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 , and ending

Name of foundation: MAGINNIS CHARITABLE FOUNDATION

A Employer identification number: 93-1105853

Number and street (or P O box number if mail is not delivered to street address): 3927 NW FALL CREEK PLACE

Room/suite:

B Telephone number: (503)699-1362

City or town, state, and ZIP code: PORTLAND, OR 97229

C If exemption application is pending, check here ▶ ☐

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

D 1. Foreign organizations, check here ▶ ☐

2. Foreign organizations meeting the 85% test, check here and attach computation ▶ ☐

H Check type of organization ☒ Section 501(c)(3) exempt private foundation

☐ Section 4947(a)(1) nonexempt charitable trust ☐ Other taxable private foundation

E If private foundation status was terminated under section 507(b)(1)(A), check here ▶ ☐

I Fair market value of all assets at end of year *(from Part II, col. (c), line 16)* ▶$ 1,789,284.

J Accounting method ☒ Cash ☐ Accrual ☐ Other (specify)

(Part I, column (d) must be on cash basis.)

F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here ▶ ☐

Part I **Analysis of Revenue and Expenses** (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a))

			(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				
	2	Check ▶ ☒ if the foundation is not required to attach Sch B				
	3	Interest on savings and temporary cash investments	1.	1.	1.	Statement 1
	4	Dividends and interest from securities	211.	211.	211.	Statement 2
	5a	Gross rents				
	b	Net rental income or (loss)				
	6a	Net gain or (loss) from sale of assets not on line 10	6,481.			
	b	Gross sales price for all assets on line 6a 20,869,580.				
	7	Capital gain net income (from Part IV, line 2)		6,481.		
	8	Net short-term capital gain			6,481.	
	9	Income modifications				
	10a	Gross sales less returns and allowances				
	b	Less Cost of goods sold				
	c	Gross profit or (loss)				
	11	Other income				
	12	**Total.** Add lines 1 through 11	6,693.	6,693.	6,693.	
Operating and Administrative Expenses	13	Compensation of officers, directors, trustees, etc	0.	0.	0.	0.
	14	Other employee salaries and wages	36,738.	0.	0.	0.
	15	Pension plans, employee benefits				
	16a	Legal fees Stmt 3	707.	0.	0.	0.
	b	Accounting fees Stmt 4	1,000.	0.	0.	0.
	c	Other professional fees				
	17	Interest				
	18	Taxes Stmt 5	210.	0.	0.	0.
	19	Depreciation and depletion	17,956.	0.	17,956.	
	20	Occupancy				
	21	Travel, conferences, and meetings				
	22	Printing and publications				
	23	Other expenses Stmt 6	44,886.	0.	0.	0.
	24	**Total operating and administrative expenses.** Add lines 13 through 23	101,497.	0.	17,956.	0.
	25	Contributions, gifts, grants paid	2,500.			2,500.
	26	**Total expenses and disbursements.** Add lines 24 and 25	103,997.	0.	17,956.	2,500.
	27	Subtract line 26 from line 12:				
	a	Excess of revenue over expenses and disbursements	-97,304.			
	b	**Net investment income** (if negative, enter -0-)		6,693.		
	c	**Adjusted net income** (if negative, enter -0-)			0.	

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12-05-12 LHA **For Paperwork Reduction Act Notice, see instructions.**

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

			Beginning of year	End of year	
			(a) Book Value	(b) Book Value	(c) Fair Market Value
Assets	1	Cash - non-interest-bearing	6,968.	29,536.	29,536.
	2	Savings and temporary cash investments			
	3	Accounts receivable ▶			
		Less allowance for doubtful accounts ▶			
	4	Pledges receivable ▶			
		Less allowance for doubtful accounts ▶			
	5	Grants receivable			
	6	Receivables due from officers, directors, trustees, and other disqualified persons			
	7	Other notes and loans receivable ▶			
		Less allowance for doubtful accounts ▶			
	8	Inventories for sale or use			
	9	Prepaid expenses and deferred charges			
	10a	Investments - U S and state government obligations			
	b	Investments - corporate stock Stmt 7	0.	39,359.	40,450.
	c	Investments - corporate bonds			
	11	Investments - land, buildings, and equipment basis ▶			
		Less accumulated depreciation ▶			
	12	Investments - mortgage loans			
	13	Investments - other Stmt 8	1,384,591.	1,086,551.	1,086,551.
	14	Land, buildings, and equipment basis ▶ 752,520.			
		Less accumulated depreciation ▶ 119,773.	493,938.	632,747.	632,747.
	15	Other assets (describe ▶)			
	16	Total assets (to be completed by all filers)	1,885,497.	1,788,193.	1,789,284.
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			
	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	1,885,497.	1,788,193.	
	28	Paid-in or capital surplus, or land, bldg , and equipment fund	0.	0.	
	29	Retained earnings, accumulated income, endowment, or other funds	0.	0.	
	30	**Total net assets or fund balances**	1,885,497.	1,788,193.	
	31	**Total liabilities and net assets/fund balances**	1,885,497.	1,788,193.	

Part III Analysis of Changes in Net Assets or Fund Balances

1	Total net assets or fund balances at beginning of year - Part II, column (a), line 30 (must agree with end-of-year figure reported on prior year's return)	1	1,885,497.
2	Enter amount from Part I, line 27a	2	-97,304.
3	Other increases not included in line 2 (itemize) ▶	3	0.
4	Add lines 1, 2, and 3	4	1,788,193.
5	Decreases not included in line 2 (itemize) ▶	5	0.
6	Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	1,788,193.

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 ATTACHED SCHEDULE	P	Various	Various
b	WASH SALE - SEE ATTACHED SCHEDULE	P	Various	Various
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	13,903,550.		13,944,781.	-41,231.
b	6,966,030.		6,918,318.	47,712.
c				
d				
e				

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69

	(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	(l) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))
a				-41,231.
b				47,712.
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 6,481.

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) If (loss), enter -0- in Part I, line 8 } 3 6,481.

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	10,000.	1,166,360.	.008574
2010	29,500.	964,020.	.030601
2009	129,450.	1,052,264.	.123020
2008	90,205.	1,091,206.	.082665
2007	74,464.	971,628.	.076638

2	Total of line 1, column (d)	2	.321498
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	.064300
4	Enter the net value of noncharitable-use assets for 2012 from Part X, line 5	4	1,254,400.
5	Multiply line 4 by line 3	5	80,658.
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	67.
7	Add lines 5 and 6	7	80,725.
8	Enter qualifying distributions from Part XII, line 4	8	2,500.

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	134.
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	0.
3	Add lines 1 and 2			3	134.
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	134.
6	Credits/Payments				
a	2012 estimated tax payments and 2011 overpayment credited to 2012	6a	407.		
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	407.
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	273.
11	Enter the amount of line 10 to be **Credited to 2013 estimated tax** ▶ 273. **Refunded** ▶			11	0.

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 definition)? *If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities.*	1b		X
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 ▶ $ 0. **(2)** On foundation managers ▶ $ 0.			
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers ▶ $ 0.			
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? N/A	4b		
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) ▶ OR			
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

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? N/A	13		

Website address ▶ N/A

14 The books are in care of ▶ J. MICHAEL MAGINNIS Telephone no ▶(503) 699-1362

Located at ▶3927 NW FALLCREEK PLACE, PORTLAND, OR ZIP+4 ▶97229

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 N/A

			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		X
	See the instructions for exceptions and filing requirements for Form TD F 90-22 1 If "Yes," enter the name of the foreign country ▶			

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

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

			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)? N/A	1b		
	Organizations relying on a current notice regarding disaster assistance check here ▶☐			
c	Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 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) N/A	2b		
c	If the provisions of section 4942(a)(2) are being applied to **any** of the years listed in 2a, list the years here ▶ ______, ______, ______, ______			
3a	Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? ☐ Yes ☒ No			
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.)* N/A	3b		
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a		X
b	Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 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)? ☐ 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)? N/A | 5b | |

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.

(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
J. MICHAEL MAGINNIS 3927 NW FALLCREEK PLACE PORTLAND, OR 97229	TRUSTEE 10.00	0.	0.	0.
JAN MAGINNIS 3927 NW FALLCREEK PLACE PORTLAND, OR 97229	TRUSTEE 10.00	0.	0.	0.
PATRICK MAGINNIS 16410 SW NIGHTHAWK DRIVE BEAVERTON, OR 97007	TRUSTEE 10.00	0.	0.	0.
BRIAN MAGINNIS 14690 SW JENSHIRE LANE TIGARD, OR 97223	TRUSTEE 10.00	0.	0.	0.

2 Compensation of five highest-paid employees (other than those included on line 1). 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 VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors *(continued)*

3 Five highest-paid independent contractors for professional services. If none, enter "NONE."

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

Total number of others receiving over $50,000 for professional services ▶ 0

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 OPERATES A RESIDENTIAL FACILITY FOR THE MENTALLY DISABLED.	101,414.
2	
3	
4	

Part IX-B Summary of Program-Related Investments

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2	Amount
1 N/A	
2	
All other program-related investments See instructions. 3	
Total. Add lines 1 through 3 ▶	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			1a	19,680.
b	Average of monthly cash balances			1b	1,253,823.
c	Fair market value of all other assets			1c	
d	**Total** (add lines 1a, b, and c)			1d	1,273,503.
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1e	0.		
2	Acquisition indebtedness applicable to line 1 assets			2	0.
3	Subtract line 2 from line 1d			3	1,273,503.
4	Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see instructions)			4	19,103.
5	**Net value of noncharitable-use assets** Subtract line 4 from line 3 Enter here and on Part V, line 4			5	1,254,400.
6	**Minimum investment return.** Enter 5% of line 5			6	62,720.

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

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	2,500.
b	Program-related investments - total from Part IX-B	1b	0.
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc , purposes	2	
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	2,500.
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	5	0.
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	2,500.

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)

N/A

	(a) Corpus	(b) Years prior to 2011	(c) 2011	(d) 2012
1 Distributable amount for 2012 from Part XI, line 7				
2 Undistributed income, if any, as of the end of 2012				
a Enter amount for 2011 only				
b Total for prior years: ______ , ______ , ______				
3 Excess distributions carryover, if any, to 2012				
a From 2007				
b From 2008				
c From 2009				
d From 2010				
e From 2011				
f Total of lines 3a through e				
4 Qualifying distributions for 2012 from Part XII, line 4 ▶ $ ______				
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				
e Remaining amount distributed out of corpus				
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				
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 instr				
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)				
8 Excess distributions carryover from 2007 not applied on line 5 or line 7				
9 Excess distributions carryover to 2013. Subtract lines 7 and 8 from line 6a				
10 Analysis of line 9				
a Excess from 2008				
b Excess from 2009				
c Excess from 2010				
d Excess from 2011				
e Excess from 2012				

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

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 ▶ 06/02/93

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
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	0.	3,550.	48,201.	29,937.	81,688.
b 85% of line 2a	0.	3,018.	40,971.	25,446.	69,435.
c Qualifying distributions from Part XII, line 4 for each year listed	2,500.	10,000.	29,500.	129,888.	171,888.
d Amounts included in line 2c not used directly for active conduct of exempt activities	0.	0.	0.	0.	0.
e Qualifying distributions made directly for active conduct of exempt activities Subtract line 2d from line 2c	2,500.	10,000.	29,500.	129,888.	171,888.
3 Complete 3a, b, or c for the alternative test relied upon					
a "Assets" alternative test - enter					
(1) Value of all assets					0.
(2) Value of assets qualifying under section 4942(j)(3)(B)(i)					0.
b "Endowment" alternative test - enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed	41,813.	38,879.	32,134.	35,075.	147,901.
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)					0.
(2) Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii)					0.
(3) Largest amount of support from an exempt organization					0.
(4) Gross investment income					0.

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

N/A

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

N/A

c Any submission deadlines

N/A

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

N/A

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				
HORIZON COMMUNITY CHURCH PO BOX 3690 TUALATIN, OR 97062		501(C)3	DONATION	
ST PIUS X CAPITAL CAMPAIGN	NONE			2,500.
Total			▶ 3a	2,500.
b Approved for future payment None				
Total			▶ 3b	0.

223611
12-05-12

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
	(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					1.
4 Dividends and interest from securities					211.
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					6,481.
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue					
a					
b					
c					
d					
e					
12 Subtotal Add columns (b), (d), and (e)		0.		0.	6,693.

13 Total. Add line 12, columns (b), (d), and (e) 13 6,693.

(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)
3	INTEREST EARNED ON FUNDS HELD FOR CHARITABLE PURPOSES
4	DIVIDENDS AND INTEREST EARNED FROM INVESTMENTS HELD FOR OPERATIONAL
	EXPENSES OF RESIDENTIAL FACILITY
8	CAPITAL LOSSES ON SALES OF INVESTMENTS HELD FOR OPERATIONAL EXPENSES

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	

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
N/A		

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

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

▶ 4/3/13 ▶ President

Signature of officer or trustee | Date | Title

Paid Preparer Use Only

Print/Type preparer's name: JOHN B. SOUTHWORTH III

Preparer's signature: CPA

Date: 3/30/2013

Check ☐ if self-employed

PTIN: P00084787

Firm's name ▶ MACK, ROBERTS & CO., L.L.C.

Firm's EIN ▶ 93-1159640

Firm's address ▶ 111 SW COLUMBIA STREET, SUITE 700
PORTLAND, OR 97201

Phone no (503) 224-0860

Form 990-PF Interest on Savings and Temporary Cash Investments Statement 1

Source	Amount
BANK OF AMERICA	1.
Total to Form 990-PF, Part I, line 3, Column A	1.

Form 990-PF Dividends and Interest from Securities Statement 2

Source	Gross Amount	Capital Gains Dividends	Column (A) Amount
FIDELITY DIVIDENDS	98.	0.	98.
FIDELITY INTEREST	113.	0.	113.
Total to Fm 990-PF, Part I, ln 4	211.	0.	211.

Form 990-PF Legal Fees Statement 3

Description	(a) Expenses Per Books	(b) Net Investment Income	(c) Adjusted Net Income	(d) Charitable Purposes
LEGAL FEES	707.	0.	0.	0.
To Fm 990-PF, Pg 1, ln 16a	707.	0.	0.	0.

Form 990-PF Accounting Fees Statement 4

Description	(a) Expenses Per Books	(b) Net Investment Income	(c) Adjusted Net Income	(d) Charitable Purposes
ACCOUNTING FEES	1,000.	0.	0.	0.
To Form 990-PF, Pg 1, ln 16b	1,000.	0.	0.	0.

Form 990-PF Taxes Statement 5

Description	(a) Expenses Per Books	(b) Net Investment Income	(c) Adjusted Net Income	(d) Charitable Purposes
TAXES & LICENSES	210.	0.	0.	0.
To Form 990-PF, Pg 1, ln 18	210.	0.	0.	0.

Form 990-PF Other Expenses Statement 6

Description	(a) Expenses Per Books	(b) Net Investment Income	(c) Adjusted Net Income	(d) Charitable Purposes
PAYROLL TAX EXPENSES	3,641.	0.	0.	0.
HOUSE EXPENSES	24,084.	0.	0.	0.
OUTSIDE SERVICES	1,022.	0.	0.	0.
BANK CHARGES	25.	0.	0.	0.
REPAIRS AND MAINTENANCE	6,630.	0.	0.	0.
AUTO EXPENSE	105.	0.	0.	0.
PROPERTY TAX EXPENSE	9,379.	0.	0.	0.
To Form 990-PF, Pg 1, ln 23	44,886.	0.	0.	0.

Form 990-PF Corporate Stock Statement 7

Description	Book Value	Fair Market Value
STOCKS IN FIDELITY ACCOUNT	39,359.	40,450.
Total to Form 990-PF, Part II, line 10b	39,359.	40,450.

Form 990-PF Other Investments Statement 8

Description	Valuation Method	Book Value	Fair Market Value
FIDELITY CASH	COST	1,086,551.	1,086,551.
Total to Form 990-PF, Part II, line 13		1,086,551.	1,086,551.

Form **4562**

Department of the Treasury
Internal Revenue Service (99)

Depreciation and Amortization

990PF

(Including Information on Listed Property)

▶ See separate instructions. ▶ Attach to your tax return.

OMB No 1545-0172

2012

Attachment
Sequence No **179**

Name(s) shown on return	Business or activity to which this form relates	Identifying number
MAGINNIS CHARITABLE FOUNDATION	Form 990-PF Page 1	93-1105853

Part I **Election To Expense Certain Property Under Section 179** **Note:** *If you have any listed property, complete Part V before you complete Part I*

1	Maximum amount (see instructions)	1	500,000.
2	Total cost of section 179 property placed in service (see instructions)	2	
3	Threshold cost of section 179 property before reduction in limitation	3	2,000,000.
4	Reduction in limitation. Subtract line 3 from line 2. If zero or less, enter -0-	4	
5	Dollar limitation for tax year Subtract line 4 from line 1 If zero or less, enter -0- If married filing separately, see instructions	5	

6 (a) Description of property	(b) Cost (business use only)	(c) Elected cost

7	Listed property. Enter the amount from line 29	7	
8	Total elected cost of section 179 property. Add amounts in column (c), lines 6 and 7	8	
9	Tentative deduction. Enter the **smaller** of line 5 or line 8	9	
10	Carryover of disallowed deduction from line 13 of your 2011 Form 4562	10	
11	Business income limitation. Enter the smaller of business income (not less than zero) or line 5	11	
12	Section 179 expense deduction. Add lines 9 and 10, but do not enter more than line 11	12	
13	Carryover of disallowed deduction to 2013. Add lines 9 and 10, less line 12 ▶	13	

Note: *Do not use Part II or Part III below for listed property Instead, use Part V.*

Part II **Special Depreciation Allowance and Other Depreciation (Do not** include listed property.)

14	Special depreciation allowance for qualified property (other than listed property) placed in service during the tax year	14	
15	Property subject to section 168(f)(1) election	15	
16	Other depreciation (including ACRS)	16	

Part III **MACRS Depreciation (Do not** include listed property.) (See instructions.)

Section A

17	MACRS deductions for assets placed in service in tax years beginning before 2012	17	12,302.
18	If you are electing to group any assets placed in service during the tax year into one or more general asset accounts, check here ▶ ☐		

Section B - Assets Placed in Service During 2012 Tax Year Using the General Depreciation System

(a) Classification of property	(b) Month and year placed in service	(c) Basis for depreciation (business/investment use only - see instructions)	(d) Recovery period	(e) Convention	(f) Method	(g) Depreciation deduction
19a 3-year property						
b 5-year property						
c 7-year property						
d 10-year property						
e 15-year property						
f 20-year property						
g 25-year property			25 yrs.		S/L	
h Residential rental property	01 /12	111,304.	27.5 yrs.	MM	S/L	3,879.
	/		27.5 yrs.	MM	S/L	
i Nonresidential real property	/		39 yrs.	MM	S/L	
	/			MM	S/L	

Section C - Assets Placed in Service During 2012 Tax Year Using the Alternative Depreciation System

20a Class life					S/L	
b 12-year			12 yrs.		S/L	
c 40-year	/		40 yrs.	MM	S/L	

Part IV **Summary** (See instructions.)

21	Listed property. Enter amount from line 28	21	1,775.
22	**Total.** Add amounts from line 12, lines 14 through 17, lines 19 and 20 in column (g), and line 21. Enter here and on the appropriate lines of your return. Partnerships and S corporations - see instr.	22	17,956.
23	For assets shown above and placed in service during the current year, enter the portion of the basis attributable to section 263A costs	23	

Form 4562 (2012) MAGINNIS CHARITABLE FOUNDATION 93-1105853 Page **2**

Part V **Listed Property** (Include automobiles, certain other vehicles, certain computers, and property used for entertainment, recreation, or amusement.)

Note: *For any vehicle for which you are using the standard mileage rate or deducting lease expense, complete* **only** *24a, 24b, columns (a) through (c) of Section A, all of Section B, and Section C if applicable.*

Section A - Depreciation and Other Information (Caution: *See the instructions for limits for passenger automobiles.***)**

24a Do you have evidence to support the business/investment use claimed? ☒ **Yes** ☐ **No** **24b** If "Yes," is the evidence written? ☒ **Yes** ☐ **No**

(a) Type of property (list vehicles first)	(b) Date placed in service	(c) Business/ investment use percentage	(d) Cost or other basis	(e) Basis for depreciation (business/investment use only)	(f) Recovery period	(g) Method/ Convention	(h) Depreciation deduction	(i) Elected section 179 cost
25 Special depreciation allowance for qualified listed property placed in service during the tax year and used more than 50% in a qualified business use						25		
26 Property used more than 50% in a qualified business use:								
Honda Odyssey	073006	%	22,338.		5 yrs	200DB	1,775.	
		%						
		%						
27 Property used 50% or less in a qualified business use:								
		%				S/L -		
		%				S/L -		
		%				S/L -		
28 Add amounts in column (h), lines 25 through 27. Enter here and on line 21, page 1						28	1,775.	
29 Add amounts in column (i), line 26. Enter here and on line 7, page 1							29	

Section B - Information on Use of Vehicles

Complete this section for vehicles used by a sole proprietor, partner, or other "more than 5% owner," or related person.
If you provided vehicles to your employees, first answer the questions in Section C to see if you meet an exception to completing this section for those vehicles.

	(a) Vehicle		(b) Vehicle		(c) Vehicle		(d) Vehicle		(e) Vehicle		(f) Vehicle	
30 Total business/investment miles driven during the year (**do not** include commuting miles)												
31 Total commuting miles driven during the year												
32 Total other personal (noncommuting) miles driven												
33 Total miles driven during the year. Add lines 30 through 32												
	Yes	**No**	**Yes**	**No**	**Yes**	**No**	**Yes**	**No**	**Yes**	**No**	**Yes**	**No**
34 Was the vehicle available for personal use during off-duty hours?												
35 Was the vehicle used primarily by a more than 5% owner or related person?												
36 Is another vehicle available for personal use?												

Section C - Questions for Employers Who Provide Vehicles for Use by Their Employees

Answer these questions to determine if you meet an exception to completing Section B for vehicles used by employees who **are not** more than 5% owners or related persons.

	Yes	**No**
37 Do you maintain a written policy statement that prohibits all personal use of vehicles, including commuting, by your employees?		
38 Do you maintain a written policy statement that prohibits personal use of vehicles, except commuting, by your employees? See the instructions for vehicles used by corporate officers, directors, or 1% or more owners		
39 Do you treat all use of vehicles by employees as personal use?		
40 Do you provide more than five vehicles to your employees, obtain information from your employees about the use of the vehicles, and retain the information received?		
41 Do you meet the requirements concerning qualified automobile demonstration use?		

Note: *If your answer to 37, 38, 39, 40, or 41 is "Yes," do not complete Section B for the covered vehicles.*

Part VI **Amortization**

(a) Description of costs	(b) Date amortization begins	(c) Amortizable amount	(d) Code section	(e) Amortization period or percentage	(f) Amortization for this year
42 Amortization of costs that begins during your 2012 tax year:					
43 Amortization of costs that began before your 2012 tax year				43	
44 **Total.** Add amounts in column (f). See the instructions for where to report				44	

Fidelity INVESTMENTS

2012 Informational Tax Reporting Statement

MAGINNIS CHARITABLE FOUNDATION Account No **X46-096091** Customer Service 800-544-5704
Recipient ID No **93-1105853** Payer's Fed ID Number 04-3523567

Note: This information is not reported to the IRS. It may assist you in tax return preparation.

2012 Proceeds from Broker and Barter Exchange Transactions*

Short-term transactions (h)

(IRS Form 1099-B box numbers are shown below in **bold type**)

Action	**1a** Date of Sale or Exchange	**1b** Date of Acquisition	**1e** Quantity Sold	**2a** Sales Price of Stocks, Bonds, etc (b)	**3** Cost or Other Basis (a)	Gain/Loss (-)	**5** Wash Sale Loss Disallowed	**4 Federal Income Tax Withheld**	**13** State	**15** State Tax Withheld
8 Description, **1d** Stock or Other Symbol, CUSIP										
ANNALY CAPITAL MANAGEMENT INC COM, NLY, 035710409										
Sale	09/25/12	09/24/12	1,200 000	21,013 32	21,229 62	-216 30	216 30			
Sale	09/25/12	09/24/12	1,800 000	31,517 49	31,844 43	-326 94	108 98			
Sale	09/25/12	09/24/12	1,200 000	21,011.65	21,230 82	-219 17				
Sale	09/25/12	09/24/12	1,200 000	21,011 66	21,447 12	-435 46				
Sale	09/25/12	09/24/12	600 000	10,505 88	10,724 39	-218 51				
Subtotals				**105,060.00**	**106,476.38 (c)**					
APPLE INC, AAPL, 037833100										
Sale	03/05/12	03/05/12	400 000	217,891 30	218,419 95	-528 65	528 65			
Sale	03/05/12	03/05/12	600 000	326,836 94	327,636 00	-799 06	799 06			
Sale	03/14/12	03/14/12	400 000	232,597 45	233,200 60	-603 15	603 15			
Sale	03/14/12	03/14/12	100 000	58,149 36	58,301 18	-151 82	151 82			
Sale	04/03/12	04/03/12	100 000	62,793 49	63,007 13	-213 64	213 64			
Sale	04/03/12	04/03/12	100 000	62,788 71	63,001 18	-212 47	212 47			
Sale	04/03/12	04/03/12	300 000	188,366 13	189,006 52	-640 39	640 39			
Sale	04/03/12	04/03/12	500 000	313,943 55	315,099 97	-1,156 42	1,156 42			
Sale	04/04/12	04/04/12	100 000	62,082 96	62,671 62	-588 66	588 66			
Sale	04/04/12	04/04/12	100 000	62,082.96	62,670 44	-587 48	587 48			
Sale	04/04/12	04/04/12	100 000	62,082 95	62,688 10	-605 15	605 15			
Sale	04/04/12	04/04/12	700 000	434,599 40	438,756 63	-4,157 23	4,157 23			
Sale	04/10/12	04/10/12	100 000	62,977 61	63,821 61	-844 00	844 00			

***Our records indicate that you are an exempt recipient for 1099 reporting purposes. This statement provided is based on IRS information reporting requirements for individuals as of the preparation date and is NOT furnished to the IRS. You may be subject to different income tax reporting requirements. Please contact your tax advisor if you have any questions.**

Fidelity INVESTMENTS

2012 Informational Tax Reporting Statement

MAGINNIS CHARITABLE FOUNDATION
Account No **X46-096091** Customer Service 800-544-5704
Recipient ID No **93-1105853** Payer's Fed ID Number 04-3523567

Note: This information is not reported to the IRS. It may assist you in tax return preparation.

2012 Proceeds from Broker and Barter Exchange Transactions*

Short-term transactions (h)

(IRS Form 1099-B box numbers are shown below in **bold type**)

8 Description, **1d** Stock or Other Symbol, CUSIP

Action	**1a** Date of Sale or Exchange	**1b** Date of Acquisition	**1e** Quantity Sold	**2a** Sales Price of Stocks, Bonds, etc (b)	**3** Cost or Other Basis (a)	Gain/Loss (-)	**5** Wash Sale Loss Disallowed	**4 Federal Income Tax Withheld**	**13** State	**15** State Tax Withheld
APPLE INC, AAPL, 037833100										
Sale	04/10/12	04/10/12	100.000	62,977 61	63,814 48	-836 87	836 87			
Sale	04/11/12	04/10/12	100 000	62,665 59	64,920 05	-2,254 46	2,254 46			
Sale	04/11/12	04/10/12	100 000	62,660 04	64,908 40	-2,248 36	2,248 36			
Sale	04/11/12	04/10/12	300 000	188,034 28	194,672 35	-6,638 07	2,212 69			
Sale	04/12/12	04/12/12	100 000	62,637 51	63,417 39	-779 88				
Sale	04/12/12	04/12/12	100 000	62,637 51	63,409 94	-772 43				
Sale	04/12/12	04/12/12	100 000	62,637 49	63,409 84	-772 35				
Sale	04/12/12	04/12/12	200 000	125,275 02	127,297 67	-2,022 65				
Sale	04/17/12	04/12/12	100 000	57,704 85	62,766 64(g)	-5,061 79				
Sale	04/20/12	04/12/12	100 000	57,502 90	62,760 53(g)	-5,257 63				
Sale	04/20/12	04/15/12	100 000	57,502 89	61,239 64(g)	-3,736 75				
Sale	05/24/12	05/23/12	400 000	226,708 60	223,449 95	3,258 65				
Sale	05/24/12	05/23/12	100 000	56,677.15	55,869 94	807 21				
Sale	05/31/12	05/30/12	200 000	115,353 63	113,703 95	1,649 68				
Sale	05/31/12	05/30/12	300 000	173,030 45	170,559 15	2,471.30				
Sale	06/06/12	06/01/12	100 000	56,803 72	56,122 65	681 07				
Sale	06/06/12	06/01/12	200 000	113,599 08	112,245 30	1,353 78				
Sale	06/06/12	06/01/12	500 000	283,997 71	284,921 45	-923 74	923 74			
Sale	06/11/12	06/03/12	100 000	58,599 73	58,211 83(g)	387 90				
Sale	06/11/12	06/03/12	400 000	234,422 74	232,847 34(g)	1,575 40				
Sale	06/11/12	06/08/12	500 000	293,260 48	290,135 42	3,125 06				
Sale	06/12/12	06/12/12	100 000	57,332 06	57,366 00	-33 94	33 94			

***Our records indicate that you are an exempt recipient for 1099 reporting purposes. This statement provided is based on IRS information reporting requirements for individuals as of the preparation date and is NOT furnished to the IRS. You may be subject to different income tax reporting requirements. Please contact your tax advisor if you have any questions.**

2012 Informational Tax Reporting Statement

MAGINNIS CHARITABLE FOUNDATION Account No **X46-096091** Customer Service 800-544-5704
Recipient ID No **93-1105853** Payer's Fed ID Number 04-3523567

Note: This information is not reported to the IRS. It may assist you in tax return preparation.

2012 Proceeds from Broker and Barter Exchange Transactions*

Short-term transactions (h)

(IRS Form 1099-B box numbers are shown below in **bold type**)

8 Description, **1d** Stock or Other Symbol, CUSIP

Action	**1a** Date of Sale or Exchange	**1b** Date of Acquisition	**1e** Quantity Sold	**2a** Sales Price of Stocks, Bonds, etc. (b)	**3** Cost or Other Basis (a)	Gain/Loss (-)	**5** Wash Sale Loss Disallowed	**4 Federal Income Tax Withheld**	**13** State	**15** State Tax Withheld
APPLE INC, AAPL, 037833100										
Sale	06/12/12	06/12/12	100 000	57,302 71	57,403 13	-100 42	100 42			
Sale	06/12/12	06/12/12	100 000	57,345 71	57,369 19	-23 48	23 48			
Sale	06/12/12	06/12/12	200 000	114,687 43	114,738 37	-50 94	50 94			
Sale	06/12/12	06/12/12	100 000	57,343 71	57,461 80	-118 09	118 09			
Sale	06/12/12	06/12/12	100 000	57,309 72	57,361 38	-51 66	51 66			
Sale	06/12/12	06/12/12	100 000	57,309.73	57,384 86	-75 13	75 13			
Sale	06/12/12	06/12/12	200 000	114,619 46	114,773 69	-154 23	154 23			
Sale	06/22/12	06/21/12	12 000	6,903 59	7,050 45	-146 86	146 86			
Sale	06/22/12	06/21/12	88 000	50,687 77	51,703 26	-1,015 49	1,015 49			
Sale	06/22/12	06/21/12	400 000	230,398 96	234,823 48	-4,424 52	4,424 52			
Sale	06/29/12	06/21/12	100 000	58,217 04	58,635 61	-418 57	418 57			
Sale	06/29/12	06/21/12	400 000	232,898 78	234,542 46	-1,643 68	1,643 68			
Sale	07/09/12	06/27/12	100 000	60,947 50	60,906 57 (g)	40 93				
Sale	07/09/12	06/27/12	400 000	243,789 99	243,595 63 (g)	194 36				
Sale	07/09/12	07/02/12	12 000	7,313 70	7,344 69 (g)	-30 99	30 99			
Sale	07/09/12	07/02/12	88 000	53,633 80	53,799 61 (g)	-165 81	165 81			
Sale	07/09/12	07/02/12	100 000	60,947 50	61,062 03 (g)	-114 53	114 53			
Sale	07/09/12	07/02/12	100 000	60,946 72	61,086 51 (g)	-139 79	139 79			
Sale	07/09/12	07/02/12	100 000	60,953 53	61,089 99 (g)	-136 46	136 46			
Sale	07/09/12	07/02/12	100 000	60,946 63	61,089 99 (g)	-143 36	143 36			
Sale	07/09/12	07/02/12	100 000	60,946 63	60,619 39 (g)	327 24				
Sale	07/09/12	07/02/12	100 000	60,946 65	60,537 12 (g)	409 53				

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Fidelity INVESTMENTS

2012 Informational Tax Reporting Statement

MAGINNIS CHARITABLE FOUNDATION Account No **X46-096091** Customer Service 800-544-5704
Recipient ID No **93-1105853** Payer's Fed ID Number 04-3523567

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2012 Proceeds from Broker and Barter Exchange Transactions*

Short-term transactions (h)

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8 Description, **1d** Stock or Other Symbol, CUSIP

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APPLE INC, AAPL, 037833100										
Sale	07/09/12	07/02/12	100 000	60,946 64	60,562 38 (g)	384 26				
Sale	07/09/12	07/02/12	100 000	60,946 64	60,559 05 (g)	387 59				
Sale	07/09/12	07/02/12	100 000	60,946 64	60,565 95 (g)	380 69				
Sale	07/10/12	07/10/12	1,000 000	615,206 06	618,871 95	-3,665 89	3,665 89			
Sale	07/23/12	07/23/12	100 000	59,772 91	59,547 94	224 97				
Sale	07/23/12	07/23/12	400 000	239,140 56	238,162 36	978 20				
Sale	07/23/12	07/23/12	500 000	298,925 70	297,338 39	1,587 31				
Sale	09/21/12	09/19/12	200 000	140,918 84	140,608 63	310 21				
Sale	09/21/12	09/19/12	800 000	563,691 42	562,434 52	1,256 90				
Sale	09/25/12	09/25/12	400 000	274,629 89	276,978 36	-2,348 47	2,348 47			
Sale	09/25/12	09/25/12	100 000	68,658 24	69,244 59	-586 35	586 35			
Sale	10/03/12	10/03/12	100 000	66,527 24	67,208 11	-680 87	680 87			
Sale	10/03/12	10/03/12	500 000	332,588 12	333,104 97	-516 85	516 85			
Sale	10/03/12	10/03/12	300 000	199,552 88	201,624 34	-2,071 46	2,071 46			
Sale	10/03/12	10/03/12	100 000	66,517 63	67,207 35	-689 72	689 72			
Sale	10/08/12	10/08/12	100 000	63,739 60	64,897 46	-1,157 86				
Sale	10/08/12	10/08/12	100 000	63,739 59	64,319 96	-580 37				
Sale	10/08/12	10/08/12	300 000	191,223 15	192,959 88	-1,736 73				
Sale	10/23/12	10/22/12	100 000	62,768 59	63,736 47	-967 88	967 88			
Sale	10/23/12	10/22/12	300 000	188,305 82	190,622 31	-2,316 49	2,316 49			
Sale	10/23/12	10/22/12	100 000	62,768 60	63,736 72	-968 12	968 12			
Sale	11/13/12	11/12/12	100 000	54,492 79	54,860 47 (g)	-367 68	367 68			

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Action	**1a** Date of Sale or Exchange	**1b** Date of Acquisition	**1e** Quantity Sold	**2a** Sales Price of Stocks, Bonds, etc (b)	**3** Cost or Other Basis (a)	Gain/Loss (-)	**5** Wash Sale Loss Disallowed	**4 Federal Income Tax Withheld**	**13** State	**15** State Tax Withheld
APPLE INC, AAPL, 037833100										
Sale	11/13/12	11/12/12	300 000	163,478 37	164,581 63(g)	-1,103 26	1,103 26			
Sale	11/13/12	11/12/12	100 000	54,491.78	54,273 34(g)	218 44				
Sale	11/29/12	11/28/12	400 000	236,230 71	239,034 89(g)	-2,804 18	1,402 22			
Sale	11/29/12	11/28/12	200 000	118,115 00	120,186 20(g)	-2,071 20				
Sale	11/29/12	11/29/12	100 000	59,057 68	59,391 50	-333 82				
Sale	11/29/12	11/29/12	100 000	59,057 67	59,391 99	-334 32				
Sale	12/31/12	12/31/12	100 000	52,270 82	52,413 46	-142 64	142 64			
Sale	12/31/12	12/31/12	100 000	52,263 31	52,413 45	-150 14	150 14			
Sale	12/31/12	12/31/12	30 000	15,681 61	15,724 04	-42 43	42 43			
Sale	12/31/12	12/31/12	70 000	36,590 41	36,795 60	-205 19	205 19			
Sale	12/31/12	12/31/12	40 000	20,908.33	20,966 00	-57 67	43.25			
Sale	12/31/12	12/31/12	100 000	52,270 84	52,557 64	-286 80				
Sale	12/31/12	12/31/12	30 000	15,681 25	15,769 54	-88 29				
Sale	12/31/12	12/31/12	30 000	15,681 25	15,766 93	-85 68				
Subtotals				**11,253,397.69**	**11,309,128.42** (c)					
COSTCO WHOLESALE CORP, COST, 22160K105										
Sale	12/04/12	11/29/12	700.000	72,985.96	71,955 86	1,030 10				
Sale	12/04/12	11/29/12	100 000	10,425 77	10,279 41	146 36				
Sale	12/04/12	11/29/12	200 000	20,847 58	20,558 82	288 76				
Sale	12/05/12	11/29/12	500 000	52,386 37	51,397 05	989 32				
Sale	12/05/12	11/29/12	3,500 000	366,777 78	359,779 31	6,998 47				

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Short-term transactions (h)

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COSTCO WHOLESALE CORP, COST, 22160K105										
Subtotals				**523,423.46**	**513,970.45 (c)**					
DEVON ENERGY CORP NEW, DVN, 25179M103										
Sale	02/27/12	02/22/12	100 000	7,478 91	7,534 80	-55 89				
Sale	02/27/12	02/22/12	900 000	67,388 98	67,813 15	-424 17				
Subtotals				**74,867.89**	**75,347.95 (c)**					
EOG RESOURCES INC, EOG, 26875P101										
Sale	02/27/12	02/22/12	300 000	34,791 42	34,931 39	-139 97				
Sale	02/27/12	02/22/12	700 000	81,204 83	81,506 56	-301 73				
Subtotals				**115,996.25**	**116,437.95 (c)**					
ISHARES SILVER TR ISHARES, SLV, 46428Q109										
Sale	03/02/12	03/01/12	1,900 000	64,678 63	64,147 02	531 61				
Sale	03/02/12	03/01/12	3,100 000	105,517.25	104,660 93	856 32				
Sale	03/02/12	03/01/12	5,000 000	169,798 99	169,647 95	151 04				
Sale	09/07/12	09/07/12	1,000 000	32,650 26	32,330 18	320 08				
Sale	09/07/12	09/07/12	1,300 000	42,429 59	42,029 24	400 35				
Sale	09/07/12	09/07/12	1,340 000	43,749 62	43,322 45	427 17				
Sale	09/07/12	09/07/12	160 000	5,223 83	5,172 80	51 03				
Sale	09/07/12	09/07/12	1,200 000	39,168 32	38,796 00	372 32				
Sale	09/07/12	09/07/12	2,500 000	81,600 67	80,857 95	742 72				
Principal	10/31/12	10/12/12	0 000	68 06	70 40	-2 34				

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ISHARES SILVER TR ISHARES, SLV, 46428Q109										
Sale	11/28/12	10/12/12	1,000 000	32,616 31	32,707 51	-91 20				
Sale	11/28/12	10/12/12	4,000 000	130,513 07	130,830.04	-316 97				
Subtotals				**748,014.60**	**744,572.47 (c)**					
MARKET VECTORS ETF OIL SVCS ETF, OIH, 57060U191										
Sale	02/27/12	02/22/12	800 000	35,143 41	35,292 28	-148 87	148 87			
Sale	02/27/12	02/22/12	200 000	8,791 04	8,823 07	-32 03				
Sale	02/27/12	02/22/12	400 000	17,582 08	17,718 43	-136 35				
Sale	02/27/12	02/22/12	200 000	8,791 05	8,820 40	-29 35				
Sale	02/27/12	02/22/12	400 000	17,582.08	17,715 24	-133 16				
Subtotals				**87,889.66**	**88,369.42 (c)**					
POWERSHARES QQQ TR UNIT SER 1, QQQ, 73935A104										
Sale	11/08/12	11/07/12	1,000 000	64,410 70	64,327 85	82.85				
Sale	11/13/12	11/07/12	1,000 000	63,342 63	64,347 95	-1,005 32				
Subtotals				**127,753.33**	**128,675.80 (c)**					
SECTOR SPDR TR SHS BEN INT ENERGY, XLE, 81369Y506										
Sale	02/27/12	02/22/12	1,000 000	75,643 68	75,585 35	58 33				
SPDR DOW JONES INDL AVERAGE ETF TR UNIT, DIA, 78467X109										
Sale	11/08/12	11/07/12	1,000 000	129,194 75	129,725 15	-530 40				

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SPDR GOLD TR GOLD SHS, GLD, 78463V107										
Sale	05/23/12	05/17/12	500 000	75,750 35	75,845 00	-94 65				
Sale	09/04/12	08/21/12	100 000	16,444 18	15,880 51	563 67				
Sale	09/04/12	08/21/12	200 000	32,903 26	31,761 01	1,142 25				
Sale	09/04/12	08/21/12	700 000	115,157 57	111,163 53	3,994 04				
Subtotals				**240,255.36**	**234,650.05 (c)**					
SPDR S&P 500 ETF TRUST UNIT SER 1 S&P, SPY, 78462F103										
Sale	11/08/12	11/07/12	400 000	55,955 56	56,167 96	-212 40				
Sale	11/08/12	11/07/12	600 000	83,933 35	84,259 95	-326 60				
Subtotals				**139,888.91**	**140,427.91 (c)**					
TRONOX LTD ORD REG, TROX, Q9235V101										
Sale	12/19/12	12/19/12	100 000	1,918 20	1,938 00	-19 80	19 80			
Sale	12/19/12	12/19/12	100 000	1,926 45	1,957 39	-30 94	30 94			
Sale	12/19/12	12/19/12	400 000	7,703 83	7,750 36	-46 53	46 53			
Sale	12/19/12	12/19/12	1,600 000	30,815 30	31,086 72	-271 42	271 42			
Sale	12/19/12	12/19/12	100 000	1,925 96	1,973 86	-47 90	47 90			
Sale	12/19/12	12/19/12	200 000	3,849 91	3,909 11	-59 20				
Sale	12/19/12	12/19/12	600 000	11,549 74	11,634 00	-84 26				
Sale	12/19/12	12/19/12	1,900 000	36,574 18	37,183 58	-609 40				
Subtotals				**96,263.57**	**97,433.02 (c)**					

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Short-term transactions (h)

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Action	**1a** Date of Sale or Exchange	**1b** Date of Acquisition	**1e** Quantity Sold	**2a** Sales Price of Stocks, Bonds, etc (b)	**3** Cost or Other Basis (a)	Gain/Loss (-)	**5** Wash Sale Loss Disallowed	**4 Federal Income Tax Withheld**	**13** State	**15** State Tax Withheld
UNITED STS OIL FD LPUNITS, USO, 91232N108										
Sale	02/27/12	02/22/12	2,000.000	83,054 15	81,004 35	2,049 80				
Sale	03/02/12	03/01/12	2,500 000	102,846 44	102,976.70	-130 26				
Subtotals				**185,900.59**	**183,981.05 (c)**					
TOTALS				**13,903,549.74**	**13,944,781.37(c)**			**0.00**		
Short-Term Realized Gain						**43,207.27**				
Short-Term Realized Loss						**-84,438.90**				
Wash Sale Loss Disallowed							**47,711.84**			

In addition to this Informational Tax Reporting Statement, please see the 1099 Tax Reporting Statement that we have issued for your account Only the 1099 Statement includes your official IRS Form 1099-B for the lots that cost basis information is required to be reported to the IRS

(a) Cost or other basis provided may include adjustments including, but not limited to, dividend reinvestment, return of capital/principal, wash sale loss disallowed, amortization, accretion, acquisition premium, bond premium, market discount, market premium, and option premium

(b) Gross proceeds less commissions

(c) Totals of Cost or Other Basis include all tax lots with known basis Totals do not include tax lots with unknown basis

(g) Adjusted due to previous wash sale disallowed loss

(h) All gain/loss information may not be reflected due to incomplete cost basis information

Amortization, accretion, and similar adjustments to cost basis are not provided for short-term instruments, unit investment trusts, or securities of foreign issuers

See the supplemental gain/loss sections of this statement for options, foreign currency transactions, and closed short positions opened prior to 2011 Also refer to the gain/loss sections to see details on adjustments made to cost basis for fixed income securities and for the local currency values for internationally denominated equities and fixed income securities

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