOLDMAN SACHS PROPERTY TYPE: SECURITIES 101,730.				P	VARIOUS	04/21/2010
							-19,124.	
25,500.		ABBOTT LABS PROPERTY TYPE: SECURITIES 28,361.				P	04/03/2007	04/26/2010
							-2,861.	
4,963.		CROCS INC PROPERTY TYPE: SECURITIES 21,477.				P	12/04/2007	04/26/2010
							-16,514.	
11,587.		LAS VEGAS SANDS PROPERTY TYPE: SECURITIES 37,602.				P	05/20/2008	04/26/2010
							-26,015.	
10,618.		CYPRESS SEMICONDUCTOR CORP PROPERTY TYPE: SECURITIES 4,604.				P	07/15/2010	01/26/2009
							6,014.	
8,779.		IMMUNOGEN INC. PROPERTY TYPE: SECURITIES 7,429.				P	08/21/2009	07/16/2010
							1,350.	
5,090.		STARBUCKS PROPERTY TYPE: SECURITIES 4,054.				P	05/27/2004	07/16/2010
							1,036.	
12,030.		LAS VEGAS SANDS PROPERTY TYPE: SECURITIES 2,832.				P	VARIOUS	07/19/2010
							9,198.	

**FORM 990-PF - PART IV
CAPITAL GAINS AND LOSSES FOR TAX ON INVESTMENT INCOME**

Kind of Property		Description				P or D	Date acquired	Date sold	
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj. basis as of 12/31/69	Excess of FMV over adj basis		Gain or (loss)		
7,796.		GILEAD SCIENCES INC PROPERTY TYPE: SECURITIES 6,237.				P	11/01/2005	07/30/2010 1,559.	
2,333.		SOUTHWEST AIRLINES CO PROPERTY TYPE: SECURITIES 1,189.				P	03/24/2009	07/30/2010 1,144.	
16,793.		UNITED TECHNOLOGIES PROPERTY TYPE: SECURITIES 16,046.				P	03/27/2007	07/30/2010 747.	
4,458.		VIVUS INC PROPERTY TYPE: SECURITIES 3,172.				P	06/21/2006	07/30/2010 1,286.	
9,648.		CASH AMERICAN INTERNATIONAL PROPERTY TYPE: SECURITIES 2,431.				P	2002	08/09/2010 7,217.	
6,536.		APPLIED MATERIALS INC PROPERTY TYPE: SECURITIES 5,215.				P	02/27/2009	08/16/2010 1,321.	
1,727.		ARENAS PHARMACEUTICALS INC PROPERTY TYPE: SECURITIES 6,336.				P	07/30/2010	10/08/2010 -4,609.	
7,046.		BANK OF AMERICA PROPERTY TYPE: SECURITIES 7,767.				P	07/16/2009	10/21/2010 -721.	
7,132.		LINCOLN NATIONAL CORPORATION PROPERTY TYPE: SECURITIES 4,615.				P	07/16/2009	11/17/2010 2,517.	
51.		CASH IN LIEU EXXON MOBIL CORPORATION PROPERTY TYPE: SECURITIES				P	VARIOUS	06/28/2010 51.	
TOTAL GAIN (LOSS)								<u><u>-43,885.</u></u>	

ATTACHMENT 1

FORM 990PF, PART I - DIVIDENDS AND INTEREST FROM SECURITIES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>
KERCHEVILLE & COMPANY	36,734.	36,734.
TOTAL	<u>36,734.</u>	<u>36,734.</u>

ATTACHMENT 2

FORM 990PF, PART I - OTHER INCOME

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>
BANK SERVICE CHARGE REFUND	47.
TOTALS	<u>47.</u>

ATTACHMENT 3

FORM 990PF, PART I - LEGAL FEES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>	<u>ADJUSTED NET INCOME</u>	<u>CHARITABLE PURPOSES</u>
LEGAL FEES	1,655.			1,655.
TOTALS	<u>1,655.</u>	<u>0.</u>	<u>0.</u>	<u>1,655.</u>

ATTACHMENT 4

FORM 990PF, PART I - TAXES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>
FEDERAL INCOME TAXES	279.	279.
TOTALS	<u>279.</u>	<u>279.</u>

ATTACHMENT 5

FORM 990PF, PART I - OTHER EXPENSES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>
OTHER EXPENSES	8,563.	8,563.
TOTALS	<u>8,563.</u>	<u>8,563.</u>

ATTACHMENT 6FORM 990PF, PART II - CORPORATE STOCK

<u>DESCRIPTION</u>	<u>ENDING BOOK VALUE</u>	<u>ENDING FMV</u>
ABBOTT LABS	0.	0.
ALTRIA GROUP	5,951.	7,386.
AMAZON	11,179.	43,200.
APPLE INC COM	41,394.	96,768.
APPLIED MATERIALS INC	0.	0.
BANK OF AMERICA COM	0.	0.
BIOSANTE PHARMACEUTICALS INC	9,531.	8,200.
CASH AMERICAN INTERNATIONAL	0.	0.
CATERPILLAR	8,647.	28,098.
CHESAPEAKE ENERGY	30,659.	25,910.
CISCO SYSTEMS INC	24,884.	20,230.
COSTCO	38,145.	43,326.
CROCS INC	12,675.	25,680.
CYPRESS SEMICONDUCTOR CORP	921.	3,716.
EXXON MOBIL CORP COM	3,063.	31,076.
FREEPOR MCMORMAN	6,934.	36,027.
GILEAD SCIENCES INC	0.	0.
GOLDMAN SACHS	0.	0.
HARTE HANKS COMM INC	9,257.	22,986.
IMMUNOGEN INC	6,170.	7,408.
INTEL	25,855.	25,236.
KINETIC CONCEPTS	20,610.	33,504.
LAS VEGAS SANDS	4,641.	32,165.
LINCOLN NATL CORP INC	0.	0.
MEMC ELECTRONIC MATERIALS	9,460.	6,756.
MEDASSETS INC COM	43,890.	40,380.
MICROSOFT	16,986.	16,752.
MICRON TECHNOLOGIES	8,508.	4,812.
PHILIP MORIS INTL INC COM	13,561.	17,559.

ATTACHMENT 6 (CONT'D)

FORM 990PF, PART II - CORPORATE STOCK

<u>DESCRIPTION</u>	<u>ENDING BOOK VALUE</u>	<u>ENDING FMV</u>
PROCTER & GAMBLE CO COM	35,345.	38,598.
RACKSPACE HOSTING INC COM	11,768.	18,846.
SCHLUMBERGER	26,588.	25,050.
SKILLSOFT	0.	0.
SOUTHWEST AIRLINES	5,946.	12,980.
STARBUCKS	21,321.	32,130.
SUNPOWER CORP COM CL A	19,428.	3,849.
SUNPOWER CORP COM CL B	11,482.	7,446.
UNITED TECHNOLOGIES CORP	0.	0.
VIVUS INC	21,892.	18,740.
WELLS FARGO & CO NEW COM	9,715.	18,594.
XTO ENERGY	0.	0.
TOTALS	<u>516,406.</u>	<u>753,408.</u>

ATTACHMENT 7

FORM 990PF, PART II - OTHER ASSETS

<u>DESCRIPTION</u>	<u>ENDING BOOK VALUE</u>	<u>ENDING FMV</u>
MUTUAL FUNDS:		
CAPITAL INCOME BUILDER FUND	411,658.	389,020.
FRANKLIN TEMPLETON FOUNDING	320,539.	268,391.
TOTALS	<u>732,197.</u>	<u>657,411.</u>

ATTACHMENT 8

FORM 990PF, PART III - OTHER DECREASES IN NET WORTH OR FUND BALANCES

<u>DESCRIPTION</u>	<u>AMOUNT</u>
CAPITAL ENDOWMENT GRANT TO DAVID B. TERK WILDLIFE CONSERVATION FOUNDATION - EIN 26-0263006	840,656.
TOTAL	<u>840,656.</u>

FORM 990PF, PART VII-A - LIQUIDATION, TERMINATION, ETC. STATEMENT

PURSUANT TO A FAMILY SETTLEMENT AGREEMENT, THE FOUNDATION DISTRIBUTED 40% OF ITS ASSETS TO DAVID B. TERK WILDLIFE CONSERVATION FOUNDATION (EIN #26-0263006) AND ENTERED INTO A CAPITAL ENDOWMENT GRANT AND EXPENDITURE RESPONSIBILITY AGREEMENT A COPY OF WHICH IS ATTACHED HEREIN. THE ASSETS THAT WERE DISTRIBUTED TO THE DAVID B. TERK WILDLIFE CONSERVATION FOUNDATION (EIN #26-0263006) WERE FULLY DISCLOSED ON ITS FORM 990-PF FOR THE YEAR ENDED DECEMBER 31, 2010.

ATTACHMENT 9 (CONT'D)

CAPITAL ENDOWMENT GRANT AND
EXPENDITURE RESPONSIBILITY AGREEMENT

May 14, 2010

TO: Board of Directors
David B. Terk Wildlife Conservation Foundation

After completing its pre-grant inquiry, the David B. Terk Foundation ("Foundation") is pleased to announce that it will make a Capital Endowment Grant ("Grant") to the David B. Terk Wildlife Conservation Foundation ("Grantee"), on or about May 14, 2010. Grantee acknowledges that the Grant is to be used solely for charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code") and consistent with the Articles and Bylaws of the Grantee.

Additionally, the Grant funds will not be used:

- (1) to carry on propaganda, or otherwise attempt to influence legislation within the meaning of Code §4945(d)(1);
- (2) to influence the outcome of any specific public election, or to carry on, directly or indirectly, any voter registration drive within the meaning of the Code §4945(d)(2);
- (3) to make any grant which does not comply with the requirements of Code §4945(d)(3) or (4); or
- (4) to undertake any activity for any purpose other than one specified in Code §170(c)(2)(B).

The Grantee acknowledges that the Grant is made only for the purposes stated in this letter, and any funds not expended or committed for the purpose of the Grant must be returned to the Foundation.

The Grantee agrees to furnish written reports annually on the use of the principal and income, if any, from the Grant, for at least three (3) years from the date of the Grant, at which time Foundation shall consider whether discontinuing annual reports is allowable and consistent with the provisions of Treas. Reg. §53.4945-5(c)(2).

The foregoing conditions provide reasonable efforts and establish adequate procedures to see that Grant funds are spent solely for the purposes for which they were granted, and to provide full and complete reports on how Grant funds have been expended.

ATTACHMENT 9 (CONT'D)

If this letter correctly sets forth your understanding of the arrangements made regarding the Grant, please execute this letter where indicated below and return a copy of this letter to the undersigned officer of the Foundation. This Agreement shall be effective as of the 14th day of May, 2010.

DAVID B. TERK FOUNDATION

By: Kimberly J. Murphy
Kimberly Terk Murphy, Its President

GRANTEE:

David B Terk Wildlife Conservation Foundation

By: _____
Kristin Terk Belt, Its President

ATTACHMENT 9 (CONT'D)

If this letter correctly sets forth your understanding of the arrangements made regarding the Grant, please execute this letter where indicated below and return a copy of this letter to the undersigned officer of the Foundation. This Agreement shall be effective as of the 14th day of May, 2010.

DAVID B. TERK FOUNDATION

By: _____
Kimberly Terk Murphy, Its President

GRANTEE:

David B Terk Wildlife Conservation Foundation

By: Kristin J Belt 5-10-2010
Kristin Terk Belt, Its President

FORM 990PF, PART VII-B, LINE 5C-EXPENDITURE RESPONSIBILITY STATEMENT

GRANTEE'S NAME: DAVID B. TERK WILDLIFE CONSERVATION FOUN
GRANTEE'S ADDRESS: 1389 ENCHANTED OAK DRIVE
CITY, STATE & ZIP: DRIFTWOOD, TX 78619-4224
GRANT DATE: 05/14/2010
GRANT AMOUNT: 861,659.
GRANT PURPOSE: CAPITAL ENDOWMENT
AMOUNT EXPENDED: 51,909.
ANY DIVERSION? NO
DATES OF REPORTS: JULY 8, 2011
VERIFICATION DATE: 07/08/2011

RESULTS OF VERIFICATION:

IT WAS VERIFIED THAT ALL EXPENDITURES MADE BY DAVID B. TERK WILDLIFE
CONSERVATION FOUNDATION MEET THE REQUIREMENTS UNDER IRC SEC. 4945(H).

FORM 990PF, PART VIII - LIST OF OFFICERS, DIRECTORS, AND TRUSTEES

ATTACHMENT 11

<u>NAME AND ADDRESS</u>	<u>TITLE AND AVERAGE HOURS PER WEEK DEVOTED TO POSITION</u>	<u>COMPENSATION</u>	<u>CONTRIBUTIONS TO EMPLOYEE BENEFIT PLANS</u>	<u>EXPENSE ACCT AND OTHER ALLOWANCES</u>
KIMBERLY T. MURPHY 6 MERRIVALE PLACE SAN ANTONIO, TX 78257	DIR/PRES	20,000.	0.	0.
MITCHELL MURPHY 6 MERRIVALE PLACE SAN ANTONIO, TX 78257	BOARD MEMEBER	0.	0.	0.
RONALD C. BLANK 6 MERRIVALE PLACE SAN ANTONIO, TX 78257	BOARD MEMBER	0.	0.	0.
<u>GRAND TOTALS</u>		<u>20,000.</u>	<u>0.</u>	<u>0.</u>

FORM 990PF, PART XV - GRANTS AND CONTRIBUTIONS PAID DURING THE YEAR

ATTACHMENT 12

<u>RECIPIENT NAME AND ADDRESS</u>	<u>RELATIONSHIP TO SUBSTANTIAL CONTRIBUTOR AND FOUNDATION STATUS OF RECIPIENT</u>	<u>PURPOSE OF GRANT OR CONTRIBUTION</u>	<u>AMOUNT</u>
AMERICAN RED CROSS 127 FOSTER DRIVE DEL RIO, TX 78840	NONE 501(C) (3)	DISASTER RELIEF	1,000.
STEVENSON SCHOOL 3152 FOREST LAKE ROAD PEBBLE BEACH, CA 93958	NONE 501(C) (3)	IN HONOR OF MORGAN REBECCA TURK MURPHY	15,000.
FLUORIDE ACTION NETWORK 82 JUDSON STREET CANTON, NY 13617	NONE 501(C) (3)	TO BROADEN PUBLIC AWARENESS ABOUT THE TOXICITY OF FLUORIDE COMPOUNDS AND THE HEALTH IMPACTS OF CURRENT FLUORIDE EXPOSURES.	2,500.
ST. JUDE CHILDREN'S RESEARCH HOSPITAL P.O. BOX 50 MEMPHIS, TX 38101	NONE 501(C) (3)	CHILDREN CANCER RESEARCH AND TREATMENT	2,500.
CONSERVATION FORCE 3240 S I-10 SERVICE ROAD WEST SUITE 200 METAIRIE, LA 70001-6911	NONE 501(C) (3)	CONSERVATION OF WILDLIFE AND WILD PLACES	2,500.
ST. MARY'S CATHOLIC CHURCH & SCHOOL 1703 N. ADAMS ODESA, TX 79761	NONE 501(C) (3)	SUPPORT OF EDUCATION	2,500.

FORM 990PF, PART XV - GRANTS AND CONTRIBUTIONS PAID DURING THE YEAR

ATTACHMENT 12 (CONT'D)

<u>RECIPIENT NAME AND ADDRESS</u>	<u>RELATIONSHIP TO SUBSTANTIAL CONTRIBUTOR AND FOUNDATION STATUS OF RECIPIENT</u>	<u>PURPOSE OF GRANT OR CONTRIBUTION</u>	<u>AMOUNT</u>
CULVER BLACK HORSE TROOP 1300 ACADEMY ROAD CULVER, IN 46511-1291	NONE 501(C) (3)	SUPPORT OF EDUCATIONAL ACTIVITIES	2,000.
THRIVEWELL CANCER FOUNDATION P.O. BOX 29331 SAN ANTONIO, TX 78229	NONE 501(C) (3)	SUPPORT CANCER RESEARCH	2,500.
NORTHEAST EDUCATION FOUNDATION 16311 HUEBNER ROAD SAN ANTONIO, TX 78249	NONE 501(C) (3)	SUPPORT EDUCATION	2,000.
NORTHSIDE EDUCATION FOUNDATION 14100 VANCE JACKSON ROAD SAN ANTONIO, TX 78249	NONE 501(C) (3)	SUPPORT EDUCATION	2,000.
HEARTGIFT SAN ANTONIO P.O. BOX 160157 SAN ANTONIO, TX 78280	NONE 501(C) (3)	SUPPORT PEDIATRIC CARDIAC SURGERY	2,500.
UN FOUNDATION FUND FOR AIDS, TB & MALARIA P.O. BOX 96618 WASHINGTON, DC 20090-6618	NONE 501(C) (3)	SUPPORT COMBAT OF HIV/AIDS, TUBERCULOSIS AND MALARIA.	2,000.

FORM 990FF, PART XV - GRANTS AND CONTRIBUTIONS PAID DURING THE YEAR

ATTACHMENT 12 (CONT'D)

RECIPIENT NAME AND ADDRESS	RELATIONSHIP TO SUBSTANTIAL CONTRIBUTOR AND FOUNDATION STATUS OF RECIPIENT	PURPOSE OF GRANT OR CONTRIBUTION	AMOUNT
CROSS TRAIL OUTFITTERS 10010 STONEFIELD PLACE SAN ANTONIO, TX 78254	NONE 501 (C) (3)	SUPPORT CHRISTIAN YOUTH HUNTING AND FISHING CLUB	2,500.
DAVID B. TERK WILDLIFE CONSERVATION FOUNDATION 1389 ENCHANTED OAKS DRIVE DRIFTWOOD, TX 77619		CAPITAL ENDORMENT	21,003.
TOTAL CONTRIBUTIONS PAID			<u>62,503.</u>

FORM 990-PF, PART XVI-A - ANALYSIS OF OTHER REVENUE

ATTACHMENT 13

<u>DESCRIPTION</u>	<u>BUSINESS CODE</u>	<u>AMOUNT</u>	<u>EXCLUSION CODE</u>	<u>AMOUNT</u>	<u>RELATED OR EXEMPT FUNCTION INCOME</u>
BANK SERVICE CHARGE REFUND			14	47.	
TOTALS				<u>47.</u>	

Application for Extension of Time To File an Exempt Organization Return

► File a separate application for each return.

• If you are filing for an **Automatic 3-Month Extension**, complete only **Part I** and check this box X

• If you are filing for an **Additional (Not Automatic) 3-Month Extension**, complete only **Part II** (on page 2 of this form)

Do not complete Part II unless you have already been granted an automatic 3-month extension on a previously filed Form 8868

Electronic filing (e-file). You can electronically file Form 8868 if you need a 3-month automatic extension of time to file (6 months for a corporation required to file Form 990-T), or an additional (not automatic) 3-month extension of time. You can electronically file Form 8868 to request an extension of time to file any of the forms listed in Part I or Part II with the exception of Form 8870, Information Return for Transfers Associated With Certain Personal Benefit Contracts, which must be sent to the IRS in paper format (see instructions). For more details on the electronic filing of this form, visit www.irs.gov/efile and click on *e-file for Charities & Nonprofits*

Part I Automatic 3-Month Extension of Time. Only submit original (no copies needed)

A corporation required to file Form 990-T and requesting an automatic 6-month extension - check this box and complete Part I only

All other corporations (including 1120-C filers), partnerships, REMICs, and trusts must use Form 7004 to request an extension of time to file income tax returns

Type or print File by the due date for filing your return. See instructions	Name of exempt organization DAVID B. TERK FOUNDATION	Employer identification number 74-2640710
	Number, street, and room or suite no. If a P O box, see instructions 2611 N. LOOP 1604 WEST	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions SAN ANTONIO, TX 78258	

Enter the Return code for the return that this application is for (file a separate application for each return)

Application Is For	Return Code	Application Is For	Return Code
Form 990	01	Form 990-T (corporation)	07
Form 990-BL	02	Form 1041-A	08
Form 990-EZ	03	Form 4720	09
Form 990-PF	04	Form 5227	10
Form 990-T (sec. 401(a) or 408(a) trust)	05	Form 6069	11
Form 990-T (trust other than above)	06	Form 8870	12

• The books are in the care of ► KIMBERLY MURPHY

Telephone No ► 210 408-0800 FAX No ► _____

• If the organization does not have an office or place of business in the United States, check this box

• If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) _____ . If this is for the whole group, check this box . If it is for part of the group, check this box and attach a list with the names and EINs of all members the extension is for.

1 I request an automatic 3-month (6 months for a corporation required to file Form 990-T) extension of time until 08/15, 2011, to file the exempt organization return for the organization named above. The extension is for the organization's return for:
► calendar year 2010 or
► tax year beginning _____, 20____, and ending _____, 20____

2 If the tax year entered in line 1 is for less than 12 months, check reason Initial return Final return Change in accounting period

3a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions	3a \$	0.
b If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit	3b \$	516.
c Balance Due. Subtract line 3b from line 3a. Include your payment with this form, if required, by using EFIPS (Electronic Federal Tax Payment System). See instructions	3c \$	

Caution. If you are going to make an electronic fund withdrawal with this Form 8868, see Form 8453-EO and Form 8879-EO for payment instructions

• If you are filing for an **Additional (Not Automatic) 3-Month Extension**, complete only Part II and check this box X

Note. Only complete Part II if you have already been granted an automatic 3-month extension on a previously filed Form 8868.

• If you are filing for an **Automatic 3-Month Extension**, complete only Part I (on page 1).

Part II Additional (Not Automatic) 3-Month Extension of Time. Only file the original (no copies needed).

Type or print File by the extended due date for filing your return See instructions	Name of exempt organization DAVID B. TERK FOUNDATION	Employer identification number 74-2640710
	Number, street, and room or suite no. If a P.O. box, see instructions. 2611 N. LOOP 1604 WEST	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. SAN ANTONIO, TX 78258	

Enter the Return code for the return that this application is for (file a separate application for each return)

Application Is For	Return Code	Application Is For	Return Code
Form 990	01		
Form 990-BL	02	Form 1041-A	08
Form 990-EZ	03	Form 4720	09
Form 990-PF	04	Form 5227	10
Form 990-T (sec. 401(a) or 408(a) trust)	05	Form 6069	11
Form 990-T (trust other than above)	06	Form 8870	12

STOP! Do not complete Part II if you were not already granted an automatic 3-month extension on a previously filed Form 8868.

• The books are in the care of KIMBERLY MURPHY
 Telephone No FAX No.

• If the organization does not have an office or place of business in the United States, check this box

• If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) . If this is for the whole group, check this box . If it is for part of the group, check this box and attach a list with the names and EINs of all members the extension is for.

4 I request an additional 3-month extension of time until 11/15, 2011.

5 For calendar year 2010, or other tax year beginning , 20 , and ending , 20

6 If the tax year entered in line 5 is for less than 12 months, check reason: Initial return Final return Change in accounting period

7 State in detail why you need the extension ADDITIONAL TIME IS REQUESTED IN ORDER TO GATHER THE INFORMATION NEEDED TO PREPARE A COMPLETE AND ACCURATE RETURN.

8a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions.	8a \$	279.
b If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit and any amount paid previously with Form 8868.	8b \$	516.
c Balance Due. Subtract line 8b from line 8a. Include your payment with this form, if required, by using EFTPS (Electronic Federal Tax Payment System) See instructions	8c \$	

Signature and Verification

Under penalties of perjury, I declare that I have examined this form, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and that I am authorized to prepare this form

Signature Title Date