



See a Social Security Number? Say Something!
Report Privacy Problems to <https://public.resource.org/privacy>
Or call the IRS Identity Theft Hotline at 1-800-908-4490



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

OMB No 1545 0052

2012

Department of the Treasury
Internal Revenue Service

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

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

JAMES HYDE PORTER TESTAMENTARY TRUST
P. O. BOX 4248
MACON, GA 31208A Employer identification number
58-6034882B Telephone number (see the instructions)
478-741-2265C 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 changeH Check type of organization. ☒ Section 501(c)(3) exempt private foundation
☐ Section 4947(a)(1) nonexempt charitable trust ☐ Other taxable private foundationI Fair market value of all assets at end of year (from Part II, column (c), line 16) ☐ \$
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)

1 Contributions, gifts, grants, etc., received (att sch)

2 Check ☒ if the foundn is not req to att Sch B

3 Interest on savings and temporary cash investments

4 Dividends and interest from securities

228,454.

228,454.

228,454.

5a Gross rents

b Net rental income or (loss)

6a Net gain/(loss) from sale of assets not on line 10

b Gross sales price for all assets on line 6a 5,132,636.

167,056.

167,056.

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/(loss) (att sch)

11 Other income (attach schedule)

12 Total. Add lines 1 through 11

395,510.

395,510.

228,454.

13 Compensation of officers, directors, trustees, etc

12,907.

12,907.

14 Other employee salaries and wages

15 Pension plans, employee benefits

16a Legal fees (attach schedule) SEE ST 1

1,040.

1,040.

b Accounting fees (attach sch) SEE ST 2

2,950.

2,950.

c Other prof fees (attach sch)

17 Interest

18 Other (attach schedule) (see instrs) SEE STM 3

10,038.

10,038.

19 Depreciation (attach sch) 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

380.

380.

25 Contributions, gifts, grants paid PART XV

27,315.

27,315.

516,900.

26 Total expenses and disbursements. Add lines 24 and 25

544,215.

27,315.

0.

516,900.

27 Subtract line 26 from line 12:

a Excess of revenue over expenses and disbursements

-148,705.

b Net investment income (if negative, enter 0)

368,195.

c Adjusted net income (if negative, enter 0)

228,454.

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 (c) Fair Market Value		
ASSETS	1	Cash — non-interest-bearing			
	2	Savings and temporary cash investments	387,343.	263,247.	
	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 sch.)			
		Less: allowance for doubtful accounts			
	8	Inventories for sale or use			
	9	Prepaid expenses and deferred charges		1,676.	
	10a	Investments — U.S. and state government obligations (attach schedule)			
	b	Investments — corporate stock (attach schedule)	5,819,299.	6,241,499.	
	c	Investments — corporate bonds (attach schedule)	2,712,715.	2,259,942.	
	LIABILITIES	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)			
16		Total assets (to be completed by all filers — see the instructions. Also, see page 1, item I)	8,919,357.	8,766,364.	0.
17		Accounts payable and accrued expenses			
18		Grants payable			
19	Deferred revenue				
20	Loans from officers, directors, trustees, & other disqualified persons				
21	Mortgages and other notes payable (attach schedule)				
22	Other liabilities (describe)	4,288.			
23	Total liabilities (add lines 17 through 22)	4,288.	0.		
NET ASSETS OR FUND BALANCES	Foundations that follow SFAS 117, check here and complete lines 24 through 26 and lines 30 and 31. <input checked="" type="checkbox"/>				
	24	Unrestricted			
	25	Temporarily restricted			
	26	Permanently restricted	8,915,069.	8,766,364.	
	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, building, and equipment fund			
	29	Retained earnings, accumulated income, endowment, or other funds			
	30	Total net assets or fund balances (see instructions)	8,915,069.	8,766,364.	
	31	Total liabilities and net assets/fund balances (see instructions)	8,919,357.	8,766,364.	

Part III Analysis of Changes in Net Assets or Fund Balances

1	Total net assets or fund balances at beginning of year — Part II, column (a), line 30 (must agree with end-of-year figure reported on prior year's return)	1	8,915,069.
2	Enter amount from Part I, line 27a	2	-148,705.
3	Other increases not included in line 2 (itemize)	3	
4	Add lines 1, 2, and 3	4	8,766,364.
5	Decreases not included in line 2 (itemize)	5	
6	Total net assets or fund balances at end of year (line 4 minus line 5) — Part II, column (b), line 30	6	8,766,364.

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 shares MLC Company)		(b) How acquired P — Purchase D — Donation	(c) Date acquired (month, day, year)	(d) Date sold (month, day, year)
1 a STOCK TRANSACTIONS		P	1/01/90	12/31/12
b CAPITAL GAIN DISTRIBUTIONS		P	VARIOUS	12/31/12
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 5,114,695.		4,965,580.	149,115.
b 17,941.			17,941.
c			
d			
e			

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Gains (Column (h) gain minus column (k), but not less than -0-) or Losses (from column (h))
(i) Fair Market Value as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of column (i) over column (j), if any	
a			149,115.
b			17,941.
c			
d			
e			

2 Capital gain net income or (net capital loss).	<div style="border: 1px solid black; padding: 2px;"> If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7 </div>		2	167,056.
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6).	<div style="border: 1px solid black; padding: 2px;"> If gain, also enter in Part I, line 8, column (c) (see instructions). If (loss), enter -0- in Part I, line 8 </div>		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 (column (b) divided by column (c))
2011	611,954.	9,126,041.	0.067056
2010	567,688.	9,605,097.	0.059103
2009	444,350.	8,906,577.	0.049890
2008	690,164.	10,153,281.	0.067974
2007	664,704.	11,767,476.	0.056487

2 Total of line 1, column (d)	2	0.300510
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	0.060102
4 Enter the net value of noncharitable-use assets for 2012 from Part X, line 5	4	9,600,816.
5 Multiply line 4 by line 3	5	577,028.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	3,682.
7 Add lines 5 and 6	7	580,710.
8 Enter qualifying distributions from Part XII, line 4	8	516,900.

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)

1 a Exempt operating foundations described in section 4940(d)(2), check here <input type="checkbox"/> and enter 'N/A' on line 1. Date of ruling or determination letter _____ (attach copy of letter if necessary – see instrs)			
b Domestic foundations that meet the section 4940(e) requirements in Part V, check here <input type="checkbox"/> and enter 1% of Part I, line 27b		1	7,364.
c All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, column (b)			
2 Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)		2	0.
3 Add lines 1 and 2		3	7,364.
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	7,364.
6 Credits/Payments.			
a 2012 estimated tax pmts and 2011 overpayment credited to 2012	6 a	9,040.	
b Exempt foreign organizations – tax withheld at source	6 b		
c Tax paid with application for extension of time to file (Form 8868)	6 c		
d Backup withholding erroneously withheld	6 d		
7 Total credits and payments. Add lines 6a through 6d	7	9,040.	
8 Enter any penalty for underpayment of estimated tax. Check here <input type="checkbox"/> if Form 2220 is attached	8		
9 Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	9	0.	
10 Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	1,676.	
11 Enter the amount of line 10 to be. Credited to 2013 estimated tax <u>1,676.</u> Refunded	11	0.	

Part VII-A Statements Regarding Activities

	Yes	No
1 a 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?		X
b Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see the instructions for definition)?		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?		X
d Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year. (1) On the foundation <u>\$ 0.</u> (2) On foundation managers <u>\$ 0.</u>		
e Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers <u>\$ 0.</u>		
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		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		X
4 a Did the foundation have unrelated business gross income of \$1,000 or more during the year?		X
b If 'Yes,' has it filed a tax return on Form 990-T for this year?		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.		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, column (c), and Part XV	7 X	
8 a Enter the states to which the foundation reports or with which it is registered (see instructions) <u>GA</u>		
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	8 b 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

BAA

Form 990-PF (2012)

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? Website address <u>N/A</u>	13	X	
14	The books are in care of <u>SUNTRUST BANK, MIDDLE GA, N.A.</u> Telephone no. <u>478-741-2265</u> Located at <u>P. O. BOX 4248, MACON, GEORGIA</u> ZIP + 4 <u>31208</u>			
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 <u>15</u>	N/A		
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? See the instructions for exceptions and filing requirements for Form TD F 90-22.1. If 'Yes,' enter the name of the foreign country <u></u>	16		X

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
1 a 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?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> 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)?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> 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)	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> 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)? Organizations relying on a current notice regarding disaster assistance check here <u></u>	1 b	N/A
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?	1 c	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? If 'Yes,' list the years <u>20</u> , <u>20</u> , <u>20</u> , <u>20</u>	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
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.)	2 b	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. <u>20</u> , <u>20</u> , <u>20</u> , <u>20</u>		
3 a Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> 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)	3 b	N/A
4 a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4 a	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?	4 b	X

BAA

Form 990-PF (2012)

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 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?

N/A

7b

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors

1 List all officers, directors, trustees, foundation managers and their compensation (see 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
SEE STATEMENT 5		12,907.	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

0

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	1 a	9,421,726.
b	Average of monthly cash balances	1 b	325,295.
c	Fair market value of all other assets (see instructions)	1 c	
d	Total (add lines 1a, b, and c)	1 d	9,747,021.
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1 e	0.
2	Acquisition indebtedness applicable to line 1 assets	2	0.
3	Subtract line 2 from line 1d	3	9,747,021.
4	Cash deemed held for charitable activities. Enter 1-1/2% of line 3 (for greater amount, see instructions)	4	146,205.
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	9,600,816.
6	Minimum investment return. Enter 5% of line 5	6	480,041.

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	480,041.
2a	Tax on investment income for 2012 from Part VI, line 5	2 a	7,364.
b	Income tax for 2012. (This does not include the tax from Part VI.)	2 b	
c	Add lines 2a and 2b	2 c	7,364.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	472,677.
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	472,677.
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	472,677.

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	1 a	516,900.
b	Program-related investments – total from Part IX-B	1 b	
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)	3 a	
b	Cash distribution test (attach the required schedule)	3 b	
4	Qualifying distributions. Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	516,900.
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	
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	516,900.

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.

BAA

Form 990-PF (2012)

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				472,677.
2 Undistributed income, if any, as of the end of 2012:				
a Enter amount for 2011 only			0.	
b Total for prior years 20__, 20__, 20__		0.		
3 Excess distributions carryover, if any, to 2012				
a From 2007				
b From 2008				
c From 2009				
d From 2010	39,099.			
e From 2011	142,030.			
f Total of lines 3a through e	181,129.			
4 Qualifying distributions for 2012 from Part XII, line 4. ▶ \$ 516,900.				
a Applied to 2011, but not more than line 2a			0.	
b Applied to undistributed income of prior years (Election required — see instructions)		0.		
c Treated as distributions out of corpus (Election required — see instructions)	0.			
d Applied to 2012 distributable amount				472,677.
e Remaining amount distributed out of corpus	44,223.			
5 Excess distributions carryover applied to 2012 (If an amount appears in column (d), the same amount must be shown in column (a).)	0.			0.
6 Enter the net total of each column as indicated below:				
a Corpus. Add lines 3f, 4c, and 4e. Subtract line 5	225,352.			
b Prior years' undistributed income. Subtract line 4b from line 2b		0.		
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		0.		
d Subtract line 6c from line 6b. Taxable amount — see instructions		0.		
e Undistributed income for 2011. Subtract line 4a from line 2a. Taxable amount — see instructions			0.	
f Undistributed income for 2012. Subtract lines 4d and 5 from line 1. This amount must be distributed in 2013				0.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see instructions)	0.			
8 Excess distributions carryover from 2007 not applied on line 5 or line 7 (see instructions).	0.			
9 Excess distributions carryover to 2013. Subtract lines 7 and 8 from line 6a	225,352.			
10 Analysis of line 9:				
a Excess from 2008				
b Excess from 2009				
c Excess from 2010	39,099.			
d Excess from 2011	142,030.			
e Excess from 2012	44,223.			

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

N/A

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 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)

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

Tax year	Prior 3 years			(e) Total
(a) 2012	(b) 2011	(c) 2010	(d) 2009	
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

SEE STATEMENT 6

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

SEE STATEMENT FOR LINE 2A

- c** Any submission deadlines

SEE STATEMENT FOR LINE 2A

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

SEE STATEMENT FOR LINE 2A

Part XV Supplementary Information (continued)**3** Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year SEE STATEMENT 7				
Total			▶ 3a	516,900.
b Approved for future payment				
Total			▶ 3b	

2012

FEDERAL STATEMENTS

PAGE 1

CLIENT 3307277

JAMES HYDE PORTER TESTAMENTARY TRUST

58-6034882

5/13/13

09.42AM

STATEMENT 1
FORM 990-PF, PART I, LINE 16A
LEGAL FEES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
TOTAL	\$ 1,040.	\$ 1,040.	\$ 0.	\$ 0.

STATEMENT 2
FORM 990-PF, PART I, LINE 16B
ACCOUNTING FEES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
TAX RETURN PREP FEE	\$ 2,950.	\$ 2,950.	\$ 0.	\$ 0.
TOTAL	\$ 2,950.	\$ 2,950.	\$ 0.	\$ 0.

STATEMENT 3
FORM 990-PF, PART I, LINE 18
TAXES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
EXCISE TAX	\$ 7,364.	\$ 7,364.		
FOREIGN TAX	2,674.	2,674.		
TOTAL	\$ 10,038.	\$ 10,038.	\$ 0.	\$ 0.

STATEMENT 4
FORM 990-PF, PART I, LINE 23
OTHER EXPENSES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
ADMINISTRATIVE EXPENSES	\$ 380.	\$ 380.		
TOTAL	\$ 380.	\$ 380.	\$ 0.	\$ 0.

CLIENT 3307277

JAMES HYDE PORTER TESTAMENTARY TRUST

58-6034882

5/13/13

09.42AM

STATEMENT 5
FORM 990-PF, PART VIII, LINE 1
LIST OF OFFICERS, DIRECTORS, TRUSTEES, AND KEY EMPLOYEES

NAME AND ADDRESS	TITLE AND AVERAGE HOURS PER WEEK DEVOTED	COMPEN- SATION	CONTRI- BUTION TO EBP & DC	EXPENSE ACCOUNT/ OTHER
SUNTRUST BANK, MIDDLE GA, N.A. P. O. BOX 4248 MACON, GA 31208	TRUSTEE 5.00	\$ 12,907.	\$ 0.	\$ 0.
MAYOR ROBERT REICHERT PO BOX 4248 MACON, GA 31208	MANAGER 1.00	0.	0.	0.
DR FLEETWOOD MADDOX PO BOX 4248 MACON, GA 31208	MANAGER 1.00	0.	0.	0.
MS ELIZABETH J. POPE PO BOX 4248 MACON, GA 31208	MANAGER 1.00	0.	0.	0.
MS KATHY MORGAN PO BOX 4248 MACON, GA 31208	MANAGER 1.00	0.	0.	0.
REV. BILLY WADE PO BOX 4248 MACON, GA 31208	MANAGER 1.00	0.	0.	0.
MAYOR RONNIE JOHNSON PO BOX 4248 MACON, GA 31208	MANAGER 1.00	0.	0.	0.
MR. SAMUAL HART, SR. P.O. BOX 4248 MACON, GA 31208	MANAGER 1.00	0.	0.	0.
MS SANDY MATSON PO BOX 4248 MACON, GA 31208	MANAGER 1.00	0.	0.	0.
MR LEONARD BEVILL PO BOX 4248 MACON, GA 31208	MANAGER 1.00	0.	0.	0.
MS JANE MILLER PO BOX 4248 MACON, GA 31208	MANAGER 1.00	0.	0.	0.
DR. HENRY PATTON PO BOX 4248 MACON, GA 31208	MANAGER 1.00	0.	0.	0.

TOTAL \$ 12,907. \$ 0. \$ 0.

CLIENT 3307277

JAMES HYDE PORTER TESTAMENTARY TRUST

58-6034882

5/13/13

09 42AM

STATEMENT 6
FORM 990-PF, PART XV, LINE 2A-D
APPLICATION SUBMISSION INFORMATION

NAME OF GRANT PROGRAM: JAMES H. PORTER CHARITABLE TRUST GRANT
 NAME: JAMES H. PORTER TRUST
 CARE OF: SUNTRUST BANK, MIDDLE GEORGIA
 STREET ADDRESS: 606 CHERRY STREET
 CITY, STATE, ZIP CODE: MACON, GA 31201
 TELEPHONE: 478-755-5133
 E-MAIL ADDRESS:
 FORM AND CONTENT: SEE GRANT APPLICATION
 SUBMISSION DEADLINES: APRIL 20
 RESTRICTIONS ON AWARDS: SEE ATTACHED

STATEMENT 7
FORM 990-PF, PART XV, LINE 3A
RECIPIENT PAID DURING THE YEAR

NAME AND ADDRESS	DONEE RELATIONSHIP	FOUND- ATION STATUS	PURPOSE OF GRANT	AMOUNT
NEWTON COUNTY LIBRARY 7116 FLOYD ST NE COVINGTON, GA 30014			OPERATION GRANT	\$ 36,000.
PORTER UNITED METHODIST CHURCH 3 COTTON AVENUE PORTERDALE, GA 30070			OPERATION GRANT	1,800.
GEORGIA JUSTICE PROJECT 438 EDGEWOOD AVE ATLANTA, GA 30312			OPERATION GRANT	10,000.
NEWTON CO. HIGH SCHOLARSHIP 140 RAM DRIVE COVINGTON, GA 30014			OPERATION GRANT	1,000.
COVINGTON/CONYERS CHORAL GLD 903 MAIN STREET CONYERS, GA 30013			OPERATION GRANT	2,500.
NEWTON COUNTY MIRACLE 8134 GEIGER STREET COVINGTON, GA 30014			OPERATION GRANT	2,000.
WESLEYAN COLLEGE 4760 FORSYTH RD MACON, GA 31210			OPERATION GRANT	51,800.
COMMUNITY ARTS ASSOCIATION 7116 FLOYD STREET COVINGTON, GA 30014			OPERATION GRANT	30,000.

2012

FEDERAL STATEMENTS

PAGE 4

CLIENT 3307277

JAMES HYDE PORTER TESTAMENTARY TRUST

58-6034882

5/13/13

09.42AM

STATEMENT 7 (CONTINUED)
FORM 990-PF, PART XV, LINE 3A
RECIPIENT PAID DURING THE YEAR

NAME AND ADDRESS	DONEE RELATIONSHIP	FOUND- ATION STATUS	PURPOSE OF GRANT	AMOUNT
NEWTOWN MACON 479 CHERRY STREET MACON, GA 31201			OPERATION GRANT	\$ 30,000.
MUSEUM OF ARTS AND SCIENCES 4182 FORSYTH RD MACON, GA 31204			OPERATION GRANT	50,000.
JH PORTER LIBRARY FUND 8134 GEIGER STREET COVINGTON, GA 30014			OPERATION GRANT	500.
PORTER MEMORIAL BAPT CHURCH 90-40TH STREET COLUMBUS, GA 31904			OPERATION GRANT	1,800.
REBUILDING MACON INC 3864 LAKE STREET MACON, GA 31204			OPERATION GRANT	10,000.
MACON HABITAT FOR HUMANITY 690 HOLT AVENUE MACON, GA 31201			OPERATION GRANT	4,000.
MACON VOLUNTEER CLINIC, INC 376 ROGERS AVENUE MACON, GA 31204			OPERATION GRANT	32,500.
GIRL SCOUTS OF HISTORIC GEORGIA 6869 COLUMBUS RD LIZELLA, GA 31052			OPERATION GRANT	15,000.
WESLEY GLENN MINISTRIES MACON, GA 31210			OPERATION GRANT	7,500.
PORTER ELLIS COMMUNITY CENTER MACON, GA,			OPERATION GRANT	12,500.
FRIENDS OF THE DOUGLAS 355 MARTIN LUTHER KING DRIVE MACON, GA 31201			OPERATION GRANT	5,000.
NEWTON CTY COMM PARTNERSHIP COVINGTON, GA 30014			OPERATION GRANT	12,500.
BIG BROTHERS/BIG SISTERS 777 WALNUT ST MACON, GA 31201			OPERATION GRANT	10,000.

2012

FEDERAL STATEMENTS

PAGE 5

CLIENT 3307277

JAMES HYDE PORTER TESTAMENTARY TRUST

58-6034882

5/13/13

09.42AM

STATEMENT 7 (CONTINUED)
FORM 990-PF, PART XV, LINE 3A
RECIPIENT PAID DURING THE YEAR

NAME AND ADDRESS	DONEE RELATIONSHIP	FOUND- ATION STATUS	PURPOSE OF GRANT	AMOUNT
BIBB COUNTY DFCS MACON, GA,			OPERATION GRANT	\$ 10,000.
MENTORS PROJECT OF BIBB COUNTY P.O. BOX 13750 MACON, GA 31208			OPERATION GRANT	15,000.
METHODIST HOME FOR CHILDREN 304 PIERCE AVENUE MACON, GA 31204			OPERATION GRANT	20,000.
MACON SYMPHONY ORCHESTRA 400 POPLAR STREET MACON, GA 31201			OPERATION GRANT	15,000.
MACON RESCUE MISSION MACON, GA 31201			OPERATION GRANT	6,500.
WILLING HELPERS 8111 BROWN RIDGE RD COVINGTON, GA 30014			OPERATION GRANT	20,000.
BROTHER'S KEEPERS INC 11677 BROWN RIDGE DRIVE COVINGTON, GA 30016			OPERATION GRANT	10,000.
FRIENDS OF NEWTON PARKS, INC P.O. BOX 87 COVINGTON, GA 30015			OPERATION GRANT	2,000.
COMMUNITY RESOURCE CENTER COVINGTON, GA,			OPERATION GRANT	5,000.
MACON LITTLE THEATER 4220 FORSYTH RD MACON, GA 31210			OPERATION GRANT	19,000.
CAMPUS CLUB 3001 MERCER UNIV. DRIVE MACON, GA 31207			OPERATION GRANT	15,000.
PREVENT CHILD ABUSE NEWTON 8134 GEIGER ST. #6 COVINGTON, GA 30014			OPERATION GRANT	3,000.
BIG O YOUTH EDUCATIONAL DREAM MARTIN LUTHER KING BLVD MACON, GA 31201			OPERATION GRANT	6,000.

2012

FEDERAL STATEMENTS

PAGE 6

CLIENT 3307277

JAMES HYDE PORTER TESTAMENTARY TRUST

58-6034882

5/13/13

09.42AM

STATEMENT 7 (CONTINUED)
FORM 990-PF, PART XV, LINE 3A
RECIPIENT PAID DURING THE YEAR

<u>NAME AND ADDRESS</u>	<u>DONEE RELATIONSHIP</u>	<u>FOUND- ATION STATUS</u>	<u>PURPOSE OF GRANT</u>	<u>AMOUNT</u>
A CHILD'S VOICE ADVOCACY CENTER 1132 USHER STREET COVINGTON, GA 30014			OPERATION GRANT	\$ 10,000.
NEWTON COUNTY TRAIL-PATH, INC, COVINGTON, GA 30014			OPERATION GRANT	2,000.
NEWTON MENTORING, INC 2101 CLARK STREET COVINGTON, GA 30014			OPERATION GRANT	5,000.
PETRA FOUNDATION 8111 BROWN BRIDGE RD COVINGTON, GA 30014			OPERATION GRANT	5,000.
CENTRAL GEORGIA COUNCIL BOY SCOUTS OF AM 4335 CONFEDERATE WAY MACON, GA 31201			OPERATION GRANT	15,000.
COMMUNITY FOUNDATION OF CENTRAL GEORGIA MARTIN LUTHER KING BLVD MACON, GA 31210			OPERATION GRANT	7,000.

TOTAL \$ 516,900.