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

2012

Open to Public Inspection

For calendar year 2012 or tax year beginning , 2012, and ending , 20

Name of foundation
THE WEARY FAMILY FOUNDATION

A Employer identification number
48-1224093

Number and street (or P O box number if mail is not delivered to street address)
C/O GIFFORD WEARY
2731 ELGINFIELD ROAD

Room/suite

B Telephone number (see instructions)
( ) -

City or town, state, and ZIP code
COLUMBUS, OH 43220

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)* ▶ $ 18,717,981.

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)	30,136.			
2	Check ▶ ☐ if the foundation is **not** required to attach Sch B				
3	Interest on savings and temporary cash investments	112,051.	112,051.		ATCH 1
4	Dividends and interest from securities	296,982.	296,982.		ATCH 2
5a	Gross rents				
b	Net rental income or (loss)				
6a	Net gain or (loss) from sale of assets not on line 10	-708,736.			
b	Gross sales price for all assets on line 6a 3,668,551.				
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) ATCH 3	1,187.			
12	**Total.** Add lines 1 through 11	-268,380.	409,033.	0	
Operating and Administrative Expenses 13	Compensation of officers, directors, trustees, etc	0			
14	Other employee salaries and wages				
15	Pension plans, employee benefits				
16a	Legal fees (attach schedule) ATCH 4	494.	247.		247.
b	Accounting fees (attach schedule) ATCH 5	7,960.	3,980.		3,980.
c	Other professional fees (attach schedule) *	68,685.	68,685.		
17	Interest				
18	Taxes (attach schedule) (see instructions) ATCH 7	46,600.	3,038.		
19	Depreciation (attach schedule) and depletion				
20	Occupancy				
21	Travel, conferences, and meetings				
22	Printing and publications				
23	Other expenses (attach schedule) ATCH 8	1,815.	2,271.		75.
24	**Total operating and administrative expenses.** Add lines 13 through 23	125,554.	78,221.		4,302.
25	Contributions, gifts, grants paid	999,000.			999,000.
26	**Total expenses and disbursements** Add lines 24 and 25	1,124,554.	78,221.	0	1,003,302.
27	Subtract line 26 from line 12				
a	**Excess of revenue over expenses and disbursements**	-1,392,934.			
b	**Net investment income** (if negative, enter -0-)		330,812.		
c	**Adjusted net income** (if negative, enter -0-)			0	

JSA **For Paperwork Reduction Act Notice, see instructions.** *ATCH 6 Form **990-PF** (2012)
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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 (a) Book Value	End of year (b) Book Value	End of year (c) Fair Market Value
Assets	1	Cash - non-interest-bearing			
	2	Savings and temporary cash investments	984,106.	313,923.	313,923.
	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			
	10 a	Investments - U S and state government obligations (attach schedule)			
	b	Investments - corporate stock (attach schedule) ATCH 9	10,490,141.	9,747,767.	12,925,744.
	c	Investments - corporate bonds (attach schedule) ATCH 10	5,138,360.	5,182,767.	5,441,279.
	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 11)	79,052.	48,855.	37,035.
	16	**Total assets** (to be completed by all filers - see the instructions Also, see page 1, item I)	16,691,659.	15,293,312.	18,717,981.
Liabilities	17	Accounts payable and accrued expenses			
	18	Grants payable			
	19	Deferred revenue			
	20	Loans from officers, directors, trustees, and other disqualified persons			
	21	Mortgages and other notes payable (attach schedule)			
	22	Other liabilities (describe ▶)			
	23	**Total liabilities** (add lines 17 through 22)	0	0	
Net Assets or Fund Balances		**Foundations that follow SFAS 117, check here ▶ ☐ and complete lines 24 through 26 and lines 30 and 31.**			
	24	Unrestricted			
	25	Temporarily restricted			
	26	Permanently restricted			
		Foundations that do not follow SFAS 117, check here and complete lines 27 through 31. ▶ ☒			
	27	Capital stock, trust principal, or current funds			
	28	Paid-in or capital surplus, or land, bldg , and equipment fund			
	29	Retained earnings, accumulated income, endowment, or other funds	16,691,659.	15,293,312.	
	30	**Total net assets or fund balances** (see instructions)	16,691,659.	15,293,312.	
	31	**Total liabilities and net assets/fund balances** (see instructions)	16,691,659.	15,293,312.	

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	16,691,659.
2	Enter amount from Part I, line 27a	2	-1,392,934.
3	Other increases not included in line 2 (itemize) ▶	3	
4	Add lines 1, 2, and 3	4	15,298,725.
5	Decreases not included in line 2 (itemize) ▶ ATCH 12	5	5,413.
6	Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	15,293,312.

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** -708,736.

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))
2011	904,987.	18,755,692.	0.048251
2010	773,094.	16,363,887.	0.047244
2009	770,894.	14,217,908.	0.054220
2008	752,613.	12,629,887.	0.059590
2007	27,328.	563,801.	0.048471

2	**Total** of line 1, column (d)	2	0.257776
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	0.051555
4	Enter the net value of noncharitable-use assets for 2012 from Part X, line 5	4	18,503,742.
5	Multiply line 4 by line 3	5	953,960.
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	3,308.
7	Add lines 5 and 6	7	957,268.
8	Enter qualifying distributions from Part XII, line 4	8	1,003,302.

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

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

1a	Exempt operating foundations described in section 4940(d)(2), check here ▶ ☐ and enter "N/A" on line 1 . . . Date of ruling or determination letter _______________ (attach copy of letter if necessary - see instructions)				
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here ▶ ☒ and enter 1% of Part I, line 27b			1	3,308.
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	3,308.
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	3,308.
6	Credits/Payments				
a	2012 estimated tax payments and 2011 overpayment credited to 2012 . . .	6a	27,200.		
b	Exempt foreign organizations - tax withheld at source	6b			
c	Tax paid with application for extension of time to file (Form 8868)	6c			
d	Backup withholding erroneously withheld	6d			
7	Total credits and payments Add lines 6a through 6d			7	27,200.
8	Enter any **penalty** for underpayment of estimated tax Check here ☐ if Form 2220 is attached			8	
9	**Tax due.** If the total of lines 5 and 8 is more than line 7, enter **amount owed** . . . . ▶			9	
10	**Overpayment.** If line 7 is more than the total of lines 5 and 8, enter the **amount overpaid** . . . . ▶			10	23,892.
11	Enter the amount of line 10 to be **Credited to 2013 estimated tax ▶** 23,892. **Refunded ▶**			11	

Part VII-A Statements Regarding Activities

			Yes	No
1a	During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?	1a		X
b	Did it spend more than $100 during the year (either directly or indirectly) for political purposes (see Instructions for the definition)?	1b		X
	*If the answer is "Yes" to **1a** or **1b**, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities*			
c	Did the foundation file **Form 1120-POL** for this year?	1c		X
d	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year (1) On the foundation ▶ $ __________ (2) On foundation managers ▶ $ __________			
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers ▶ $ __________			
2	Has the foundation engaged in any activities that have not previously been reported to the IRS? . . . . *If "Yes," attach a detailed description of the activities*	2		X
3	Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? *If "Yes," attach a conformed copy of the changes*	3		X
4a	Did the foundation have unrelated business gross income of $1,000 or more during the year?	4a		X
b	If "Yes," has it filed a tax return on **Form 990-T** for this year?	4b	N/A	
5	Was there a liquidation, termination, dissolution, or substantial contraction during the year? . . . . *If "Yes," attach the statement required by General Instruction T*	5		X
6	Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?	6		X
7	Did the foundation have at least $5,000 in assets at any time during the year? *If "Yes," complete Part II, col (c), and Part XV*	7	X	
8a	Enter the states to which the foundation reports or with which it is registered (see instructions) ▶ KS,			
b	If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by *General Instruction G? If "No," attach explanation*	8b	X	
9	Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 2012 or the taxable year beginning in 2012 (see instructions for Part XIV)? *If "Yes," complete Part XIV*	9		X
10	Did any persons become substantial contributors during the tax year? *If "Yes," attach a schedule listing their names and addresses*	10		X

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Part VII-A Statements Regarding Activities *(continued)*

			Yes	No
11	At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see 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 ▶ GIFFORD WEARY Telephone no ▶ 614-247-1636

Located at ▶ 2731 ELGINFIELD ROAD COLUMBUS, OH ZIP+4 ▶ 43220

15 Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of **Form 1041** - Check here ▶ ☐

and enter the amount of tax-exempt interest received or accrued during the year ▶ 15

			Yes	No
16	At any time during calendar year 2012, did the foundation have an interest in or a signature or other authority over a bank, securities, or other financial account in a foreign country?	16		
	See 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 instructions)?	1b	N/A	
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 2012?	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 2012, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2012? ☐ Yes ☒ 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	N/A	
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			
b If "Yes," did it have excess business holdings in 2012 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 2012.)*	3b	N/A	
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 2012?	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 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 instructions)? **5b** N/A

Organizations relying on a current notice regarding disaster assistance check here ▶ ☒

c If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant? N/A ☐ Yes ☐ No

If "Yes," attach the statement required by Regulations section 53 4945-5(d)

6a Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract? ☐ Yes ☒ No

b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract? **6b** No: X

If "Yes" to 6b, file Form 8870

7a At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction? ☐ Yes ☒ No

b If "Yes," did the foundation receive any proceeds or have any net income attributable to the transaction? **7b** No: X

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).

(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
ATCH 13		0	0	0

2 Compensation of five highest-paid employees (other than those included on line 1 - see 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 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 NOTE: ONLY ACTIVITY OF THE FOUNDATION WAS DONATING TO VARIOUS ORGANIZATIONS THAT WERE SELECTED BY THE TRUSTEES.	
2 THERE WERE NO DIRECT EXPENSES INCURRED IN MAKING THESE DONATIONS.	
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 NONE	
2	
All other program-related investments See instructions 3 NONE	
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	18,785,525.
b	Average of monthly cash balances	1b	
c	Fair market value of all other assets (see instructions)	1c	
d	**Total** (add lines 1a, b, and c)	1d	18,785,525.
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	18,785,525.
4	Cash deemed held for charitable activities Enter 1 1/2 % of line 3 (for greater amount, see instructions)	4	281,783.
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3 Enter here and on Part V, line 4	5	18,503,742.
6	**Minimum investment return.** Enter 5% of line 5	6	925,187.

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	925,187.
2a	Tax on investment income for 2012 from Part VI, line 5	2a	3,308.		
b	Income tax for 2012 (This does not include the tax from Part VI)	2b			
c	Add lines 2a and 2b			2c	3,308.
3	Distributable amount before adjustments Subtract line 2c from line 1			3	921,879.
4	Recoveries of amounts treated as qualifying distributions			4	
5	Add lines 3 and 4			5	921,879.
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	921,879.

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	1,003,302.
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	1,003,302.
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	3,308.
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	999,994.

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 2011	(c) 2011	(d) 2012
1 Distributable amount for 2012 from Part XI, line 7				921,879.
2 Undistributed income, if any, as of the end of 2012				
a Enter amount for 2011 only				
b Total for prior years 20 10 ,20 09 ,20 08				
3 Excess distributions carryover, if any, to 2012				
a From 2007				
b From 2008 88,558.				
c From 2009 65,055.				
d From 2010				
e From 2011				
f **Total** of lines 3a through e	153,613.			
4 Qualifying distributions for 2012 from Part XII, line 4 ▶ $ 1,003,302.				
a Applied to 2011, but not more than line 2a				
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 2012 distributable amount				921,879.
e Remaining amount distributed out of corpus	81,423.			
5 Excess distributions carryover applied to 2012 *(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	235,036.			
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 2011 Subtract line 4a from line 2a Taxable amount - see instructions				
f Undistributed income for 2012 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2013				
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 2007 not applied on line 5 or line 7 (see instructions)				
9 **Excess distributions carryover to 2013.** Subtract lines 7 and 8 from line 6a	235,036.			
10 Analysis of line 9				
a Excess from 2008 88,558.				
b Excess from 2009 65,055.				
c Excess from 2010				
d Excess from 2011				
e Excess from 2012 81,423.				

Part XIV Private Operating Foundations (see instructions and Part VII-A, question 9)

NOT APPLICABLE

1a If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2012, 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			
	(a) 2012	(b) 2011	(c) 2010	(d) 2009	(e) Total
2a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed					
b 85% of line 2a					
c Qualifying distributions from Part XII, line 4 for each year listed .					
d Amounts included in line 2c not used directly for active conduct of exempt activities					
e Qualifying distributions made directly for active conduct of exempt activities Subtract line 2d from line 2c					
3 Complete 3a, b, or c for the alternative test relied upon					
a "Assets" alternative test - enter					
(1) Value of all assets . . .					
(2) Value of assets qualifying under section 4942(j)(3)(B)(i)					
b "Endowment" alternative test- enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed . .					
c "Support" alternative test - enter					
(1) Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)					
(2) Support from general public and 5 or more exempt organizations as provided in section 4942 (j)(3)(B)(iii)					
(3) Largest amount of support from an exempt organization					
(4) Gross investment income .					

Part XV Supplementary Information (Complete this part only if the foundation had $5,000 or more in assets at any time during the year - see 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 or e-mail of the person to whom applications should be addressed

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

c Any submission deadlines

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

Part XV **Supplementary Information** (continued)

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

Recipient Name and address (home or business)	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
a *Paid during the year* SEE ATTACHMENT 15				999,000.
Total . . . . ▶ **3a**				999,000.
b *Approved for future payment*				
Total . . . . ▶ **3b**				

Form **990-PF** (2012)

JSA
2E1491 1 000

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated	Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income (See instructions.)
	(a) Business code	(b) Amount	(c) Exclusion code	(d) Amount	
1 Program service revenue					
a					
b					
c					
d					
e					
f					
g Fees and contracts from government agencies					
2 Membership dues and assessments					
3 Interest on savings and temporary cash investments			14	112,051.	
4 Dividends and interest from securities			14	296,982.	
5 Net rental income or (loss) from real estate					
a Debt-financed property					
b Not debt-financed property					
6 Net rental income or (loss) from personal property					
7 Other investment income					
8 Gain or (loss) from sales of assets other than inventory			18	-708,736.	
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue a					
b ATCH 14				1,187.	
c					
d					
e					
12 Subtotal Add columns (b), (d), and (e)				-298,516.	

13 **Total.** Add line 12, columns (b), (d), and (e) . . . 13 -298,516.

(See worksheet in line 13 instructions to verify calculations.)

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

Line No. ▼	Explain below how each activity for which income is reported in column (e) of Part XVI-A contributed importantly to the accomplishment of the foundation's exempt purposes (other than by providing funds for such purposes). (See instructions.)

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

			Yes	No
1	Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations?			
a	Transfers from the reporting foundation to a noncharitable exempt organization of			
	(1) Cash	1a(1)		X
	(2) Other assets	1a(2)		X
b	Other transactions			
	(1) Sales of assets to a noncharitable exempt organization	1b(1)		X
	(2) Purchases of assets from a noncharitable exempt organization	1b(2)		X
	(3) Rental of facilities, equipment, or other assets	1b(3)		X
	(4) Reimbursement arrangements	1b(4)		X
	(5) Loans or loan guarantees	1b(5)		X
	(6) Performance of services or membership or fundraising solicitations	1b(6)		X
c	Sharing of facilities, equipment, mailing lists, other assets, or paid employees	1c		X

d If the answer to any of the above is "Yes," complete the following schedule Column **(b)** should always show the fair market value of the goods, other assets, or services given by the reporting foundation If the foundation received less than fair market value in any transaction or sharing arrangement, show in column **(d)** the value of the goods, other assets, or services received

(a) Line no	(b) Amount involved	(c) Name of noncharitable exempt organization	(d) Description of transfers, transactions, and sharing arrangements
	N/A		N/A

2a Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527? ☐ Yes ☒ No

b If "Yes," complete the following schedule

(a) Name of organization	(b) Type of organization	(c) Description of relationship

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

▶ | 5·10·13 | ▶ President

Signature of officer or trustee | Date | Title

May the IRS discuss this return with the preparer shown below (see instructions)? ☒ Yes ☐ No

Paid Preparer Use Only

Print/Type preparer's name	Preparer's signature	Date	Check ☐ if self-employed	PTIN
Joseph Jezak		5-8-13		P00731634

Firm's name ▶ JMW & ASSOCIATES, LLC

Firm's EIN ▶ 57-1224592

Firm's address ▶ 6400 GLENWOOD, SUITE 100
OVERLAND PARK, KS 66202

Phone no 913-499-4920

Schedule B
(Form 990, 990-EZ, or 990-PF)
Department of the Treasury
Internal Revenue Service

Schedule of Contributors

▶ Attach to Form 990, Form 990-EZ, or Form 990-PF.

OMB No 1545-0047

2012

Name of the organization
THE WEARY FAMILY FOUNDATION

Employer identification number
48-1224093

Organization type (check one)

Filers of:	**Section:**
Form 990 or 990-EZ	☐ 501(c)( ) (enter number) organization
	☐ 4947(a)(1) nonexempt charitable trust **not** treated as a private foundation
	☐ 527 political organization
Form 990-PF	☒ 501(c)(3) exempt private foundation
	☐ 4947(a)(1) nonexempt charitable trust treated as a private foundation
	☐ 501(c)(3) taxable private foundation

Check if your organization is covered by the **General Rule** or a **Special Rule.**
Note. Only a section 501(c)(7), (8), or (10) organization can check boxes for both the General Rule and a Special Rule See instructions

General Rule

☒ For an organization filing Form 990, 990-EZ, or 990-PF that received, during the year, $5,000 or more (in money or property) from any one contributor Complete Parts I and II

Special Rules

☐ For a section 501(c)(3) organization filing Form 990 or 990-EZ that met the 33 1/3 % support test of the regulations under sections 509(a)(1) and 170(b)(1)(A)(vi) and received from any one contributor, during the year, a contribution of the greater of **(1)** $5,000 or **(2)** 2% of the amount on (i) Form 990, Part VIII, line 1h, or (ii) Form 990-EZ, line 1 Complete Parts I and II

☐ For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, total contributions of more than $1,000 for use *exclusively* for religious, charitable, scientific, literary, or educational purposes, or the prevention of cruelty to children or animals Complete Parts I, II, and III

☐ For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, contributions for use *exclusively* for religious, charitable, etc , purposes, but these contributions did not total to more than $1,000 If this box is checked, enter here the total contributions that were received during the year for an *exclusively* religious, charitable, etc , purpose Do not complete any of the parts unless the **General Rule** applies to this organization because it received nonexclusively religious, charitable, etc , contributions of $5,000 or more during the year . . . . ▶ $______________

Caution. An organization that is not covered by the General Rule and/or the Special Rules does not file Schedule B (Form 990, 990-EZ, or 990-PF), but it **must** answer "No" on Part IV, line 2 of its Form 990, or check the box on line H of its Form 990-EZ or on Part I, line 2 of its Form 990-PF, to certify that it does not meet the filing requirements of Schedule B (Form 990, 990-EZ, or 990-PF)

For Paperwork Reduction Act Notice, see the Instructions for Form 990, 990-EZ, or 990-PF. **Schedule B (Form 990, 990-EZ, or 990-PF) (2012)**

Name of organization	Employer identification number
THE WEARY FAMILY FOUNDATION	48-1224093

Part I **Contributors** (see instructions). Use duplicate copies of Part I if additional space is needed.

(a) No.	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
1	DALE J. WEARY TRUST C/O GIFFORD WEARY, 2731 ELGINFIELD RD COLUMBUS, OH 43220	$ 30,136.	Person ☒ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
(a) No.	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
(a) No.	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
(a) No.	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
(a) No.	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
(a) No.	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)

Name of organization THE WEARY FAMILY FOUNDATION

Employer identification number 48-1224093

Part II **Noncash Property** (see instructions) Use duplicate copies of Part II if additional space is needed

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

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

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

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

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

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

Name of organization THE WEARY FAMILY FOUNDATION

Employer identification number 48-1224093

Part III ***Exclusively*** **religious, charitable, etc., individual contributions to section 501(c)(7), (8), or (10) organizations that total more than $1,000 for the year.** Complete columns **(a)** through **(e)** and the following line entry

For organizations completing Part III, enter the total of *exclusively* religious, charitable, etc , contributions of **$1,000 or less** for the year (Enter this information once See instructions) ▶ $

Use duplicate copies of Part III if additional space is needed

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

(e) Transfer of gift

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

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

(e) Transfer of gift

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

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

(e) Transfer of gift

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

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

(e) Transfer of gift

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

FORM 990PF, PART I - INTEREST ON TEMPORARY CASH INVESTMENTS

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
BANK OF AMERICA	103,051.	103,051.
BANK OF AMERICA - US GOVT	9,000.	9,000.
TOTAL	112,051.	112,051.

ATTACHMENT 2

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

DESCRIPTION		REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
BANK OF AMERICA		296,982.	296,982.
	TOTAL	296,982.	296,982.

ATTACHMENT 3

FORM 990PF, PART I - OTHER INCOME

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	ADJUSTED NET INCOME
BANK OF AMERICA RETURN OF PRINCIPAL	1,187.		
TOTALS	1,187.		

ATTACHMENT 4

FORM 990PF, PART I - LEGAL FEES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	ADJUSTED NET INCOME	CHARITABLE PURPOSES
LATHROP & GAGE	494.	247.		247.
TOTALS	494.	247.		247.

ATTACHMENT 5

FORM 990PF, PART I - ACCOUNTING FEES

DESCRIPTION		REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	ADJUSTED NET INCOME	CHARITABLE PURPOSES
JMW - TAX PREPARATION		7,960.	3,980.		3,980.
	TOTALS	7,960.	3,980.		3,980.

ATTACHMENT 6

FORM 990PF, PART I - OTHER PROFESSIONAL FEES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
CROFT-LEOMINSTER INV FEE	40,936.	40,936.
BANK OF AMERICA INV FEE	27,749.	27,749.
TOTALS	68,685.	68,685.

ATTACHMENT 7

FORM 990PF, PART I - TAXES

DESCRIPTION		REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
FOREIGN TAX EXPENSE		3,038.	3,038.
FEDERAL TAX PAID		43,562.	
	TOTALS	46,600.	3,038.

ATTACHMENT 8

FORM 990PF, PART I - OTHER EXPENSES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	CHARITABLE PURPOSES
DOLL TECH II K1	1,113.	1,113.	
SECRETARY OF ST ANNUAL REPORT	40.	20.	20.
MISCELLANEOUS EXPENSE			
OFFICE EXPENSE	110.	55.	55.
GKB LIQUIDATING TRUST K1		531.	
DALE J WEARY TRUST K1	552.	552.	
TOTALS	1,815.	2,271.	75.

ATTACHMENT 9

FORM 990PF, PART II - CORPORATE STOCK

DESCRIPTION		ENDING BOOK VALUE	ENDING FMV
U.S. TRUST - EQUITIES	ATTACHMENT 9A	9,611,439.	12,723,949.
U.S. TRUST - ALT. INVESTMENTS	ATTACHMENT 9A	136,328.	201,795.
TOTALS		9,747,767.	12,925,744.

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)	
		TOTAL CAPITAL GAIN DISTRIBUTIONS					24,360.	
		US TRUST - ATTACHMENT 16					VAR	VAR
1,663,986.		1,726,219.					-62,233.	
		US TRUST - ATTACHMENT 16					VAR	VAR
1,979,923.		2,632,484.					-652,561.	
		US TRUST SECURITIES LITIGATION					VAR	VAR
282.							282.	
		DOLL TECHNOLOGY INV FUND II, LP					VAR	VAR
		18,584.					-18,584.	
TOTAL GAIN(LOSS)							-708,736.	

Portfolio Detail

Account: 50-01-101-0319749 CUST THE WEARY FAMILY FOUNDATION

Jan 01, 2012 through Dec 31, 2012

Units	*Description*	*CUSIP* *Sector (2)*	*Market Value (1)/* *Market Price*	*Accrued* *Income*	*Tax Cost/* *Average Unit Cost*	*Unrealized* *Gain/Loss*	*Estimated* *Annual Income*	*Cur Yld/* *YTM*
Cash/Currency								
Cash Equivalents								
313,174.990	BLACKROCK TREASURY TRUST FUND (CUSTODY ONLY)	09248U551	$313,174 99	$1.12	$313,174.99 1.000	$0.00	$0.00	0.00%
	Total Cash Equivalents		**$313,174.99**	**$1.12**	**$313,174.99**	**$0.00**	**$0.00**	**0.00%**
Total Cash/Currency			**$313,174.99**	**$1.12**	**$313,174.99**	**$0.00**	**$0.00**	**0.00%**

Equities

(2) Industry Sector Codes

CND = Consumer Discretionary
CNS = Consumer Staples
ENR = Energy
FIN = Financials
HEA = Health Care
IND = Industrials
IFT = Information Technology
MAT = Materials
OEQ = Other Equities
TEL = Telecommunication Services
UTL = Utilities

Units	*Description*	*CUSIP* *Sector (2)*	*Market Value (1)/* *Market Price*	*Accrued* *Income*	*Tax Cost/* *Average Unit Cost*	*Unrealized* *Gain/Loss*	*Estimated* *Annual Income*	*Cur Yld/* *YTM*
U.S. Large Cap								
6,040.000	ALLSTATE CORP Ticker. ALL	020002101 FIN	$242,626.80 40 170	$0.00	$169,042.42 27.987	$73,584.38	$5,315.20	2.19%
263.000	APPLE INC Ticker AAPL	037833100 IFT	139,961.47 532.173	0.00	62,156 39 236.336	77,805.08	2,787.80	1.99
1,431 000	CATERPILLAR INC Ticker CAT	149123101 IND	128,229.76 89 609	0.00	81,684.33 57.082	46,545 43	2,976.48	2.32
3,719 000	CENTURYLINK INC Ticker: CTL	156700106 TEL	145,487.28 39.120	0.00	136,130 72 36 604	9,356.56	10,785.10	7.41
5,233 000	CITIGROUP INC NEW COM Ticker. C	172967424 FIN	207,017.48 39 560	0 00	199,300.72 38.085	7,716 76	209.32	0.10
2,759.000	DEERE & CO Ticker DE	244199105 IND	238,432.78 86.420	1,269 14	115,615.49 41 905	122,817.29	5,076.56	2.12
2,463.000	DU PONT E I DE NEMOURS & CO Ticker DD	263534109 MAT	110,782.05 44.979	0.00	64,238.91 26.082	46,543 14	4,236.36	3.82
3,892 000	EMC CORP Ticker. EMC	268648102 IFT	98,467.60 25.300	0.00	98,872.42 25.404	-404.82	0.00	0.00
1,586 000	EXPRESS SCRIPTS HLDG CO Ticker ESRX	30219G108 HEA	85,644.00 54.000	0 00	94,281.47 59.446	-8,637 47	0.00	0.00

---

(1) Market Value in the Portfolio Detail section does not include Accrued Income

ATTACHMENT 9A

Portfolio Detail

Account: 50-01-101-0319749 CUST THE WEARY FAMILY FOUNDATION

Jan 01, 2012 through Dec. 31, 2012

Units	Description	CUSIP Sector (2)	Market Value (1)/ Market Price	Accrued Income	Tax Cost/ Average Unit Cost	Unrealized Gain/Loss	Estimated Annual Income	Cur Yld/ YTM
Equities (cont)								
U.S. Large Cap (cont)								
2,000.000	EXXON MOBIL CORP Ticker: XOM	30231G102 ENR	173,100.00 86.550	0 00	158,820.00 79.410	14,280.00	4,560.00	2.63
1,665.000	FIRSTENERGY CORP Ticker. FE	337932107 UTL	69,530.40 41.760	0 00	64,913.38 38.987	4,617 02	3,663 00	5.26
6,185.000	FORD MTR CO DEL COM PAR $0 01 Ticker. F	345370860 CND	80,095.75 12 950	0 00	63,950.43 10.340	16,145.32	1,237.00	1.54
1,000 000	FRANKLIN RES INC Ticker: BEN	354613101 FIN	125,700.00 125.700	0 00	99,495.00 99.495	26,205.00	1,160.00	0.92
6,272.000	FREEPORT-MCMORAN COPPER & GOLD INC COM Ticker FCX	35671D857 MAT	214,502.40 34.200	0 00	201,755.98 32.168	12,746 42	7,840.00	3.65
8,780.000	GENERAL ELEC CO Ticker GE	369604103 IND	184,292.20 20.990	1,668.20	183,803.01 20 934	489.19	6,672.80	3.62
4,304 000	HONEYWELL INTL INC Ticker HON	438516106 IND	273,174 88 63.470	0 00	155,485.81 36.126	117,689.07	7,058.56	2.58
1,000.000	INTERNATIONAL BUSINESS MACHS Ticker: IBM	459200101 IFT	191,550.00 191.550	0.00	119,929.00 119.929	71,621.00	3,400.00	1.77
3,574.000	INTERNATIONAL PAPER CO Ticker IP	460146103 MAT	142,388.16 39.840	0 00	99,273.13 27.776	43,115 03	4,288.80	3.01
4,198.000	JOHNSON & JOHNSON Ticker JNJ	478160104 HEA	294,279.80 70.100	0.00	270,013.83 64.320	24,265.97	10,243.12	3.48
9,506.000	LOWES COS INC Ticker: LOW	548661107 CND	337,653.12 35 520	0.00	199,595.74 20.997	138,057.38	6,083.84	1.80
4,943.000	MARSH & MCLENNAN COS INC Ticker. MMC	571748102 FIN	170,385.21 34 470	0.00	108,204.74 21.890	62,180.47	4,547.56	2.66
2,500.000	MCDONALDS CORP Ticker MCD	580135101 CND	220,525.00 88.210	0 00	154,350.00 61.740	66,175.00	7,700.00	3.49
4,034.000	MERCK & CO INC NEW COM Ticker MRK	58933Y105 HEA	165,151.96 40 940	1,734 62	120,160.89 29.787	44,991.07	6,938.48	4.20
6,449 000	METLIFE INC Ticker MET	59156R108 FIN	212,430 06 32 940	0 00	238,491 78 36 981	-26,061.72	4,772 26	2.24

ATTACHMENT 9A

Settlement Date

Portfolio Detail

Account: 50-01-101-0319749 CUST THE WEARY FAMILY FOUNDATION

Jan. 01, 2012 through Dec. 31, 2012

Units	Description	CUSIP Sector (2)	Market Value (1)/ Market Price	Accrued Income	Tax Cost/ Average Unit Cost	Unrealized Gain/Loss	Estimated Annual Income	Cur Yld/ YTM
Equities (cont)								
U.S. Large Cap (cont)								
3,602.000	MONSANTO CO NEW COM Ticker. MON	61166W101 MAT	340,929.30 94.650	0 00	221,890.54 61 602	119,038.76	5,403.00	1.58
1,330 000	MOSAIC CO NEW COM Ticker. MOS	61945C103 MAT	75,317.90 56 630	0.00	102,760.34 77.263	-27,442 44	1,330.00	1 76
4,133.000	NEWS CORP CL A Ticker NWSA	65248E104 CND	105,432.83 25.510	0 00	95,936.11 23 212	9,496 72	702.61	0 66
1,500.000	NEXTERA ENERGY INC Ticker NEE	65339F101 UTL	103,785.00 69.190	0.00	81,564.30 54.376	22,220.70	3,600.00	3 46
1,971.000	NORFOLK SOUTHERN CORP Ticker. NSC	655844108 IND	121,886.64 61.840	0.00	68,330.63 34.668	53,556.01	3,942.00	3.23
2,000.000	PEPSICO INC Ticker. PEP	713448108 CNS	136,860.00 68.430	1,075.00	139,019.00 69.510	-2,159 00	4,300.00	3.14
6,551.000	PFIZER INC Ticker. PFE	717081103 HEA	164,294 49 25.079	0 00	113,119.56 17 268	51,174.93	6,288 96	3.82
1,408.000	PG&E CORP Ticker: PCG	69331C108 UTL	56,573 44 40.180	640.64	55,469.51 39.396	1,103.93	2,562.56	4.53
3,887.000	PHILIP MORRIS INTL INC Ticker: PM	718172109 CNS	325,108.68 83.640	3,303.95	178,712.12 45.977	146,396.56	13,215.80	4 06
1,637.000	PNC FINL SVCS GROUP INC Ticker: PNC	693475105 FIN	95,453.47 58 310	0.00	86,365.74 52.759	9,087.73	2,619.20	2.74
3,000.000	PROCTER & GAMBLE CO Ticker PG	742718109 CNS	203,670.00 67.890	0.00	204,205.00 68.068	-535.00	6,744.00	3 31
3,455.000	PRUDENTIAL FINL INC Ticker. PRU	744320102 FIN	184,255.15 53.330	0.00	121,393.12 35.135	62,862.03	5,528.00	3.00
2,041.000	QUALCOMM INC Ticker QCOM	747525103 IFT	126,255.44 61 860	0 00	79,198.18 38.804	47,057.26	2,041 00	1.61
2,694 000	UNITED TECHNOLOGIES CORP Ticker. UTX	913017109 IND	220,934 94 82.010	0 00	154,924.81 57.507	66,010.13	5,765.16	2.60
1,598 000	UNITEDHEALTH GROUP INC Ticker UNH	91324P102 HEA	86,675.52 54 240	0 00	82,875.31 51 862	3,800.21	1,358.30	1 56

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Portfolio Detail

Account: 50-01-101-0319749 CUST THE WEARY FAMILY FOUNDATION

Jan 01, 2012 through Dec. 31, 2012

Units	Description	CUSIP Sector (2)	Market Value (1)/ Market Price	Accrued Income	Tax Cost/ Average Unit Cost	Unrealized Gain/Loss	Estimated Annual Income	Cur Yld/ YTM
Equities (cont)								
U.S. Large Cap (cont)								
18,440.000	WEYERHAEUSER CO Ticker: WY	962166104 FIN	513,000.80 27.820	0 00	367,787.92 19.945	145,212.88	12,539.20	2.44
6,169 000	WILLIAMS COS INC DEL Ticker WMB	969457100 ENR	201,973.06 32.740	0.00	91,092.91 14.766	110,880 15	8,019.70	3.97
582 000	3M CO Ticker: MMM	88579Y101 IND	54,038.70 92.850	0.00	41,368.22 71.079	12,670.48	1,373.52	2.54
	Total U.S. Large Cap		**$7,367,853.52**	**$9,691.55**	**$5,545,578.91**	**$1,822,274.61**	**$198,885.25**	**2.69%**
U.S. Mid Cap								
2,137 000	ADT CORP Ticker ADT	00101J106 IND	$99,349.13 46.490	$0 00	$32,276.36 15.104	$67,072.77	$1,068.50	1.07%
4,570.000	ALLIED NEV GOLD CORP Ticker: ANV	019344100 MAT	137,694.10 30.130	0.00	155,077.49 33 934	-17,383.39	0.00	0.00
4,048 000	ALTERA CORP Ticker ALTR	021441100 IFT	139,210.72 34.390	0.00	81,350 22 20.096	57,860.50	1,619.20	1.16
1,986.000	COBALT INTL ENERGY INC Ticker: CIE	19075F106 ENR	48,776.16 24.560	0 00	62,061.71 31.250	-13,285 55	0.00	0.00
1,600 000	EDWARDS LIFESCIENCES CORP Ticker EW	28176E108 HEA	144,272.00 90 170	0 00	118,984.48 74.365	25,287.52	0.00	0.00
9,984.000	F M C CORP COM NEW Ticker. FMC	302491303 MAT	584,263.68 58 520	1,347.84	241,049.16 24 144	343,214.52	5,391.36	0 92
1,100.000	FLOWSERVE CORP Ticker FLS	34354P105 IND	161,480.00 146.800	396.00	67,653.63 61.503	93,826.37	1,584.00	0.98
7,618.000	INVESCO LTD BERMUDA Ticker. IVZ	G491BT108 FIN	198,753.62 26.090	0 00	157,688.68 20.699	41,064 94	5,256.42	2.64
1,349 000	JACOBS ENGR GROUP INC DEL Ticker: JEC	469814107 IND	57,426.93 42.570	0.00	47,680.41 35.345	9,746 52	0.00	0.00
1,771.000	KANSAS CITY SOUTHERN NEW COM Ticker KSU	485170302 IND	147,843.08 83 480	0.00	61,294.31 34.610	86,548 77	1,381.38	0.93

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Portfolio Detail

Account: 50-01-101-0319749 CUST THE WEARY FAMILY FOUNDATION

Jan 01, 2012 through Dec 31, 2012

Units	Description	CUSIP Sector (2)	Market Value(1)/ Market Price	Accrued Income	Tax Cost/ Average Unit Cost	Unrealized Gain/Loss	Estimated Annual Income	Cur Yld/ YTM
Equities (cont)								
U.S. Mid Cap (cont)								
2,210.000	LENNAR CORP Ticker. LEN	526057104 CND	85,460.70 38.670	0 00	40,526.76 18.338	44,933.94	353 60	0.41
635 000	LIBERTY MEDIA CORP NEW LIBERTY CAP SER A COM Ticker: LMCA	530322106 CND	73,666.35 116.010	0 00	46,859.70 73.795	26,806.65	0.00	0 00
2,644 000	MYLAN INC Ticker: MYL	628530107 HEA	72,577.80 27.450	0 00	64,025.52 24.215	8,552.28	0 00	0 00
1,223.000	NATIONAL FUEL GAS CO N J Ticker. NFG	636180101 UTL	61,993 87 50.690	0 00	58,504.65 47.837	3,489.22	1,785.58	2.88
2,695.000	NUANCE COMMUNICATIONS INC Ticker. NUAN	67020Y100 IFT	60,152.40 22.320	0 00	63,871.77 23.700	-3,719.37	0.00	0 00
4,215 000	QEP RES INC Ticker: QEP	74733V100 ENR	127,588.05 30.270	0 00	123,820.68 29.376	3,767.37	337.20	0.26
3,316.000	QUANTA SVCS INC Ticker PWR	74762E102 IND	90,493.64 27.290	0 00	84,260.89 25.410	6,232.75	0 00	0 00
2,276.000	SBA COMMUNICATIONS CORP Ticker: SBAC	78388J106 TEL	161,550.48 70.980	0 00	128,690.56 56.542	32,859.92	0.00	0 00
4,970.000	SEALED AIR CORP NEW Ticker: SEE	81211K100 MAT	87,024.70 17.510	0 00	89,097.90 17.927	-2,073.20	2,584.40	2 97
5,302 000	SOUTHWESTERN ENERGY CO Ticker: SWN	845467109 ENR	177,139.82 33.410	0.00	198,371.06 37.414	-21,231.24	0 00	0.00
2,002.000	TRIMBLE NAVIGATION LTD Ticker: TRMB	896239100 IFT	119,679.56 59.780	0.00	75,008.48 37.467	44,671.08	0.00	0.00
1,506.000	VALMONT INDS INC Ticker. VMI	920253101 IND	205,644.30 136.550	338 85	89,975.67 59 745	115,668.63	1,355.40	0 65
751 000	WHIRLPOOL CORP Ticker WHR	963320106 CND	76,414.25 101.750	0 00	63,742.55 84.877	12,671.70	1,502.00	1.96
2,056.000	WPX ENERGY INC Ticker. WPX	98212B103 ENR	30,593 28 14.880	0 00	20,644.38 10.041	9,948 90	0.00	0.00
3,452.000	XYLEM INC Ticker: XYL	98419M100 IND	93,549.20 27.100	0 00	98,499.56 28 534	-4,950.36	1,398.06	1.49

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Portfolio Detail

Account: 50-01-101-0319749 CUST THE WEARY FAMILY FOUNDATION

Jan 01, 2012 through Dec 31, 2012

Units	*Description*	*CUSIP* *Sector (2)*	*Market Value (1)/* *Market Price*	*Accrued Income*	*Tax Cost/* *Average Unit Cost*	*Unrealized Gain/Loss*	*Estimated Annual Income*	*Cur Yld/* *YTM*
Equities (cont)								
U.S. Mid Cap (cont)								
	Total U.S. Mid Cap		**$3,242,597.82**	**$2,082.69**	**$2,271,016.58**	**$971,581.24**	**$25,617.10**	**0.79%**
U.S. Small Cap								
3,882.000	DANA HLDG CORP Ticker: DAN	235825205 CND	$60,598.02 15.610	$0 00	$47,439.20 12 220	$13,158.82	$776.40	1.28%
100,000 000	GENERAL CABLE CORP DEL NEW CONV SR NT DTD 11/15/06 0.875% DUE 11/15/13 Ticker. BGC 13	369300AD0 IND	99,063 00 99.063	111 80	88,125 00 88.125	10,938.00	875 00	0.88 0.88
2,494.000	GENERAL CABLE CORP DEL NEW Ticker: BGC	369300108 IND	75,842.54 30.410	0 00	67,013.28 26.870	8,829.26	0.00	0.00
2,298.000	POWER INTEGRATIONS INC Ticker: POWI	739276103 IFT	77,235.78 33.610	0 00	92,709.59 40.344	-15,473.81	459.60	0.59
	Total U.S. Small Cap		**$312,739.34**	**$111.80**	**$295,287.07**	**$17,452.27**	**$2,111.00**	**0.67%**
International Developed								
4,058.000	ABB LTD SPONSORED ADR SWITZERLAND Ticker: ABB	000375204 IND	$84,365.82 20.790	$0 00	$72,505.83 17.867	$11,859.99	$2,812.19	3.33%
6,719 000	ACE LTD SWITZERLAND Ticker: ACE	H0023R105 FIN	536,176.20 79.800	0 00	306,069.99 45.553	230,106.21	13,169.24	2 45
3,846.000	CRESCENT PT ENERGY CORP CANADA Ticker: CSCTF	22576C101 ENR	145,455.72 37.820	1,796.84	110,499.46 28 731	34,956.26	10,772.65	7.40
5,077.000	FIRST MAJESTIC SILVER CORP Ticker. AG	32076V103 MAT	102,504.63 20.190	0.00	70,621.45 13.910	31,883.18	0.00	0.00
8,784 000	FOSTER WHEELER AG SWITZERLAND Ticker: FWLT	H27178104 IND	213,626.88 24 320	0 00	234,139.77 26 655	-20,512 89	0.00	0.00

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Portfolio Detail

Account: 50-01-101-0319749 CUST THE WEARY FAMILY FOUNDATION

Jan. 01, 2012 through Dec. 31, 2012

Units	Description	CUSIP Sector (2)	Market Value (1)/ Market Price	Accrued Income	Tax Cost/ Average Unit Cost	Unrealized Gain/Loss	Estimated Annual Income	Cur Yld/ YTM
Equities (cont)								
International Developed (cont)								
1,143 000	LYONDELLBASELL INDUSTRIES NV CL A COM NETHERLANDS Ticker: LYB	N53745100 MAT	65,253 87 57.090	0 00	49,333.70 43 162	15,920.17	1,828.80	2.80
1,612.000	POTASH CORP SASK INC CANADA Ticker: POT	73755L107 MAT	65,592.28 40.690	0 00	87,473.89 54.264	-21,881.61	1,354.08	2.06
8,052 000	PRETIUM RES INC CANADA Ticker: PVG	74139C102 MAT	106,366.92 13.210	0.00	131,966.89 16.389	-25,599.97	0 00	0 00
894 000	ROYAL DUTCH SHELL PLC SPONSORED ADR CL A DUTCH LISTING Ticker: RDS A	780259206 ENR	61,641 30 68 950	653 51	60,498.05 67.671	1,143 25	2,614.06	4 24
4,275 000	TYCO INTL LTD NEW F COM SWITZERLAND Ticker: TYC	H89128104 IND	125,043.75 29.250	0 00	49,368.07 11.548	75,675.68	2,565.00	2.05
5,170 000	ULTRA PETE CORP CANADA Ticker: UPL	903914109 ENR	93,732.10 18.130	0.00	173,954.58 33.647	-80,222 48	0.00	0.00
8,587 000	YAMANA GOLD INC CANADA Ticker. AUY	98462Y100 MAT	147,782.27 17.210	558.16	105,800.41 12 321	41,981.86	2,232.62	1.51
	Total International Developed		**$1,747,541.74**	**$3,008.51**	**$1,452,232.09**	**$295,309.65**	**$37,348.64**	**2.13%**
Equity Other								
1,528.000	DETOUR GOLD CORP CANADA Ticker: DRGDF	250669108 MAT	$38,322.24 25 080	$0 00	$47,323.99 30.971	-$9,001.75	$0.00	0.00%
	Total Equity Other		**$38,322.24**	**$0.00**	**$47,323.99**	**-$9,001.75**	**$0.00**	**0.00%**
Total Equities			**$12,709,054.66**	**$14,894.55**	**$9,611,438.64**	**$3,097,616.02**	**$263,961.99**	**2.07%**

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Portfolio Detail

Account: 50-01-101-0319749 CUST THE WEARY FAMILY FOUNDATION

Jan 01, 2012 through Dec. 31, 2012

Units	Description	CUSIP Sector (2)	Market Value(1)/ Market Price	Accrued Income	Tax Cost/ Average Unit Cost	Unrealized Gain/Loss	Estimated Annual Income	Cur Yld/ YTM
Fixed Income								
Investment Grade Taxable								
100,000 000	***2013*** J P MORGAN CHASE & CO GLOBAL SUB NT DTD 11/25/02 5.750% DUE 01/02/13 Moody's: A3 S&P: NR	46625HAT7	$100,000.00 100 000	$2,859.02	$100,612.00 100.612	-$612.00	$5,750.00	5 75%
60,000.000	MERRILL LYNCH & CO INC MTN DTD 04/25/08 6.150% DUE 04/25/13 Moody's: BAA2 S&P A-	59018YN56	60,963.00 101.605	676.49	64,667.40 107.779	-3,704 40	3,690.00	6.05 0.74
100,000 000	***2014*** AMERICAN EXPRESS CR CORP SR UNSECD MTN DTD 08/25/09 5.125% DUE 08/25/14 Moody's: A2 S&P· A-	0258M0CZ0	107,134.00 107 134	1,793.75	99,987.00 99.987	7,147.00	5,125.00	4.78 0.75
165,000 000	SUNOCO INC SR UNSECD NT DTD 09/28/04 4.870% DUE 10/15/14 Moody's BAA3 S&P. BBB-	86764PAC3	174,157.50 105.550	1,698 12	169,882.35 102 959	4,275.15	8,043.75	4.61 1 62
120,000 000	***2015*** BERKSHIRE HATHAWAY INC DEL SR UNSECD NT DTD 02/11/10 3 200% DUE 02/11/15 Moody's: AA2 S&P AA+	084670AV0	126,333.60 105 278	1,493 33	127,035.60 105.863	-702.00	3,840.00	3.04 0.68
20,000.000	JOHNSON CTLS INC SR UNSECD DEB DTD 03/02/95 7.700% DUE 03/01/15 Moody's: BAA1 S&P: BBB+	478366AE7	22,543.60 112.718	513.33	22,650.00 113 250	-106.40	1,540.00	6 83 1.71
45,000 000	EXELON CORP NT DTD 06/09/05 4.900% DUE 06/15/15 Moody's BAA2 S&P: BBB-	30161NAD3	48,983 85 108.853	97 99	47,332.35 105.183	1,651.50	2,205.00	4.50 1.15

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Portfolio Detail

Account: 50-01-101-0319749 CUST THE WEARY FAMILY FOUNDATION

Jan. 01, 2012 through Dec 31, 2012

Units	Description	CUSIP Sector (2)	Market Value (1)/ Market Price	Accrued Income	Tax Cost/ Average Unit Cost	Unrealized Gain/Loss	Estimated Annual Income	Cur Yld/ YTM
Fixed Income (cont)								
Investment Grade Taxable (cont)								
100,000.000	CREDIT SUISSE FIRST BOSTON USA INC GLOBAL SR NT DTD 08/17/05 5.125% DUE 08/15/15 Moody's A1 S&P: A+	22541LBK8	110,981.00 110.981	1,936 11	98,121.00 98.121	12,860.00	5,125.00	4.61 0.82
100,000.000	***2016*** JPMORGAN CHASE BK N A NEW YORK NY SUB NT DTD 06/13/06 5 875% DUE 06/13/16 Moody's A1 S&P. A	48121CJN7	114,042 00 114.042	293 74	108,438.00 108.438	5,604.00	5,875.00	5.15 1.52
90,000.000	INTEL CORP SR UNSECD NT DTD 09/19/11 1 950% DUE 10/01/16 Moody's. A1 S&P: A+	458140AH3	92,979 00 103 310	438.75	91,868.40 102.076	1,110.60	1,755 00	1.88 1.02
100,000.000	GENERAL ELEC CAP CORP MTN DTD 10/20/06 5.375% DUE 10/20/16 Moody's. A1 S&P: AA+	36962GY40	114,384.00 114.384	1,060.07	100,352.00 100.352	14,032.00	5,375.00	4.69 1.42
100,000.000	***2017*** BANK AMER CORP SR NT DTD 08/23/07 6.000% DUE 09/01/17 Moody's BAA2 S&P: A-	060505DH4	117,102.00 117.102	2,000.00	98,793.00 98 793	18,309.00	6,000.00	5.12 2.10
100,000 000	GENERAL ELEC CAP CORP SR UNSECD MTN SER A DTD 09/24/07 5.625% DUE 09/15/17 Moody's. A1 S&P· AA+	36962G3H5	117,972.00 117.972	1,656.25	99,261.00 99.261	18,711 00	5,625.00	4 76 1 66
40,000.000	***2018*** MERRILL LYNCH & CO INC MTN DTD 04/25/08 6 870% DUE 04/25/18 Moody's· BAA2 S&P. A-	59018YN64	48,218.00 120 545	504 16	43,956 80 109 892	4,261 20	2,750.00	5.70 2.37
164,995 197	VANGUARD SHORT TERM INVESTMENT GRADE FUND ADMIRAL SHRS	922031836	1,786,897.98 10 830	3,022.61	1,677,567 27 10 167	109,330.71	41,578 79	2 32
217 232	VANGUARD SHORT-TERM INVT GRADE FUND INVESTORS SHS	922031406	2,352 62 10 830	3 78	2,348 35 10.810	4 27	52.35	2.22

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Units	Description	CUSIP Sector (2)	Market Value (1)/ Market Price	Accrued Income	Tax Cost/ Average Unit Cost	Unrealized Gain/Loss	Estimated Annual Income	Cur Yld/ YTM
Fixed Income (cont)								
Investment Grade Taxable (cont)								
	Total Investment Grade Taxable		**$3,145,044.15**	**$20,047.50**	**$2,952,872.52**	**$192,171.63**	**$104,329.89**	**3.31%**
International Developed Bonds								
100,000.000	***2014*** POTASH CORP SASK INC SR UNSECD NT CANADA DTD 05/01/09 5 250% DUE 05/15/14 Moody's· BAA1 S&P. A-	73755LAE7	$106,176.00 106.176	$670.83	$102,200.00 102.200	$3,976 00	$5,250 00	4.94% 0.63
	Total International Developed Bonds		**$106,176.00**	**$670.83**	**$102,200.00**	**$3,976.00**	**$5,250.00**	**4.94%**
Global High Yield Taxable								
50,000 000	***2013*** LIBERTY MEDIA CORP NEW NT DTD 05/05/03 5.700% DUE 05/15/13 Moody's. B3 S&P· BB	530718AC9	$50,687.50 101.375	$364.16	$50,625.00 101.250	$62 50	$2,850.00	5.62% 1.41
180,000 000	***2014*** AES CORP SR NT DTD 02/13/04 7.750% DUE 03/01/14 Moody's: BA3 S&P· BB-	00130HBC8	191,700.00 106.500	4,649.99	195,300.00 108.500	-3,600.00	13,950.00	7.27 1.67
180,000.000	***2015*** CENTURYLINK INC UNSECD SR NT SER M DTD 02/14/05 5.000% DUE 02/15/15 Moody's: BAA3 S&P· BB	156700AJ5	191,322.00 106.290	3,399.99	189,000.00 105 000	2,322.00	9,000.00	4.70 1.86
200,000 000	FORD MTR CR CO SR UNSECD NT DTD 05/15/12 2 750% DUE 05/15/15 Moody's: BAA3 S&P: BB+	345397WC3	204,114.00 102.057	702 77	204,700.00 102.350	-586.00	5,500.00	2.69 1.60
100,000 000	ARCELORMITTAL SA LUXEMBOURG SR UNSECD NT LUXEMBOURG DTD 08/05/10 3.750% DUE 08/05/15 Moody's. BA1 S&P BB+	03938LAR5	101,007.00 101 007	1,520 83	95,734.00 95 734	5,273 00	3,750.00	3.71 3 15

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Portfolio Detail

Account: 50-01-101-0319749 CUST THE WEARY FAMILY FOUNDATION

Jan 01, 2012 through Dec 31, 2012

Units	Description	CUSIP Sector (2)	Market Value (1)/ Market Price	Accrued Income	Tax Cost/ Average Unit Cost	Unrealized Gain/Loss	Estimated Annual Income	Cur Yld/ YTM
Fixed Income (cont)								
Global High Yield Taxable (cont)								
180,000.000	*2017* CONSOL ENERGY INC CO GTD SR NT C4/01/14 @104 DTD 10/01/10 8.000% DUE 04/01/17 Moody's: B1 S&P BB	20854PAD1	194,850.00 108.250	3,600.00	187,650.00 104 250	7,200 00	14,400.00	7.39 5.73
180,000.000	*2018* EQUINIX INC SR NT CALL 3/1/14 @104.06 DTD 03/03/10 8.125% DUE 03/01/18 Moody's: BA2 S&P: BB-	29444UAJ5	198,450.00 110 250	4,874 99	199,350.00 110 750	-900.00	14,625.00	7.37 5.79
190,000.000	LEAR CORP CO GTD UNSECD SR NT CALL 3/15/14 @100 DTD 03/26/10 7.875% DUE 03/15/18 Moody's: BA2 S&P: BB	521865AR6	206,625 00 108.750	4,405.62	209,475 00 110 250	-2,850 00	14,962 50	7.24 5.86
185,000 000	RANGE RES CORP CONS BD CALL 5/1/13 @103.63 DTD 05/06/08 4.250% DUE 05/01/18 Moody's: BA3 S&P. BB	75281AAJ8	194,250.00 105.000	2,235.41	197,210.00 106 600	-2,960.00	13,412.50	6.90 6.10
175,000.000	TRIUMPH GROUP INC SR UNSECD NT C7/15/14 @104 313 DTD 06/16/10 8 625% DUE 07/15/18 Moody's: BA3 S&P B+	896818AF8	194,250.00 111 000	6,959.90	197,925.00 113.100	-3,675.00	15,093.75	7.77 6.08
185,000 000	WHITING PETE CORP NEW CO GTD CALL 10/1/14 @103.25 DTD 09/24/10 6 500% DUE 10/01/18 Moody's. BA3 S&P BB+	966387AF9	198,875.00 107.500	3,006.25	199,800.00 108 000	-925.00	12,025.00	6.04 4.88
190,000.000	*2019* DANA HLDG CORP UNSECD SR NT C2/15/15 @103 25 DTD 01/28/11 6.500% DUE 02/15/19 Moody's. B2 S&P. BB	235825AA4	202,825 00 106 750	4,665.55	200,925 00 105 750	1,900 00	12,350.00	6.08 5 17
	Total Global High Yield Taxable		**$2,128,955.50**	**$40,385.46**	**$2,127,694.00**	**$1,261.50**	**$131,918.75**	**6.19%**

ATTACHMENT 9A

Portfolio Detail

Account: 50-01-101-0319749 CUST THE WEARY FAMILY FOUNDATION

Jan. 01, 2012 through Dec. 31, 2012

Units	Description	CUSIP Sector (2)	Market Value (1)/ Market Price	Accrued Income	Tax Cost/ Average Unit Cost	Unrealized Gain/Loss	Estimated Annual Income	Cur Yld/ YTM
Fixed Income (cont)								
Global High Yield Taxable (cont)								
Total Fixed Income			**$5,380,175.65**	**$61,103.79**	**$5,182,766.52**	**$197,409.13**	**$241,498.64**	**4.48%**
Real Estate								
Public REITs								
4,548.000	PLUM CREEK TIMBER CO INC	729251108	$201,794.76 44.370	$0 00	$136,328.06 29.975	$65,466.70	$7,640.64	3.78%
	Total Public REITs		**$201,794.76**	**$0.00**	**$136,328.06**	**$65,466.70**	**$7,640.64**	**3.78%**
Total Real Estate			**$201,794.76**	**$0.00**	**$136,328.06**	**$65,466.70**	**$7,640.64**	**3.78%**
Total Portfolio			**$18,604,200.06**	**$75,999.46**	**$15,243,708.21**	**$3,360,491.85**	**$513,101.27**	**2.75%**
Accrued Income			$75,999.46					
Total			**$18,680,199.52**					

ATTACHMENT 10

FORM 990PF, PART II - CORPORATE BONDS

DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
U.S. TRUST - CORPORATE BONDS ATTACHMENT 9A	5,182,767.	5,441,279.
TOTALS	5,182,767.	5,441,279.

ATTACHMENT 11

FORM 990PF, PART II - OTHER ASSETS

DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
DOLL TECH II PARTNERSHIP INTER	48,855.	37,035.
TOTALS	48,855.	37,035.

ATTACHMENT 12

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

DESCRIPTION	AMOUNT
TAX COST ADJUSTMENT	5,413.
TOTAL	5,413.

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

ATTACHMENT 13

NAME AND ADDRESS	TITLE AND AVERAGE HOURS PER WEEK DEVOTED TO POSITION	COMPENSATION	CONTRIBUTIONS TO EMPLOYEE BENEFIT PLANS	EXPENSE ACCT AND OTHER ALLOWANCES
ROBERT K. WEARY, JR. C/O GIFFORD WEARY 2731 ELGINFIELD ROAD COLUMBUS, OH 43220	DIRECTOR & PRESIDENT .50/MONTH	0	0	0
GIFFORD WEARY C/O GIFFORD WEARY 2731 ELGINFIELD ROAD COLUMBUS, OH 43220	DIRECTOR & SECRETARY .50 / MONTH	0	0	0
DALE ANN CLORE C/O GIFFORD WEARY 2731 ELGINFIELD ROAD COLUMBUS, OH 43220	DIRECTOR & TREASURER .50 / MONTH	0	0	0
	GRAND TOTALS	0	0	0

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

ATTACHMENT 14

DESCRIPTION	BUSINESS CODE	AMOUNT	EXCLUSION CODE	AMOUNT	RELATED OR EXEMPT FUNCTION INCOME
NON-TAXABLE DISTRIBUTION - BANK OF AMERICA			01	1,187.	
TOTALS				1,187.	

Recipient Name and Address	Relationship to Sustantial Contributor and Foundation Status of Recipient	Purpose of Grant or Contribution	Amount
Junction City Family YMCA P.O. Box 113 Junction City, KS 66441	N/A Exempt - Public	Public Welfare	$ 68,000
First Presbyterian Church 113 W. 5th Street Junction City, Kansas 66441	N/A Exempt - Public	Public Welfare	$ 9,000
Friends of McCain 207 McCain Auditorium Manhattan, KS 66506-4711	N/A Exempt - Public	Educational	$ 30,000
KSU Foundation Marianna Kistler Beach Museum of Art 701 Beach Lane Manhattan, KS 66506	N/A Exempt - Public	Educational	$ 40,000
The Crisis Center. Inc. P.O. Box 1526 Manhattan, KS 66505-1526	N/A Exempt - Public	Public Welfare	$ 25,000
Geary Community Healthcare Foundation P.O. Box 3015 Junction City, KS 66441	N/A Exempt - Public	Public Welfare	$ 10,000
The Homecare & Hospice Foundation 323 Poyntz Ave Manhattan, KS 66502	N/A Exempt - Public	Public Welfare	$ 50,000

ATTACHMENT 15

KSU Foundation Department of Art 111 Willard Hall Manhattan, KS 66506	N/A Exempt - Public	Educational	$ 40,000
Little Theater Foundation, Inc P.O. Box 305 Junction City, KS 66441	N/A Exempt - Public	Educational	$ 10,000
United Way of Junction City - Geary County PO Box 567 Junction City, KS 66441	N/A Exempt - Public	Public Welfare	$ 5,000
United Way of Riley County 114 S. 4th St. Manhattan, KS 66502	N/A Exempt - Public	Public Welfare	$ 5,000
Symphony in the Flint Hills 311 Cottonwood Avenue Strong City, KS 66869	N/A Exempt - Public	Public Welfare	$ 5,000
KSU VMTH-Equine Field Service College of Veterinary Medicine Kansas State University 103 Trotter Hall Manhattan, KS 66506	N/A Exempt - Public	Educational	$ 8,500
LIMC/Animal Sciences & Inductry Acct LMIC D76825 c/o KSU Foundation 2323 Anderson Ave, Suite 500 Manhattan, KS 66520-2911	N/A Exempt - Public	Educational	$ 8,500
Riley County Humane Society PO Box 1202 Manhattan, KS 66505	N/A Exempt - Public	Public Welfare	$ 7,500

KU Endowment Kansas University Endowment Assoc PO Box 928 Lawrence, KS 66044-0928	N/A Exempt - Public	Educational	$ 10,000
Flint Hills Breadbasket 905 Yuma Manhattan, KS 66502	N/A Exempt - Public	Public Welfare	$ 7,500
Circle L Ranch Animal Rescue C/O Feathers Foundation 5101 West Fairview Street Chandler, AZ 85226	N/A Exempt - Public	Public Welfare	$ 10,000
Republic County Hospital 2420 G Street Belleville, KS 66935	N/A Exempt - Public	Public Welfare	$ 15,000
Belleville Public Library 1327 19th Street Belleville, KS 66935	N/A Exempt - Public	Public Welfare	$ 12,000
YMCA of The Rockies 2515 Tunnel Road Estes Park, CO 80511	N/A Exempt - Public	Public Welfare	$ 230,000
Mile High United Way 2505 18th Street Denver, CO 80211-3907	N/A Exempt - Public	Public Welfare	$ 35,000
Breeder Release Adoption Service 233 East Main Trinidad, Colorado 81082	N/A Exempt - Public	Public Welfare	$ 10,000

Harmony Horseworks 26679 Pleasant Park Rd Conifer, CO 80433	N/A Exempt - Public	Public Welfare	$ 5,000
Animal Care Foundation 3550 South Jasen Street Englewood, CO 80110	N/A Exempt - Public	Public Welfare	$ 5,000
Mount Evans Home Health & Hospice 3081 Bergan Peak Dr Evergreen, CO 80439	N/A Exempt - Public	Public Welfare	$ 13,000
The Ohio State University Foundation 1480 W. Lane Avenue Columbus, OH 43221-3938	N/A Exempt - Public	Educational	$ 325,000
Total Contributions			$ 999,000

U.S. TRUST

Bank of America Private Wealth Management

CUST THE WEARY FAMILY FOUNDATION

2012 Tax Information Letter

Account Number 011010319749

Proceeds From Broker Transactions

We have adjusted tax costs for amortization of premium paid for the acquisition of municipal bonds through date of sale and for non-taxable dividends. An asterisk symbol (*) next to the tax cost indicates that the tax cost has been adjusted for the current year's return of capital. However, we have not made adjustments to the cost basis of all partnerships.

If applicable, we have shown IRC Section 988 translation gains and losses separately within the sales sections. Please note these gains or losses are not entitled to capital gains treatment. Rather, under IRC Section 988, they are either ordinary income or loss.

Short term transactions

This category includes sales of assets held 12 months or less.

Description	Symbol	Cusip	Quantity sold	Date of acquisition	Sale date	Sales price less commissions	Cost or other basis	Net gain or loss
UNITED STATES TREAS NT		912828KB5	1600000	06/22/11	01/15/12	$1,600,000.00	$1,609,250 00	$-9,250.00
CHESAPEAKE GOLD CORP	CHPGF	165184102	2935	03/08/11	02/09/12	$29,335.05	$36,289 81	$-6,954.76
CHESAPEAKE GOLD CORP	CHPGF	165184102	500	03/08/11	02/13/12	$4,923 35	$6,182 25	$-1,258.90
CHESAPEAKE GOLD CORP	CHPGF	165184102	125	03/08/11	02/16/12	$1,211 12	$1,545.56	$-334 44
VALMONT INDS INC	VMI	920253101	123	10/14/11	10/12/12	$15,434 07	$10,771.53	$4,662.54
FORTRESS PAPER LTD	FTP CN	B1Z83V7#0	1653	03/01/12	11/05/12	$13,082 37	$62,179 74	$-49,097 37
Total short term gain/loss from sales:						$1,663,985.96	$1,726,218 89	$-62,232 93

Long term transactions

This category includes sales of assets held more than 12 months.

Description	Symbol	Cusip	Quantity sold	Date of acquisition	Sale date	Sales price less commissions	Cost or other basis	Net gain or loss
QUADRA FNX MNG LTD	QADMF	74733X106	3442	07/09/09	01/09/12	$50,832 14	$23,609 37	$27,222 77
QUADRA FNX MNG LTD	QADMF	74733X106	2086	05/26/09	01/09/12	$30,806.47	$14,606 59	$16,199 88
QUADRA FNX MNG LTD	QADMF	74733X106	2463	05/15/09	01/09/12	$36,374.08	$15,311.24	$21,062 84
WPX ENERGY INC	WPX	98212B103	0 33	08/26/08	01/30/12	$5 31	$5 73	$-0 42
ITT CORP	ITT	450911201	250	06/29/09	02/14/12	$5,553 47	$4,265 97	$1,287.50
ITT CORP	ITT	450911201	50	08/30/01	02/14/12	$1,110 69	$432 22	$678 47
ITT CORP	ITT	450911201	400	06/17/09	02/14/12	$8,885 55	$6,951 83	$1,933 72

ATTACHMENT 16

Long term transactions

This category includes sales of assets held more than 12 months.

Description	Symbol	Cusip	Quantity sold	Date of acquisition	Sale date	Sales price less commissions	Cost or other basis	Net gain or loss
ITT CORP	ITT	450911201	326	08/26/08	02/14/12	$7,241.72	$8,035 91	$-794 19
ITT CORP	ITT	450911201	450	08/18/09	02/14/12	$9,996 24	$8,443.41	$1,552 83
ITT CORP	ITT	450911201	250	08/17/09	02/14/12	$5,553 47	$4,612 66	$940 81
GENOMIC HEALTH INC	GHDX	37244C101	1190	02/02/11	02/17/12	$34,153.21	$26,539.02	$7,614 19
BANK AMERICA CORP	BAC	060505104	3273	09/21/10	03/01/12	$26,321 97	$45,453.13	$-19,131.16
BANK AMERICA CORP	BAC	060505104	916	10/27/09	03/01/12	$7,366 61	$14,133 88	$-6,767.27
BANK AMERICA CORP	BAC	060505104	84	10/27/09	03/01/12	$675.36	$1,296 12	$-620 76
BANK AMERICA CORP	BAC	060505104	225	12/08/09	03/01/12	$1,808 99	$3,489.75	$-1,680 76
BANK AMERICA CORP	BAC	060505104	1500	08/18/09	03/01/12	$12,059 93	$25,575 00	$-13,515.07
BANK AMERICA CORP	BAC	060505104	860	08/26/08	03/01/12	$6,914 36	$24,914 00	$-17,999.64
BANK AMERICA CORP	BAC	060505104	130	12/21/01	03/01/12	$1,045.19	$4,060 50	$-3,015.31
BANK AMERICA CORP	BAC	060505104	1542	06/15/09	03/01/12	$12,401.00	$20,832 11	$-8,431.11
BANK AMERICA CORP	BAC	060505104	4821	06/11/09	03/01/12	$38,771.23	$61,987 45	$-23,216 22
THOMPSON CREEK METALS CO INC	TC	884768102	3129	11/01/10	04/04/12	$20,306.75	$38,701 35	$-18,394.60
THOMPSON CREEK METALS CO INC	TC	884768102	1853	12/28/10	04/04/12	$12,025.70	$25,129 08	$-13,103.38
GRAN TIERRA ENERGY INC	GTE	38500T101	4937	02/01/11	04/12/12	$31,588.67	$44,903 50	$-13,314.83
EXELIS INC	XLS	30162A108	800	06/17/09	05/01/12	$9,365 95	$8,436 58	$929.37
EXELIS INC	XLS	30162A108	500	06/29/09	05/01/12	$5,853.72	$5,177.08	$676 64
EXELIS INC	XLS	30162A108	500	08/17/09	05/01/12	$5,853.72	$5,597 82	$255.90
EXELIS INC	XLS	30162A108	900	08/18/09	05/01/12	$10,536.69	$10,246 73	$289 96
EXELIS INC	XLS	30162A108	652	08/26/08	05/01/12	$7,633 25	$9,752.20	$-2,118.95
EXELIS INC	XLS	30162A108	100	08/30/01	05/01/12	$1,170 74	$524 53	$646 21
GENOMIC HEALTH INC	GHDX	37244C101	2064	02/02/11	05/02/12	$59,140 94	$46,030.71	$13,110.23
PETROMINERALES LTD	PMGLF	71673R107	6446	01/10/11	05/02/12	$91,782 01	$227,608 26	$-135,826.25
ARCH WESTN FIN LLC GTD SR NT		03939RAB6	15000	03/30/10	05/30/12	$15,000 00	$15,204 00	$-204.00
CLOUD PEAK ENERGY INC	CLD	18911Q102	2325	01/03/11	07/02/12	$39,322 53	$55,131 33	$-15,808 80
APPLIED MATERIALS INC	AMAT	038222105	1000	09/08/09	08/14/12	$11,714 84	$13,599 00	$-1,884.16
APPLIED MATERIALS INC	AMAT	038222105	4000	07/02/09	08/14/12	$46,859.34	$45,214 00	$1,645 34

ATTACHMENT 16

Long term transactions

This category includes sales of assets held more than 12 months.

Description	Symbol	Cusip	Quantity sold	Date of acquisition	Sale date	Sales price less commissions	Cost or other basis	Net gain or loss
CALIFORNIA ST TAXBL		13063A5C4	45000	12/09/09	09/11/12	$49,588 65	$46,569 15	$3,019 50
PRUDENTIAL FINL INC		74432QBH7	100000	09/10/09	09/17/12	$100,000 00	$100,000 00	$0.00
BAXTER INTERNATIONAL INC	BAX	071813109	600	04/19/10	09/20/12	$36,548 66	$35,633.64	$915 02
BAXTER INTERNATIONAL INC	BAX	071813109	1500	08/31/09	09/20/12	$91,371 65	$85,432.05	$5,939 60
BAXTER INTERNATIONAL INC	BAX	071813109	400	11/03/09	09/20/12	$24,365 77	$21,844.00	$2,521.77
ROVI CORP	ROVI	779376102	1081	06/14/11	09/27/12	$15,505 83	$58,459.51	$-42,953.68
ROVI CORP	ROVI	779376102	810	09/21/11	09/27/12	$11,618 62	$37,190 10	$-25,571.48
PENTAIR LTD	PNR	H6169Q108	239 94	08/18/09	10/03/12	$10,394 72	$5,472.68	$4,922.04
PENTAIR LTD	PNR	H6169Q108	119 97	06/29/09	10/03/12	$5,197 38	$2,358 16	$2,839.22
PENTAIR LTD	PNR	H6169Q108	665 09	03/20/09	10/03/12	$28,812.57	$9,815.67	$18,996 90
ADTRAN INC	ADTN	00738A106	2212	05/02/11	10/09/12	$35,296 31	$92,025 40	$-56,729.09
VALMONT INDS INC	VMI	920253101	254	01/06/11	10/12/12	$31,871 99	$22,860 71	$9,011.28
INVESCO LTD SHS	IVZ	G491BT108	1580	08/26/08	10/17/12	$39,697 07	$39,358 00	$339 07
GENERAL CABLE CORP DEL NEW	BGC	369300108	1515	03/19/10	10/17/12	$46,707 92	$43,043 42	$3,664 50
GENERAL CABLE CORP DEL NEW	BGC	369300108	600	04/19/10	10/17/12	$18,498 18	$17,822.82	$675 36
GENERAL CABLE CORP DEL NEW	BGC	369300108	958	08/17/09	10/17/12	$29,535 44	$32,291 40	$-2,755 96
INVESCO LTD SHS	IVZ	G491BT108	1382	12/17/10	10/17/12	$34,722.38	$31,419 35	$3,303 03
ARBITRON INC	ARB	03875Q108	2374	05/02/11	10/19/12	$86,830.90	$92,784.70	$-5,953.80
GENERAL ELEC CAP CORP MEDIUM T		36962G3K8	100000	08/18/08	10/19/12	$100,000 00	$102,099 00	$-2,099 00
ALTERA CORP	ALTR	021441100	500	08/26/08	10/24/12	$15,195.50	$11,290.14	$3,905 36
PROGRESS ENERGY RES CORP	PRQN F	74326Y107	875	10/24/11	10/25/12	$16,565 12	$13,216 26	$3,348 86
ADT CORP	ADT	00101J106	0 5	08/18/09	10/30/12	$20 63	$10 01	$10.62
PENTAIR LTD	PNR	H6169Q108	0 76	03/20/09	10/30/12	$31.08	$11 17	$19 91
SANDRIDGE ENERGY INC	SD	80007P307	2939	04/11/11	11/13/12	$16,378 68	$36,569 39	$-20,190.71
SANDRIDGE ENERGY INC	SD	80007P307	892	03/29/11	11/13/12	$4,844 88	$10,841 10	$-5,996.22
SANDRIDGE ENERGY INC	SD	80007P307	5082	03/29/11	11/13/12	$28,321 34	$61,765 10	$-33,443.76
PETROBANK ENERGY & RES LTD	PBEG F	71645P106	753	08/26/08	11/19/12	$9,315 68	$32,540 04	$-23,224 36
PETROBANK ENERGY & RES LTD	PBEG F	71645P106	1000	04/19/10	11/19/12	$12,371 42	$51,268 90	$-38,897 48

ATTACHMENT 16

Long term transactions

This category includes sales of assets held more than 12 months.

Description	Symbol	Cusip	Quantity sold	Date of acquisition	Sale date	Sales price less commissions	Cost or other basis	Net gain or loss
ALBEMARLE CORP	ALB	012653101	74	08/27/07	11/20/12	$4,159.08	$2,852.93	$1,306 15
ALBEMARLE CORP	ALB	012653101	80	02/05/08	11/20/12	$4,496 30	$3,014 83	$1,481 47
DTS INC	DTSI	23335C101	2093	05/06/11	11/20/12	$30,592 49	$91,843.56	$-61,251 07
PETROBANK ENERGY & RES LTD	PBEG F	71645P106	762	08/26/08	11/20/12	$9,410.95	$32,928 96	$-23,518.01
ALBEMARLE CORP	ALB	012653101	635	08/26/08	11/20/12	$35,689.37	$24,848.00	$10,841.37
ADVANCED AUTO PTS INC	AAP	00751Y106	655	01/10/11	11/20/12	$50,487 96	$41,027 82	$9,460.14
PETROBANK ENERGY & RES LTD	PBEG F	71645P106	1000	11/03/09	11/20/12	$12,350.32	$42,790 00	$-30,439 68
PETROBANK ENERGY & RES LTD	PBEG F	71645P106	480	03/31/05	11/20/12	$5,928 16	$1,490 40	$4,437.76
PETROBANK ENERGY & RES LTD	PBEG F	71645P106	1000	06/17/09	11/20/12	$12,350.32	$30,220.00	$-17,869 68
PETROBANK ENERGY & RES LTD	PBEG F	71645P106	2000	06/16/10	11/20/12	$24,700.64	$85,112.40	$-60,411 76
PETROBANK ENERGY & RES LTD	PBEG F	71645P106	1500	08/05/09	11/20/12	$18,525 48	$49,999 50	$-31,474 02
PETROBANK ENERGY & RES LTD	PBEG F	71645P106	2000	08/17/09	11/20/12	$24,700 65	$62,880 00	$-38,179 35
PETROFRONTIER CORP	PFC CN	B68V9M1#8	10991	04/05/11	12/05/12	$838 58	$48,875 88	$-48,037.30
PROGRESS ENERGY RES CORP	PRQN F	74326Y107	3310	10/24/11	12/18/12	$73,831 47	$49,995 24	$23,836.23
CHARLES SCHWAB CORP	SCHW14	808513AC9	100000	08/24/09	12/21/12	$106,221 00	$104,801 00	$1,420 00
Total long term gain/loss from sales:						$1,979,922 98	$2,632,484 45	$-652,561 47

ATTACHMENT 16

SCHEDULE D (Form 1041)

Department of the Treasury
Internal Revenue Service

Capital Gains and Losses

▶ Attach to Form 1041, Form 5227, or Form 990-T.
▶ Information about Schedule D (Form 1041) and its separate instructions is at *www.irs.gov/form1041.*

OMB No 1545-0092

2012

Name of estate or trust: THE WEARY FAMILY FOUNDATION

Employer identification number: 48-1224093

Note: *Form 5227 filers need to complete* ***only*** *Parts I and II*

Part I Short-Term Capital Gains and Losses - Assets Held One Year or Less

	(a) Description of property (Example 100 shares 7% preferred of "Z" Co)	(b) Date acquired (mo , day, yr)	(c) Date sold (mo , day, yr)	(d) Sales price	(e) Cost or other basis (see instructions)	(f) Gain or (loss) for the entire year Subtract (e) from (d)
1a						

b	Enter the short-term gain or (loss), if any, from Schedule D-1, line 1b	1b	-62,233.
2	Short-term capital gain or (loss) from Forms 4684, 6252, 6781, and 8824	2	
3	Net short-term gain or (loss) from partnerships, S corporations, and other estates or trusts	3	
4	Short-term capital loss carryover Enter the amount, if any, from line 9 of the 2011 Capital Loss Carryover Worksheet	4	( )
5	**Net short-term gain or (loss).** Combine lines 1a through 4 in column (f) Enter here and on line 13, column (3) on the back ▶	5	-62,233.

Part II Long-Term Capital Gains and Losses - Assets Held More Than One Year

	(a) Description of property (Example 100 shares 7% preferred of "Z" Co)	(b) Date acquired (mo , day, yr)	(c) Date sold (mo , day, yr)	(d) Sales price	(e) Cost or other basis (see instructions)	(f) Gain or (loss) for the entire year Subtract (e) from (d)
6a						

b	Enter the long-term gain or (loss), if any, from Schedule D-1, line 6b	6b	-670,863.
7	Long-term capital gain or (loss) from Forms 2439, 4684, 6252, 6781, and 8824	7	
8	Net long-term gain or (loss) from partnerships, S corporations, and other estates or trusts	8	
9	Capital gain distributions	9	24,360.
10	Gain from Form 4797, Part I	10	
11	Long-term capital loss carryover Enter the amount, if any, from line 14 of the 2011 Capital Loss Carryover Worksheet	11	( )
12	**Net long-term gain or (loss).** Combine lines 6a through 11 in column (f) Enter here and on line 14a, column (3) on the back ▶	12	-646,503.

For Paperwork Reduction Act Notice, see the Instructions for Form 1041.

Schedule D (Form 1041) 2012

JSA
2F1210 2 000

Part III Summary of Parts I and II

Caution: *Read the instructions **before** completing this part*

			(1) Beneficiaries' (see instr)	(2) Estate's or trust's	(3) Total
13	**Net short-term gain or (loss)**	13			-62,233.
14	**Net long-term gain or (loss):**				
a	Total for year	14a			-646,503.
b	Unrecaptured section 1250 gain (see line 18 of the wrksht)	14b			
c	28% rate gain	14c			
15	**Total net gain or (loss).** Combine lines 13 and 14a ▶	15			-708,736.

Note: *If line 15, column (3), is a net gain, enter the gain on Form 1041, line 4 (or Form 990-T, Part I, line 4a) If lines 14a and 15, column (2), are net gains, go to Part V, and **do not** complete Part IV If line 15, column (3), is a net loss, complete Part IV and the **Capital Loss Carryover Worksheet,** as necessary*

Part IV Capital Loss Limitation

16 Enter here and enter as a (loss) on Form 1041, line 4 (or Form 990-T, Part I, line 4c, if a trust), the **smaller** of
a The loss on line 15, column (3) **or** b $3,000 ..... 16 (3,000)

Note: *If the loss on line 15, column (3), is more than $3,000, **or** if Form 1041, page 1, line 22 (or Form 990-T, line 34), is a loss, complete the **Capital Loss Carryover Worksheet** in the instructions to figure your capital loss carryover*

Part V Tax Computation Using Maximum Capital Gains Rates

Form 1041 filers. Complete this part **only** if both lines 14a and 15 in column (2) are gains, or an amount is entered in Part I or Part II and there is an entry on Form 1041, line 2b(2), **and** Form 1041, line 22, is more than zero

Caution: *Skip this part and complete the **Schedule D Tax Worksheet** in the instructions if*

- *Either line 14b, col (2) or line 14c, col (2) is more than zero, or*
- *Both Form 1041, line 2b(1), and Form 4952, line 4g are more than zero*

Form 990-T trusts. Complete this part **only** if both lines 14a and 15 are gains, or qualified dividends are included in income in Part I of Form 990-T, **and** Form 990-T, line 34, is more than zero Skip this part and complete the **Schedule D Tax Worksheet** in the instructions if either line 14b, col (2) or line 14c, col (2) is more than zero

17 Enter taxable income from Form 1041, line 22 (or Form 990-T, line 34) ... 17

18 Enter the **smaller** of line 14a or 15 in column (2) but not less than zero 18

19 Enter the estate's or trust's qualified dividends from Form 1041, line 2b(2) (or enter the qualified dividends included in income in Part I of Form 990-T) .. 19

20 Add lines 18 and 19 20

21 If the estate or trust is filing Form 4952, enter the amount from line 4g, otherwise, enter -0- ... ▶ 21

22 Subtract line 21 from line 20 If zero or less, enter -0- 22

23 Subtract line 22 from line 17 If zero or less, enter -0- 23

24 Enter the **smaller** of the amount on line 17 or $2,400 24

25 Is the amount on line 23 equal to or more than the amount on line 24?
☐ **Yes.** Skip lines 25 and 26, go to line 27 and check the "No" box
☐ **No.** Enter the amount from line 23 25

26 Subtract line 25 from line 24 26

27 Are the amounts on lines 22 and 26 the same?
☐ **Yes.** Skip lines 27 thru 30, go to line 31 ☐ **No.** Enter the smaller of line 17 or line 22 27

28 Enter the amount from line 26 (If line 26 is blank, enter -0-) 28

29 Subtract line 28 from line 27 29

30 Multiply line 29 by 15% (15) 30

31 Figure the tax on the amount on line 23 Use the 2012 Tax Rate Schedule for Estates and Trusts (see the Schedule G instructions in the instructions for Form 1041) 31

32 Add lines 30 and 31 32

33 Figure the tax on the amount on line 17 Use the 2012 Tax Rate Schedule for Estates and Trusts (see the Schedule G instructions in the instructions for Form 1041) 33

34 **Tax on all taxable income.** Enter the **smaller** of line 32 or line 33 here and on Form 1041, Schedule G, line 1a (or Form 990-T, line 36) 34

SCHEDULE D-1 (Form 1041)

Department of the Treasury
Internal Revenue Service

Continuation Sheet for Schedule D (Form 1041)

▶ Attach to Schedule D to list additional transactions for lines 1a and 6a.
▶ Information about Schedule D (Form 1041) and its separate instructions is at *www.irs.gov/form1041*.

OMB No 1545-0092

2012

Name of estate or trust
THE WEARY FAMILY FOUNDATION

Employer identification number
48-1224093

Part I Short-Term Capital Gains and Losses - Assets Held One Year or Less

	(a) Description of property (Example 100 sh 7% preferred of "Z" Co)	(b) Date acquired (mo , day, yr)	(c) Date sold (mo , day, yr)	(d) Sales price	(e) Cost or other basis (see instructions)	(f) Gain or (loss) Subtract (e) from (d)
1a	US TRUST ATTACHMENT 16			1,663,986.	1,726,219.	-62,233.

1b Total. Combine the amounts in column (f) Enter here and on Schedule D, line 1b . . . . -62,233.

For Paperwork Reduction Act Notice, see the Instructions for Form 1041. **Schedule D-1 (Form 1041) 2012**

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Name of estate or trust as shown on Form 1041 Do not enter name and employer identification number if shown on the other side	**Employer identification number**

Part II Long-Term Capital Gains and Losses - Assets Held More Than One Year

	(a) Description of property (Example 100 sh 7% preferred of "Z" Co)	(b) Date acquired (mo , day, yr)	(c) Date sold (mo , day, yr)	(d) Sales price	(e) Cost or other basis (see instructions)	(f) Gain or (loss) Subtract (e) from (d)
6a	US TRUST ATTACHMENT 16			1,979,923.	2,632,484.	-652,561.
	US TRUST SECURITIES LITIGATION			282.		282.
	DOLL TECHNOLOGY INV FUND II, LP				18,584.	-18,584.

6b Total. Combine the amounts in column (f) Enter here and on Schedule D, line 6b . . . . -670,863.

Schedule D-1 (Form 1041) 2012

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