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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
ALBERT E & MYRTLE GUNN YORK TRUST

Number and street (or P O box number if mail is not delivered to street address)
WELLS FARGO BANK PO BOX 511

Room/suite

City or town, state, and ZIP code
VICTORIA, TX 77902

A Employer identification number
74-6446490

B Telephone number (see page 10 of the instructions)
(361) 574-5207

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) \$ 1,990,241

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

Part I Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (see page 11 of the instructions))		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
Revenue	1 Contributions, gifts, grants, etc , received (attach schedule)				
	2 Check ☒ if the foundation is not required to attach Sch. B				
	3 Interest on savings and temporary cash investments				
	4 Dividends and interest from securities.	51,795	51,795	51,795	
	5a Gross rents	90,446	90,446	90,446	
	b Net rental income or (loss) 76,899				
	6a Net gain or (loss) from sale of assets not on line 10	94,695			
	b Gross sales price for all assets on line 6a 1,101,153				
	7 Capital gain net income (from Part IV, line 2)		94,695		
	8 Net short-term capital gain			5,460	
	9 Income modifications				
	10a Gross sales less returns and allowances				
Operating and Administrative Expenses	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	236,936	236,936	147,701	
	13 Compensation of officers, directors, trustees, etc				
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees (attach schedule)				
	b Accounting fees (attach schedule)	525	525		
	c Other professional fees (attach schedule)	24,640	24,639		
	17 Interest				
	18 Taxes (attach schedule) (see page 14 of the instructions)	601	581		
	19 Depreciation (attach schedule) and depletion . . .	0			
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses (attach schedule)	13,609	13,609		
	24 Total operating and administrative expenses.				
	Add lines 13 through 23	39,375	39,354		0
	25 Contributions, gifts, grants paid	87,000			87,000
	26 Total expenses and disbursements. Add lines 24 and 25	126,375	39,354		87,000
	27 Subtract line 26 from line 12				
	a Excess of revenue over expenses and disbursements	110,561			
	b Net investment income (if negative, enter -0-)		197,582		
	c Adjusted net income (if negative, enter -0-)			147,701	

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	1Cash—non-interest-bearing			
	2Savings and temporary cash investments	146,259	90,604	90,604
	3Accounts receivable ▶ 1,288			
	Less allowance for doubtful accounts ▶	776	1,288	1,288
	4Pledges receivable ▶			
	Less allowance for doubtful accounts ▶			
	5Grants receivable			
	6Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see page 15 of the instructions)			
	7Other notes and loans receivable (attach schedule) ▶			
	Less allowance for doubtful accounts ▶			
	8Inventories for sale or use			
	9Prepaid expenses and deferred charges			
	10aInvestments—U S and state government obligations (attach schedule)	25,412		
	bInvestments—corporate stock (attach schedule)	493,675	 624,151	706,608
	cInvestments—corporate bonds (attach schedule).	75,973	 50,362	51,498
Liabilities	11Investments—land, buildings, and equipment basis ▶			
	Less accumulated depreciation (attach schedule) ▶			
	12Investments—mortgage loans			
	13Investments—other (attach schedule)	735,756	 822,007	832,942
	14Land, buildings, and equipment basis ▶ 1			
	Less accumulated depreciation (attach schedule) ▶	1	1	1
	15Other assets (describe ▶)	 4	 4	 307,300
	16Total assets (to be completed by all filers—see the instructions Also, see page 1, item I)	1,477,856	1,588,417	1,990,241
	17Accounts payable and accrued expenses			
	18Grants payable			
	19Deferred revenue			
	20Loans from officers, directors, trustees, and other disqualified persons			
	21Mortgages and other notes payable (attach schedule)			
	22Other liabilities (describe ▶)			
	23Total liabilities (add lines 17 through 22)		0	
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here ▶ ☐			
	and complete lines 24 through 26 and lines 30 and 31.			
	24Unrestricted			
	25Temporarily restricted			
	26Permanently restricted			
	Foundations that do not follow SFAS 117, check here ▶ ☒			
	and complete lines 27 through 31.			
	27Capital stock, trust principal, or current funds	475,018	475,018	
	28Paid-in or capital surplus, or land, bldg , and equipment fund			
	29Retained earnings, accumulated income, endowment, or other funds	1,002,838	1,113,399	
	30Total net assets or fund balances (see page 17 of the instructions)	1,477,856	1,588,417	
	31Total liabilities and net assets/fund balances (see page 17 of the instructions)	1,477,856	1,588,417	

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	1,477,856
2	Enter amount from Part I, line 27a	2	110,561
3	Other increases not included in line 2 (itemize) ▶	3	
4	Add lines 1, 2, and 3	4	1,588,417
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	1,588,417

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				
(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)	
a				
b				
c				
d				
e				
Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(i) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))	
(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	94,695
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	5,460

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	82,615	1,413,984	0 05843
2008	90,000	1,751,544	0 05138
2007	83,164	1,714,825	0 04850
2006	73,185	1,607,463	0 04553
2005	63,770	1,385,773	0 04602
2 Total of line 1, column (d).			2 0 24985
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 04997
4 Enter the net value of noncharitable-use assets for 2010 from Part X, line 5.			4 1,888,280
5 Multiply line 4 by line 3.			5 94,359
6 Enter 1% of net investment income (1% of Part I, line 27b).			6 1,976
7 Add lines 5 and 6.			7 96,335
8 Enter qualifying distributions from Part XII, line 4.			8 87,000
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		13,952
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.		3,952
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-		3,952
6 Credits/Payments		
a 2010 estimated tax payments and 2009 overpayment credited to 2010	6a 135	
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.		135
8 Enter any penalty for underpayment of estimated tax Check here ☐ if Form 2220 is attached		8
9 Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed		3,817
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			
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)? 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.		1b	No
c Did the foundation file Form 1120-POL for this year?.		1c	No
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	No
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) _____			
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)*

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? Website address N/A	13	Yes	
14	The books are in care of SUSAN PRUKOP Telephone no (361) 574-5207 Located at P O BOX 511 VICTORIA TX ZIP+4 779020511			
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 —Check here and enter the amount of tax-exempt interest received or accrued during the year.	15		
16	At any time during calendar year 2010, did the foundation have an interest in or a signature or other authority over a bank, securities, or other financial account in a foreign country?	16		No
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)? Organizations relying on a current notice regarding disaster assistance check here.	1b		No
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		No
2	Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5))			
a	At the end of tax year 2010, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2010? If "Yes," list the years 20 , 20 , 20 , 20			
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		No
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		No
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

5b

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)? 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?

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

6b

No

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

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
SUSAN PRUKOP WELLS FARGO	Trustee	0		
ONE O CONNER PLAZA	0 00			
VICTORIA, TX 77901				
WELLS FARGO TRUST DEPARTMENT	Trustee	0		
ONE O CONNER PLAZA	0 00			
VICTORIA, TX 77901				

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.

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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	
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	1,439,001
b	Average of monthly cash balances.	1b	170,735
c	Fair market value of all other assets (see page 24 of the instructions).	1c	307,300
d	Total (add lines 1a, b, and c).	1d	1,917,036
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation).	1e	0
2	Acquisition indebtedness applicable to line 1 assets.	2	
3	Subtract line 2 from line 1d.	3	1,917,036
4	Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see page 25 of the instructions).	4	28,756
5	Net value of noncharitable-use assets. Subtract line 4 from line 3 Enter here and on Part V, line 4	5	1,888,280
6	Minimum investment return. Enter 5% of line 5.	6	94,414

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	94,414
2a	Tax on investment income for 2010 from Part VI, line 5.	2a	3,952
b	Income tax for 2010 (This does not include the tax from Part VI).	2b	
c	Add lines 2a and 2b.	2c	3,952
3	Distributable amount before adjustments Subtract line 2c from line 1.	3	90,462
4	Recoveries of amounts treated as qualifying distributions.	4	
5	Add lines 3 and 4.	5	90,462
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	90,462

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	87,000
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	87,000
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	87,000
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				90,462
2 Undistributed income, if any, as of the end of 2010				
a Enter amount for 2009 only.				
b Total for prior years 20____, 20____, 20____				
3 Excess distributions carryover, if any, to 2010				
a From 2005.				
b From 2006.				
c From 2007.				
d From 2008.				
e From 2009.				9,010
f Total of lines 3a through e.	9,010			
4 Qualifying distributions for 2010 from Part XII, line 4 ▶ \$ 87,000				
a Applied to 2009, but not more than line 2a				
b Applied to undistributed income of prior years (Election required—see page 26 of the instructions)				
c Treated as distributions out of corpus (Election required—see page 26 of the instructions). . .	0			
d Applied to 2010 distributable amount.				87,000
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).)	3,462			3,462
6 Enter the net total of each column as indicated below:				
a Corpus Add lines 3f, 4c, and 4e Subtract line 5	5,548			
b Prior years' undistributed income Subtract line 4b from line 2b.				
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed.				
d Subtract line 6c from line 6b Taxable amount—see page 27 of the instructions. . .				
e Undistributed income for 2009 Subtract line 4a from line 2a Taxable amount—see page 27 of the instructions.				
f Undistributed income for 2010 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2011.				0
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see page 27 of the instructions).				
8 Excess distributions carryover from 2005 not applied on line 5 or line 7 (see page 27 of the instructions).				
9 Excess distributions carryover to 2011. Subtract lines 7 and 8 from line 6a.	5,548			
10 Analysis of line 9				
a Excess from 2006. . . .				
b Excess from 2007. . . .				
c Excess from 2008. . . .				
d Excess from 2009. . . .				5,548
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)

☐ 4942(j)(3) or ☐ 4942(j)(5)

2a	Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed.	Tax year	Prior 3 years			(e) Total
		(a) 2010	(b) 2009	(c) 2008	(d) 2007	
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

WELLS FARGO BANK
P O BOX 511
VICTORIA, TX 77901
(361) 574-5207

b

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

GRANT APPLICATIONS SHOULD BE SUBMITTED WITH A DETAILED PROPOSAL, ALONG WITH A ONE PAGE SUMMARY STATEMENT REQUEST MATERIALS NEEDED INCLUDE AN INSTITUTIONAL PROFILE, BRIEF SUMMARY OF PURPOSE AND HISTORY OF ORGANIZATION, SUMMARY OF INCOME AND EXPENSE DATA FOR THE PREVIOUS, CURRENT AND NEXT YEAR, ALONG WITH EACH YEAR'S BALANCE SHEET, LISTING OF GRANTS IN EXCESS OF 10% OF THE OPERATING BUDGET FOR THE PREVIOUS AND CURRENT YEAR, COPY OF THE IRS LETTER OF EXEMPTION FROM FEDERAL TAXES UNDER SECTION 501(C) (3), A STATEMENT THAT IDENTIFIES AND SUBSTANTIATES THE NEED OF THE SERVICE OR PROGRAM, AND A METHODOLOGY STATEMENT THAT SPECIFIES THE TECHNIQUES EMPLOYED TO MEET THE NEEDS OF THE ORGANIZATION

c

Any submission deadlines

SEPTEMBER 30 ANNUALLY

d

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

RESTRICTIONS INCLUDE CONTRIBUTIONS MADE IN THE COUNTY OF VICTORIA, TEXAS PRIMARILY 1)TO ENCOURAGE CHRISTIAN STEWARDSHIP, 2)PROMOTE HIGHER EDUCATION, 3) ENCOURAGE THE CULTURAL ASPECTS OF THE ARTS AND PERFORMING ARTS, 4) TO PROVIDE ASSISTANCE TO ELDERLY CITIZENS & 5) TO AID AND ASSIST IN THE INTELLECTUAL AND PHYSICAL DEVELOPMENT OF YOUNG BOYS AND GIRLS

Part XV

Supplementary Information (continued)

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

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year See Additional Data Table				
Total			3a	87,000
b Approved for future payment				
Total			3b	

Enter gross amounts unless otherwise indicated

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

Form **990-PF** (2010)

Part XVII

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

1

Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations?

a

Transfers from the reporting foundation to a noncharitable exempt organization of

1

Cash.

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.

Signature of officer or trustee

2011-04-29

Date

Title

Paid Preparer's Use Only

Preparer's Signature

G DENNIS SHAY CPA

Firm's name

Bumgardner Morrison & Company LLP

1501 E Mockingbird Ste 300

Firm's address

Victoria, TX 77904

Date

Check if self-employed

☐

PTIN

Firm's EIN

Phone no

(361) 575-0271

Form 990-PF (2010)

Additional Data

Software ID: 10000105
Software Version: 2010v3.2
EIN: 74-6446490
Name: ALBERT E & MYRTLE GUNN YORK TRUST

Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a <i>Paid during the year</i>				
YMCA 1806 N NIMITZ VICTORIA,TX 77901			TO AID IN THE PURCHASE OF NEW EQUIPMENT AND GAMES FOR THE ORGANIZATION	2,500
VICTORIA COLLEGE FOUNDATION 2200 E RED RIVER VICTORIA,TX 77901			TO HELP FUND THE VICTORIA COLLEGE'S COLLEGE CONNECTION UNIVERSITY FIELD TRIP INITIATIVE	2,500
VICTORIA BUSINESS EDUCATION COALITI 5606 N NAVARRO SUITE 200R VICTORIA,TX 77904			TO HELP IN FUNDING THE SIX SURE B E T STRATEGIES IMPLEMENTED THROUGHOUT THE YEAR	5,000
VICTORIA BALLET THEATRE 2508 E MOCKINGBIRD VICTORIA,TX 77904			TO SUPPORT THE NUTCRACKER EDUCATIONAL SERIES	2,500
VICTORIA BACH FESTIVAL PO BOX 3522 VICTORIA,TX 77903			AID IN MAINTAINING EDUCATIONAL PROGRAMS FOR THE BOYS AND GIRLS CLUB AND VICTORIA PUBLIC LIBRARY	1,500
THE VINE SCHOOL PO BOX 2445 VICTORIA,TX 77902			TO HELP FUND THE FREE SUMMER PROGRAM PROVIDED TO STUDENTS	5,000
THEATRE VICTORIA 214 N MAIN ST VICTORIA,TX 77901			TO FUND THE COSTS OF PRODUCTION	4,000
JOHN WESLEY UNITED METHODIST CHURCH 8300 NE ZAC LENTZ PARKWAY VICTORIA,TX 77904			TO HELP THE DISABLED AND ELDERLY-TO PURCHASE MATERIALS AND SUPPLIES FOR RAMP AND HOME REPAIR JOBS	3,000
CHILDREN'S DISCOVERY MUSEUM 204 N MAIN STREET VICTORIA,TX 77901			TO FUND THE COST OF PRODUCING "TEXAS OUR TEXAS, 2011"-AN EDUCATIONAL CELEBRATION OF TEXAS HERITAGE	3,000
TRINITY EPISCOPAL SCHOOL 1504 N MOODY STREET VICTORIA,TX 77901			ASSIST FUNDING OF READING ENHANCEMENT PROGRAM IN SCHOOL FOR PRE-K PROGRAM	5,000
ST JOSEPH HIGH SCHOOL 110 E RED RIVER VICTORIA,TX 77901			ENHANCE EDUCATION WITH TECHNOLOGY THROUGH PURCHASE OF SMART BOARDS	5,000
VICTORIA CHRISTIAN ASSISTANCE 401 E JUAN LINN VICTORIA,TX 77901			PURCHASE FOOD FOR DISTRIBUTIOON TO ELIGIBLE FAMILIES	6,500
VICTORIA COUNTY SENIOR CITIZEN P O BOX 1433 VICTORIA,TX 77902			OPERATING EXPENSES FOR MEALS DELIVERY PROGRAM AND TRANSPORTATION ASSISTANCE	7,500
OUR LADY OF VICTORY SCHOOL 1311 E MESQUITE VICTORIA,TX 77901			FUND THE ACCELERATED MATH PROGRAM FOR GRADE LEVELS 1-8	3,500
VICTORIA ART LEAGUE P O BOX 5011 VICTORIA,TX 77903			REPAIRS TO BUILDING SERVICES ARE OFFERED FROM	1,500
Total			3a	87,000

Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year				
THE RIDING THERAPY CENTER 2146 LOWER MISSION VALLEY ROAD victoria,TX 77905			ASSISTANCE FOR OPERATING BUDGET FOR MAINTENANCE OF FACILITY	7,500
GULF BEND CENTER 6502 NURSERY DRIVE SUITE 100 victoria,TX 77904			PURCHASE MANUAL TRANSFER SWITCHES FOR FACILITY GROUP HOMES	3,500
DEVEREUX P O BOX 2666 VICTORIA,TX 77902			TO AID IN THE PURCHASE OF MATERIALS AND EQUIPMENT FOR A CHILDREN'S PLAYGROUND	2,500
GOLDEN CRESENT CASA P O BOX 1624 VICTORIA,TX 77902			FUNDS TO INCREASE VOLUNTEER RECRUITMENT FOR COURT APPOINTED CHILD ADVOCATES	3,000
VICTORIA ADULT LITERACY COUNCIL 802 EAST CRESTWOOD VICTORIA,TX 77901			ONLINE STUDY PROGRAM FOR LEARNING DISABILITIES, COUNSELING FOR TUTORS AND STUDENTS	2,500
BOYS GIRLS CLUB P O BOX 2565 VICTORIA,TX 77901			ENHANCE AFTER SCHOOL PROGRAMS FOR CHILDREN	7,500
DRISCOLL CHILDREN'S HOSPITAL 3533 ALAMEDA STREET CORPUS CHRISTI,TX 78411			OPERATING BUDGET FOR CHILDREN'S SPECIALITY CLINIC-FOR THE SUSTAINMENT AND GROWTH OF SERVICES PROVIDED	2,500
Total  3a				87,000

TY 2010 Accounting Fees Schedule

Name: ALBERT E & MYRTLE GUNN YORK TRUST

EIN: 74-6446490

Software ID: 10000105

Software Version: 2010v3.2

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
BUMGARDNER, MORRISON & COMPANY	525	525	0	0

**TY 2010 Investments Corporate
Bonds Schedule**

Name: ALBERT E & MYRTLE GUNN YORK TRUST

EIN: 74-6446490

Software ID: 10000105

Software Version: 2010v3.2

Name of Bond	End of Year Book Value	End of Year Fair Market Value
BONDS	50,362	51,498

**TY 2010 Investments Corporate
Stock Schedule**

Name: ALBERT E & MYRTLE GUNN YORK TRUST

EIN: 74-6446490

Software ID: 10000105

Software Version: 2010v3.2

Name of Stock	End of Year Book Value	End of Year Fair Market Value
STOCKS	624,151	706,608

TY 2010 Investments - Other Schedule**Name:** ALBERT E & MYRTLE GUNN YORK TRUST**EIN:** 74-6446490**Software ID:** 10000105**Software Version:** 2010v3.2

Category/ Item	Listed at Cost or FMV	Book Value	End of Year Fair Market Value
PREFERRED SECURITIES	AT COST		
FIXED INCOME MUTUAL FUNDS	AT COST	509,974	510,592
REAL ESTATE FUNDS	AT COST	177,507	193,886
ALTERNATIVE INVESTMENTS	AT COST	134,526	128,464

TY 2010 Land, Etc. Schedule

Name: ALBERT E & MYRTLE GUNN YORK TRUST

EIN: 74-6446490

Software ID: 10000105

Software Version: 2010v3.2

Category / Item	Cost / Other Basis	Accumulated Depreciation	Book Value	End of Year Fair Market Value
Land	1		1	1

TY 2010 Other Assets Schedule

Name: ALBERT E & MYRTLE GUNN YORK TRUST

EIN: 74-6446490

Software ID: 10000105

Software Version: 2010v3.2

Description	Beginning of Year - Book Value	End of Year - Book Value	End of Year - Fair Market Value
MINERAL INTERESTS	4	4	307,300

TY 2010 Other Expenses Schedule**Name:** ALBERT E & MYRTLE GUNN YORK TRUST**EIN:** 74-6446490**Software ID:** 10000105**Software Version:** 2010v3.2

Description	Revenue and Expenses per Books	Net Invest ment Income	Adjusted Net Income	Disbursements for Charitable Purposes
Rental Expenses	13,547	13,547		
investment fees	8	8		
ADVERTISING	54	54		

TY 2010 Other Professional Fees Schedule**Name:** ALBERT E & MYRTLE GUNN YORK TRUST**EIN:** 74-6446490**Software ID:** 10000105**Software Version:** 2010v3.2

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
WELLS FARGO BANK (TRUSTEE FEES)	24,531	24,531	0	0
WELLS FARGO BANK (ACCOUNTING FEES)	109	108	0	0

TY 2010 Taxes Schedule

Name: ALBERT E & MYRTLE GUNN YORK TRUST

EIN: 74-6446490

Software ID: 10000105

Software Version: 2010v3.2

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
FOREIGN TAXES	581	581		
EXCISE TAXES	20			