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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

OMB No 1545-0052

2011

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

For calendar year 2011 or tax year beginning , 2011, **and ending** , 20

Name of foundation
DAVID B. TERK FOUNDATION

Number and street (or P O box number if mail is not delivered to street address) Room/suite
2611 N. LOOP 1604 WEST 200

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

A Employer identification number
74-2640710

B Telephone number (see instructions)
(830) 997-0016

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

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

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) **\$ 1,428,541.**

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 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 <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	33,110.	33,110.		ATCH 1
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain or (loss) from sale of assets not on line 10	-4,650.			
	b Gross sales price for all assets on line 6a	357,393.			
	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)	10.			ATCH 2	
12 Total. Add lines 1 through 11	28,470.	33,110.			
Operating and Administrative Expenses	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	1,855.			1,855.
	b Accounting fees (attach schedule) ATCH 4	2,975.			2,975.
	c Other professional fees (attach schedule)				
	17 Interest				
	18 Taxes (attach schedule) (see instructions) **	266.	29.		
	19 Depreciation (attach schedule) and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses (attach schedule)				
	24 Total operating and administrative expenses. Add lines 13 through 23	25,096.	29.		24,830.
	25 Contributions, gifts, grants paid	53,780.			53,780.
26 Total expenses and disbursements. Add lines 24 and 25	78,876.	29.	0	78,610.	
27 Subtract line 26 from line 12					
a Excess of revenue over expenses and disbursements	-50,406.				
b Net investment income (if negative, enter -0-)		33,081.			
c Adjusted net income (if negative, enter -0-)					

For Paperwork Reduction Act Notice, see instructions.

JSA ** ATCH 5

Form 990-PF (2011)

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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		108,210.	126,061.	126,061.
	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 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		237.		
	10 a	Investments - U S and state government obligations (attach schedule)				
	b	Investments - corporate stock (attach schedule) ATCH 6		516,406.	511,508.	725,456.
	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)		732,197.	669,075.	577,024.	
16	Total assets (to be completed by all filers - see the instructions. Also, see page 1, item i)		1,357,050.	1,306,644.	1,428,541.	
Liabilities	17	Accounts payable and accrued expenses				
	18	Grants payable				
	19	Deferred revenue				
	20	Loans from officers, directors, trustees, and other disqualified persons				
	21	Mortgages and other notes payable (attach schedule)				
	22	Other liabilities (describe ▶)				
23	Total liabilities (add lines 17 through 22)		0	0		
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here <input checked="" type="checkbox"/> and complete lines 24 through 26 and lines 30 and 31.					
	24	Unrestricted		1,357,050.	1,306,644.	
	25	Temporarily restricted				
	26	Permanently restricted				
	Foundations that do not follow SFAS 117, check here and complete lines 27 through 31. <input type="checkbox"/>					
	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 instructions)		1,357,050.	1,306,644.		
31	Total liabilities and net assets/fund balances (see instructions)		1,357,050.	1,306,644.		

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)	1,357,050.
2	Enter amount from Part I, line 27a	-50,406.
3	Other increases not included in line 2 (itemize) ▶	
4	Add lines 1, 2, and 3	1,306,644.
5	Decreases not included in line 2 (itemize) ▶	
6	Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	1,306,644.

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		-4,650.
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 instructions) If (loss), enter -0- in Part I, line 8			3		0

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

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

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

Was the foundation liable for the section 4942 tax on the distributable amount of any year in the base period? Yes No

If "Yes," the foundation does not qualify under section 4940(e) Do not complete this part

1 Enter the appropriate amount in each column for each year, see 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))
2010	83,879.	1,699,179.	0.049364
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
2 Total of line 1, column (d)			2 0.233041
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 0.046608
4 Enter the net value of noncharitable-use assets for 2011 from Part X, line 5			4 1,507,568.
5 Multiply line 4 by line 3			5 70,265.
6 Enter 1% of net investment income (1% of Part I, line 27b)			6 331.
7 Add lines 5 and 6			7 70,596.
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			8 78,610.

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

Table with 11 rows for excise tax calculations. Line 1: 331. Line 2: 2. Line 3: 331. Line 4: 0. Line 5: 331. Line 6a: 237. Line 7: 237. Line 8: 8. Line 9: 96. Line 10: 0. Line 11: 0 Refunded.

Part VII-A Statements Regarding Activities

Table with 10 rows for activity statements. Row 1a: No. Row 1b: No. Row 1c: No. Row 2: No. Row 3: No. Row 4a: No. Row 4b: No. Row 5: No. Row 6: Yes. Row 7: Yes. Row 8a: TX. Row 8b: Yes. Row 9: No. Row 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 instructions) 11 X
12 Did the foundation make a distribution to a donor advised fund over which the foundation or a disqualified person had advisory privileges? If "Yes," attach statement (see instructions) 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 2011, 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 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 X No
(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? Yes X No
(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? Yes X No
(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? Yes X 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 X 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 X 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 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 2011? 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 2011, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2011? Yes X No
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 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 X No
b If "Yes," did it have excess business holdings in 2011 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 2011) 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 2011? 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... (2) Influence the outcome of any specific public election... (3) Provide a grant to an individual for travel... (4) Provide a grant to an organization other than a charitable... (5) Provide for any purpose other than religious... b If any answer is "Yes" to 5a(1)-(5), did any of the transactions fail to qualify... 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 9... 6a Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?... 6b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract?... 7a At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction?... 7b If "Yes," did the foundation receive any proceeds or have any net income attributable to the transaction?

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 instructions).

Table with 5 columns: (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. Row 1: ATTACHMENT 10, 20,000, 0, 0.

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

Table with 5 columns: (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. Row 1: 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 instructions). If none, enter "NONE."

(a) Name and address of each person paid more than \$50,000	(b) Type of service	(c) Compensation
NONE		

0

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 N/A	
2	
3	
4	

Part IX-B Summary of Program-Related Investments (see 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 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 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	1,441,482.
b	Average of monthly cash balances	1b	89,044.
c	Fair market value of all other assets (see instructions)	1c	
d	Total (add lines 1a, b, and c)	1d	1,530,526.
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	1,530,526.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	22,958.
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	1,507,568.
6	Minimum investment return. Enter 5% of line 5	6	75,378.

Part XI Distributable Amount (see 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	75,378.
2a	Tax on investment income for 2011 from Part VI, line 5	2a	331.
b	Income tax for 2011 (This does not include the tax from Part VI)	2b	
c	Add lines 2a and 2b	2c	331.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	75,047.
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	75,047.
6	Deduction from distributable amount (see instructions)	6	
7	Distributable amount as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1	7	75,047.

Part XII Qualifying Distributions (see 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	78,610.
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	78,610.
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 instructions)	5	331.
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	78,279.

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 instructions)

	(a) Corpus	(b) Years prior to 2010	(c) 2010	(d) 2011
1 Distributable amount for 2011 from Part XI, line 7				75,047.
2 Undistributed income, if any, as of the end of 2011				
a Enter amount for 2010 only			64,961.	
b Total for prior years <u>20 09</u> , <u>20 08</u> , <u>20 07</u>				
3 Excess distributions carryover, if any, to 2011				
a From 2006				
b From 2007				
c From 2008				
d From 2009				
e From 2010				
f Total of lines 3a through e				
4 Qualifying distributions for 2011 from Part XII, line 4 ▶ \$ <u>78,610.</u>				
a Applied to 2010, but not more than line 2a			64,961.	
b Applied to undistributed income of prior years (Election required - see instructions)				
c Treated as distributions out of corpus (Election required - see instructions)				
d Applied to 2011 distributable amount				13,649.
e Remaining amount distributed out of corpus				
5 Excess distributions carryover applied to 2011 . (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 instructions				
e Undistributed income for 2010 Subtract line 4a from line 2a Taxable amount - see instructions				
f Undistributed income for 2011. Subtract lines 4d and 5 from line 1 This amount must be distributed in 2012				61,398.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see instructions)				
8 Excess distributions carryover from 2006 not applied on line 5 or line 7 (see instructions)				
9 Excess distributions carryover to 2012. Subtract lines 7 and 8 from line 6a		0		
10 Analysis of line 9				
a Excess from 2007				
b Excess from 2008				
c Excess from 2009				
d Excess from 2010				
e Excess from 2011				

Part XIV Private Operating Foundations (see 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 2011, 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) 2011	(b) 2010	(c) 2009	(d) 2008	
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 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 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><i>a Paid during the year</i></p> <p>ATTACHMENT 11</p>				
Total ▶ 3a				53,780.
<i>b Approved for future payment</i>				
Total ▶ 3b				

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... a Transfers from the reporting foundation to a noncharitable exempt organization of (1) Cash (2) Other assets b Other transactions (1) Sales of assets to a noncharitable exempt organization (2) Purchases of assets from a noncharitable exempt organization (3) Rental of facilities, equipment, or other assets (4) Reimbursement arrangements (5) Loans or loan guarantees (6) Performance of services or membership or fundraising solicitations c Sharing of facilities, equipment, mailing lists, other assets, or paid employees d If the answer to any of the above is "Yes," complete the following schedule

Table with 4 columns: (a) Line no, (b) Amount involved, (c) Name of noncharitable exempt organization, (d) Description of transfers, transactions, and sharing arrangements. Row 1 contains 'N/A' for amount and description.

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 [X]

Table with 3 columns: (a) Name of organization, (b) Type of organization, (c) Description of relationship. All rows are empty.

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) is based on all information of which preparer has any knowledge. Signature of officer or trustee: Kimberly Murphy, Date: 8-29-12, Title: Pres.

May the IRS discuss this return with the preparer shown below (see instructions)? [X] Yes [] No

Paid Preparer Use Only Print/Type preparer's name: MARY CARMEN BRIANESCA, Preparer's signature: Mary Carmen Brianesca, Date: 8/20/12, Firm's name: PENA BRIONES MCDANIEL & CO., P.C., Firm's address: 4171 N. MESA, SUITE B-100 EL PASO, TX, Firm's EIN: 74-2642884, Phone no: 915-542-1733, PTIN: P00533123

**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)	
8,096.		LONG-TERM GAIN (SEE ATTACHED SCHEDULE) PROPERTY TYPE: SECURITIES				P	VARIOUS 8,096.	VARIOUS
		SHORT-TERM LOSS (SEE ATTACHED SCHEDULE) PROPERTY TYPE: SECURITIES 12,746.				P	VARIOUS -12,746.	VARIOUS
TOTAL GAIN (LOSS)							<u>-4,650.</u>	

DAVID B TERK FOUNDATION
2011 SCHEDULE OF CAPITAL GAINS (LOSSES)

	DATE ACQUIRED	# OF SHARES	COST BASIS	DATE SOLD	SALE PROCEEDS	GAIN (LOSS)	
						LONG-TERM	SHORT-TERM
ALTRIA GROUP	02/13/07	300 000	5,951 25	02/02/11	6,954 12	1,002 87	-
RACKSPACE HOSTING INC COM	03/10/10	100 000	1,961 27	02/02/11	3,544 38	-	1,583 11
WELLS FARGO & CO NEW COM	03/24/09	100 000	1,619 18	02/02/11	3,229 59	1,610 41	-
COSTCO	03/27/07	100 000	5,497 09	02/03/11	7,222 85	1,725 76	-
HARTE HANKS COMM INC	03/24/09	300 000	1,542 92	02/03/11	3,565 90	2,022 98	-
RACKSPACE HOSTING INC COM	03/10/10	100 000	1,961 27	02/11/11	3,908 43	-	1,947 16
CAPITAL INCOME BUILDER FUND	VAR	794 000	41,934 57	03/01/11	39,944 14	(1,990 43)	-
CROCS INC	05/20/08	500 000	5,530 87	03/01/11	8,554 87	3,024 00	-
KINETIC CONCEPTS	04/21/08	100 000	4,069 69	03/01/11	4,556 33	486 64	-
KINETIC CONCEPTS	12/30/08	100 000	1,841 14	03/01/11	4,556 33	2,715 19	-
WELLS FARGO & CO NEW COM	03/24/09	200 000	3,238 36	03/01/11	6,150 90	2,912 54	-
HARTE HANKS COMM INC	03/24/09	500 000	2,571 53	03/02/11	6,068 30	3,496 77	-
MEDASSETS INC COM	07/16/09	200 000	3,807 54	03/02/11	2,981 52	(826 02)	-
MEDASSETS INC COM	09/28/09	800 000	18,860 45	03/02/11	11,926 06	(6,934 39)	-
KINETIC CONCEPTS	12/30/08	100 000	1,841 14	03/08/11	4,971 90	3,130 76	-
KINETIC CONCEPTS	12/30/08	100 000	1,841 14	04/20/11	5,386 99	3,545 85	-
MICROSOFT	01/05/04	600 000	16,985 79	04/20/11	15,274 61	(1,711 18)	-
CISCO SYSTEMS INC	12/14/06	600 000	16,379 32	04/26/11	10,282 20	(6,097 12)	-
CISCO SYSTEMS INC	11/16/10	400 000	8,504 38	04/26/11	6,854 79	-	(1,649 59)
KINETIC CONCEPTS	12/30/08	200 000	3,682 28	04/26/11	11,171 61	7,489 33	-
KINETIC CONCEPTS	07/30/10	200 000	7,334 14	06/02/11	11,659 98	-	4,325 84
BIOSANTE PHARMACEUTICALS INC	03/26/10	1,000 000	1,922 17	06/15/11	2,494 20	572 03	-
SUNPOWER CORP COM CL A	07/09/08	300 000	19,427 56	06/15/11	6,254 98	(13,172 58)	-
SUNPOWER CORP COM CL B	12/30/08	100 000	2,879 59	06/15/11	2,066 18	(813 41)	-
SUNPOWER CORP COM CL B	03/24/10	500 000	8,602 56	06/15/11	10,330 88	1,728 32	-
SUNPOWER CORP COM CL B	02/03/11	100 000	1,502 81	06/15/11	2,066 18	-	563 37
PHILIP MORRIS INTL INC COM (dist from Altria	02/13/07	300 000	13,561 04	06/20/11	20,277 04	6,716 00	-
CAPITAL INCOME BUILDER FUND	VAR	1,077 455	56,905 05	11/18/11	52,998 00	(3,907 05)	-
AMAZON	02/03/04	40 000	1,863 15	11/23/11	7,983 45	6,120 30	-
CHESAPEAKE ENERGY	2007	600 000	21,382 12	11/23/11	14,586 33	(6,795 79)	-
CHESAPEAKE ENERGY	12/14/10	400 000	9,276 84	11/23/11	9,724 21	-	447 37
COEUR D ALENE MINES CORP	04/20/11	500 000	16,087 18	12/16/11	13,572 65	-	(2,514 53)
MEMC ELECTRONIC MATERIALS IN COM	05/04/10	600 000	9,460 39	12/16/11	2,351 70	(7,108 69)	-
MEMC ELECTRONIC MATERIALS IN COM	02/02/11	1,400 000	18,352 81	12/16/11	5,487 28	-	(12,865 53)
BIOSANTE PHARMACEUTICALS INC	03/26/10	1,000 000	1,922 16	12/22/11	397 00	(1,525 16)	-
BIOSANTE PHARMACEUTICALS INC	04/26/10	1,000 000	2,152 50	12/22/11	397 00	(1,755 50)	-
BIOSANTE PHARMACEUTICALS INC	12/31/10	2,000 000	3,534 20	12/22/11	793 96	-	(2,740 24)
BIOSANTE PHARMACEUTICALS INC	08/11/11	1,000 000	2,240 28	12/22/11	397 00	-	(1,843 28)
IMMUNOGEN INC	08/26/09	800 000	6,170 12	12/22/11	8,911 46	2,741 34	-
RACKSPACE HOSTING INC COM	03/10/10	400 000	7,845 08	12/22/11	17,537 27	9,692 19	-

TOTALS 362,042.93 357,392.57 8,095.96 (12,746.32)

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	33,110.	33,110.
TOTAL	<u>33,110.</u>	<u>33,110.</u>

ATTACHMENT 2

FORM 990PF, PART I - OTHER INCOME

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>
BANK SERVICE CHARGE REFUND	10.
TOTALS	<u>10.</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	1,855.			1,855.
TOTALS	<u>1,855.</u>			<u>1,855.</u>

ATTACHMENT 4

FORM 990PF, PART I - ACCOUNTING 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>
ACCOUNTING FEES	2,975.			2,975.
TOTALS	<u>2,975.</u>			<u>2,975.</u>

ATTACHMENT 5

FORM 990PF, PART I - TAXES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>
FOREIGN TAXES WITHHELD	29.	29.
FEDERAL INCOME TAX	237.	
TOTALS	<u>266.</u>	<u>29.</u>

FORM 990PF, PART II - CORPORATE STOCKATTACHMENT 6

<u>DESCRIPTION</u>	<u>ENDING BOOK VALUE</u>	<u>ENDING FMV</u>
AKAMAI TECHNOLOGIES INC	20,781.	16,140.
ALTRIA GROUP		
AMAZON	9,316.	34,620.
APPLE INC COM	41,394.	121,500.
BARRICK GOLD CORP COM	27,601.	22,625.
BIOSANTE PHARMACEUTICALS INC		
CATERPILLAR	8,647.	27,180.
CHESAPEAKE ENERGY		
CISCO SYSTEMS INC		
COSTCO	32,648.	41,660.
CROCS INC	7,144.	14,770.
CYPRESS SEMICONDUCTOR CORP	6,072.	8,445.
EXXON MOBIL CORP COM	3,064.	36,023.
FREEMPORT MCMORMAN	28,151.	36,790.
GOOGLE INC CL A	28,350.	32,295.
HARTE HANKS COMM INC	22,341.	27,270.
IMMUNOGEN INC		
INTEL	25,855.	29,100.
KINETIC CONCEPTS		
LAS VEGAS SANDS	17,205.	42,730.
MEMC ELECTRONIC MATERIALS	5,964.	3,940.
MEDASSETS INC COM	30,826.	18,500.
MICROSOFT		
MICRON TECHNOLOGIES	18,078.	9,435.
MOSAIC CO NEW COM	15,460.	10,086.
MYLAN INC COM	9,362.	10,730.
PFIZER INC COM	19,936.	21,640.
PHILIP MORIS INTL INC COM		
PROCTER & GAMBLE CO COM	35,345.	40,026.

ATTACHMENT 6 (CONT'D)

FORM 990PF, PART II - CORPORATE STOCK

<u>DESCRIPTION</u>	<u>ENDING BOOK VALUE</u>	<u>ENDING FMV</u>
RACKSPACE HOSTING INC COM		
SCHLUMBERGER	26,588.	20,493.
SOUTHWEST AIRLINES	23,310.	25,680.
STARBUCKS	21,321.	46,010.
SUNPOWER CORP COM CL A		
SUNPOWER CORP COM CL B		
VIVUS INC	21,892.	19,500.
WELLS FARGO & CO NEW COM	4,857.	8,268.
TOTALS	<u>511,508.</u>	<u>725,456.</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	326,898.	305,592.
FRANKLIN TEMPLETON FOUNDING EXCHANGE TRADED PRODUCTS:	330,483.	263,162.
CLAYMORE EXCHANGE TRADED FD 2	11,694.	8,270.
TOTALS	<u>669,075.</u>	<u>577,024.</u>

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

ATTACHMENT 10

<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 2611 N. LOOP 1604 WEST 200 SAN ANTONIO, TX 78258	DIR/PRES	5,000.	0	0
MITCHELL MURPHY 2611 N. LOOP 1604 WEST 200 SAN ANTONIO, TX 78258	BOARD MEMEBER	5,000.	0	0
RONALD C. BLANK 2611 N. LOOP 1604 WEST 200 SAN ANTONIO, TX 78258	BOARD MEMBER	5,000.	0	0
ELEANOR TERK 2611 N. LOOP 1604 WEST 200 SAN ANTONIO, TX 78258	BOARD MEMBER	5,000.	0	0
<u>GRAND TOTALS</u>		<u>20,000.</u>	<u>0</u>	<u>0</u>

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

ATTACHMENT 11

RECIPIENT NAME AND ADDRESS	RELATIONSHIP TO SUBSTANTIAL CONTRIBUTOR AND FOUNDATION STATUS OF RECIPIENT	PURPOSE OF GRANT OR CONTRIBUTION	AMOUNT
ALAMO AREA PARKINSON'S SUPPORT GROUP 80507 CHESHAM SAN ANTONIO, TX 78254	NONE 501(C) (3)	PARKINSON'S RESEARCH AND SUPPORT GROUPS	4,500.
STEVENSON SCHOOL 3152 FOREST LAKE ROAD PEBBLE BEACH, CA 93958	NONE 501(C) (3)	IN HONOR OF MORGAN REBECCA TURK MURPHY	15,000.
BIG BUDDY'S ASPEN 110 EAST HALLAM STREET, SUITE 125 ASPEN, CO 81611	NONE 501(C) (3)	TO GUIDE AND INSPIRE YOUTH THROUGH MENTORING.	500.
FLUORIDE ACTION NETWORK (FAN) 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.	2,000.
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	2,000.
FREEDOMWORKS FOUNDATION 400 NORTH CAPITOL STREET NW SUITE 765 WASHINGTON, DC 20001	NONE 501(C) (3)	SUPPORT FOR A NATIONAL GRASSROOTS EDUCATION ORGANIZATION.	10,000.

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

ATTACHMENT 11 (CONT'D)

RECIPIENT NAME AND ADDRESS	RELATIONSHIP TO SUBSTANTIAL CONTRIBUTOR AND FOUNDATION STATUS OF RECIPIENT	PURPOSE OF GRANT OR CONTRIBUTION	AMOUNT
CULVER BLACK HORSE TROOP 1300 ACADEMY ROAD CULVER, IN 46511-1291	NONE 501(C) (3)	SUPPORT OF EDUCATIONAL ACTIVITIES	2,000.
FRENCH WOODS FESTIVAL P.O. BOX 770100 CORAL SPRINGS, FL 33077	NONE 501(C) (3)	SUPPORT PERFORMING ARTS SUMMER CAMP	1,000.
NORTHEAST EDUCATION FOUNDATION 16311 HUEBNER ROAD SAN ANTONIO, TX 78249	NONE 501(C) (3)	SUPPORT EDUCATION	2,000.
GIRL SCOUTS OF SOUTHWEST TEXAS 811 N. COKER LOOP SAN ANTONIO, TX 78216	NONE 501(C) (3)	SUPPORT YOUNG GIRLS EDUCATION AND LEADERSHIP.	780.
HEARTGIFT SAN ANTONIO P.O. BOX 160157 SAN ANTONIO, TX 78280	NONE 501(C) (3)	SUPPORT PEDIATRIC CARDIAC SURGERY	2,000.
THRIVEWELL CANCER FOUNDATION P.O. BOX 29331 SAN ANTONIO, TX 78229	NONE 501(C) (3)	TO SUPPORT CANCER RESEARCH AND PROVIDE PATIENT SUPPORT.	2,000.

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

ATTACHMENT 11 (CONT'D)

RELATIONSHIP TO SUBSTANTIAL CONTRIBUTOR
AND
FOUNDATION STATUS OF RECIPIENT

RECIPIENT NAME AND ADDRESS

PURPOSE OF GRANT OR CONTRIBUTION

AMOUNT

UTSA COLLEGE OF ARCHITECTURE
501 WEST DURANGO BLVD
SAN ANTONIO, TX 78207

TO SUPPORT EDUCATION.

10,000.

TOTAL CONTRIBUTIONS PAID

53,780.

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

ATTACHMENT 12

<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	10.	
TOTALS				<u>10.</u>	

• 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).

Enter filer's identifying number, see instructions

<p>Type or print</p> <p>File by the due date for filing your return See instructions</p>	Name of exempt organization or other filer, see instructions.		Employer identification number (EIN) or	
	DAVID B. TERK FOUNDATION		<input checked="" type="checkbox"/>	74-2640710
	Number, street, and room or suite no. If a P.O. box, see instructions.		Social security number (SSN)	
2611 N. LOOP 1604 WEST		<input type="checkbox"/>		
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) 0 4

Application Is For	Return Code	Application Is For	Return Code
Form 990	01		
Form 990-BL	02	Form 1041-A	08
Form 990-EZ	01	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 **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.

4 I request an additional 3-month extension of time until 11/15, 2012

5 For calendar year 2011, 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 **THE INFORMATION NEEDED TO PREPARE A COMPLETE AND ACCURATE RETURN IS NOT AVAILABLE, THEREFORE THE TAXPAYER REQUESTS ADDITIONAL TIME TO FILE.**

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	\$	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 and any amount paid previously with Form 8868	8b	\$	0
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	\$	0

Signature and Verification must be completed for Part II only.

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 *Mary Joann [Signature]* Title CPA Date 8/13/12
 Form 8868 (Rev 1-2012)